

138210

Louis M. Casale
830.0 Mrs. Ste E
77 Mrs 46410

**SWORN STATEMENT AND
NOTICE OF INTENTION TO
HOLD MECHANIC'S LIEN**

December 10, 1990

TO:

BANK ONE, MERRILLVILLE,
N.A.,

As Trustee under the following
Trust Agreements:

(1) Trust Agreement dated August 1,
1988, known as Trust Number 963
730-54, (AS TO PARCELS I
AND II);

(2) Trust Agreement dated January
5, 1989, known as Trust Number
963850-54, (AS TO PARCEL
VII); and

(3) Trust Agreement dated October
5, 1989, known as Trust Number
964160-54, (AS TO PARCEL
VIII);

NORTHERN INDIANA PUBLIC SERVICE
CO.

5265 Hohman Avenue
Hammond, Indiana 46320
(AS TO PARCEL III)

AMERICAN FRIENDS OF BOYS TOWN
OF JERUSALEM, INC.

22 West 38th Street
New York, New York
(AS TO PARCEL IV)

WREXHAM ASSOCIATES

P.O. Box 832310
Richardson, Texas 75083
(AS TO PARCEL IV)

MERRILLVILLE LAZA ASSOCIATES

20800 West Twelve Mile Road
Suite 100
Southfield, Michigan 48076
(AS TO PARCEL V)

LAKE COUNTY TRUST COMPANY,

As Trustee under the Trust
Agreement dated May 17, 1988,
known as Trust Number 3844,
208 South Main Street
Crown Point, Indiana 46307
(AS TO PARCEL VI)

1000 East 80th Place
Suite 600 North
Merrillville, Indiana 46410
(AND COLLECTIVELY AS TO
PARCELS III, IV, V, AND VI AS
OWNERS OF CERTAIN
EASEMENT RIGHTS)

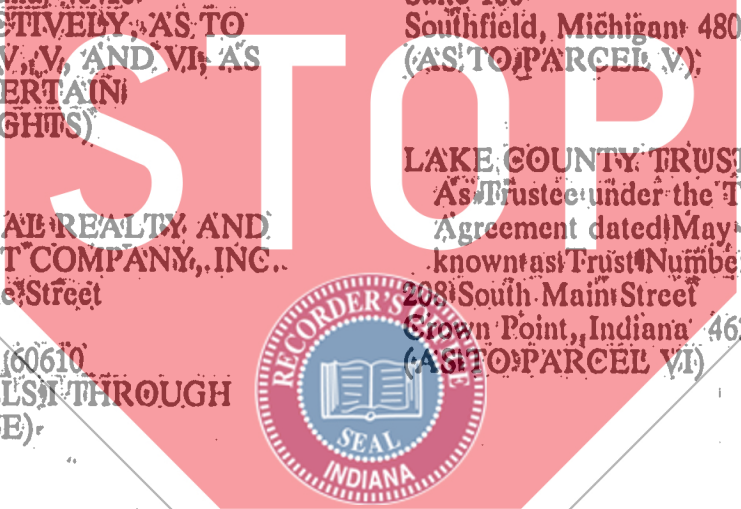
FIRST NATIONAL REALTY AND
DEVELOPMENT COMPANY, INC.

415 North LaSalle Street
Suite 700
Chicago, Illinois 60610
(AS TO PARCELS I THROUGH
VIII, INCLUSIVE)

LEFKAS GENERAL PARTNERS

NO. 1007
415 North LaSalle Street
Suite 700
Chicago, Illinois 60610
(AS TO PARCELS I THROUGH
VIII, INCLUSIVE)

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NOT OFFICIAL!**



STATE OF INDIANA, S.S. NO.
LAKE COUNTY
FILED FOR RECORD
Dec 11 1 55 PM '90
ROBERT SEIGER, CLERK

You are hereby notified that CHALLENGER CONSTRUCTION, INC. (hereinafter called "Claimant"), whose address is 1927 North Meridian Street, Indianapolis, Indiana, 46206, intends to hold a Mechanic's Lien on the real estate described on Exhibit A attached hereto, and on the improvements thereon, for the amount of Eleven Million, Six Hundred Ninety-three Thousand Three Hundred Twenty-three, and 00/100 Dollars (\$11,693,323.00) for work and labor done and for materials furnished by Claimant for the improvement of said real estate within the last sixty (60) days; which improvements include, but are not limited to: haul-off of spoil material and final compaction of utility easements (including electric, water, sewage, drainage and retention); spreading and rough grading of top soil, and supply and installation of the prime coat between the stone and the asphalt binder, and, generally, construction of improvements thereon.

The undersigned individual executing this instrument, as President of Claimant, hereby verifies, pursuant to Ind. Code § 32-8-3-3, and having been duly sworn upon his oath, under

40.00

the penalties for perjury, hereby states that Claimant intends to hold a Mechanic's Lien upon the above-described real estate and upon the improvements thereto; and that the facts and matters set forth in the foregoing sworn statement are true and correct to the best of his knowledge and belief.

