

20

SWORN STATEMENT OF INTENTION TO HOLD LIEN (NOTICE OF MECHANIC'S LIEN)

(file in duplicate)

To: Lehigh Portland Cement Company
718 Hamilton Mall
P.O. Box 1882 c/o M. Wedge
Allentown, PA 18105

OWNER'S NAME AND ADDRESS

STATE OF INDIANA, COUNTY OF LAKE, SS:

The undersigned, being first duly sworn, makes this sworn statement of intention to hold a lien upon the real estate described below and says that:

1. The undersigned RECO Equipment, Inc.
(NAME OF CLAIMANT)
P.O. Box 160, Morristown, OH 43759
(ADDRESS)

intends to hold a lien on the real estate commonly known as Lehigh Portland Cement Co./Buffington
Harbor Station, Gary, Lake County, IN, a/k/a 600 N. Colfax, Gary, Lake
County, Indiana and legally described as follows:

See attached Exhibit "A" for legal description contained in "Confirmatory and Corrective Deed" dated 2-2-83 recorded by Lake County Recorder's Office as document #707259 and Exhibit "B" being "Corporate Warranty Deed" transferring real estate from Lehigh Portland Cement Company to Trump Indiana, Inc. dated 6-29-95.

including all buildings, other structures and improvements located thereon or connected therewith for work and labor done and for materials and machinery furnished by the undersigned 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 _____ Dollars (\$ 54,785.45).

3. The work and labor were done and the materials and machinery were furnished by the undersigned within the last sixty days.

RECO Equipment, Inc.
By Josh Gasber
Josh Gasber
PRINTED

STATE OF Indiana
COUNTY OF Lake } SS:

Before me, a Notary Public in and for said County and State, personally appeared Josh Gasber

who acknowledged the execution of the foregoing Sworn Statement and Notice of Intention to Hold Mechanic's Lien, and who, having been 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 17th day of October, 19 95

My commission expires 10-15-99 Signature Allen B. Zarembo

Resident of Porter County Printed Allen B. Zarembo
NOTARY PUBLIC

I hereby certify that I have this _____ day of October, 19 95 mailed a duplicate of this notice, first-class, postage prepaid, to the within named property owner at 718 Hamilton Rd., P.O. Box 1882, c/o M. Wedge, Allentown, PA 18105
(Latest address shown on tax records)

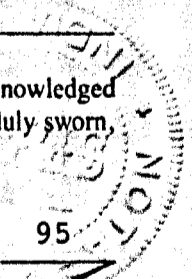
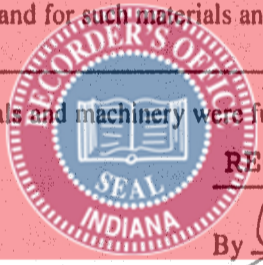
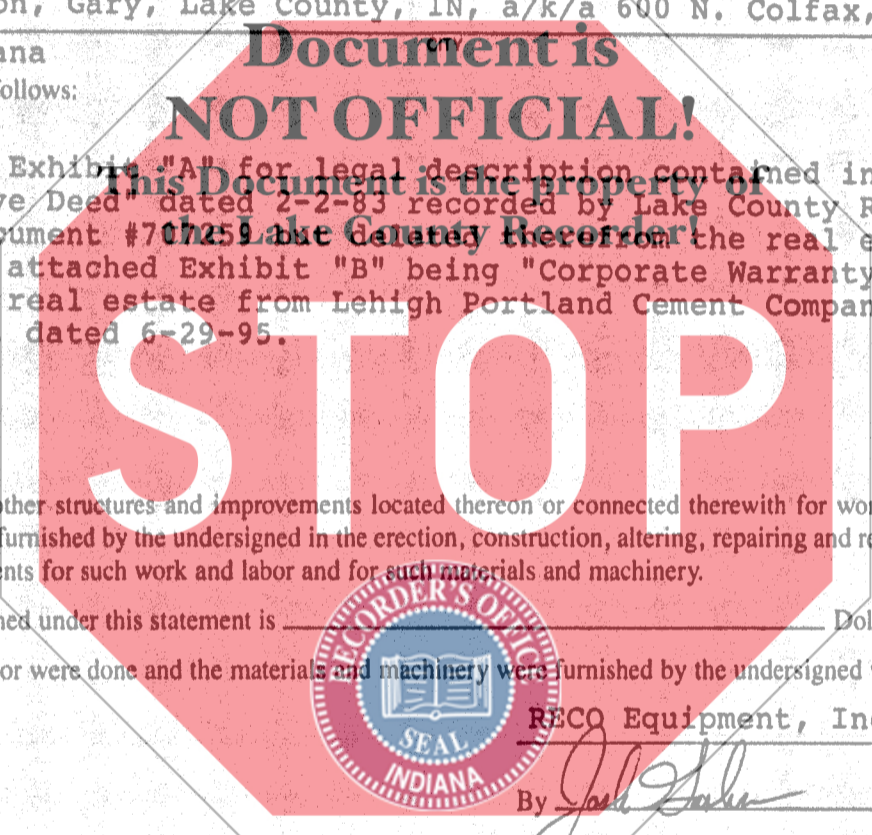
Recorder of _____ County

