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INDIANA DEPARTMENT OF TRANSPORTATION
INDIANA GOVERNMENT CENTER NORTH
INDIANAPOLIS, INDIANA 46204

Project ST-212-1(H)
Code 2869
Parcel 1
Page 1 of 4

Paid by Warrant No. 192 172/650
Dated 1/21/93

RIGHT OF WAY GRANT

PLANS DATED 1991 ROAD U.S.R. 6, S.R. 51, & S.R. 130 SHEET 1 OF 4 SHEETS
TEMPORARY RIGHT OF WAY FOR BUILDING REMOVAL: none, ±, GRANTED
OTHER TEMPORARY RIGHT OF WAY: 0.558 ACRES, ±, GRANTED
PROVISIONAL RIGHT OF WAY: none, ±, GRANTED

This indenture witnesseth that the undersigned, as grantors and sole owners to land in Lake County, Indiana, more definitely described below, through, over and upon which will pass a public highway, and any incidental improvements related to said public highway, as proposed by the state of Indiana, hereby grant, bargain, warrant and convey to the State of Indiana, for Right of Way, lands as described below and located by surveys and shown on plans on file in the offices of the Indiana Department of Transportation. The description from said plans of said right of way hereby granted is as follows:

PARCELS 1 & 1B - TEMPORARY RIGHTS OF WAY

The following-described rights of way are temporary rights of way for the purpose of pavement removal-working room only and will revert to the grantor upon the completion of said project: A part of the North Half of the Northwest quarter of Section 28, Township 36 North, Range 7 West, Lake County, Indiana, described as follows: Commencing at the northwest corner of said section; thence South 1 degree 14 minutes 07 seconds East 38.16 feet (40 feet by Deed Instrument #953562) along the west line of said section to the prolonged south boundary of U.S.R. 6 (37th Ave.); thence along the boundary prolonged of said U.S.R. 6 and along the north boundary of said U.S.R. 6 Easterly 207.87 feet along an arc to the right and having a radius of 104,134.15 feet and subtended by a long chord having a bearing of South 89 degrees 39 minutes 00 seconds East and a length of 207.87 feet to the point of beginning of this description; thence South 0 degrees 24 minutes 26 seconds West 20.00 feet; thence North 89 degrees 36 minutes 33 seconds West 59.97 feet; thence South 64 degrees 24 minutes 52 seconds West 84.40 feet; thence South 25 degrees 21 minutes 57 seconds West 67.08 feet; thence South 1 degree 11 minutes 57 seconds East 75.00 feet; thence South 88 degrees 48 minutes 03 seconds West 5.00 feet to the east boundary of S.R. 51 and S.R. 130 (Hobart Ave.); thence North 1 degree 11 minutes 57 seconds West 76.03 feet along the boundary of said S.R. 51 to the southeastern boundary of the intersection of said S.R. 51 and said U.S.R. 6; thence along the boundary of the intersection of said S.R. 51 and said U.S.R. 6 Northeasterly 173.39 feet along an arc to the right and having radius of 108.24 feet and subtended by a long chord having a bearing of North 44 degrees 41 minutes 33 seconds East and a length of 155.44 feet to the south boundary of said U.S.R. 6; thence North 0 degrees 35 minutes 03 seconds East 5.64 feet along the boundary of said U.S.R. 6; thence along said boundary Easterly 60.61 feet along an arc to the right and having radius of 104,134.15 feet and subtended by a long chord having a bearing of South 89 degrees 36 minutes 33 seconds East and a length of 60.61 feet to the point of beginning and containing 0.102 acres, more or less; also, a part of the North Half of the Northwest Quarter of Section 28, Township 36 North, Range 7 West, Lake County, Indiana, described as follows: Commencing at the northwest corner of said section; thence South 1 degree 14 minutes 07 seconds East 38.16 feet (40 feet by Deed Instrument #953562) along the west line of said section to the prolonged south boundary of U.S.R. 6 (37th Ave.); thence along the boundary prolonged of said U.S.R. 6 and along the south boundary of said U.S.R. 6 Easterly 417.79 feet along an arc to the right and having a radius of 104,134.15 feet and subtended by a long chord having a bearing of South 89 degrees 35 minutes 32 seconds East and a length of 417.79 feet to the point of beginning of this description; thence South 0 degrees 31 minutes 22 seconds West 10.00 feet; thence North 89 degrees 30 minutes 17 seconds West 99.95 feet; thence North 0 degrees 28 minutes 04 seconds East 10.00 feet to the south boundary of said U.S.R. 6; thence along the boundary of said U.S.R. 6 Easterly 99.96 feet along an arc to the right and having radius of 104,134.15 feet and subtended by a long chord having a bearing of South 89 degrees 30 minutes 17 seconds East and a length of 99.96 feet to the point of beginning and containing 0.023 acres, more or less.

