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Russell D Millbrant
118 71 Market St
Winnamac, IN 46996

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140443

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

December 17, 1990

To: Bank One, Merrillville, NA
Trustee, Trust No. 963730-54
1000 E. 80th Place
Suite 400 North
Merrillville, IN 46410

Lefkas General Partner #1007
a Division of First National Realty
and Development Co., Inc.
415 N. LaSalle, Suite 700
Chicago, IL 60610

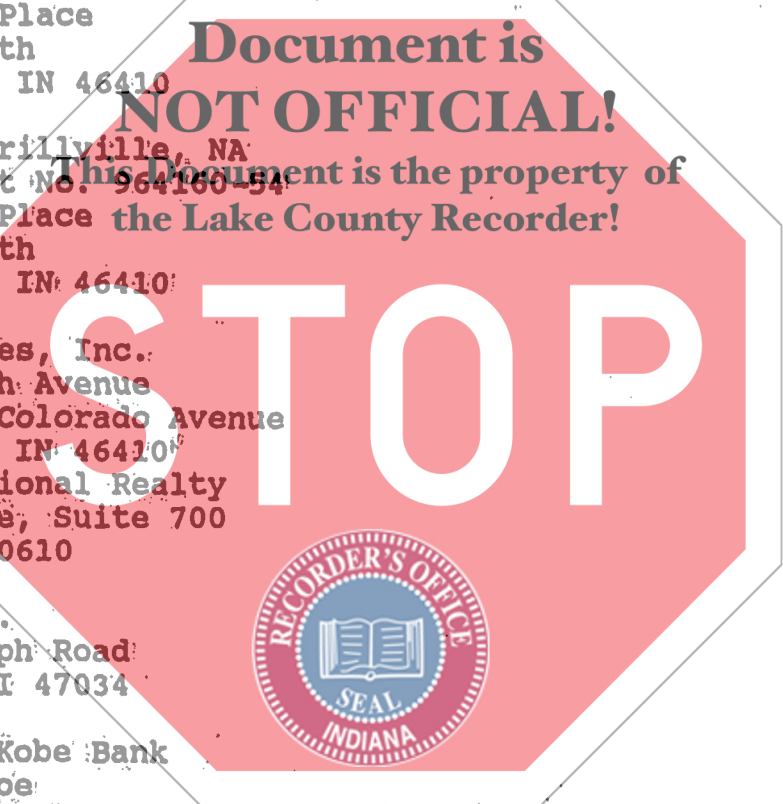
Bank One, Merrillville, NA
Trustee, Trust No. 963850-54 (listed as 96385-054 on deed)
1000 E. 80th Place
Suite 400 North
Merrillville, IN 46410

Bank One, Merrillville, NA
Trustee, Trust No. 964100-54
1000 E. 80th Place
Suite 400 North
Merrillville, IN 46410

Wal-Mart Stores, Inc.
2936 East 79th Avenue
Route 30 and Colorado Avenue
Merrillville, IN 46410
c/o First National Realty
415 N. LaSalle, Suite 700
Chicago, IL 60610

Fretters, Inc.
28833 Telegraph Road
Southfield, MI 47034

Mitsui Taiyo Kobe Bank
227 West Monroe
Chicago, IL 60606



STATE OF INDIANA/S.S. NO.
140443
DEC 17 1990

You are hereby notified that Lakeside Industries, Inc. (hereinafter called "Claimant") whose address is 107 Greenway Street, Westville, IN 46391 intends to hold a Mechanic's Lien on the following described real estate located in the County of Lake, State of Indiana:

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 1615.41 feet, thence South 27° 18' 00" West, 748.26 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, 326.65 feet, thence South 01° 35' 00" East, 193.56 feet to the northerly line of U.S. Highway #30, thence easterly along the northerly line of said highway, 309.65 feet, thence North 01° 35' 00" West, 43.06 feet, thence North 88° 25' 00" East, 17.0 feet; thence North 01° 35' 00" West, 150 feet to the

30.00
E

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 minutes 00 seconds West 196.90 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 50 seconds East and a length of 463.51 feet to the point of beginning of this description. Thence North 1 degree 11 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.

Document is NOT OFFICIAL!

Part of the Northwest Quarter of Section 23, Township 35 North, Range 8 West of the 2nd P.M. in Lake County, Indiana, 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 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, 260.0 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 59 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 subtended 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 688.03 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 88 degrees 36 minutes 00 seconds East 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.