This instrument prepared by Allen B. Zarembo, 8396 Mississippi St., Merrillville, IN 46410, Attorney at Law.

Attorney Identification No. 1469-45

95062578

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD
OCT 17 PM 5:58
RECORDED



51.00
CK# 5003

717251

CONFIRMATORY AND CORRECTIVE DEED

DULY ENTERED
FOR TAXATION

MADE the and day of February, 1963,

John P. ...
RECORDER LAKE COUNTY

BETWEEN

UNITED STATES STEEL CORPORATION, a corporation organized and existing under the laws of the State of Delaware and having an office at 600 Grant Street, Pittsburgh, Pennsylvania 15230, party of the first part;

and
BETHLEHEM BROS. AND COMPANY COMPANY, a corporation organized and existing under the laws of the State of Pennsylvania and having an office at 710 Market St. Hall, Altoona, Pennsylvania 16801, party of the second part;

WHEREAS, by deed dated September 16, 1960, which was duly entered for taxation and recorded November 9, 1960, as document No. 605924, in the Office of the Recorder of Deeds of Lake County, Indiana, part of the West part heretofore conveyed to party of the second part herein, land adjoining the shore of Lake Michigan; and

WHEREAS, said deed inadvertently omitted reference to land intended to be conveyed to party of the second part thereby and the separation thereof in the description of parcels conveyed to party of the first part therein; and

WHEREAS, it is the intention of party of the first part to convey to party of the second part by this deed the land originally intended to be conveyed and to correct errors in said deed dated September 16, 1960 and such errors as herein corrected to read as hereinafter set forth.

WITNESSETH, that said party of the first part in consideration of One Dollar (\$1.00), paid to the party of the first



EXHIBIT "A"

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part by the party of the second part, the receipt of which is hereby acknowledged, does remise, release, and claim unto the said party of the second part, and to its successors and assigns, forever;

All that certain parcel of land situate in the County of Lake and State of Indiana, bounded and described as follows:

BEING all of that certain parcel of land conveyed in deed from Illinois Steel Company to Universal Portland Cement Company dated January 27, 1923, recorded in the office of the Recorder of Deeds of Lake County, Indiana, in Record Volume No. 200, Page 201, and from Gary Land Company to Universal Portland Cement Company dated March 13, 1925, recorded in Record Volume No. 126, Page 557; and deed from Inland Steel Company to United States Steel Corporation dated May 1, 1906, recorded in Deed Book Volume 1325, Page 146; and deed from Gary Land Company to Universal Portland Cement Company dated March 23, 1925, recorded in Record Volume No. 126, Page 557; and deed from Gary Land Company to Universal Portland Cement Company dated March 20, 1925, recorded in Deed Book Volume 1325, Page 146; to which deed reference is hereby made for a more particular description of the land hereinafter described; and

And that patents of land granted to said party of the first part by the State of Indiana to said party of the second part, its assigns, predecessors and successors in the office of the Recorder of Deeds of Lake County, Indiana as hereinafter set forth:

<u>DATE</u>	<u>DEED BOOK NO.</u>	<u>RECORDED</u>
06.14.1927	23073	02.23.1927 Book 392, p. 212
1. 10	440522	01.27.1931 Book 473, p. 29
11.23.1934	40947	12.01.1934 Book 524, p. 466