By: C. Lee Flaughner
C. Lee Flaughner, President

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

Before me, a Notary Public in and for said County and State, personally appeared C. Lee Flaughner, the President of Challenger Construction, Inc., who acknowledged the execution of the foregoing Sworn Statement and Notice of Intention to Hold Mechanic's Lien, and who, having been duly sworn, under the penalties of perjury, stated that the facts and matters set forth therein are true and correct to the best of his knowledge and belief.

Witness my hand and Notarial Seal this 10 day of December, 1990:



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Signature: Robert F. G. Evans
Printed: Robert F. G. Evans
My County of Residence: Marion

This Document is the property of the Lake County Recorder!

This instrument was prepared by, and after recording returned to, Louis M. Casale, attorney at law, Casale & Foley, 8300 Mississippi Street, Merrillville, Indiana 46410. Telephone (219) 769-1566.

I hereby certify that I have this day mailed by first class mail, within three business days after recording, a duplicate of this Sworn Statement and Notice of Intention to Hold Mechanic's Lien to the property owners named above to the latest address for such owners as shown on the property tax records of Lake County, Indiana.

Date: December 11, 1990
Robert F. G. Evans
Recorder of Lake County, Indiana

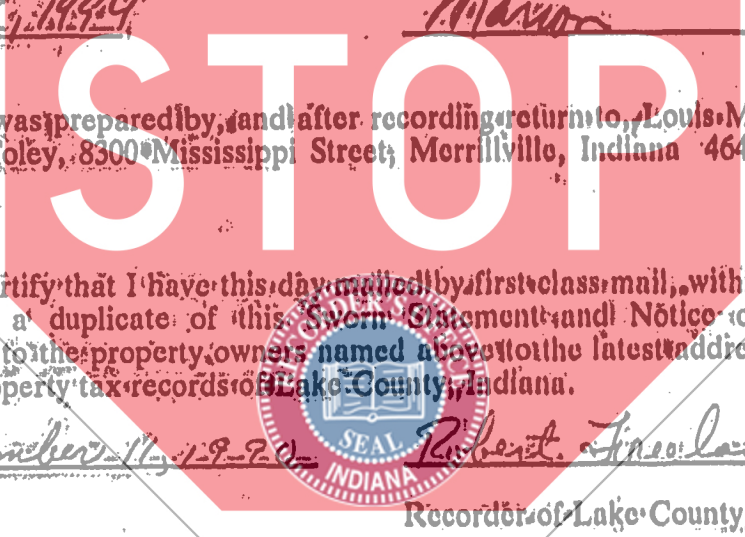


EXHIBIT A
(1 of 18)

PARCEL 1:

PART OF THE NORTH 1/2, SECTION 23, TOWNSHIP 35 NORTH, RANGE 8 WEST OF THE 2ND P.M., IN LAKE COUNTY, INDIANA, DESCRIBED AS: COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 23, THENCE SOUTH 02° 42' 00" EAST ALONG THE WEST LINE OF SAID SECTION 23 A DISTANCE OF 842.20 FEET TO THE SOUTHERLY RIGHT-OF-WAY LINE OF THE CHESAPEAKE AND OHIO RAILROAD, THENCE SOUTH 62° 42' 00" EAST ALONG SAID SOUTH LINE 1415.41 FEET, THENCE SOUTH 27° 18' 00" WEST, 748.24 FEET, THENCE SOUTH 88° 25' 00" WEST, 134.54 FEET TO THE POINT OF BEGINNING OF THIS DESCRIBED PARCEL, THENCE CONTINUING SOUTH 88° 25' 00" WEST, 324.45 FEET, THENCE SOUTH 01° 35' 00" EAST, 17.0 FEET TO THE NORTHERLY LINE OF U.S. HIGHWAY #30, THENCE EASTERLY ALONG THE NORTHERLY LINE OF SAID HIGHWAY, 309.65 FEET, THENCE NORTHERLY 88° 25' 00" EAST, 17.0 FEET, THENCE NORTH 01° 35' 00" WEST, 150 FEET TO THE POINT OF BEGINNING. (EXCEPT THAT PART CONVEYED TO THE STATE OF INDIANA BY WARRANTY DEED RECORDED SEPTEMBER 19, 1978 AS DOCUMENT NO. 491229 DESCRIBED AS FOLLOWS: A PART OF THE NORTHWEST QUARTER OF SECTION 23, TOWNSHIP 35 NORTH, RANGE 8 WEST, LAKE COUNTY, INDIANA, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION, THENCE SOUTH 0 DEGREES 01 MINUTES 00 SECONDS WEST 2,287.90 FEET ALONG THE WEST LINE OF SAID SECTION TO THE SOUTHWEST CORNER OF THE OWNER'S LAND, THENCE SOUTH 89 DEGREES 59 MINUTES 00 SECONDS EAST 350.00 FEET TO THE CORNER OF THE OWNER'S LAND, THENCE SOUTH 0 DEGREES 01 MINUTE 00 SECONDS WEST 194.90 FEET ALONG THE WEST LINE OF THE OWNER'S LAND TO THE NORTH BOUNDARY OF U.S.R. 30, THENCE ALONG THE BOUNDARY OF SAID U.S.R. 30 EASTERLY 463.51 FEET ALONG AN ARC TO THE RIGHT AND HAVING A RADIUS OF 53,814.79 FEET AND SUBTENDED BY A LONG CHORD HAVING A BEARING OF SOUTH 89 DEGREES 02 MINUTES 53 SECONDS EAST AND A LENGTH OF 463.51 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION, THENCE NORTH 1 DEGREE 14 MINUTES 58 SECONDS EAST 10.00 FEET, THENCE SOUTH 88 DEGREES 46 MINUTES 26 SECONDS EAST 50.01 FEET, THENCE SOUTH 1 DEGREE 15 MINUTES 10 SECONDS WEST 10.00 FEET TO THE NORTH BOUNDARY OF U.S.R. 30, THENCE ALONG THE BOUNDARY OF SAID U.S.R. 30 WESTERLY 50.00 FEET ALONG AN ARC TO THE LEFT AND HAVING A RADIUS OF 53,814.79 FEET AND SUBTENDED BY A LONG CHORD HAVING A BEARING OF NORTH 88 DEGREES 46 MINUTES 26 SECONDS WEST AND A LENGTH OF 50.00 FEET TO THE POINT OF BEGINNING.)

