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

December 17, 1990

TO:

BANK ONE, MERRILLVILLE, N.A. as Trustee under the following Trust Agreements:

- (1) Trust Agreement dated August 1, 1988, known as Trust No. 963730-54, (AS TO PARCELS I AND II);
- (2) Trust Agreement dated January 5, 1989, known as Trust Number 963850-54, (AS TO PARCEL VII);
- (3) Trust Agreement dated October 5, 1989, known as Trust Number 964160-54, (AS TO PARCEL VIII).

NORTHERN INDIANA PUBLIC SERVICE: COMPANY 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)

1000 E. 80th Place

DOCUME 20300 West Twelve Mile Road

Merrillville, IN 46410

(AND, COLLECTIVELY, AS TO OFF Southfield, Michigan 48076

PARCELS III, IV AND VI AS (AS TO PARCEL V)

OWNERS OF CERTAIN EASEMENT HE THE PROPERTY OF RIGHTS)

the Lake County BRECOUNTY TRUST COMPANY,

FIRST NATIONAL REALTY AND DEVELOPMENT COMPANY, INC. 415 North I asalle 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):

as Trustee under the
Trust Agreement dated
May 17, 1988, known as
Trust No. 3844
208 South Main Street
Crown Point, Indiana 4630%
(AS TO PARCEL VI)



You are hereby notified that SOUTHEASTERN SUPPLY COMPANY ("SESCO"); (hereinafter called "Claimant") whose address is P.O. Box 516, 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 Seventeen Thousand One Hundred Forty-Seven and 16/100 Dollars (\$17,147.16) 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: supplying of materials to the painting subcontractors, Landis Painting Co., Inc. with respect to the Wal-Mart and Sam's buildings.

The undersigned individual executing this instrument, as General Manager of Claimant, hereby verifies, pursuant to Indiana Code §32-8-3-3, and having been duly sworn upon his oath, under the penalties for perjury, hereby states that Claimant intends to hold

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STATE OF SUPPLEMANTS.S

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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.

WINCENT W. KENNEY, General Manager

STATE OF INDIANA

OF MARION

Before me, a Notary Public in and for said County and State, personally appeared Vincent W. Kenney, the General Manager of Southeastern Supply Company, 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 for 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  $18^{-14}$  day of December,

My Comm. Expires:

Documentis wi Kay

3-20-91

NOT OFFIce not Residence: MARION

This Document is the property of

the Lake County Recorder!

I hereby certify that I have this day of 19 mailed a duplicate of this notice, first class, postage prepaid, to the above named property owners at the addresses indicated above.

Recorder of Lake County, Indiana.

Q.

This instrument was prepared by Nick Katich, Attorney at Law, 300 E. 90th Drive, Easton Court, Merrillville, Indiana 46410.

 $O_{\mathbf{v}}$ ,

### PARCEL I

PART OF THE NORTH 1/2, SECTION 23, TOWNSHIP 35 NORTH, RANGE B WEST OF THE 2ND PAME, IN LAKE COUNTY, INDIANA, DESCRIBED AS: COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 23, THENCE SOUTH 020 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 629 42' 00" EAST ALONG SAID SOUTH LINE 1615.41 FEET, THENCE SOUTH 270 18' 00" WEST. 748.24 FEET, THENCE BOUTH 880 25' 00" WEST, 134.54 FEET TO THE POINT OF BEGINNING OF THIS DESCRIBED PARCEL THENCE CONTINUING SOUTH 100 251 001 WEST 1324.45 FEET, THENCE SOUTH 010 35' 00" EAST, 193.56 FEET TO THE NORTHERLY LINE OF U.S. HIGHWAY #30, THENCE EASTERLY MECHO THE NORTHERLY LINE OF SAID HIGHWAY, 309.65
FEET, THENCE NORTH 010 35' 00 WEST, 43.06 FEET, THENCE NORTH 880 25' DO EAST, 17.0 FETTHISTHENCE INDETH 1919 STOOPE 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 GUARTER OF SECTION 23. TOWNSHIP 35 NORTH, RANGE 8 WEST, LAKE COUNTY, INDIANA, DESCRIBED AS FOLLOWS: COMENCING AT THE NORTHWEST CORNER OF SAID SECTION, THENCE SOUTH O DEGREES ON MINUTES OF SECONDS WEST 2,287.90 FEIT ALONG THE WEST LINE OF SAID SECTION TO THE SOUTHWEST CORNER OF THE CUNER'S LAND. THENCE SOUTH BY DEGREES SY MINUTES DO SECONDS EAST 350.00 FEET TO THE CORNER OF THE OWNER'S LAND, THENCE SOUTH O DEGREES OF MINUTE OO SECONDS WEST 196.90 FEET ALONS THE WEST LINE OF THE DUNER'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 OLDER ON ARC TO THE RIGHT AND HAVING A RADIUS OF 53, BUG. 79 FEET AND SUSTENDED BY A LONG CHORD HAVING A BEARING OF BOUTH BY DEGREES DE MINUTES 30 SECONDS EAST AND A LENGTH OF 463.51 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION. THENCE NORTH 1 DEGREE IN MINUTES 38 SECONDS EAST 10.00 FEET, THENCE SOUTH 88 DEGREES 46 MINUTES 28 SECONDS CASTAGO SI FEET, THENCE SOUTH I DEGREE 15 MINUTES 10 SECONDS NEST 10.00 FEET TO THE MORTH BOUNDARY OF U.S.R. 30, THENCE ALONS 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 (2 of 8)

