

180929

Dawn Foods
1300 E. SCOTT ST.
CR. PT., IN. 46397

DULY ENTERED FOR TAXATION SUBJECT TO
FORMAL ACCEPTANCE FOR TRANSFER.

CP/GM/TICOR

NOV 30 1993

93081505

DEED IN TRUST *Class N. Anton*
AUDITOR LAKE COUNTY

THIS INDENTURE WITNESSETH, that DONALD HERLITZ, of ~~BARTHOLOMEW~~ County, in the State of Indiana CONVEYS AND WARRANTS TO DENNIS HERLITZ and GILBERT STIENER, as Trustees, under the provisions of a Trust Agreement dated the 28TH day of OCTOBER, 1993, hereinafter referred to as "said trustee", of Lake County, in the State of Indiana, for and in consideration of TEN (\$10.00) DOLLARS the receipt whereof is hereby acknowledged, the following described real estate in Lake County, in the State of Indiana, to-wit:

An undivided 1/6th interest in the following described real estate:

Lots 1, 2 and 3 of the Resubdivision of Lot 2 of Homeier Addition to the City of Crown Point, Indiana, as per plat thereof, recorded in the Office of the Recorder of Lake County, Indiana; also The Northwest Quarter of the Northeast Quarter of Section 4, Township 34 North, Range 8 West of the 2nd P.M., in Lake County, Indiana, excepting therefrom a parcel described as follows: Part of the Northwest Quarter of the Northeast Quarter of Section 4, Township 34 North, Range 8 West of the 2nd P.M., described as commencing at a point on the East line of the Northwest Quarter of the Northeast Quarter of Section 4 and 118 feet North of the Southeast corner thereof; thence North 89 degrees 39 minutes 05 seconds West and parallel to the South line of the Northwest Quarter of the Northeast Quarter of said Section 4, a distance of 448.0 feet; thence North 00 degrees 00 minutes 00 seconds East and parallel to the East line of the Northwest Quarter of the Northeast Quarter of said Section 4 a distance of 365.00 feet; thence South 89 degrees 39 minutes 05 seconds East 276.4 feet to the center line of Beaver Dam Ditch; thence South 47 degrees 41 minutes 31 seconds East along the center line of said ditch, 232.03 feet more or less to the East line of the Northwest Quarter of the Northeast Quarter of said Section 4, thence South 00 degrees 00 minutes 00 seconds West 209.86 feet more or less, to the place of beginning in Lake County, Indiana; also

All that part of the Northeast Quarter of the Northwest Quarter lying East of a line described as follows: Commencing at a point on the North line of said tract 1276.7 feet East of the Northwest corner thereof, running thence South 1373.5 feet to the South line thereof at a point 1274 feet East of the Southwest corner thereof, containing 1.26 acres, more or less, all in Section 4, Township 34 North, Range 8 West of the 2nd P.M., in Lake County, Indiana.

23-9-485-1203

Excepting from all of the above described property that portion taken for public roads, easements and ditches.

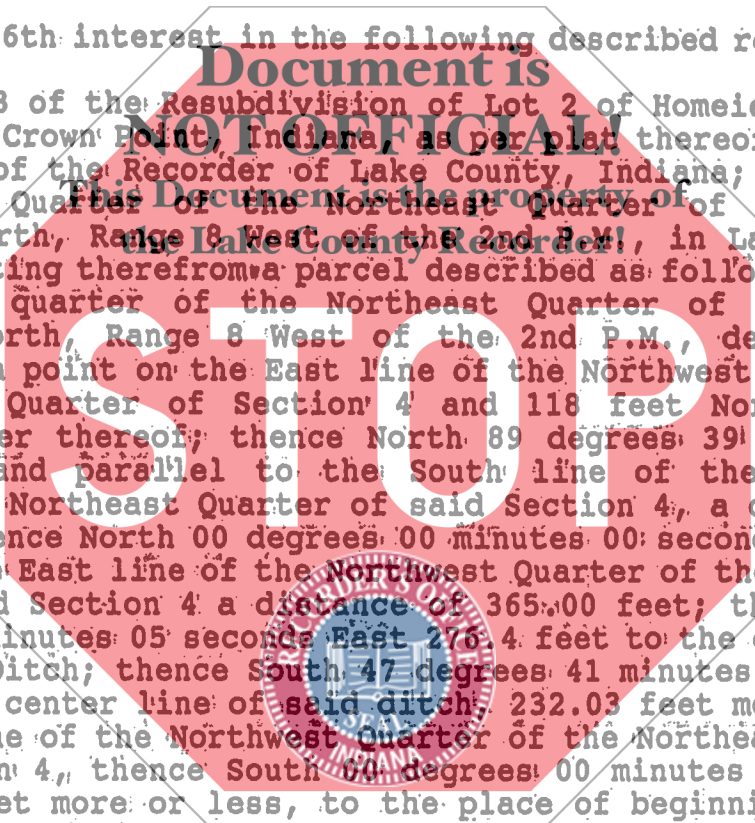
Full power and authority is hereby granted to said trustee to mortgage, sell and convey said real estate and also to encumber same with restrictions.

**In Plat Book 75 page 47,

01156

11:00

11-17-93



STATE OF INDIANA
LAKE COUNTY
RECORDER OF DEEDS

In no case shall any party dealing with said trustee in relation to said premises or to whom said real estate or any part thereof shall be sold or conveyed be obligated to see that the terms of this trust have been complied with, or be obliged to inquire into the necessity or expediency of any act of said trustee or be obliged or privileged to inquire into any of the terms of said trust agreement; and every deed, trust deed, or other instrument executed by said trustee in relation to said real estate shall be conclusive evidence in favor of every person relying upon or claiming under any such conveyance or other instrument:

a. that at the time of the delivery thereof the trust created by this indenture and by said trust agreement was in full force and effect;

b. that such conveyance or other instrument was executed in accordance with the trusts, conditions and limitations contained in this indenture and in said trust agreement or in some amendment thereof and binding upon all beneficiaries thereunder;

c. that said trustee was duly authorized and empowered to execute and deliver every such deed, trust deed or other instrument; and

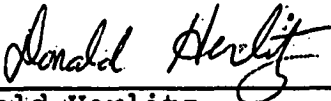
d. if any conveyance is made to a successor or successor in trust, that such successor or successors in trust have been properly appointed and are fully vested with all the title, estate, rights, powers, authorities, duties, and obligations of its, his or their predecessor in trust.

The interest of each and every beneficiary hereunder and of all persons claiming under them or any of them shall be only in the earnings, avails and proceeds arising from the sale or other disposition of said real estate, and such interest is hereby declared to be personal property, and no beneficiary hereunder shall have any title or interest, legal or equitable in or to said real estate as such but only an interest in the earnings, avails and proceeds thereof as aforesaid.

Neither said trustee nor his successor in trust shall be personally liable upon any conveyance by either of them, either by deed or mortgage.

In the event of the absence, death or inability of Dennis Herlitz, then Donald Herlitz shall act in his stead and in the event of the absence, death or inability of Gilbert Stiener, then Milton Schlueter shall act in his stead as Successor Trustee with all of the powers herein granted to said trustee in the absence, death or inability to act on the part of said trustee and any conveyance or mortgage by such successor trustee shall be conclusive evidence of his or her authority to execute the same.

IN WITNESS WHEREOF, the said DONALD HERLITZ has hereunto set his hand and seal this 29th day of October, 1993.



Donald Herlitz

