

STATE OF INDIANA)
)SS: AFFIDAVIT OF SCRIVENER'S ERROR
COUNTY OF LAKE)
 94028720

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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 Angela Garcia dated September 22, 1993, and recorded on November 23, 1993, as Instrument No. 93078401;

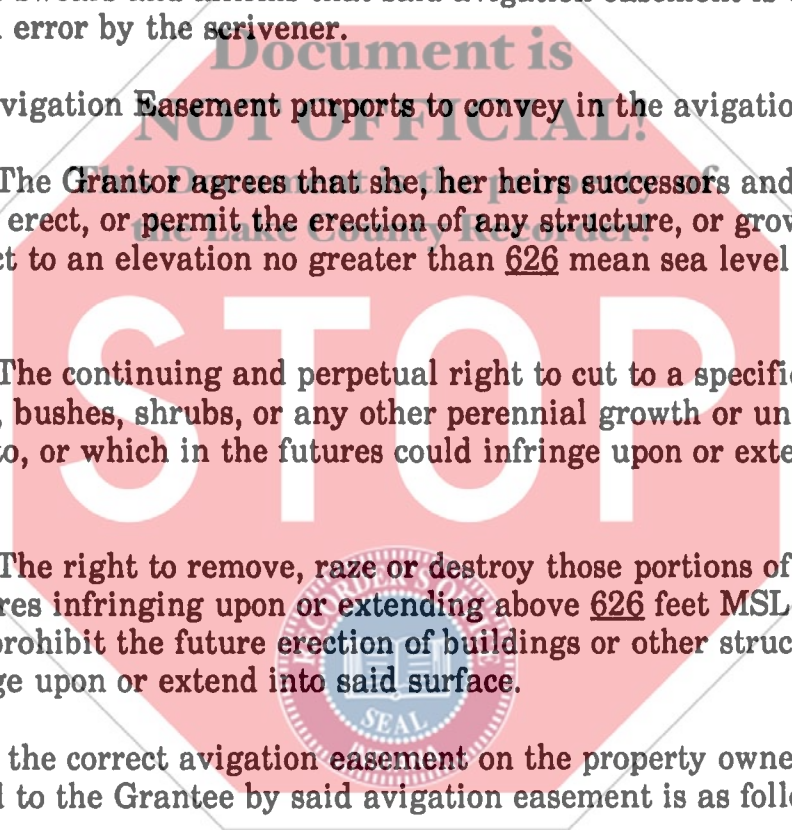
Affiant swears and affirms that said avigation easement is erroneous because of an error by the scrivener.

Said Avigation Easement purports to convey in the avigation easement:

1. The Grantor agrees that she, her 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-1-68.
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 she, her 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 637 mean sea level (MSL) on Parcel CA-1-68.
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 637 feet MSL.



APR 15 12 44 PM '94
 RECORDED
 STATE OF INDIANA
 LAKE COUNTY
 FILED FOR RECORD

FILED

APR 13 1994

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

Key # 46-505-7

Anna N. Anton 00717

HOO
GAS

3. The right to remove, raze or destroy those portions of buildings, or other structures infringing upon or extending above 637 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

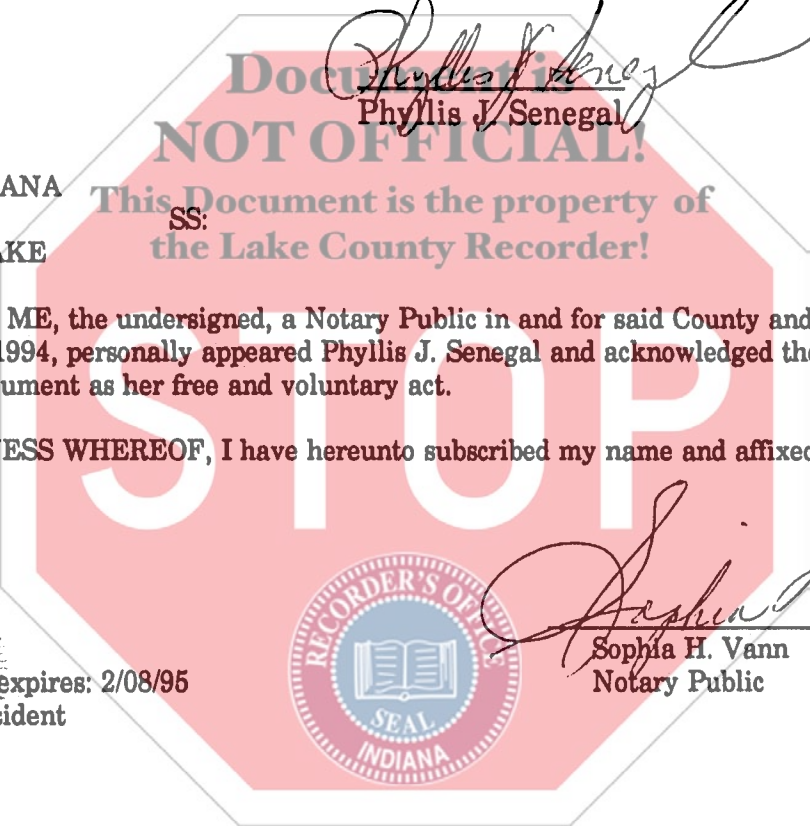
STATE OF INDIANA
COUNTY OF LAKE

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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