### PARCEL I-I-I

PART OF THE NORTH 1/2 SECTION 23, TOWNSHIP 35 NORTH, RANGE B WEST OF THE 2ND P.M., IN LAKE COUNTY, INDIANA, DESCRIBED AS: COMMENCING AT THE NORTHWEST CORNER: OF SAID: SECTION 23, THENCE SOUTH 020 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 DHID RAILROAD. THENCE SOUTH 629 42' 00" EAST ALONG SAID SOUTHERLY RIGHT-OF-WAY 1845.00 FEET TO THE POINT OF SEGINNING OF THIS DESCRIBED PARCEL, THENCE SOUTH 270 18' 00" WEST, 274.33 FEET; THENCE SOUTH 629 42' 00" EAST, 4.0 FEET, THENCE SOUTH 270 18' 00" WEST, 80.0 FEET; THENCE SOUTH 620 42' 00" EAST, 26.41 FEET, THENCE SOUTH 279 18' 00" WEST 275.0 FEET; THENCE NORTH 620 421 00 WEST, 240-0 FEET; THENCE SOUTH 270 18' HIGHMAY #30; THENCE ON A CURVE TO THE POINT OF CURVE, THENCE NORTH 880 37' 48" EAST ALENGTHE DOGGHEREY LINE OF SAID HIGHWAY A DISTANCE OF 1931.83 FEET TO THE SOUTHERLY LINE OF THE CHESAPEAKE AND DHID RAILROAD; THENCE NORTH 820 42, 00 WEST, 1942.05 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 GUARTER OF SECTION 23, TOWNSHIP 35 NORTH; RANGE 8 WEST, LAKE COUNTY, INDIANA, DESCRIBED AS FOLLOWS COMMENCING AT THE NORTHWEST CONNER OF SAID SECTION! THENCE SOUTH O DEGREES DI MINUTE DO SECONDS WEST 2,287.90 FEET ALONG THE WEST LINE OF SAID SECTION; THENCE SOUTH 89 DEGREES 59 MINUTES OF SECONDS EAST 350.00 FEET; THENCE SOUTH O DEGREES OF MINUTE OF SECONDS WEST 196.90 PEET 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 SUBTENDED BY A LONG CHORD HOUSE A BEARING OF SOUTH 88 DEGREES 56 MINUTES 49 SECONDS EAST AND A LENGTH OF \$51.76 FEET, THENCE SOUTH BO DEGREES 36 MINUTES 03 SECONDS EAST 688 03 FEET ALONG SAID BOUNDARY TO THE POINT OF BEGINSING OF THIS DESCRIPTION: THENCE NORTH 1 DEGREE 24 MINUTES DO SECONDS EAST 10 00 FEET , THENCE SOUTH 88 DEGREES 36 MINUTES DO SECONDS EAST 40.00 FEET; THENCE SOUTH 1 DEGREE 24 MINUTES DO SECONDS WEST 10.00 FEET TO THE NORTH BOUNDARY OF U.S.R. 301 THENCE NORTH 88 DEGREES 36 MINUTES OF SECONDS WEST 40.00 FEET ALONG THE BOUNDARY OF SAID U.S.R. 30 TO THE POINT OF BEGINNING.

## EXHIBIT A (3 of 8)

#### PARCEL III:

EASEMENT FOR PARKING LOT, UTILITY CROSSOVERS AND DRIVEWAYS SET OUT IN DOCUMENT RECORDED SEPTEMBER 15, 1989 AS DOCUMENT NO. 038076, 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 3 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 W30 AND THE NORTHEASTERN RIGHT-OF-WAY OF THE ABANDONED C & O RAILROAD, THENCE NORTH 390 57/ 30" WEST ALONG BAID NORTHEASTERN RAILROAD RIGHT OF WAY, 1724.76 FEETH THENCE SOUTH 300 02/ 30" WEST, 100 FEET, THENCE SOUTH 590 57/ 30" EAST ALONG THE SOUTHWESTERN RIGHT-OF-WAY OF EAST TO THE NORTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY W30; THENCE SOUTH 890 17/ 42" EAST, 208.44 FEET TO THE POINT OF BESINNING, INSIDE SOUTH 890 17/ 42" EAST, 208.44 FEET TO THE POINT OF BESINNING, INSIDE SOUTH 890 17/ 42" EAST, 208.44 FEET TO THE POINT OF BESINNING, INSIDE SOUTH 890 17/ 42" EAST, 208.44 FEET TO THE POINT OF BESINNING, INSIDE