EXHIBIT A
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PARCEL 111

PART OF THE NORTH 1/2 SECTION 23, TOWNSHIP 35 NORTH, RANGE 8 WEST OF THE 2ND P.M., IN LAKE COUNTY, INDIANA, DESCRIBED AS: COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 23, THENCE SOUTH 02° 42' 00" EAST ALONG THE WEST LINE OF SAID SECTION 23 A DISTANCE OF 842.20 FEET TO THE SOUTHERLY RIGHT-OF-WAY LINE OF THE CHESAPEAKE AND OHIO RAILROAD, THENCE SOUTH 62° 42' 00" EAST ALONG SAID SOUTHERLY RIGHT-OF-WAY 1845.00 FEET TO THE POINT OF BEGINNING OF THIS DESCRIBED PARCEL, THENCE SOUTH 27° 18' 00" WEST, 274.33 FEET; THENCE SOUTH 62° 42' 00" EAST, 4.0 FEET; THENCE SOUTH 27° 18' 00" WEST, 80.0 FEET; THENCE SOUTH 62° 42' 00" EAST, 26.41 FEET; THENCE SOUTH 27° 18' 00" WEST 275.0 FEET; THENCE NORTH 62° 42' 00" WEST, 200.0 FEET; THENCE SOUTH 27° 18' 00" WEST, 339.51 FEET MORE OR LESS TO THE NORTHERLY LINE OF U.S. HIGHWAY #30; THENCE ON A CURVE TO THE RIGHT WITH A RADIUS OF 53,817.23 FEET A DISTANCE OF 87.67 FEET TO THE POINT OF CURVE; THENCE NORTH 88° 37' 48" EAST ALONG THE NORTHERLY LINE OF SAID HIGHWAY A DISTANCE OF 1931.83 FEET TO THE SOUTHERLY LINE OF THE CHESAPEAKE AND OHIO RAILROAD; THENCE NORTH 62° 42' 00" WEST, 1542.08 FEET TO THE POINT OF BEGINNING. EXCEPT THAT PART CONVEYED TO THE STATE OF INDIANA BY WARRANTY DEED RECORDED SEPTEMBER 19, 1978 AS DOCUMENT NO. 491229 DESCRIBED AS FOLLOWS:

PART OF THE NORTHWEST QUARTER OF SECTION 23, TOWNSHIP 35 NORTH, RANGE 8 WEST, LAKE COUNTY, INDIANA, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION; THENCE SOUTH 0 DEGREES 01 MINUTE 00 SECONDS WEST 2,287.90 FEET ALONG THE WEST LINE OF SAID SECTION; THENCE SOUTH 89 DEGREES 39 MINUTES 00 SECONDS EAST 350.00 FEET; THENCE SOUTH 0 DEGREES 01 MINUTE 00 SECONDS WEST 196.90 FEET TO THE NORTH BOUNDARY OF U.S.R. 30; THENCE ALONG THE BOUNDARY OF SAID U.S.R. 30 EASTERLY, 651.76 FEET ALONG AN ARC TO THE RIGHT AND HAVING A RADIUS OF 53,814.79 FEET AND SUSTENDED BY A LONG CHORD HAVING A BEARING OF SOUTH 88 DEGREES 56 MINUTES 49 SECONDS EAST AND A LENGTH OF 651.76 FEET; THENCE SOUTH 88 DEGREES 36 MINUTES 00 SECONDS EAST 488.03 FEET ALONG SAID BOUNDARY TO THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE NORTH 1 DEGREE 24 MINUTES 00 SECONDS EAST 10.00 FEET; THENCE SOUTH 89 DEGREES 36 MINUTES 00 SECONDS EAST 40.00 FEET; THENCE SOUTH 1 DEGREE 24 MINUTES 00 SECONDS WEST 10.00 FEET TO THE NORTH BOUNDARY OF U.S.R. 30; THENCE NORTH 88 DEGREES 36 MINUTES 00 SECONDS WEST 40.00 FEET ALONG THE BOUNDARY OF SAID U.S.R. 30 TO THE POINT OF BEGINNING.