Commencing at a rail monument at the southwest corner of the Northwest quarter of said Section 25, thence North 60° 17' 26" West along the west line of said Northwest quarter of Section 25, 1866.63 feet to the northeasterly right-of-way line of the Elgin, Joliet and Eastern Railway Company, formerly the Northeasterly right-of-way line of the Chicago, Indiana and Southern Railroad; thence South 53° 17' 26" East along said northeasterly right-of-way line 539.69 feet; thence North 26° 42' 34" East 85.60 feet to a rail monument; thence continuing North 26° 42' 34" East 764.62 feet; thence North 66° 36' 19" West 80.97 feet; thence North 30° 24' 11" West 117.14 feet; thence North 11° 14' 01" West 474.84 feet; thence South 88° 40' 49" West 57.66 feet to p. st. said rail monument; thence South 50° 30' 34" West 137.64 feet; thence North 61° 16' 07" West 117.14 feet; thence South 64° 4' 10" West 111.76 feet; thence North 26° 42' 34" West 199.63 feet; thence North 17° 32' West 280.4 feet; thence parallel to and 47 feet distant from the dock wall North 56° 41' 14" East 514.90 feet; thence parallel to and 57 feet distant from the line of tract A South 53° 17' 26" East 579.31 feet to a rail monument beginning containing 3.59 acres more or less.



4. TRACT "C"

A parcel of land in the Northwest quarter of Section 25, Township 17 North, Range 9 west of the second Principal Meridian in the City of Gary, Lake County, Indiana, described as follows:

(Reading hereon refers to the Indiana coordinate system west zone) Commencing at a rail monument at the southwest corner of the Northwest quarter of said section 25; thence North along the west line of said Northwest quarter of said section 25 a distance of 1,866.63 feet to the northeasterly right-of-way line of the Elgin, Joliet and Eastern Railway Company, formerly the Northeasterly right-of-way line of the Chicago, Indiana and Southern Railroad; thence South 53° 17' 26" East along said northeasterly right-

said Section Twenty-six (26) thence East along said center line of Section Twenty-six (26) at a distance of 41.1 feet; thence Southeast by a curve, convex to the South, having a radius of 1910.00 feet, a distance of 1371.96 feet; said two last described courses being boundary lines of a parcel of land conveyed by Gary Land Company to Pittsburgh, Fort Wayne and Chicago Railroad Company by deed dated January 25th, 1909, recorded January 23rd, 1909, in Deed Volume 150, page 22 and designated "Parcel 1" in said deed to a point in the westerly line of the 10-foot right-of-way of the Elgin, Joliet and Eastern Railway Company.

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STOP

The following description of the land described in the foregoing instrument is taken from the original instrument, to-wit: thence East along said westerly line of eight-foot right-of-way of South Elgin and Southern Railroad 1333 feet, more or less, to an intersection with the Southern, 1/4th of the 100-foot right-of-way conveyed by Gary Land Company to Pittsburgh and Ohio and Chicago Railroad Company by deed dated April 14th, 1915, and recorded March 9th, 1916, in Deed Volume 221, page 4, thence Southeast, along said westerly line of eight-foot right-of-way of Pittsburgh and Ohio and Chicago Railroad 430 feet, more or less, to the Northeast corner of the above-said 10-acre parcel conveyed by Gary Land Company to Universal Portland Cement Company, by deed of date dated and filed, 1916, thence Southwesterly along the easterly line of said 10-acre parcel and said Eastern Railway, 400.3 feet, more or less, to the point of beginning of the land described in the foregoing instrument.

... of said land and more to the East ...
 ... along said westerly line of eight-foot right-of-way of the ...
 ... through the property herein conveyed, being ...

Commencing at the Northeastly
 eight-foot right-of-way line of the Elgin,
 Joliet and Eastern Railway Company,

9. A permanent easement across the _____ a property herein conveyed from Tracts "A" and "B" to the harbor and the plant to use the dock and harbor, such easement to be used for the following purposes only:

- (a) in connection with the use of the tracts described herein as "Tract A", and "Tract B" for the construction, use, operation and maintenance of a burnt lime facility and such tracts all as set forth in that certain lease between United States Steel Corporation and Marblehead Lime Company dated October 15, 1975 and any renewals, extensions and substitutions thereof or thereto to the extent that such renewals, extensions and substitutions have properly been recorded in the Public Records of the Lake County Recorder;

- (b) the movement of raw materials for the steelmaking activities of United States Steel Corporation, its successors and assigns, and the shipment of products thereof containing at least 50 percent iron or the transfer of equipment related to such steelmaking activities,

provided that such use shall not unreasonably interfere with the operation of the plant of the second part and further provided that occasional shipments of other materials may be made by United States Steel Corporation on an emergency basis with the consent of the party of the second part, which consent shall not be unreasonably withheld.