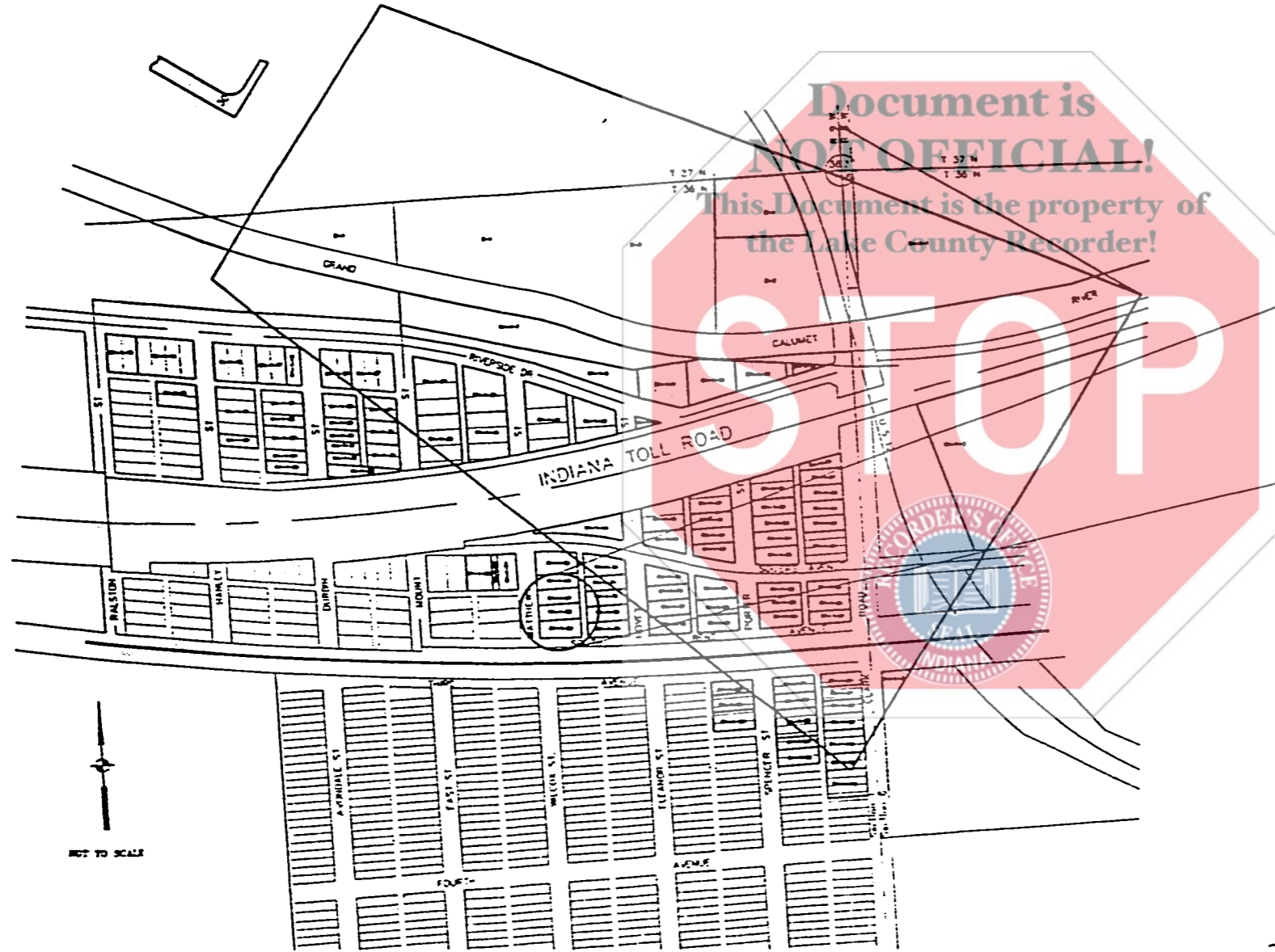




GARY REGIONAL AIRPORT

PARCEL CA-1-68
(INSTRUMENT #472315)

Lot 7 in Block "H" in corrected Plat of the Perfect Addition to Gary and the Resubdivision of the Perfect Addition to Gary as per plat thereof, recorded in Plat Book 25, page 75, in the Office of the Recorder of Lake County, Indiana.

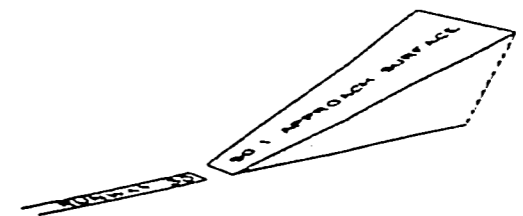


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Avigation Easement required for 45 ft. above ground level.

RUNWAY PROTECTION ZONE



NOT TO SCALE

DATE: AUGUST 1, 1990