PARCEL 1D - TEMPORARY RIGHT OF WAY

The following-described right of way is temporary right of way for the purpose of grading to existing pavement and will revert to the grantor upon the completion of said project: A part of the North Half of the Northwest quarter of Section 28, Township 36 North, Range 7 West, Lake County, Indiana, described as follows: Commencing at the

Interests in land acquired
For the State of Indiana by
Indiana Department of Transportation
100 N. Senate Avenue
Indianapolis, In. 46204-2249

FILED

TRANSACTION EXEMPT FROM SALES
DISCLOSURE REQUIREMENTS UNDER
IC6-1.1-5.5

4/5/93/RWGRPAR1

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Lena M. Antone
CLERK LAKE COUNTY

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STATE RECORDS
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LAKELAND, INDIANA
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northwest corner of said section; thence south 1 degree 14 minutes 07 seconds East 38.16 feet (40 feet by Deed Instrument #953562) along the west line of said section to the prolonged south boundary of U.S.R. 6 (37th Ave.); thence along the boundary prolonged of said U.S.R. 6 and along the south boundary of said U.S.R. 6 Easterly 499.15 feet along an arc to the right and having a radius of 104,134.15 feet and subtended by a long chord having a bearing of south 89 degrees 34 minutes 11 seconds East and a length of 499.15 feet; thence south 89 degrees 25 minutes 57 seconds East 228.60 feet along the boundary of said U.S.R. 6 to the point of beginning of this description; thence south 0 degrees 34 minutes 03 seconds West 15.00 feet; thence North 89 degrees 25 minutes 57 seconds West 210.00 feet; thence North 0 degrees 34 minutes 03 seconds East 15.00 feet to the south boundary of said U.S.R. 6; thence South 89 degrees 25 minutes 57 seconds East 210.00 feet along the boundary of said U.S.R. 6 to the point of beginning and containing 0.072 acres, more or less.