EXHIBIT A
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PARCEL III

EASEMENT FOR PARKING LOT, UTILITY CROSSOVERS AND DRIVEWAYS SET OUT IN DOCUMENT RECORDED SEPTEMBER 15, 1979 AS DOCUMENT NO. 058076, OVER, UPON AND ACROSS THE FOLLOWING DESCRIBED TRACT:
(NORTHERN INDIANA PUBLIC SERVICE COMPANY PARCEL)
PART OF THE NORTH 1/2, SECTION 23, TOWNSHIP 35 NORTH, RANGE 8 WEST OF THE 2ND PRINCIPAL MERIDIAN, IN ROSS TOWNSHIP, LAKE COUNTY, INDIANA, DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE NORTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY #30 AND THE NORTHEASTERN RIGHT-OF-WAY OF THE ABANDONED C & O RAILROAD, THENCE NORTH 59° 57' 30" WEST ALONG SAID NORTHEASTERN RAILROAD RIGHT OF WAY, 1724.26 FEET; THENCE SOUTH 30° 02' 30" WEST 100 FEET; THENCE SOUTH 59° 57' 30" EAST ALONG THE SOUTHWESTERN RIGHT-OF-WAY OF SAID ABANDONED RAILROAD RIGHT-OF-WAY, 1542.08 FEET MORE OR LESS TO THE NORTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY #30; THENCE SOUTH 89° 37' 42" EAST, 208.44 FEET TO THE POINT OF BEGINNING.

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PARCEL IV

EASEMENT OVER COMMON FACILITIES AS SET OUT IN DECLARATION OF EASEMENTS RECORDED JANUARY 30, 1979 AS DOCUMENT NO. 513561, OVER, UPON AND ACROSS THE FOLLOWING DESCRIBED TRACT:
(TOYS "R" US PARCEL)
PART OF THE NORTH HALF OF SECTION 23, TOWNSHIP 35 NORTH, RANGE 8 WEST OF THE 2ND P.M., LAKE COUNTY, INDIANA, DESCRIBED AS COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 23; THENCE SOUTH 02 DEGREES 42 MINUTES 00 SECONDS EAST ALONG THE WEST LINE OF SAID SECTION 23, 842.20 FEET; TO THE SOUTH RIGHT-OF-WAY LINE OF THE CHESAPEAKE AND OHIO RAILROAD; THENCE SOUTH 62 DEGREES 42 MINUTES 00 SECONDS EAST ALONG SAID SOUTH LINE, 1352.33 FEET TO THE PLACE OF BEGINNING; THENCE CONTINUING SOUTH 62 DEGREES 42 MINUTES 00 SECONDS EAST ALONG SAID SOUTH LINE, 192.67 FEET; THENCE SOUTH 27 DEGREES 18 MINUTES 00 SECONDS WEST, 274.33 FEET; THENCE SOUTH 42 DEGREES 42 MINUTES 00 SECONDS EAST 4.00 FEET; THENCE SOUTH 27 DEGREES 18 MINUTES 00 SECONDS WEST, 180.00 FEET; THENCE SOUTH 62 DEGREES 42 MINUTES 00 SECONDS EAST, 26.41 FEET; THENCE SOUTH 27 DEGREES 18 MINUTES 00 SECONDS WEST, 275.00 FEET; THENCE NORTH 62 DEGREES 42 MINUTES 00 SECONDS WEST, 260.00 FEET; THENCE NORTH 27 DEGREES 18 MINUTES 00 SECONDS EAST, 275.00 FEET; THENCE SOUTH 62 DEGREES 42 MINUTES 00 SECONDS EAST, 36.92 FEET; THENCE NORTH 27 DEGREES 18 MINUTES 00 SECONDS EAST, 354.33 FEET TO THE PLACE OF BEGINNING.