PARCEL IVI

### the Lake County Recorder!

EASEMENT OVER COMMON FACILITIES AS SET OUT IN DECLARATION OF EASEMENTS RECORDED JANUARY 30, 1979 AS DOCUMENT NO. 513541, OVER, UPON AND ACROSS THE FOLLOWING DESCRIBED TRACTS. (TOYS "R" US PARCEL) PART OF THE NORTH HALF OF SECTION 23, TOUNSHIP 35 NORTH, RANGE SI WEST OF THE 2ND P.M., LAKE COUNTY, INDIANA, DESCRIBED AS COMMENCING AT THE NORTHWEST CONNER OF SAID SECTION 23, THENCE SOUTH 02 DEGREES 42 MINUTES DO SECONOS 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 MAUTES DO SECONDS EAST ALONG SAID SOUTH LINE 1652.33 FEER TO THE FLACE OF BEGINNING THENCE CONTINUING SOUTH 62 DEGREES 42 HINUTES OF SECONDS EAST ALONG SAID SOUTH LINE, 192.67 FEET! THE CE SOUTH 27 DEGREES 18 MINUTES 00 BECONDS WEST, 274.33 FEET, THENCE SOUTH 42 DEGREES 42 MINUTES 00 SECONDS EAST 4.00 FEET, THENCE SOUTH 27 DEGREES 43 MINUTES 00 SECONDS WEST, 80.00 FEET; THENCE SOUTH 62 DEGREES 42 MINUTES 00 SECONDS EAST., 26.41 FEET; THENCE SOUTH 27 DEGREES 18 MINUTES DO 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 DO SECONDS EAST., 36.92 FEET; THENCE NORTH 27 DEGREES 18 HINUTES OF SECONDS EAST, 354.33 FEET TO THE PLACE OF BESINNING.

# EXHIBIT A (4 of 8)

PARCEL UI

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 TRACTAL

(MERRILLUILLE 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 BECTION 231 THENCE SOUTH 020 42' 00" EAST ALONG THE WEST LINE OF SECTION 23 A DISTANCE OF 1,258.66 FEET TO THE POINT OF BEGINNING OF THIS DESCRIBED PARCEL! THENCE NORTH 870 18 100 EAST, 721133 FETTAMORE OR LESS TO THE SOUTH LINE OF SAID 100 FOOT WIDE CHESAPEAKE AND DHID RAILROAD RIGHT-OF-WAY. THENCE SOUTH 620 Loss de OCLASTO ALCINCULAS IDESOUTH RIGHT-DE-WAY, 819,41 FEET TO A POXIT, 1,452-33 FEET SOUTH FROM THE WEST LINE OF SAID SECTION 23 AND MEASURED ALONG THE SOUTH LINE OF SAID RAILROAD RIGHT-DF-WAY! THENCE SOUTH 279 18' 00" WEST, 354.33 FEET! THENCE NORTH 429 42' 00" WEST, 36.92 FEET; THENCE SOUTH 270 18' 00" WEST, 614.54 FEET MORE OR LESS TO THE NORTHERLY RIGHT-OF-WAY LINE OF U.S. HIGHWAY WOOD THENCE WESTERLY ALONG THE NORTHERLY LINE OF SAID HIGHWAY, 44.97 FEET, THENCE NORTH 019 35' 00" WEST, 43.04 FEET, THENCE NORTH 880 25' 00" EAST, 17.0 FEET, THENCE NORTH 010 35' 00" WEST, 150 FEET; THENCE SOUTH 880 25' 00' WEST, 324.65 FEET; THENCE SOUTH 010 35' NO. 30 I THENCE WESTERLY ALONG THE MOSTHERLY LINE OF SAID HIGHLAY, 210 FEET TO THE EAST LINE OF THE PERICAN CIL PROPERTY DESCRISED IN DEED RECORDED IN DEED RECORD 1288 FAGE 199, THENCE NORTH 029 42' 00" WEST. 171.812 FEET ALONG SAID EASE LINE, THENCE SOUTH BYP 18' 00" WEST, 350 FEET TO A POINT ON THE WEST LINE OF SAID SECTION 23, THENCE NORTH 020 42' 00" WEST, 1.029.24 FEET TO WEST OF BEGINNING.

### 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 DHID RAILROAD, THENCE S 620 42' 00" E ALONG SAID RAILROAD NORTH LINE, 2026.06 FEET TO THE POINT OF BEGINNING OF THE CENTERLINE OF A 70 FOOT WIDE DRAINAGE EASEMENT WHOSE CENTERLINE 18 DESCRIBED AS FOLLOWS: N 000 18' 00" E, 283.72 FEET, THENCE NORTHEASTERLY ALONG A CIRCULAR CURVE WHICH IS CONVEX TO THE NORTHWEST WHOSE RADIUS = 150 FEET, TANGENT = 125.86 FEET, DEFLECTION ANGLE = 800, A DISTANCE OF 209.44 FEET ALONG SAID CURVE, THENCE Nº 800 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 830, A DISTANCE OF 217.29 FEET ALONG SAID CURVE TO A POINT ON A LINE LYING 75 FEET WEST OF THE PARALLEL WITH SAID EAST LINE OF SAID NW 1/4,
THENCE N 020 42 00 G AND PARALLEL WITH SAID EAST LINE, 1090 FEET, HORE OR LESS, TO THE NORTHTHINE OF CAID AND AS AMENDED BY GRANT OF RASEMENT RECORDED AS DOCUMENT OF RASEMENT RECORDED AS DOCUMENT OF BASEMENT RECORDED

### ALSO:

Part North & Section 23, Township 35 North, Range 8 West of the 2nd P.M., described as follows: Commencing at the Northeast corner of the South & NW% of said Section 23; thence South 87°54 West along the North line of said South 3, NW 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 & SWk, NE's 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, paraller how 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 SE4, NW4 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 45000 00 West from the point of beginning; thence South 45°00'00" East to the point of beginning.