Such easement is not subject to use by a person other than United States Steel Corporation except for the purposes stated herein.

10. All of the rights and easements in and across the land _____ held by Marblehead Lime Company pursuant to the lease hereinbefore mentioned, permanently, including but not limited to, the right to construct, maintain, use, improve and

to give the residue of the estate of the said party of the first part to the said party of the second part.

11. All of the interest of subsidiaries of party of the first part.

THIS CONVEYANCE IS FURTHER MADE UNDER AND SUBJECT to all legal highways and to any and all estates, easements, encumbrances, reservations, restrictions, conditions and covenants shown by instruments of record prior hereto or apparent on the plat hereon.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereto in anywise appertaining, unto the said party of the second part, his heirs and assigns forever, unto the said party of the second part, his heirs and assigns forever, as well in law, as in equity, to the said party of the first part, he, or to the above-named parties, and over, part and parcel thereof, except as hereinafter with the said party of the second part.

I DO HAVE AND TO HAVE all the estate, right, title, interest, property, claim and demand whatsoever of the said party of the first part to and for the use of the said party of the second part, its successors and assigns, forever.

IN WITNESS WHEREOF, the said party of the first part has caused it and its corporate seal to be affixed to these presents by the hand of its duly authorized officer, and the same to be duly attested by its duly authorized secretary, at the City of Chicago, Illinois, this _____ day of _____, 19____.

ATTEST: _____

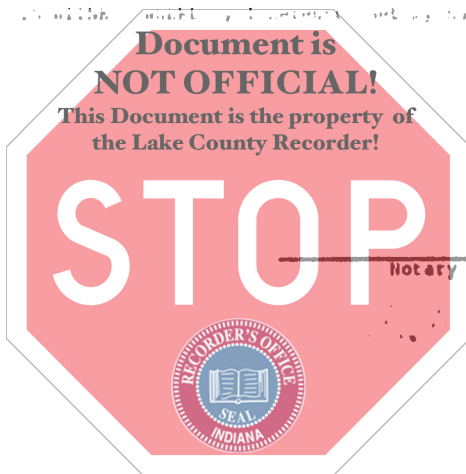
Stuart C. Paul
Assistant Secretary

By _____
E. L. Simek
Senior Vice President

COMMONWEALTH OF PENNSYLVANIA)
) SS:
COUNTY OF ALLEGHENY)

On this 2nd day of February, 1983, before me, a Notary Public, the undersigned officer, personally appeared E. L. Simanek who acknowledged himself to be a Vice President of the United States Steel Corporation, a corporation, and that he, as such, being authorized to do so, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as Vice President.

Witness my hand and official seal.



Notary Public

CERTIFICATE OF RESIDENCE

I do hereby certify that the precise residence of the party of the second part is 716 Hamilton Hall, Allentown, Pennsylvania 18105.

WITNESS my hand this 17 day of July, 1983.

Howard Wilson
For the Party of the Second Part

STATE OF INDIANA)
COUNTY OF LAKE

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NOT OFFICIAL!**

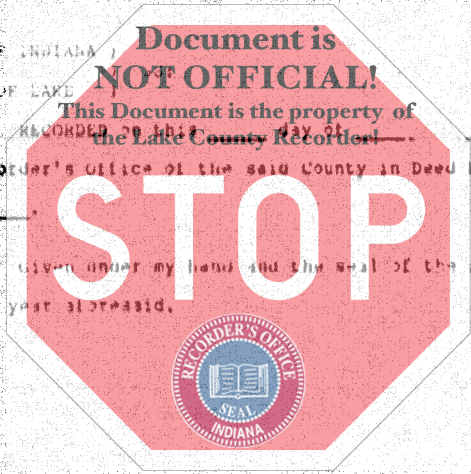
This Document is the property of
the Lake County Recorder!

RECORDED ON THIS 17 day of July, 1983, in

the Recorder's Office of the said County in Deed Book Volume ,

Page .

Given under my hand and the seal of the said office the
day and year aforesaid.



Recorder

This instrument prepared by United States Steel Corporation.

