

43557

LAWYERS TITLE
7885 BROAL
MERRILLVILLE, IN 46410

899033

LEASE SURRENDER

WHEREAS, BRIXHAM CORPORATION, a Indiana Corporation corporation ("Lessor"), leased the service station property known as 4620 East 8th Avenue, Gary, Indiana, and legally described as shown on Schedule X attached, to Clark Oil & Refining Corporation, a Wisconsin corporation ("Lessee"), which lease is dated December 10, 1968 and recorded January 21, 1969 as Document #2255, and

WHEREAS, the Lessee is desirous of yielding up possession of the premises; and

WHEREAS, the Lessor is willing to accept the surrender of the possession of the premises;

NOW, THEREFORE, in consideration of the payment of One (\$1.00) Dollar and other valuable consideration by Lessee to Lessor it is agreed that the Lessee surrender possession of the premises to the Lessor, and the Lessor hereby accepts the surrender of the possession of the premises.

Dated and effective as of this 14th day of January, 1987.

WITNESSED:

BRIXHAM CORPORATION

Mary B. Heckle

M. R. Burmaster
M. R. Burmaster, Vice President

Kathy B. Cronin

Robert W. Ziha
Robert W. Ziha, Secretary

CLARK OIL & REFINING CORPORATION

Mary B. Heckle

M. R. Burmaster
M. R. Burmaster, Vice President

Kathy B. Cronin

Robert W. Ziha
Robert W. Ziha, Secretary

THIS INSTRUMENT WAS DRAFTED BY:
RETURN TO:
Atty. M.R. Burmaster, Esq.
Clark Oil & Refining Corporation
7930 Clayton Road
St. Louis, Missouri
(314/854-8323)

JAN 28 9 28 AM '87

Richard J. Burmaster

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STATE OF MISSOURI)
)ss
COUNTY OF St. Louis)

I, Faye Marie Peats, a Notary Public in and for the state aforesaid, do hereby certify that M. R. Burmaster, Vice President and Robert W. Ziha, Secretary of BRIXHAM CORPORATION, a Indiana corporation, who are personally known to me to be the persons whose names are subscribed to the foregoing instrument, such Vice President and Secretary, respectively, appeared before me this day in person and acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act and as such Vice President and Secretary, respectively, and as the free and voluntary act of said corporation for the uses and purposes therein set forth.

Given under my hand and notarial seal, this 14th day of January, 1987.

Faye Marie Peats
Notary Public

My commission expires:

STATE OF MISSOURI)
)ss
COUNTY OF ST. LOUIS)

FAYE MARIE PEATS
NOTARY PUBLIC, STATE OF MISSOURI
MY COMMISSION EXPIRES 2/13/88
ST. LOUIS CITY

I, Faye Marie Peats, a Notary Public in and for the state aforesaid, do hereby certify that M. R. Burmaster, Vice President and Robert W. Ziha, Secretary of CLARK OIL & REFINING CORPORATION, a Wisconsin corporation, who are personally known to me to be the persons whose names are subscribed to the foregoing instrument, such Vice President and Secretary, respectively, appeared before me this day in person and acknowledged that they signed, sealed and delivered the said instrument as their free and voluntary act and as such Vice President and Secretary, respectively, and as the free and voluntary act of said corporation for the uses and purposes therein set forth.

Given under my hand and notarial seal, this 14th day of January, 1987.

Faye Marie Peats
Notary Public

My commission expires:

FAYE MARIE PEATS
NOTARY PUBLIC, STATE OF MISSOURI
MY COMMISSION EXPIRES 2/13/88
ST. LOUIS CITY

SCHEDULE X

Location:

4020 East 8th Avenue
Gary, Indiana

Description:

A parcel of land located in the City of Gary, Lake County, Indiana described as follows:

Part of the Southeast Quarter of the Southeast Quarter of Section 1, Township 36 North, Range 8 West of the 2nd P.M., commencing at a point 438.9 feet West of the intersection of the East line of said Section 1; and the Northerly Right-of-Way line of State Road #20; thence Westerly along the Northerly Right-of-Way of State Road #20, 194.8 feet; thence North at right angles to the North line of State Road #20 a distance of 32.46 feet to the Southerly Right-of-Way line of State Road #12 (Dunes Highway); thence Northeasterly along the Southerly Right-of-Way line of said State Road #12, a distance of 201.41 feet to a point; thence South 100.83 feet to the point of beginning.