# EXHIBIT A (6 of 8)

PARCEL VI: (CONTINUED)

### ALSO:

Part of the South 1, SW1 Section 14, Township 35 North, Range 8 West of the 2nd P.M., Lake County, Indiana, described as follows: Beginning at the Southeast corner SW1 of said Section 14; thence South 87°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°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 50° 181'18" East, 197.07 feet; thence North 59°24'18" East, 197.07 feet; thence North 60° East, 155.0 feet; thence East 130.0 feet; thence South 60° East, 157.0 feet; thence East 130.0 feet; thence South 45° East, 157.6 feet; thence East 130.0 feet; thence South 45° East, 175 feet; thence East 130.0 feet; thence South 45° East, 175 feet; thence East line of the SW2 of said Section 14; thence Southerly along the East line of the SW2 of said Section 14; thence of 231.45 feet, more of Iess to the Point of Beginning, containing 14.95 acres, more or less.



# EXHIBIT A (7 of 8)

PARCEL VIII

PART OF THE NORTH 1/2, SECTION 23, TOWNSHIP 35 NORTH, RANGE 8 WEST OF THE 2ND PRINCIPAL MERIDIAN, IN ROBS TOWNSHIP, LAKE COUNTY, INDIANA, DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE NORTH RIGHT-OF-WAY LINE OF U.S. HISHWAY NO. 30 AND THE EAST LINE OF THE WEST 1/2, WEST 1/2, NORTHEAST 1/4 OF SAID SECTION 23; THENCE SOUTH 800 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 620 42' WEST ALONG SAID RAILROAD RIGHT-OF-WAY, 1724.96 FEET; THENCE NORTH 800 37' 48" EAST. 1/4.95 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 820 45' 46" EAST 845.37 FEET MORE OR LESS TO THE POINT OF SECTION 23; THENCE SOUTH 820 45' 46" EAST 845.37 FEET

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### NOT OFFICIAL!

THE SOUTHEAST QUARTER OF CHENCET REAST QUARTER OF SECTION 23, TOWNSHIP 35 NORTH, RANGE & WEST OF THE ROUTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 35 NORTH, RANGE & WEST OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 35 NORTH, RANGE & WEST OF THE 2ND P.M. LYING NORTH OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF THE NORTHEAST 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 WOU 30, A DISTANCE OF 180 FEET; THENCE WEST ALONG THE NORTH LINE OF U.S. HIGHWAY NO. 30, A DISTANCE OF 180 FEET; THENCE NORTH RARACLEL TO THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION 23, A DISTANCE OF 150 FEET; THENCE EAST PARACLEL TO THE NORTHEAST QUARTER OF SAID SECTION 23, THE SECTION 25, A DISTANCE OF 150 FEET; THENCE EAST PARACLEL TO THE NORTHEAST QUARTER OF SAID SECTION 23, THE SECTION 150 FEET TO THE POINT OF BEGINNING, IN LAKE COUNTY, INDIANA.

ALSO EXCEPTING THEREFROM THAT FORTION DESCRIBED AS FOLLOWS!

COMMENCING AT THE POINT OF INTERSECTION OF THE MORTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY NO. 30 WITH THE EAST LINE OF THE MORTHEAST 1/4 OF SAID SECTION 23, THENCE NORTH 2 DEBREES 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 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 164.44 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 (8 of 8)

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 293.50 FEET ON THE ARC OF A CIRCLE WHOSE CHORD HAS A BEARING OF SOUTH 88 DEGREES 20 MINUTES DO 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 28.64 FEET TO A POINT THENCE NORTH I DEGREE 22 MINUTES 12 SECONDS WEST, A DISTANCE OF 282.84 FEET TO A POINT! THENCE BOUTH 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 BY 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 KAST ON A LINE 60.0 FEET WEST OF AND PARAULEL TO THE PAST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 23, A DISTANCE OF 1058 72 FEET TO THE POINT OF BEGINNING. DISTANCE OF 1058,72 FEET This Document is the property of

ALSO EXCEPTING THEREFRON 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 SECTIONS 23, THENCE NORTH 2 DEGREES 48 MINUTES 02 SECONDS WEST ON THE EAST LINE OF THE MORTHEAST 1/4 OF SAID SECTION 23, A DISTANCE OF 150 O FEET | THENCE WEST PARALLEL TO THE NORTH LINE OF U.S. HIGHWAY 30, A DISTANCE OF 50.01 FEET TO A POINT ON A LINE 30.0 FEET WEST OF AND PARALLEL TO THE EAST LINE OF THE NORTHEAST 1/4 OF SAID SECTION 23, THENCE CONTINUING WEST ON A LINE RARALLEL TO THE NORTH LINE OF U.S. HIGHWAY 30, A DISTANCE OF 150.0 FEET TO A POINT SAID POINT BEING THE POINT OF BEQUIEVENS OF THE HEREINAFTER DESCRIBED TRACTIO THENCE NORTH 20 DEGREES 48 MINISTER 02 SECONDS WEST ON A LINE PARALLEL TO THE EAST LINE OF THE NORTHEAST 120 OF SAID SECTION 23, A DISTANCE OF 95.17 FEET; THENCE SOUTH 98 DEGREES 37 MINUTES 48 SECONDS WEST A DISTANCE OF 166,44 FEET TO A POINT, THENCE SOUTH ! DEGREE 22 MINUTES 12 SECONDS EAST, A DISTANCE OF 246.32 FEET TO A ZOINFACH THE NORTH RIGHT OF WAY LINE OF U.S. HIGHNAY 30, THENCE EASTERLY ON THEANDRIN RIGHT OF WAY LINE OF U.S. HIGHWAY 30, A DISTANCE OF 172.3% 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 DEBREES: 48 MINUTES 02 SECONDS: WEST, A DISTANCE OF 149.98 FEET TO THE POINT OF BEGINNING.