PARCELS 1A, 1C, 1E, 1F & 1G -- TEMPORARY RIGHTS OF WAY

The following-described rights of way are temporary rights of way for the purpose of constructing driveways for service to the grantor's private property and will revert to the grantor upon the completion of said project; A part of the North Half of the Northwest Quarter of Section 28, Township 36 North, Range 7 West, Lake County, Indiana, described as follows: Commencing at the northwest corner of said section; thence South 1 degree 14 minutes 07 seconds East 38.16 feet (40 feet by Deed Instrument #953562) along the west line of said section to the prolonged south boundary of U.S.R. 6 (37th Ave.); thence along the boundary prolonged of said U.S.R. 6 and along the south boundary of said U.S.R. 6 Easterly 207.87 feet along an arc to the right and having a radius of 104,134.15 feet and subtended by a long chord having a bearing of south 89 degrees 39 minutes 00 seconds East and a length of 207.87 feet to the point of beginning of this description; thence along the boundary of said U.S.R. 6 Easterly 109.96 feet along an arc to the right and having a radius of 104,134.15 feet and subtended by a long chord having a bearing of south 89 degrees 33 minutes 45 seconds East and a length of 109.96 feet; thence South 0 degrees 28 minutes 04 seconds West 30.00 feet; thence North 89 degrees 33 minutes 45 seconds West 109.93 feet; thence North 0 degrees 24 minutes 26 seconds East 30.00 feet to the point of beginning and containing 0.076 acres, more or less; also, a part of the North Half of the Northwest Quarter of Section 28, Township 36 North, Range 7 West, Lake County, Indiana, described as follows: Commencing at the northwest corner of said section; thence South 1 degree 14 minutes 07 seconds East 38.16 feet (40 feet by Deed Instrument #953562) along the west line of said section to the prolonged south boundary of U.S.R. 6 (37th Ave.); thence along the boundary prolonged of said U.S.R. 6 and along the south boundary of said U.S.R. 6 Easterly 417.79 feet along an arc to the right and having a radius of 104,134.15 feet and subtended by a long chord having a bearing of south 89 degrees 35 minutes 32 seconds East and a length of 417.79 feet to the point of beginning of this description; thence along the boundary of said U.S.R. 6 Easterly 81.36 feet along an arc to the right and having a radius of 104,134.15 feet and subtended by a long chord having a bearing of south 89 degrees 27 minutes 18 seconds East and a length of 81.36 feet; thence South 89 degrees 25 minutes 57 seconds East 18.60 feet along said boundary; thence South 0 degrees 34 minutes 03 seconds West 30.00 feet; thence North 89 degrees 27 minutes 03 seconds West 99.95 feet; thence North 0 degrees 31 minutes 22 seconds East 30.00 feet to the point of beginning and containing 0.069 acres, more or less; also, a part of the North Half of the Northwest Quarter of Section 28, Township 36 North, Range 7 West, Lake County, Indiana, described as follows: Commencing at the northwest corner of said section; thence South 1 degree 14 minutes 07 seconds East 38.16 feet (40 feet by Deed Instrument #953562) along the west line of said section to the prolonged south boundary of U.S.R. 6 (37th Ave.); thence along the boundary prolonged of said U.S.R. 6 and along the south boundary of said U.S.R. 6 Easterly 499.15 feet along an arc to the right and having a radius of 104,134.15 feet and subtended by a long chord having a bearing of south 89 degrees 34 minutes 11 seconds East and a length of 499.15 feet; thence South 89 degrees 25 minutes 57 seconds East 228.60 feet along the boundary of said U.S.R. 6 to the point of beginning of this description; thence South 89 degrees 25 minutes 57 seconds East 100.00 feet along said boundary; thence South 0 degrees 34 minutes 03 seconds West 30.00 feet; thence North 89 degrees 25 minutes 57 seconds West 100.00 feet; thence North 0 degrees 34 minutes 03 seconds East 30.00 feet to the point of beginning and containing 0.069 acres, more or less; also, a part of the North Half of the Northwest Quarter of Section 28, Township 36 North, Range 7 West, Lake County, Indiana, described as follows: Commencing at the northwest corner of said section; thence South 1 degree 14 minutes 07 seconds East 38.16 feet (40 feet by Deed Instrument #953562) along the west line of said section to the prolonged south boundary of U.S.R. 6 and along the south boundary of said U.S.R. 6 Easterly 499.15 feet along an arc to the right and having a radius of 104,134.15 feet and subtended by a long chord having a bearing of south 89 degrees 34 minutes 11 seconds East and a length of 499.15 feet; thence South 89 degrees 25 minutes 57 seconds East 658.60 feet along the boundary of said U.S.R. 6 to the point of beginning of this description; thence South 89 degrees 25 minutes 57 seconds East 61.27 feet along said boundary to the northeast corner of the grantor's land; thence South 1 degree 01 minute 06 seconds East 18.88 feet along the east line of the grantor's land to the corner of the grantor's land; thence South 89 degrees 32 minutes 06 seconds East 2.21 feet along the north line of the grantor's land; thence South 0 degrees 34 minutes 03 seconds West 41.13 feet; thence North 89 degrees 25 minutes 57 seconds West 64.00 feet; thence North 0 degrees 34 minutes 03 seconds East 60.00 feet to the point of beginning and containing 0.087 acres, more or less; also, a part of the North Half of the Northwest Quarter of Section 28, Township 36 North, Range 7 West, Lake County, Indiana, described as follows: Commencing at the northwest corner of said section; thence South 1 degree 14 minutes 07 seconds East 38.16 feet (40 feet by Deed Instrument #953562) along the west line of said section to the prolonged south boundary of U.S.R. 6 (37th Ave.);