EXHIBIT A
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PARCEL (U)

NON-EXCLUSIVE EASEMENT FOR VEHICULAR AND PEDESTRIAN INGRESS AND EGRESS AS SET OUT IN SUPPLEMENTAL AGREEMENT RECORDED MARCH 20, 1987 AS DOCUMENT NO. 907791, OVER, UPON AND ACROSS THE FOLLOWING DESCRIBED TRACT:

(MERRILLVILLE PLAZA ASSOCIATES PARCEL)

PART OF THE NORTH 1/2 OF SECTION 23, TOWNSHIP 35 NORTH, RANGE 8 WEST OF THE ROSS TOWNSHIP, LAKE COUNTY, INDIANA, LYING SOUTHWESTERLY OF THE 100 FOOT RIGHT-OF-WAY OF THE CHESAPEAKE AND OHIO RAILROAD AND NORTH OF THE 200 FOOT RIGHT-OF-WAY OF U.S. HIGHWAY NO. 30, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 23, THENCE SOUTH 02° 42' 00" EAST ALONG THE WEST LINE OF SAID SECTION 23 A DISTANCE OF 1,258.66 FEET TO THE POINT OF BEGINNING OF THIS DESCRIBED PARCEL, THENCE NORTH 87° 18' 00" EAST, 721.33 FEET MORE OR LESS TO THE SOUTH LINE OF SAID 100 FOOT CHESAPEAKE AND OHIO RAILROAD RIGHT-OF-WAY, THENCE SOUTH 62° 42' 00" EAST ALONG SAID SOUTH RIGHT-OF-WAY, 819.41 FEET TO A POINT, 1,652.33 FEET SOUTH 62° 42' 00" EAST FROM THE WEST LINE OF SAID SECTION 23 AND MEASURED ALONG THE SOUTH LINE OF SAID RAILROAD RIGHT-OF-WAY, THENCE SOUTH 27° 19' 00" WEST, 354.33 FEET, THENCE NORTH 62° 42' 00" WEST, 36.92 FEET, THENCE SOUTH 27° 18' 00" WEST, 614.54 FEET MORE OR LESS TO THE NORTHERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY #30, THENCE WESTERLY ALONG THE NORTHERLY LINE OF SAID HIGHWAY, 44.97 FEET, THENCE NORTH 01° 35' 00" WEST, 43.04 FEET, THENCE NORTH 89° 25' 00" EAST, 171.0 FEET, THENCE NORTH 01° 35' 00" WEST, 150 FEET, THENCE SOUTH 89° 25' 00" WEST, 324.65 FEET, THENCE SOUTH 01° 35' 00" EAST, 199.56 FEET TO THE NORTHERLY RIGHT-OF-WAY OF U.S. HIGHWAY NO. 30, THENCE WESTERLY ALONG THE NORTHERLY LINE OF SAID HIGHWAY, 210 FEET TO THE EAST LINE OF THE AMERICAN OIL PROPERTY DESCRIBED IN DEED RECORDED IN DEED RECORD 11288 PAGE 199, THENCE NORTH 02° 42' 00" WEST, 191.812 FEET ALONG SAID EAST LINE, THENCE SOUTH 87° 18' 00" WEST, 350 FEET TO A POINT ON THE WEST LINE OF SAID SECTION 23, THAT IS 2,287.90 FEET SOUTH OF THE NORTHWEST CORNER OF SAID SECTION 23, THENCE NORTH 02° 42' 00" WEST, 1,029.24 FEET TO THE POINT OF BEGINNING.

EXHIBIT A
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PARCEL VI:

EASEMENT FOR DRAINAGE, DITCHES, PONDS, ETC., CONTAINED IN A GRANT FROM SMITH REAL ESTATE CORPORATION TO G.I. LAND CO., ETAL, AND TO THEIR SUCCESSORS AND ASSIGNS DATED JANUARY 16, 1979 AND RECORDED MARCH 26, 1979 AS DOCUMENT NO. 521402 OVER, UPON AND ACROSS THE FOLLOWING:
PART OF THE NW 1/4 OF SECTION 23 T 35 N, R 8 W OF THE 2ND P.M., LAKE COUNTY, INDIANA, DESCRIBED AS COMMENCING AT THE INTERSECTION OF THE WEST LINE OF SAID NW 1/4 AND THE NORTH LINE OF THE 100-FOOT WIDE RIGHT-OF-WAY OF THE CHESAPEAKE AND OHIO RAILROAD, THENCE S 62° 42' 00" E ALONG SAID RAILROAD NORTH LINE, 2026.06 FEET TO THE POINT OF BEGINNING OF THE CENTERLINE OF A 90 FOOT WIDE DRAINAGE EASEMENT WHOSE CENTERLINE IS DESCRIBED AS FOLLOWS: IN 00° 18' 00" E, 289.72 FEET, THENCE NORTHEASTERLY ALONG A CIRCULAR CURVE WHICH IS CONVEX TO THE NORTHWEST WHOSE RADIUS = 150 FEET, TANGENT = 125.84 FEET, DEFLECTION ANGLE = 89°, A DISTANCE OF 209.44 FEET ALONG SAID CURVE, THENCE N 60° 18' 00" E, 507 FEET, MORE OR LESS, THENCE NORTHEASTERLY ALONG A CIRCULAR CURVE WHICH IS CONVEX TO THE SOUTHEAST WHOSE RADIUS = 150 FEET, TANGENT = 132.71 FEET, DEFLECTION ANGLE = 89°, A DISTANCE OF 217.29 FEET ALONG SAID CURVE TO A POINT ON A LINE LYING 75 FEET WEST OF AND PARALLEL WITH THE EAST LINE OF SAID NW 1/4, THENCE N 02° 42' 00" W AND PARALLEL WITH SAID EAST LINE, 1090 FEET, MORE OR LESS, TO THE NORTH LINE OF SAID NW 1/4, THE POINT OF TERMINUS OF SAID DRAINAGE EASEMENT CENTERLINE, AND AS AMENDED BY GRANT OF EASEMENT RECORDED AS DOCUMENT 068169 FOR THE BENEFIT OF PARCELS I, II AND