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.

General Manager

); SS:

OF MARION

Before me, a Notary Public in and for said County and State, personally appeared Vincent W. Kenney, the General Manager of Southeastern Supply Company, 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 for 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  $\frac{18}{18}$  day of December. 1990.

My Comm. Expires:

Floring Public, Country of Residence: MARLISH

This Document is the property of the Lake County Recorder!

certify that I have this , mailed a duplicate of this notice, first class, postage prepaid, to the above named property owners at the addresses indicated above.

Recorder of Lake County, Indiana.

This instrument was prepared by Nick Katich, Attorney at Law, 300 E. 90th Drive, Easton Court, Merrillville, Indiana 46410.

## EXHIBIT A (1 of 8)

### PARCEL I:

PART OF THE NORTH 1/2, SECTION 23, TOWNSHIP 35 NORTH, RANGE BOWEST OF THE 2ND P.M., IN LAKE COUNTY, INDIANA, DESCRIBED AS: COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION 23, THENCE SOUTH 020 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 629 42' 00" EAST ALONG SAID SOUTH LINE 1615.41 FEET. THENCE SOUTH 279 18' 00" WEST. 748.2% FEET, THENCE SOUTH 889 25' 00" WEST, 134.54 FEET TO THE POINT OF BEGINNING OF THIS DESCRIBED PARCEL THENCE CONTINUING SOUTH 889 350 COLLEGIA 1326 45 FEET, THENCE SOUTH 010 35' 00' EAST, 193.36 FEET TO THE NORTHERLY LINE OF U.S. HIGHWAY HOO, THENCE EASTERLY ALDIG THE NORTHERLY CINE OF SAID HIGHWAY, 309.65 FEET, THENCE NORTH 889 25' 00" WEST, 43.06 FEET, THENCE NORTH 889 25' 00" EAST, 17.0 FEET TO THE POINT OF BEGINNING. EXCEPT THAT CONVEYED TO THE STATE OF INDIANA BY WARRANTY DEED RECORDED SEPTEMBER 19, 1978 AS DOCUMENT NO. 491229 DESCRIBED AS FULLOWS: A PART OF THE NORTHWEST GUARTER OF SECTION 23, TOWNSHIP 35 NORTH, RANGE & WEST, LAKE COUNTY, INDIANA, DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHWEST CORNER OF SAID SECTION, THENCE SOUTH O DEGREES OF MINUTES OF SECONDS WEST 2,287, 70 FEET ALONG THE WEST LINE OF SAID SECTION TO THE SOUTHWEST CORNER OF THE DINER'S LAND. THENCE SOUTH 89 DEGREES 59 MINUTES DO SECONDS EAST 350.00 FEET TO THE CORNER OF THE CUNER'S LAND, THENCE SOUTH O DEGREES OF MINUTE OO SECONDS WEST 194.90 FEET ALONS 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 ALWAY AND THE RIGHT AND HAVING A RADIUS OF 53,814. 29 FEET AND SUBTEMBED BY A LONG CHORD HAVING A BEARING OF SOUTH BY DEGREES 02 MINUTES 50 SECONDS FAST AND A LENGTH OF 463.31 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION. THENCE NORTH 1 DEGREE 14 MINUTES 38 SECONDS FAST 10.00 FEET, THENCE SOUTH 88 DEGREES 46 MINUTES 26 SECONDS EAST THOU FEET, THENCE SOUTH ! DEGREE 15 MINUTES 10 SECONDS WEST 10.00 FEET TO THE NORTH BOUNDARY OF U.S.R. 30. THENCE ALONS 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 BEBINNING.