thence along the boundary prolonged of said U.S.R. 6 and along the south boundary of said U.S.R. 6 Easterly 207.87 feet along an arc to the right and having a radius of 104,134.15 feet and subtended by a long chord having a bearing of South 89 degrees 39 minutes 00 seconds East and a length of 207.87 feet; thence South 0 degrees 24 minutes 26 seconds West 20.00 feet; thence North 89 degrees 36 minutes 33 seconds West 59.97 feet; thence South 64 degrees 24 minutes 52 seconds West 84.40 feet; thence South 25 degrees 21 minutes 57 seconds West 67.08 feet; thence South 1 degree 11 minutes 57 seconds East 75.00 feet to the point of beginning of this description; thence South 46 degrees 11 minutes 57 seconds East 35.36 feet; thence South 1 degree 11 minutes 57 seconds East 73.00 feet to the south line of the grantor's land; thence North 89 degrees 32 minutes 06 seconds West 30.01 feet along said south line to the east boundary of S.R. 51 and S.R. 130 (Hobart Ave.); thence North 1 degree 11 minutes 57 seconds West 97.13 feet along the boundary of said S.R. 51; thence North 88 degrees 48 minutes 03 seconds East 5.00 feet to the point of beginning and containing 0.060 acres, more or less.

It is hereby agreed as part of the total consideration as shown below that possession of the buildings and the land constituting the homesite on the real estate above described will be surrendered within n/a days from the date first payment is received, and \$ n/a will be held in Escrow until said possession is given. Possession of the balance of the real estate will be given upon receipt of the first payment in the amount indicated herein.

The above and foregoing grant is made in consideration of payment of the sum of Twenty-eight Thousand One Hundred Fifty and 00/100 Dollars (\$ 28,150.00),

which sum shall be paid or held in escrow as specified to the order of _____

Cherokee Limited Partnership, c/o HSC Management Company, P. O. Box 5133, Evanston, IL 60204-5133



It is further understood and agreed that this conveyance transfers only the right to make, construct and maintain such highway on said lands and to use any material lying within the above described limits suitable for use in constructing and maintaining said highway and does not convey any rights to any minerals or other substances underneath the surface, except as it may be used for the construction or maintenance of such improved highways.

Any and all timber, shrubbery, fences, buildings and all other physical improvements on the above granted right of way, not specifically reserved by special provision stated above, shall become the property of the State of Indiana.

When, by special provisions as stated above, any trees and/or shrubs are to be left standing on said right of way, it is mutually agreed and understood by grantor and grantee, that such special provision is only for such period as the excepted trees and/or shrubs shall not constitute an obstruction to future construction or hazard to power lines or traffic as shall be determined from time to time by the Indiana Department of Transportation through its authorized representatives.

It is understood and agreed that all provisions of this grant are stated above and that no verbal agreements or promises are binding.

It is also mutually agreed by grantor and grantee that this is a permanent easement unless otherwise specified for Highway purposes and shall be binding until specifically vacated by resolution by the Indiana Department of Transportation.

The undersigned Grantor being duly sworn, says that he, she (is) or they (are) the sole owner(s) of the above described property, and said grantors further represent that there are no encumbrances, leases, liens or options of any kind of character on said lands as conveyed, except as shown below, and that they made this representation for the purpose of inducing the Indiana Department of Transportation to pay them the amount herein stipulated.

Grantor further agrees to assume for the property described above all taxes payable for current and prior years and any taxes now a lien on said property.

Mortgagee: This grant is to be and become effective binding from and after its approval by the Indiana Department of Transportation.