ALSO:

Part North 1/2 Section 23, Township 35 North, Range 8 West of the 2nd P.M., described as follows: Commencing at the Northeast corner of the South 1/2 NW 1/4 of said Section 23; thence South 87° 54' 57" West along the North line of said South 1/2, NW 1/4 a distance of 16.89 feet; thence North 01° 22' 12" West, 100.00 feet to the point of beginning of this described easement; thence South 01° 22' 12" East, 100.00 feet; thence North 87° 54' 57" East, 680.72 feet to the East line of the East line of the West 1/2, SW 1/4, NE 1/4 of said Section 23; thence South 02° 45' 46" East, 80.00 feet; thence South 87° 54' 57" West, 680.72 feet; thence South 01° 22' 12" East, 255.06 feet to a point 845.37 feet North of the North right-of-way line of U.S. Highway #30; thence South 88° 37' 48" West, parallel to the North right-of-way line of U.S. Highway #30 a distance of 80 feet; thence North 01° 22' 12" West, 334.04 feet to the North line of the SE 1/4, NW 1/4 of said Section 23; thence North 45° 00' 00" West to the Southerly line of a 90 foot wide drainage easement; thence Northeasterly along a curve to the left with a radius of 195 feet to a point on a line North 45° 00' 00" West from the point of beginning; thence South 45° 00' 00" East to the point of beginning.

EXHIBIT A
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PARCEL VI: (CONTINUED)

ALSO:

Part of the South $\frac{1}{2}$, SW $\frac{1}{4}$ Section 14, Township 35 North, Range 8 West of the 2nd P.M., Lake County, Indiana, described as follows: Beginning at the Southeast corner SW $\frac{1}{4}$ of said Section 14; thence South $87^{\circ}55'07''$ West along the South line of said Section 14 a distance of 120 feet; thence North 26.35 feet; thence North 82° West, 174.5 feet; thence North 42° West, 333.0 feet; thence North $75^{\circ}15'41''$ West, 88.24 feet; thence South 88° West, 92.0 feet; thence South 63° West, 294.0 feet; thence North 45° West, 250 feet; thence West 85.0 feet; thence South 64° West, 259.0 feet; thence West 100.0 feet; thence North 45° West, 108.0 feet; thence North 10° East, 172.0 feet; thence North $59^{\circ}24'18''$ East, 197.07 feet; thence North, 155.0 feet; thence North 60° East, 145.26 feet; thence North $80^{\circ}38'41''$ East, 359.8 feet; thence East, 130.10 feet; thence South 60° East, 167.0 feet; thence South 33° East, 390.0 feet; thence South 45° East, 175 feet; thence South 60° East, 218.31 feet; thence North 90° East to the East line of the SW $\frac{1}{4}$ of said Section 14; thence Southerly along the East line of the SW $\frac{1}{4}$ of said Section 14 a distance of 231.45 feet, more or less to the Point of Beginning, containing 14.95 acres, more or less.

