

Indiana described of record as follows:

K# 5-45-28
Part of the West $\frac{1}{2}$ of the Northwest $\frac{1}{4}$ of Section 12, Township 33 North, Range 8 West in Lake County, Indiana described as follows:
Beginning at a point 45 $\frac{1}{3}$ rods west of the Northeast corner of said West $\frac{1}{2}$ of the Northwest $\frac{1}{4}$; thence, South 12 rods; thence, West 8 rods; thence, North 12 rods; thence, East 8 rods to the Point of Beginning.

Notwithstanding the foregoing descriptions of record, or the results of any survey heretofore or hereafter conducted on the basis of said descriptions of record, the western boundary of the property of the defendants, Harold E. Kappler and Bobbie J. Kappler, shall be deemed to extend to and hereafter be established by the existing line of occupation separating the properties of defendants Kappler and plaintiffs Borucki, as hereinafter defined, said line of occupation having been in existence for a period in excess of ten (10) years prior to the initiation of this litigation, and the maintenance of said line of occupation having resulted in defendants Harold E. Kappler and Bobbie J. Kappler having acquired title to the area of property in dispute in this litigation through adverse possession.

The line of occupation between the property of the plaintiffs, Alfonso J. Borucki and Josephine M. Borucki, and the property of the defendants, Harold E. Kappler and Bobbie J. Kappler, constituting the western boundary of the property of the defendants, Harold E. Kappler and Bobbie J. Kappler, is defined and described as follows:

1. A line running in a general north-south direction, running approximately parallel to, and 40'6" to the west of the west wall of the existing single family dwelling located on the property of the defendants, Harold E. Kappler and Bobbie J. Kappler;
2. Which said line of occupation at its southern point intersects a certain stone and/or concrete monument measuring approximately 1'8" x 2' and 1'3" in height, which said monument is located approximately 8' to the west of the southwest corner of the existing fence located on the Kappler property;

3. Which said line at its northern point, where it intersects with 157th Street, is located approximately 6' to the west of the center line of an existing driveway which intersects 157th Street and which is located on the area of property in dispute in this litigation.

The plaintiffs, Alfonso J. Borucki and Josephine M. Borucki, and the defendants, Harold E. Kappler and Bobbie J. Kappler, hereby agree and stipulate that judgment should be entered in favor of the defendants Harold E. Kappler and Bobbie J. Kappler, and against the plaintiffs, Alfonso J. Borucki and Josephine M. Borucki, on the plaintiffs' Complaint herein, and that the plaintiffs' Complaint should be dismissed with prejudice as to named defendants Richard L. Haraburdo and Mary C. Haraburdo. The plaintiffs, Alfonso J. Borucki and Josephine M. Borucki, and the defendants, Harold E. Kappler and Bobbie J. Kappler, further agree and stipulate that judgment should be entered in favor of the defendants, Harold E. Kappler and Bobbie J. Kappler, and against the plaintiffs, Alfonso J. Borucki and Josephine M. Borucki, on the counterclaim to quiet title filed herein by defendants Harold E. Kappler and Bobbie J. Kappler, and that title to the area of real estate in dispute in this litigation shall be forever quieted in favor of the defendants and counterclaimants, Harold E. Kappler and Bobbie J. Kappler, their successors and assigns.

Alfonso J. Borucki
ALFONSO J. BORUCKI

Josephine M. Borucki
JOSEPHINE M. BORUCKI

Richard A. Parks
RICHARD A. PARKS, Attorney for
Plaintiffs Alfonso J. Borucki and
Josephine M. Borucki

Harold E. Kappler
HAROLD E. KAPPLER

Bobbie J. Kappler
BOBBIE J. KAPPLER

SPANGLER, JENNINGS, SPANGLER &
DOUGHERTY, P.C.
Attorneys for Defendants, Harold E.
Kappler and Bobbie J. Kappler

BY: David L. Abel, II
DAVID L. ABEL, II

The Court having examined and approved the above and foregoing

Agreed Judgment between the parties, the above and foregoing Agreed Judgment is hereby adopted and entered of record by the Court.

ALL OF WHICH IS ORDERED, ADJUDGED AND DECREED this 11^R day of July, 1983.

Walter D. McLaughlin
JUDGE

FILED
IN OPEN COURT
JUL 11 1983
Ralph Mattson
Clerk of the Jasper Circuit Court

STATE OF INDIANA, JASPER COUNTY, SS:

I, Ralph Mathew, Clerk of Jasper Circuit Court within and for said County and State, do hereby certify that the above and foregoing is a true and correct, full and complete copy "AGREED JUDGMENT" In Re: Alfonso J. Borucki, et al -vs- Harold E. Kappler, et al, CAUSE NO. C-425-81, Civil Fee Book 69, page 324.

as the same appears by the original and the record thereof now on file in my office and in my custody.

WITNESS, my hand and the Seal of said Court, at Rensselaer, IN

this 15th day of July

A. D. 1983

Ralph Mathew

CLERK OF THE Jasper CIRCUIT COURT

By: Sharon Mathew,
deputy

