

STATE OF INDIANA )  
 )SS: AFFIDAVIT OF SCRIVENER'S ERROR  
COUNTY OF LAKE )

94028718

Comes now Phyllis J. Senegal, Attorney-at-Law, who being duly sworn upon her oath deposes and says:

That she is familiar with a certain avigation easement from Georgia-Pacific Corporation dated August 5, 1993, and recorded on Feb 10, 1994, 1993, as Instrument No. 94011171;

Affiant swears and affirms that said avigation easement is erroneous because of an error by the scrivener.

Said Avigation Easement purports to convey in the avigation easement:

1. The Grantor agrees that it, its heirs successors and assigns shall not hereafter erect, or permit the erection of any structure, or growth of any tree or other object to an elevation no greater than 626 mean sea level (MSL) on Parcel CA-6-1.

2. The continuing and perpetual right to cut to a specified level and remove trees, bushes, shrubs, or any other perennial growth or undergrowth extending into, or which in the futures could infringe upon or extend above 626 feet MSL.

3. The right to remove, raze or destroy those portions of buildings, or other structures infringing upon or extending above 626 feet MSL, together with the right to prohibit the future erection of buildings or other structures which would infringe upon or extend into said surface.

In fact the correct avigation easement on the property owned by the Grantor and conveyed to the Grantee by said avigation easement is as follows:

1. The Grantor agrees that it, its heirs successors and assigns shall not hereafter erect, or permit the erection of any structure, or growth of any tree or other object to an elevation no greater than 622 mean sea level (MSL) on Parcel CA-6-1.

2. The continuing and perpetual right to cut to a specified level and remove trees, bushes, shrubs, or any other perennial growth or undergrowth extending into, or which in the futures could infringe upon or extend above 622 feet MSL.

**FILED**

APR 13 1994

*Anna M. Anton* 00709  
AUDITOR LAKE COUNTY

Return to: PHYLLIS J. SENEGAL  
504 BROADWAY, SUITE 707  
GARY, IN 46402

Key # 40-32-10

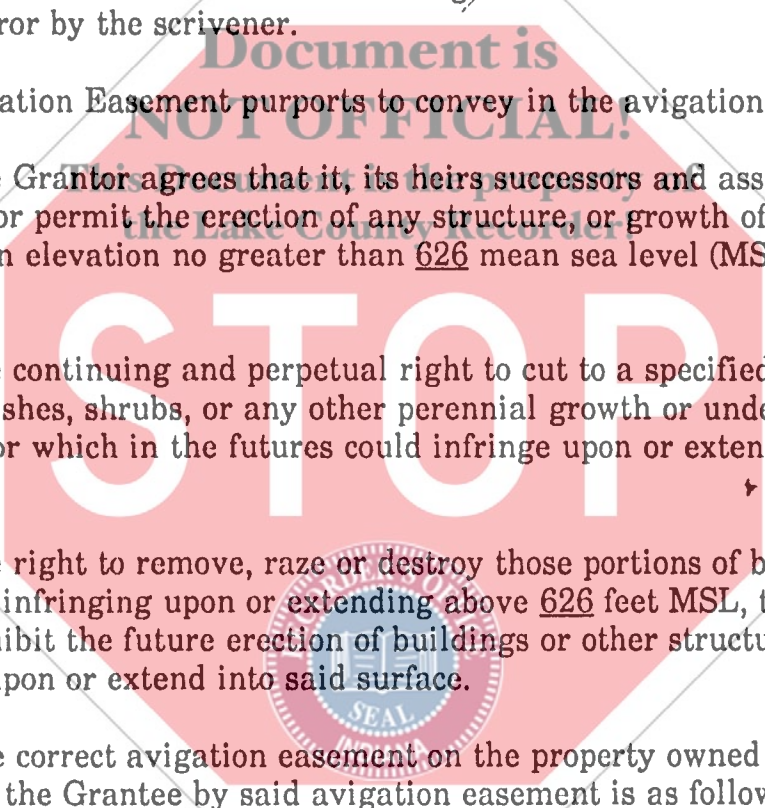
CA-6-1

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STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

APR 15 12 44 PM '94  
SARAH R. WILSON  
RECORDER

*Handwritten initials: HOD, GKS*



3. The right to remove, raze or destroy those portions of buildings, or other structures infringing upon or extending above 622 feet MSL, together with the right to prohibit the future erection of buildings or other structures which would infringe upon or extend into said surface.

This affidavit is made to remedy the error in the mean sea level (MSL) in the avigation easement.