Land and improvements 0; Damages \$28,150.00;
Total consideration \$28,150.00

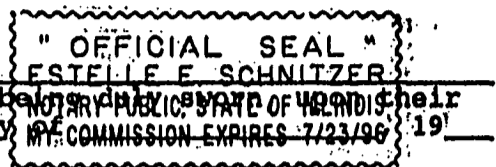
Cherokee Limited Partnership
By: [Signature] (Grantor) _____ (Grantor)
Joel Brosk, Gen. Partner (Grantor) _____ (Grantor)
_____ (Grantor) _____ (Grantor)

Dated October 6, 1993

Personally appeared before me Cherokee Limited Partnership, by ^{JOEL BROSK, ITS} GENERAL PARTNER and acknowledged the execution of the above agreement, and being duly sworn, upon their oath stated the facts therein are true, this 6TH day of OCTOBER, 1993.
Witness my hand official seal.

My commission expires 7/23/96
Illinois
state of ~~Illinois~~, County of Cook ss:

Estelle E. Schnitzer
(Notary Public)



Personally appeared before me _____ and acknowledged the execution of the above agreement, and being duly sworn, upon their oath stated the facts therein are true, this _____ day of _____, 19____.
Witness my hand official seal.

My commission expires _____
State of Indiana, County of _____ ss:

(Notary Public)

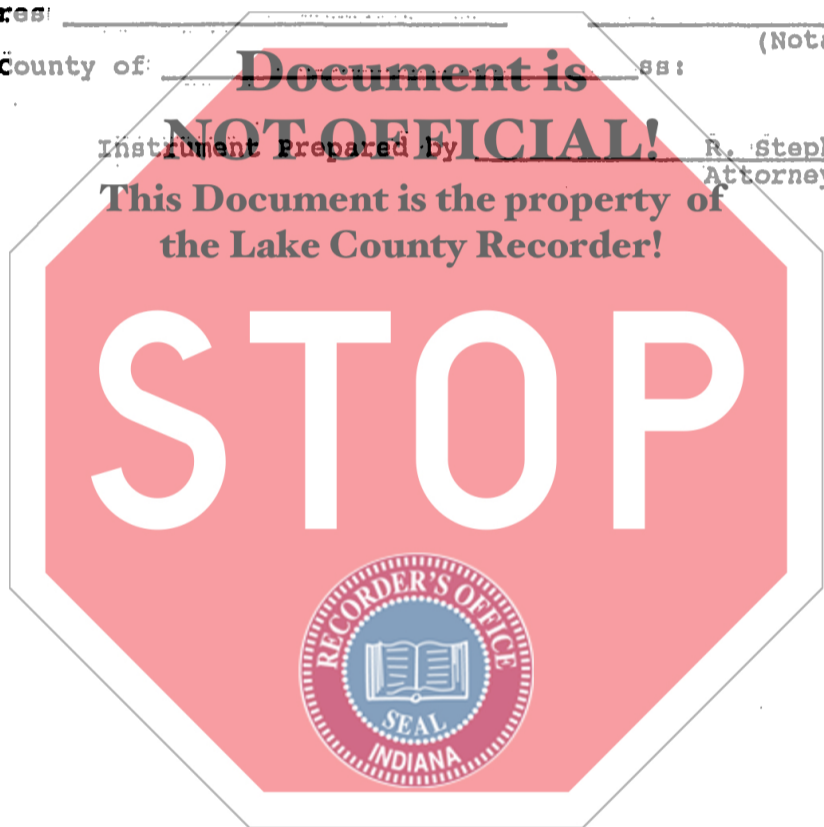
Personally appeared before me _____ and acknowledged the execution of the above agreement, and being duly sworn, upon their oath stated the facts therein are true, this _____ day of _____, 19____.
Witness my hand official seal.

My commission expires _____
state of Indiana, County of _____ ss:

(Notary Public)

Instrument Prepared by R. Stephen Hansell
Attorney at Law

Document is NOT OFFICIAL!
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LAKE COUNTY RECORDER
OCT 21 1993