Part of the North $\frac{1}{4}$, 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 $\frac{1}{4}$, West $\frac{1}{4}$, Northeast $\frac{1}{4}$ of said Section 23, thence South $88^{\circ} 37' 48''$ 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 $62^{\circ} 42'$ West along said railroad right-of-way, 1724.96 feet; thence North $27^{\circ} 18''$ East 20.00 feet; thence North $88^{\circ} 37' 48''$ East 1661.95 feet more or less to the East line of the West $\frac{1}{4}$, West $\frac{1}{4}$, northeast $\frac{1}{4}$ of said Section 23; thence South $02^{\circ} 45' 46''$ East 845.37 feet more or less to the point of beginning.

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 #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 150 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 150 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 $\frac{1}{4}$ of said Section 23, Thence North 2° degrees 48 minutes 02 seconds West on the East line of the Northeast $\frac{1}{4}$ of said Section 23, a distance of 150.00 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 $\frac{1}{4}$ 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 $\frac{1}{4}$ 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 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 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 on the North line of the Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ 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 $\frac{1}{4}$ 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 $\frac{1}{4}$ of said Section 23, a distance of 1058.72 feet to the point of beginning. 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 $\frac{1}{4}$ of said Section 23, thence North 2 degrees 48 minutes 02 seconds West on the East line of the Northeast $\frac{1}{4}$ 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 50.01 feet to a point on a line 50.0 feet West of and parallel to the East line of the Northeast $\frac{1}{4}$ 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 $\frac{1}{4}$ 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. This Document is the property of

the Lake County Recorder!

That part of the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 23, Township 35 North, Range 8 West of the 2nd Principal Meridian lying North of the northerly right-of-way line of U.S. Highway No. 30 bounded and 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 $\frac{1}{4}$ of said Section 23, thence North 2 degrees 48 minutes 02 seconds West on the East line of the Northeast $\frac{1}{4}$ 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 $\frac{1}{4}$ 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 $\frac{1}{4}$ 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 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 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 on the North line of the Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ 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 $\frac{1}{4}$ 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 $\frac{1}{4}$ of said Section 23, a distance of 1058.72 feet to the point of beginning, all in Lake County, Indiana.

That part of the South East $\frac{1}{4}$ of the North East $\frac{1}{4}$ of Section 23, Township 35 North, Range 8 West of the 2nd Principal meridian lying North of the northerly right-of-way of U.S. Highway No. 30 bounded and 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 $\frac{1}{4}$ of said Section 23, thence North 2 degrees 48 minutes 02 seconds West on the East line of the Northeast $\frac{1}{4}$ 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 50.01 feet to a point on a line 50.0 feet West of and parallel to the East line of the Northeast $\frac{1}{4}$ 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 $\frac{1}{4}$ 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 72.56 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, all in Lake County, Indiana.

commonly known as Merrillville Crossings and all improvements thereon, for the amount of One Hundred Seven Thousand Eight Hundred Thirteen Dollars and Eighty-eight Cents (\$107,813.88) for work and labor done by Claimant for improvement of said real estate within the last sixty (60) days. The undersigned individual executing this instrument, having been duly sworn upon his oath, under the penalties of perjury hereby states that Claimant intends to hold a mechanic's lien upon the above-described real estate and that the facts and matters set forth in the foregoing statement are true and correct.

Rich Masson
Rich Masson, General Manager of
Lakeside Industries, Inc.

STATE OF INDIANA, COUNTY OF Lake, SS:

Before me, a Notary Public in and for said County and State, personally appeared RICH MASSON as general manager of Lakeside Industries, 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 therein set forth are true and correct.

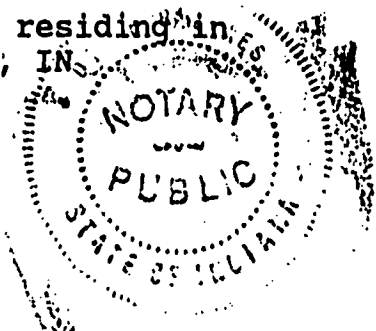
Witness my hand and Notarial Seal this 18th day of December, 1990.

My commission expires:

3-18-91

Allice R. Jones

Notary Public, residing in
Porter County, IN.



This instrument was prepared by: **Russell D. Millbranth**
Attorney at Law
118 North Market Street
Winamac, IN 46996

I hereby certify that I have this day mailed first class a duplicate of this Sworn Statement and Notice of Intention to Hold Mechanic's Lien to the property owner(s) named therein at the address forth therein.

Date: _____

Robert Freeland,
Recorder of Lake County, Indiana