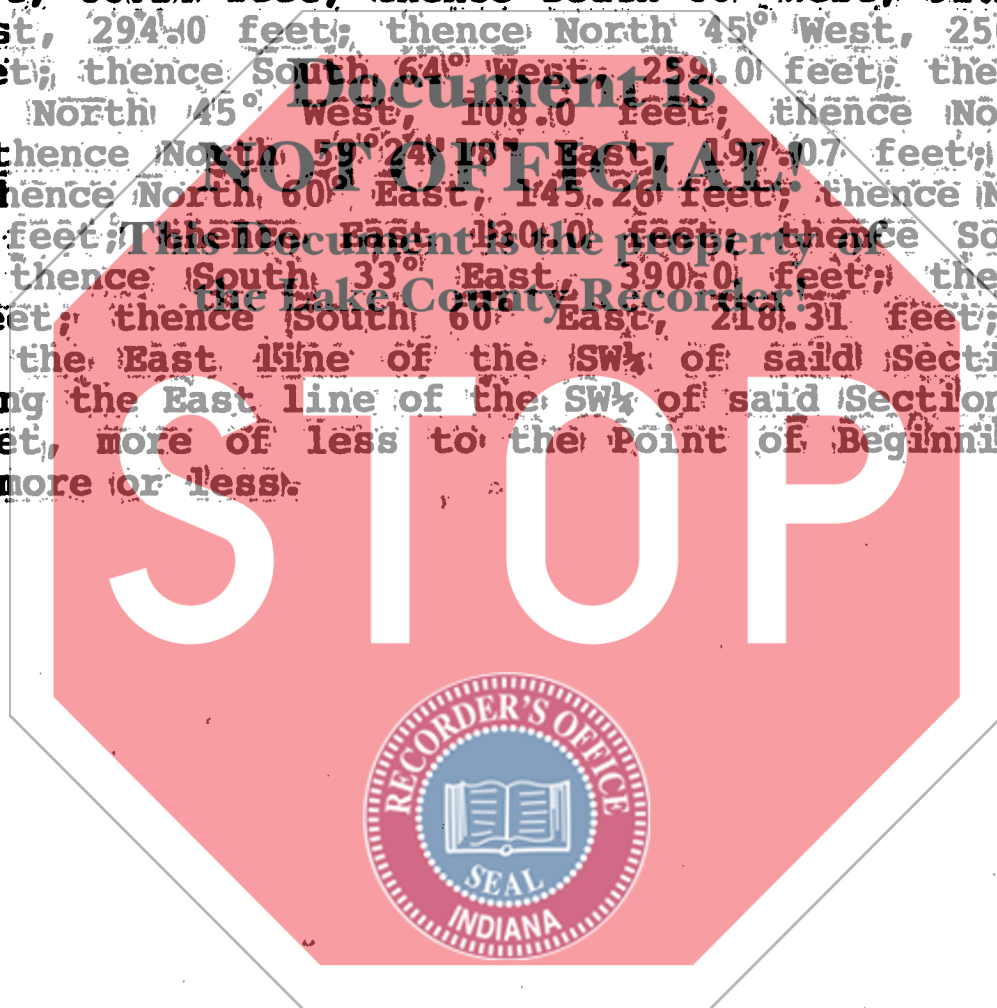


EXHIBIT A
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PARCEL (VII):

PART OF THE NORTH 1/2, SECTION 23, TOWNSHIP 35 NORTH, RANGE 8 WEST OF THE 2ND PRINCIPAL MERIDIAN, IN ROSS TOWNSHIP, LAKE COUNTY, INDIANA, DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE NORTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 30 AND THE EAST LINE OF THE WEST 1/2, WEST 1/2, NORTHEAST 1/4 OF SAID SECTION 23, THENCE SOUTH 88° 37' 48" WEST ALONG THE NORTH RIGHT-OF-WAY LINE OF SAID HIGHWAY A DISTANCE OF 178.62 FEET MORE OR LESS TO THE NORTHEASTERN RIGHT-OF-WAY LINE OF THE ABANDONED C & O RAILROAD, THENCE NORTH 62° 42' WEST ALONG SAID RAILROAD RIGHT-OF-WAY, 1724.96 FEET, THENCE NORTH 27° 18' EAST 20.00 FEET, THENCE NORTH 88° 37' 48" EAST, 1661.95 FEET MORE OR LESS TO THE EAST LINE OF THE WEST 1/2, WEST 1/2, NORTHEAST 1/4 OF SAID SECTION 23, THENCE SOUTH 82° 45' 46" EAST 848.37 FEET MORE OR LESS TO THE POINT OF BEGINNING.

Document is
NOT OFFICIAL!

VIII:

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THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 35 NORTH, RANGE 8 WEST OF THE 2ND P.M., AND THE EAST HALF OF THE SOUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 35 NORTH, RANGE 8 WEST OF THE 2ND P.M., LYING NORTH OF THE NORTHERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 30, EXCEPTING THAT PART OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SAID SECTION 23, DESCRIBED AS FOLLOWS: COMMENCING AT THE INTERSECTION OF THE NORTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 30 WITH THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 23, THENCE WEST ALONG THE NORTH LINE OF U.S. HIGHWAY NO. 30, A DISTANCE OF 180 FEET, THENCE NORTH PARALLEL TO THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 23, A DISTANCE OF 190 FEET, THENCE EAST PARALLEL TO THE NORTH LINE OF U.S. HIGHWAY NO. 30, A DISTANCE OF 180 FEET TO THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 23, THENCE SOUTH 190 FEET TO THE POINT OF BEGINNING, IN LAKE COUNTY, INDIANA.

ALSO EXCEPTING THEREFROM THAT PORTION DESCRIBED AS FOLLOWS:

COMMENCING AT THE POINT OF INTERSECTION OF THE NORTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 30 WITH THE EAST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 23, THENCE NORTH 2 DEGREES 48 MINUTES 02 SECONDS WEST ON THE EAST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 23, A DISTANCE OF 150.0 FEET, THENCE WEST PARALLEL TO THE NORTH LINE OF U.S. HIGHWAY 30, A DISTANCE OF 60.01 FEET TO A POINT ON A LINE 60.00 FEET WEST OF AND PARALLEL TO THE EAST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 23, SAID POINT BEING THE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED TRACT, THENCE CONTINUING WEST ON A LINE PARALLEL TO THE NORTH LINE OF U.S. HIGHWAY 30, A DISTANCE OF 140.0 FEET TO A POINT, THENCE NORTH 2 DEGREES 48 MINUTES 02 SECONDS WEST ON A LINE PARALLEL TO THE EAST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 23, A DISTANCE OF 95.17 FEET, THENCE SOUTH 88 DEGREES 37 MINUTES 48 SECONDS WEST, A DISTANCE OF 166.44 FEET TO A POINT, THENCE SOUTH 1 DEGREE 2 MINUTES 12 SECONDS EAST, A DISTANCE OF 246.32 FEET TO A POINT ON THE NORTH