# EXHIBIT A (2 of 8)

### 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: COMENCING AT THE NORTHWEST CORNER OF SAID SECTION 23, THENCE SOUTH 020 42' 00" EAST ALONG THE WEST LINE OF SAID SECTION 23 A DISTANCE OF 842.20 FEET HO THE SOUTHERLY RIGHT-OF-WAY LINE OF THE CHESAPEAKE AND CHIC RAILROAD. THENCE SOUTH 620 42' 00" EAST ALONG SAID SOUTHERLY RIGHT-OF-WAY 1845.00 FEET TO THE POINT OF BESINNING OF THIS DESCRIBED PARCEL, THENCE SOUTH 270 18' 00" WEST, 274.33 FEET THENCE SOUTH 620 42' 00" EAST, 4.0 FEET; THENCE SOUTH 270 18' 00" WEST, 80.0 FEET; THENCE SOUTH 420 42' 00" EAST, 26.41 FEET; THENCE SOUTH 270 18' 00" WEST 275.0 FEET I THENCE NORTH 620 424 00 WEST. 240 0 FEET THENCE SOUTH 270 18' HIGHWAY #301 THENCE OF A CURVE TO THE RIGHT WITH A RADIUS OF 53.817.23 37' 48" EAST ALONG THE NORTHERLY LINE OF SAID HIGHWAY A DISTANCE OF RAILROAD, THENCE NORTHE AZOKEZ CONTURE STORE FEET TO THE POINT OF BEGINNING. DICEPT' 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 GUARTER OF SECTION 23, TOWNSHIP 35 NORTH, RANGE NORTHWEST CORNER OF SAID SECTION: THENCE SOUTH O DEGREES OF MINUTE OF SECONDS WEST 2,287.90 FEET ALONG THE WEST LINE OF SAID SECTION: THENCE SOUTH 89 DEGREES 59 MINUTES 00 SECONDS EAST 350.00 FEET THENCE SOUTH O DEGREES 01 MINUTE 00 SECONDS WEST 196.90 PEET TO THE WORTH BOUNDARY OF U.S.R. 30 THENCE ALONG THE SOUNDARY 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 SUBTENCED BY A LONG CHURD HASSING A BEARING OF SOUTH BB DEGREES S& MINUTES 49 SECONDS EAST AND A LENGTH OF 451.76 FEET I THENCE SOUTH 88 DEGREES 3% MINUTES 30 SECONDS EAST 688,03 FEET ALONG SAID BOUNDARY TO THE POINT OF BEGINNING OF THIS DESCRIPTION: THENCE NORTH 1 DEGREE 24 MINUTES OF SECONDS EAST 10.00 FEET, THENCE SOUTH 88 DEGREES 36 MINUTES 00 SECONDS EAST 40.00 FEET; THENCE SOUTH 1 DEGREE 24 MINUTES DO SECONDS WEST 10.00 FEET TO THE NORTH BOUNDARY OF U.S.R. 301 THENCE NORTH 88 DEGREES 36 MINUTES OF SECONDS WEST 40.00 FEET ALONG THE BOUNDARY OF SAID U.S.R. 30 TO THE POINT OF BEGINNING.

PARCEL I I I

EASEMENT FOR PARKING LOT, UTILITY CROSSOVERS AND DRIVEWAYS SET OUT INDOCUMENT RECORDED SEPTEMBER 13, 1989 AS DOCUMENT NO. 038076, OVER, UPON AND ACROSS THE FOLLOWING DESCRIBED TRACTAL (NORTHERN INDIANA PUBLIC SERVICE COMPANY PARCEL)

PART OF THE NORTH 1/2, SECTION 23, TOWNSHIP 35 NORTH, RANGE 3 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 W30 AND THE NORTHEASTERN RIGHT-OF-WAY OF THE ABANDONED C & O RAILROAD, THENCE NORTH 320 57/ 30" WEST ALONG SAID NORTHEASTERN RAILROAD RIGHT OF WAY, 1724-76 FEET; THENCE SOUTH 300 02' 30" WEST, 100 FEET, THENCE SOUTH 590 57/ 30" EAST ALONG THE SOUTHWESTERN RIGHT-OF-WAY OF BANDONED RAILROAD RIGHT-OF-WAY, 1542-88 FEET MORE OR LESS TO THE NORTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY W30 THENCE SOUTH 390 17/ 42" FAST, 208.44 FEET TO THE POINT OF BEGINNING IN THE SOUTH SO

PARCEL IVI

### the Lake County Recorder!

EASEMENT OVER COMMON FACILITIES AS SET OUT IN DECLARATION OF EASEMENTS RECORDED, JANUARY 30, 1979 AS DOCUMENT NO. 513541, 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 COMENCING AT THE NORTHWEST CORNER OF SAID SECTION 23, THENCE SOUTH 02 DEGREES 42 MINUTES OF 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 OF SECONDS EAST ALONG SAID SOUTH LINE, 1652.33 FEET TO THE PLACE OF SEGIMINING THENCE CONTINUING SOUTH 62 DEGREES 42 I INUTES OF SECONDS EAST ALONG SAID SOUTH LINE, 192.67 FEET! THERE SOUTH 27 DEGREES 18 MINUTES 00 SECONDS WEST, 274.33 FEET, THENCE SOUTH 22 DEGREES 42 MINUTES 00 SECONDS EAST 4.00 FEETH THENCE SOUTH 27 DEGREES 18 MINUTES 00 SECONDS WEST, 80.00 FEET; THENCE SOUTH 62 DEGREES 42 MINUTES OD SECONDS EAST, 26.41 FEET; THENCE SOUTH 27 DEGREES 18 MINUTES DO SECONDS WEST, 275.00 FEET; THENCE NORTH 62 DEGREES 42 MINUTES 00 SECONDS WEST. 260.00 FEET! THENCE NORTH 27 DEBREES 18 MINUTES 00 SECONDS EAST, 275.00 FEET; THENCE SOUTH 62 DEGREES 42 MINUTES DO SECONDS EAST, 36.92 FEET! THENCE NORTH 27 DEGREES 18 HINUTES DO SECONDS EAST, 354.33 FEET TO THE PLACE OF BEBINNING.