Further affiant sayeth not.

Executed the 25 day of January, 1994.

*Phyllis J. Senegal*  
Phyllis J. Senegal

STATE OF INDIANA  
COUNTY OF LAKE

NOT OFFICIAL!  
This Document is the property of  
the Lake County Recorder!

BEFORE ME, the undersigned, a Notary Public in and for said County and State, this day of January, 1994, personally appeared Phyllis J. Senegal and acknowledged the execution of the foregoing document as her free and voluntary act.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal.



*Sophia H. Vann*  
Sophia H. Vann  
Notary Public

My Commission expires: 2/08/95  
Lake County Resident





# GARY REGIONAL AIRPORT

PARCEL CA-6-1  
(INSTRUMENT #14280)

A part of the Southwest Quarter of Section 31, Township 37 North, Range 8 West and a part of the Northeast Quarter of Section 6, Township 36 North, Range 8 West of the Second Principal Meridian, also being a part of the land of Georgia-Pacific Corporation as described in instrument number 14280, Office of Recorder, Lake County, Indiana, said parcel being described as follows:

Beginning at the intersection of the south line of said Section 31 with the easterly right-of-way line of Clark Street; thence North 04 degrees 14 minutes 45 seconds East (Basis of Bearings) along said easterly line 124.98 feet; thence South 60 degrees 34 minutes 23 seconds East 915.00 feet to the southerly line of the owners land; thence South 73 degrees 20 minutes 05 seconds West along the south line of the owners land 32.16 feet; thence South 79 degrees 26 minutes 31 seconds West along the south line of the owners land 714.37 feet, more or less, to the easterly right of way line of U.S. Road 12; thence North 15 degrees 41 minutes 32 seconds West along said right-of-way line 100.94 feet to an intersection with the aforesaid easterly right-of-way line of Clark Street; thence North 04 degrees 14 minutes 45 seconds West along said easterly line 368.89 feet to the point of beginning, containing 5.206 acres, more or less.



Avigation Easement required for  
622 FT. Mean Sea Level (24 AGL)

RUNWAY PROTECTION ZONE

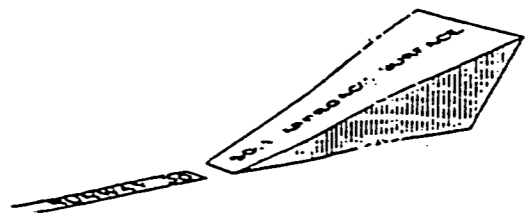


EXHIBIT 'A'

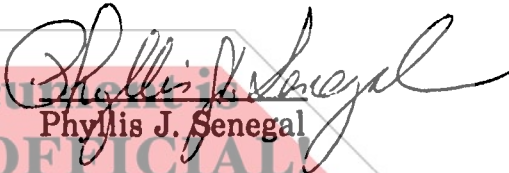
NOT TO SCALE

3. The right to remove, raze or destroy those portions of buildings, or other structures infringing upon or extending above 622 feet MSL, together with the right to prohibit the future erection of buildings or other structures which would infringe upon or extend into said surface.

This affidavit is made to remedy the error in the mean sea level (MSL) in the avigation easement.

Further affiant sayeth not.

Executed the 25 day of January, 1994.

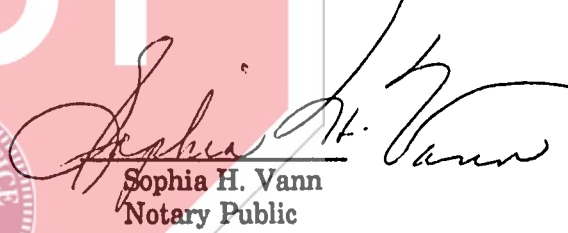
  
Phyllis J. Senegal

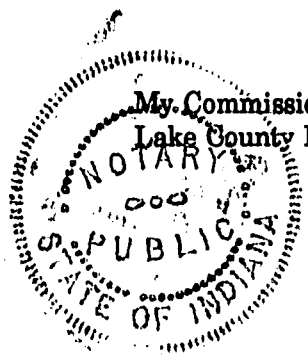
STATE OF INDIANA  
COUNTY OF LAKE

SS: This Document is the property of  
the Lake County Recorder!

BEFORE ME, the undersigned, a Notary Public in and for said County and State, this day of January, 1994, personally appeared Phyllis J. Senegal and acknowledged the execution of the foregoing document as her free and voluntary act.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal.

  
Sophia H. Vann  
Notary Public



My Commission expires: 2/08/95  
Lake County Resident