

**SWORN STATEMENT
OF INTENTION TO HOLD LIEN**

To: Merrillville Venture Limited Partnership
2354 Hassell Road, Suite D
Hoffman Estates, IL 60195

Cumberland Homes LTD
2354 Hassell Road, Suite D
Hoffman Estates, IL 60195

AKA: Merrillville Venture [Preserves] Limited Partnership
2354 Hassell Road, Suite #D
Hoffman Estates, IL 60195

STATE OF INDIANA) SS:
 COUNTY OF LAKE)

James A. deBoer, Vice President of Edward A. Kirk Corp., being first duly sworn upon oath under the penalties provided for perjury, makes this Sworn Statement of Intention to Hold Lien upon the property described below and says:

1. Edward A. Kirk Corp. intends to hold a lien on the land commonly known as Cumberland Ridge Phase Two, Lots 19 to 31, 162 to 188 and wetland. and legally described as:

More particularly described in the attached legal description.

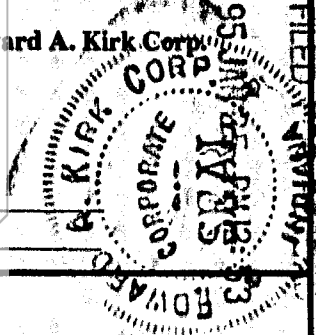
as well as on the buildings, other structures and improvements located thereon or connected therewith for work and labor done and for materials and machinery furnished by the Edward A. Kirk Corp. in the erection, construction, altering, repairing, and removing of said buildings, structures, and improvements for such work and labor and for such materials and machinery.

2. The amount claimed under this statement is Seventy-one thousand thirty two and 72/100 Dollars (\$ 71,032.72).

3. The work and labor were done and the materials and machinery were furnished by Edward A. Kirk Corp. within the last sixty (60) days.

EDWARD A. KIRK CORP.

by James A. deBoer
 Title: Vice President



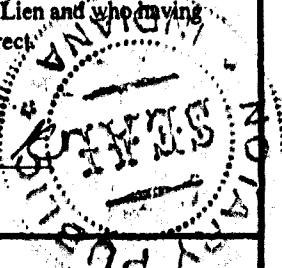
STATE OF INDIANA)
) SS:
 COUNTY OF LAKE)

Before me, a Notary Public in and for said County and State, personally appeared James A. deBoer of Edward A. Kirk Corp., who acknowledged the execution of the foregoing Sworn Statement of Intention to Hold Lien and who having been first 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 25th day of January, 19 95

My Commission expires: 6/16/96
 Resident of Lake County.

Lucille A. Sevcik
 Notary Public
 Lucille A. Sevcik



I hereby certify that I have this _____ day of _____, 19____, mailed a duplicate of this Notice, first-class, postage prepaid, to the within named property owner at: _____

Recorder of _____ County

THIS INSTRUMENT PREPARED BY: Lucille A. Sevcik

95004404
 LAKE COUNTY RECORDER
 MARIANETTE H. STEVENS
 FILED JAN 13 1995

STATE OF INDIANA
 LAKE COUNTY

1400

3313 E 83rd Pl
 New 46400

DESCRIPTION: A part of the Northwest Quarter of Section 26, Township 35 North, Range 8 West of the Second Principal Meridian described as follows: Commencing at the Northwest corner of said Northwest Quarter; thence South 00° 38' 58" East, along the West line of said Northwest Quarter, a distance of 987.68 feet to the point of beginning; thence North 89° 21' 02" East, along the Southerly line of Lots 192 thru 194 in Cumberland Ridge Phase One, as shown in Plat Book 75, page 56 in the Office of the Recorder of Lake County, Indiana, a distance of 299.62 feet; thence South 52° 52' 18" East along the Southwesterly line of Lots 189 and 190 in said Cumberland Ridge Phase One, a distance of 103.35 feet; thence North 89° 54' 52" East, along the Southerly line of said Lot 189, a distance of 54.78 feet; thence North 45° 00' 20" East along the Southeasterly line of said Lot 189, a distance of 70.00 feet, to the Westerly line of Illinois Street (60 feet wide); thence South 44° 59' 40" East, along said Westerly line of Illinois Street, a distance of 32.52 feet; thence North 45° 00' 20" East, along the Southerly line of Lot 16 in said Cumberland Ridge Phase One, a distance of 170.00 feet; thence North 44° 59' 40" West, along the Northerly line of Lot 16 in said Cumberland Ridge Phase One, a distance of 59.95 feet; thence North 42° 27' 05" West, along the Northerly line of Lot 15 in said Cumberland Ridge Phase One, a distance of 57.43 feet; thence North 37° 32' 23" West, along the Northerly line of Lot 16 in said Cumberland Ridge Phase One, a distance of 57.43 feet; thence North 32° 37' 38" West, along the Northerly line of Lot 15 in said Cumberland Ridge Phase One, a distance of 57.43 feet; thence North 59° 49' 45" East, along the Southerly line of the Drainage and Detention Easement in said Cumberland Ridge Phase One, a distance of 101.58 feet; thence North 00° 03' 01" West, along the East line of the Drainage and Detention Easement in said Cumberland Ridge Phase One, a distance of 670.31 feet; thence North, 89° 58' 45" East, along the North line of the said Northwest Quarter, a distance of 1053.82 feet; thence South 00° 03' 01" East, a distance of 266.84 feet; thence South 07° 51' 34" East, a distance of 67.12 feet; thence South 11° 01' 10" East, a distance of 67.02 feet; thence South 13° 39' 38" East, a distance of 119.62 feet; thence South 05° 23' 32" East, a distance of 47.99 feet; thence South 07° 58' 06" West, a distance of 47.98 feet; thence South 21° 24' 32" West, a distance of 47.98 feet; thence South 34° 50' 57" West, a distance of 47.98 feet; thence South 48° 17' 23" West, a distance of 47.98 feet; thence South 61° 43' 49" West, a distance of 47.98 feet; thence South 75° 10' 14" West, a distance of 47.98 feet; thence South 08° 06' 33" East, a distance of 170.00 feet to a point of curve; thence Southwesterly along a curve concave to the Northwest, and having a radius of 375.00 feet; the chord of which bears South 85° 54' 09" West, an arc distance of 52.51 feet; thence South 89° 54' 52" West, a distance of 20.88 feet; thence South 06° 05' 08" East, a distance of 110.00 feet, to a point which lies on the South line of the North One Half of the Northwest Quarter of said Section 26; thence South 89° 54' 52" West, along the last described line, a distance of 1449.73 feet, to a point which lies on said West line of the Northwest Quarter; thence North 00° 38' 58" West, along the last described line, a distance of 337.65 feet, to the point of beginning, containing 35.726 acres, more or less, all in the Town of Merrillville, Lake County, Indiana.

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