# EXHIBIT A

#### PARCEL UI

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 TRACTAL

(MERRILLUILLE PLAZA ASSOCIATES PARCEL)

EART 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 RAILEROAD 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: 231 THENCE SOUTH 020 42' 00" EAST ALONS THE WESTLEINICUE SAID SECTION 23 A DISTANCE OF 1,258.66 FEET TO THE POINT OF BEGINNING OF THIS DESCRIBED PARCEL; THENCE NORTH 870 VO DEAST OF 13 REST MORE OR LESS TO THE SOUTH LINE OF SAID 100 FOOT WIDE CHESAPEAKE AND OHIO RAILROAD RIGHT-OF-WAY, THENCE SOUTH 42015000 CHESAPEAKE AND OHIO RAILROAD RIGHT-OF-WAY, 819.41 FEET TO A POINT, 1,452 39 HEET SOUTH 428 ct2 der! EAST FROM THE WEST LINE OF SAID SECTION 23 AND MEASURED ALONG THE SOUTH LINE OF SAID RAILROAD RIGHT-OF-WAY! THENCE SOUTH 270 18' 00" WEST, 354.33 FEET! THENCE NORTH 620 42' 00" WEST, 36.72 FEET; THENCE SOUTH 270 18' 00" WEST, 614.54 FEET MORE OR LESS TO THE NORTHERLY RIGHT-OF WAY LINE OF U.S. HIGHWAY #300 THENCE WESTERLY ALONG THE NORTHERLY LINE OF SAID HIGHWAY, 44.97 FEET; THENCE NORTH 019 35' 00" WEST, 43.04 FEET; THENCE NORTH 880 25' 00' EAST, 17.0 FEET; THENCE NORTH 010 35' 00' WEST, 150 FEET, THENCE SOUTH 880 25' 00" WEST, 324.45 FEET, THENCE SOUTH 010 35' 00" EAST, 199.56 FEET TO THE NORTHERLY RIGHT-OF-WAY OF U.S. HIGHWAY NO. 301 THENCE WESTERLY ALONG THE NEWTHERLY LINE OF SALD HIGHWAY, 210 FEET TO THE EAST LINE OF THE SOCKICH CIL PROPERTY DESCRIBED IN DEED RECORDED IN DEED RECORD 1288 FAGE 199. THENCE NORTH 020 42' 00" WEST. 191.812 FEET ALONG SAJO EAST LINE, THENCE SOUTH 879 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 BECTION 23, THENCE NORTH 020 42' 00' WEST, 11,029.24 FEET WATHE POINT OF BEGINNING.

### PARCEL VII

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 DHID RAILROAD, THENCE S 620 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 18 DESCRIBED AS FOLLOWS: N 000 18' 00" E, 283.72 FEET, THENCE NORTHEASTERLY ALONG A CIRCULAR CURVE WHICH IS CONVEX TO THE NORTHWEST WHOSE RADIUS - 150 FEET, TANGENT = 125.86 FEET, DEFLECTION ANGLE - 800, A DISTANCE OF 209.44 FEET ALONG SAID CURVE, THENCE N 800 18' 00" E, 507 FEET, MORE OR LESS, THENCE NORTHEASTERLY ALONG A CIRCULAR CURVE WHICH IS CONVEX TO THE SOUTHEAST WHOSE RADIUS = 150 FEST INTANGENT 15 132.71 FEET, DEFLECTION ANGLE LYING 75 FEET WEST OF AND PARALLEL WITH THE FAST LINE OF SAID NW 1/4, THENCE N 020 42' 00" W AND PARALLEL WITH SAID EAST LINE, 1090 FEET, HORE OR LESS, TO THE NORTH THE DECENTION IS 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 & Section 23, Township 35 North, Range 8 West of the 2nd P.M., described as follows: Commencing at the Northeast corner of the South & NW% of said Section 23; thence South 87°54'57" West along the North line of said South & NW% 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" Next, 680.72 feet; thence North 87°54'57" Next, 580.72 feet to the East line of the West & SW%, FE 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 West, 1ine of U.S. Highway \$30; thence South 88°37'48" West, parallel to the North 11°22'12" West, 334.04 feet to the North line of the SE4, NW% 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; thence South 45°00'00" East to the point of beginning; thence South 45°00'00" East to the

# EXHIBIT A (6 of 8)

PARCEL VI: (CONTINUED)

### ALSO:

Part of the South 1, SW1 Section 14, Township 35 North, Range 8 West of the 2nd P.M., Lake County, Indiana, described as follows: Beginning at the Southeast corner SW1 of said Section 14; thence South 87°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°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, 197.07 feet; thence North 10° East, 172.0 feet; thence North 59°24'18' East, 197.07 feet; thence North, 155.0 feet; thence North 60° East, 145.26 feet; thence North 80°38"41" East, 359.8 feet; thence North 60° East, 175 feet; thence East 130.0 feet; thence South 45° East, 175 feet; thence East 130.0 feet; thence South 45° East, 175 feet; thence North 60° East, 175 feet; thence East 130.0 feet; thence South 45° East, 175 feet; thence East line of the SW2 of said Section 14; thence Southerly along the East line of the SW2 of said Section 14; thence Southerly along the East line of the SW2 of said Section 14 a distance of 231.45 feet, more of less to the Point of Beginning, containing 14.95 acres, more or less.