EXHIBIT A
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RIGHT-OF-WAY LINE OF U.S. HIGHWAY 30, THENCE WESTERLY ON THE NORTH
RIGHT-OF-WAY LINE OF U.S. HIGHWAY 30, A DISTANCE OF 233.50 FEET ON THE ARC
OF A CIRCLE WHOSE CHORD HAS A BEARING OF SOUTH 88 DEGREES 20 MINUTES 00
SECONDS WEST, A CHORD LENGTH OF 233.50 FEET AND A RADIUS OF 98117.96 FEET
TO A POINT, THENCE NORTH 1 DEGREE 22 MINUTES 12 SECONDS WEST, A DISTANCE OF
762.53 FEET TO A POINT, THENCE NORTH 88 DEGREES 37 MINUTES 48 SECONDS EAST,
A DISTANCE OF 281.64 FEET TO A POINT, THENCE NORTH 1 DEGREE 22 MINUTES 12
SECONDS WEST, A DISTANCE OF 282.84 FEET TO A POINT, THENCE SOUTH 88 DEGREES
37 MINUTES 48 SECONDS WEST, A DISTANCE OF 50.00 FEET TO A POINT, THENCE
NORTH 1 DEGREE 22 MINUTES 12 SECONDS WEST, A DISTANCE OF 160.00 FEET TO A
POINT ON THE NORTH LINE OF THE SOUTHEAST 1/4 OF THE NORTHEAST 1/4 OF SAID
SECTION 23, THENCE NORTH 87 DEGREES 54 MINUTES 56 SECONDS EAST ON THE LAST
DESCRIBED LINE, A DISTANCE OF 537.27 FEET TO A POINT ON A LINE 60.0 FEET
WEST OF AND PARALLEL TO THE EAST LINE OF THE NORTH 1/4 OF SAID SECTION 23,
THENCE SOUTH 2 DEGREES 48 MINUTES 02 SECONDS EAST ON A LINE 60.0 FEET WEST
OF AND PARALLEL TO THE EAST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 23, A
DISTANCE OF 1058.72 FEET TO THE POINT OF BEGINNING.

THIS DOCUMENT IS THE PROPERTY OF
the Lake County Recorder!
ALSO EXCEPTING THEREFROM THAT PORTION DESCRIBED AS FOLLOWS:

COMMENCING AT THE POINT OF INTERSECTION OF THE NORTH RIGHT OF WAY LINE OF
U.S. HIGHWAY NO. 30 WITH THE EAST LINE OF THE NORTHEAST 1/4 OF SAID SECTION
23, THENCE NORTH 2 DEGREES 48 MINUTES 02 SECONDS WEST ON THE EAST LINE OF
THE NORTHEAST 1/4 OF SAID SECTION 23, A DISTANCE OF 150.0 FEET, THENCE WEST
PARALLEL TO THE NORTH LINE OF U.S. HIGHWAY 30, A DISTANCE OF 50.0 FEET TO
A POINT ON A LINE 50.0 FEET WEST OF AND PARALLEL TO THE EAST LINE OF THE
NORTHEAST 1/4 OF SAID SECTION 23, THENCE CONTINUING WEST ON A LINE PARALLEL
TO THE NORTH LINE OF U.S. HIGHWAY 30, A DISTANCE OF 150.0 FEET TO A POINT,
SAID POINT BEING THE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED TRACT,
THENCE NORTH 2 DEGREES 48 MINUTES 02 SECONDS WEST ON A LINE PARALLEL TO THE
EAST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 23, A DISTANCE OF 95.17
FEET, THENCE SOUTH 88 DEGREES 37 MINUTES 48 SECONDS WEST, A DISTANCE OF
166.44 FEET TO A POINT, THENCE SOUTH 1 DEGREE 22 MINUTES 12 SECONDS EAST, A
DISTANCE OF 246.32 FEET TO A POINT ON THE NORTH RIGHT OF WAY LINE OF U.S.
HIGHWAY 30, THENCE EASTERLY ON THE NORTH RIGHT OF WAY LINE OF U.S. HIGHWAY
30, A DISTANCE OF 172.56 FEET ON THE ARC OF A CIRCLE WHOSE CHORD HAS A
BEARING OF NORTH 88 DEGREES 12 MINUTES 53 SECONDS EAST, A CHORD LENGTH OF
172.56 FEET AND A RADIUS OF 98117.96 FEET TO A POINT, THENCE NORTH 2
DEGREES 48 MINUTES 02 SECONDS WEST, A DISTANCE OF 149.98 FEET TO THE POINT
OF BEGINNING.