JSB 4810/2 129
①

Mail Tax Bills to:
Trump Indiana, Inc.
% Trump Hotels & Casino Resorts, Inc.
725 Fifth Avenue
New York, NY 10022

Key No.: 40-136-1
40-137-1
40-143-1
40-144-1
40-173-3
40-173-5

CORPORATE WARRANTY DEED

Lehigh Portland Cement Company, a Pennsylvania corporation, CONVEYS AND WARRANTS to Trump Indiana, Inc., a Delaware corporation, in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the following described real estate in Lake County, State of Indiana, to-wit (the "Real Estate"):

Chicago Title Insurance Company

PARCEL 1: A PARCEL OF LAND IN FRACTIONAL SECTION TWENTY-THREE (23), TOWNSHIP THIRTY-SEVEN NORTH (T37N), RANGE NINE WEST (R9W) OF THE SECOND PRINCIPAL MERIDIAN, IN THE CITY OF GARY, LAKE COUNTY, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A CAPPED IRON ROD AT THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 23; THENCE NORTH 00 DEGREES 23 MINUTES 05 SECONDS WEST (SAID BEARING BEING RELATIVE TO THE INDIANA STATE PLANE COORDINATE SYSTEM WEST ZONE SPCS83), 747.8 FEET ALONG THE WEST LINE OF SAID SECTION 23 TO A BRASS PLUG FOUND IN THE CONCRETE AT THE INTERSECTION OF SAID WEST LINE WITH THE NORTHERLY LINE OF BALTIMORE STREET, NOW VACATED (SAID BRASS PLUG ALSO BEING ON THE SOUTHWESTERLY LINE OF A PARCEL OF LAND CONVEYED TO INLAND STEEL COMPANY AS RECORDED IN LAKE COUNTY DEED RECORD 1331, PAGE 121), SAID BRASS PLUG BEING THE POINT OF BEGINNING OF THIS PARCEL;

- 1) THENCE SOUTH 47 DEGREES 11 MINUTES 44 SECONDS EAST, 605.00 FEET ALONG THE SOUTHWESTERLY LINE OF SAID PARCEL RECORDED IN LAKE COUNTY DEED RECORD 1331, PAGE 121 TO A CAPPED IRON ROD;
- 2) THENCE NORTH 41 DEGREES 02 MINUTES 15 SECONDS EAST, 125.53 FEET ALONG THE SOUTHEASTERLY LINE OF SAID PARCEL RECORDED IN LAKE COUNTY DEED RECORD 1331, PAGE 121 TO THE SHORELINE OF LAKE MICHIGAN;
- 3) THENCE SOUTH 42 DEGREES 15 MINUTES 35 SECONDS EAST, 458.83 FEET ALONG THE SHORELINE OF LAKE MICHIGAN, (SAID SHORELINE BEING THE NORTHEASTERLY BOUNDARY OF PARCELS RECORDED IN LAKE COUNTY DEED RECORD 658, PAGE 271, PARCEL V, AND DEED RECORD 365, PAGE 567, PARCELS 1 AND 2);
- 4) THENCE SOUTH 42 DEGREES 52 MINUTES 12 SECONDS EAST, 415.45 FEET ALONG THE SHORELINE OF LAKE MICHIGAN;
- 5) THENCE SOUTH 53 DEGREES 07 MINUTES 20 SECONDS, EAST 506.52 FEET ALONG THE SHORELINE OF LAKE MICHIGAN;
- 6) THENCE SOUTH 49 DEGREES 07 MINUTES 24 SECONDS EAST, 895.71 FEET ALONG THE SHORELINE OF LAKE MICHIGAN;
- 7) THENCE SOUTH 49 DEGREES 51 MINUTES 19 SECONDS EAST 368.24 FEET ALONG THE SHORELINE OF LAKE MICHIGAN;



DULY ENTERED FOR TAXATION SUBJECT TO FINAL ACCEPTANCE OF TRANSFER JUL 7 1995

FOR TAXATION SUBJECT TO FINAL ACCEPTANCE OF TRANSFER JUL 1995

SAM ORLICH
CLERK OF LAKE COUNTY

Exhibit "B"