# EXHIBIT A

PARCEL VIII

PART OF THE NORTH 1/2, SECTION 23, TOWNSHIP 35 NORTH, RANGE 8 WEST OF THE 2ND PRINCIPAL MERIDIAN, IN ROBS TOWNSHIP, LAKE COUNTY, INDIANA, DESCRIBED AS FOLLOWS: BEGINNING AT THE INTERSECTION OF THE NORTH RIGHT-OF-WAY LINE OF U.S. HISHWAY NO. 30 AND THE EAST LINE OF THE WEST 1/2, WEST 1/2, NORTHEAST 1/4 OF SAID SECTION 23: THENCE SOUTH 880 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 620 42' WEST ALONG SAID RAILROAD RIGHT-OF-WAY, 1724.96 FEET; THENCE NORTH 620 42' WEST ALONG SAID RAILROAD RIGHT-OF-WAY, 1724.96 FEET; THENCE NORTH 620 42' WEST ALONG SAID RAILROAD RIGHT-OF-WAY, 1724.96 FEET; NORTHEAST 1/4 OF SAID SECTION 23; THENCE NORTH 680 37' 48" EAST 645.37 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 620 45' 46" EAST 845.37 FEET MORE OR LESS TO THE POINT OF BEGINNING.

VIIII

### NOT OFFICIAL!

THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 35 NORTH, RANGE B WEST OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 35 NORTH, RANGE B WEST OF THE NORTHEAST QUARTER OF SECTION 23, TOWNSHIP 35 NORTH, RANGE B WEST OF THE 200 P.M. LYING NORTH OF THE NORTHERLY RIGHT-OF-WAY LINE OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF THE INTERSECTION OF THE NORTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY WOO WITH THE EAST LINE OF THE NORTH LINE OF U.S. HIGHWAY NO. 30, A DISTANCE OF SAID SECTION NORTH PARALLEL TO THE EAST LINE OF THE NORTH PARALLEL TO THE EAST LINE OF THE NORTH LINE OF U.S. HIGHWAY NO. 30, A DISTANCE OF SAID SECTION HIGHWAY NO. 30, A DISTANCE OF SAID SECTION CONTINUED OF U.S. HIGHWAY NO. 30, A DISTANCE OF SAID SECTION CONTINUED OF THE NORTH LINE OF U.S. HIGHWAY NO. 30, A DISTANCE OF SOURCEST TO THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION CONTINUED OF U.S. HIGHWAY NO. 30, A DISTANCE OF SOURCEST TO THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION CONTINUED OF U.S. HIGHWAY NO. 30, A DISTANCE OF SOURCEST TO THE EAST LINE OF THE NORTHEAST QUARTER OF SAID SECTION CONTINUED OF THE NORTHEAST QUARTER OF SAID SECTION CONTINUED OF THE NORTHEAST OF SAID SECTION CONTINUED OF THE NORTHEAST COUNTY, ENDING COUNTY, ENDING CONTINUED OF THE NORTHEAST COUNTY, ENDING C

ALSO EXCEPTING THEREFROM THAT PORTION DESCRIBED OF 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 GAID SECTION 23, SAID POINT BEING THE POINT OF SEGINNING 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 (8 of 8)

RIGHT-OF-WAY LINE OF U.S. HIGHWAY 30. THENCE WESTERLY ON THE MORTH RIGHT-OF-WAY LINE OF U.S. HIGHWAY 30, A DISTANCE OF 293.30 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 233.30 FEET AND A RADIUS OF 76117.96 FEET TO A POINT; THENCE NORTH 10 DEGREE 22 MINUTES 12 SECONDS WEST, A DISTANCE OF 742.53 FEET TO A POINT; THENCE NORTH 88 DEGREES 37 MINUTES 48 SECONDS EAST, A DISTANCE OF 28.64 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; THENCE NORTH 1 DEGREE 22 MINUTES 12 SECONDS WEST, A DISTANCE OF 160.00 FEET TO A POINT; THENCE 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 GAST 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 NORTH EAST 1/4 OF SAID SECTION 23; A DISTANCE OF 1058/72 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFRONTIAN 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 130 . DEETH THENCE WEST PARALLEL TO THE NORTH LINE OF U.S. HIGHWAY 30, A DISTANCE OF 50.01 FEET TO A POINT ON A LINE SOLO FEET WEST OF AND PARALLEL TO THE LAST 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 . FEET TO A POINT; SAID POINT BEING THE POINT OF BROINGING 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 SALT SECTION 23, A DISTANCE OF 95.17 FEET, THENCE SOUTH 68 DEGREES 37 MINUTES 48 SECONDS WEST, A DISTANCE OF 166.44 FEET TO A POINT! THENCE SOUTH ! DEGREE 22 MINUTES 12 SECONDS EAST., A DISTANCE OF 246.32 FEET TO A POINT OF WAY LINE OF U.S. HIGHWAY 30, THENCE EASTERLY ON WEANORTH RIGHT OF WAY LINE OF U.S. HIGHWAY 30, A DISTANCE OF 172.36 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 172156 FEET AND A RADIUS OF 98117,96 FEET TO A POINT! THENCE NORTH 2 DEBREES 48 MINUTES 02 SECONDS WEST, A DISTANCE OF 149.98 FEET TO THE POINT OF BEGINNING.