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- 8) THENCE SOUTH 55 DEGREES 54 MINUTES 36 SECONDS EAST, 370.60 FEET ALONG THE SHORELINE OF LAKE MICHIGAN;
- 9) THENCE SOUTH 57 DEGREES 31 MINUTES 01 SECONDS EAST, 383.77 FEET ALONG THE SHORELINE OF LAKE MICHIGAN;
- 10) THENCE SOUTH 53 DEGREES 36 MINUTES 25 SECONDS EAST, 167.08 FEET ALONG THE SHORELINE OF LAKE MICHIGAN;
- 11) THENCE SOUTH 69 DEGREES 53 MINUTES 42 SECONDS EAST, 106.46 FEET ALONG THE SHORELINE OF LAKE MICHIGAN;
- 12) THENCE NORTH 45 DEGREES 08 MINUTES 11 SECONDS EAST, 116.81 FEET ALONG THE SHORELINE OF LAKE MICHIGAN;
- 13) THENCE NORTH 46 DEGREES 36 MINUTES 45 SECONDS EAST, 32.53 FEET ALONG THE SHORELINE OF LAKE MICHIGAN;
- 14) THENCE NORTH 87 DEGREES 14 MINUTES 21 SECONDS EAST, 97.15 FEET ALONG THE SHORELINE OF LAKE MICHIGAN;
- 15) THENCE NORTH 75 DEGREES 15 MINUTES 11 SECONDS EAST, 67.04 FEET ALONG THE SHORELINE OF LAKE MICHIGAN;
- 16) THENCE NORTH 38 DEGREES 49 MINUTES 54 SECONDS EAST, 114.39 FEET ALONG THE SHORELINE OF LAKE MICHIGAN TO A POINT ON THE SOUTHERLY LINE OF A PARCEL OF PATENTED LAND RECORDED IN LAKE COUNTY DEED RECORD 302, PAGE 312;
- 17) THENCE NORTH 36 DEGREES 57 MINUTES 12 SECONDS EAST, 78.46 FEET ALONG THE SHORELINE OF LAKE MICHIGAN TO A POINT ON THE NORTHERLY LINE OF SAID PARCEL OF PATENTED LAND;
- 18) THENCE SOUTH 72 DEGREES 29 MINUTES 56 SECONDS EAST, 15.00 FEET ALONG THE NORTHERLY LINE OF SAID PARCEL OF PATENTED LAND;
- 19) THENCE NORTH 35 DEGREES 57 MINUTES 00 SECONDS EAST, 62.00 FEET ALONG THE NORTHWESTERLY LINE OF SAID PARCEL OF PATENTED LAND TO A POINT 100 FEET SOUTHWESTERLY (BY RIGHT ANGLE MEASUREMENT) OF THE NORTHEASTERLY LINE OF A PARCEL OF PATENTED LAND IN LAKE COUNTY DEED RECORD 473, PAGE 29;
- 20) THENCE SOUTH 54 DEGREES 03 MINUTES 00 SECONDS EAST, 300.00 FEET ALONG A LINE PARALLEL WITH AND 100 FEET DISTANT FROM THE NORTHEASTERLY LINE OF SAID PARCEL OF PATENTED LAND RECORDED IN LAKE COUNTY DEED RECORD 473, PAGE 29;
- 21) THENCE SOUTH 35 DEGREES 53 MINUTES 21 SECONDS WEST, 626.90 FEET TO A CAPPED IRON ROD ON THE NORTHEASTERLY RIGHT-OF-WAY LINE OF THE ELGIN, JOLIET & EASTERN RAILWAY COMPANY (FORMERLY THE NORTHEASTERLY RIGHT-OF-WAY LINE OF THE INDIANA HARBOR RAILROAD COMPANY) AS RECORDED IN LAKE COUNTY DEED RECORD 117, PAGE 10;
- 22) THENCE NORTH 54 DEGREES 06 MINUTES 39 SECONDS WEST, 2971.64 FEET ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE TO A CAPPED IRON ROD AT A POINT OF TANGENT CURVE;

23) THENCE 1404.64 FEET ALONG AN ARC ON SAID NORTHEASTERLY RIGHT-OF-WAY LINE, SAID ARC BEING CONVEX TO THE SOUTHWEST, WITH A RADIUS OF 11309.20 FEET, AND SUBTENDED BY A LONG CHORD WHICH BEARS NORTH 50 DEGREES 33 MINUTES 09 SECONDS WEST, 1403.74 FEET, TO A CAPPED IRON ROD;

24) THENCE NORTH 46 DEGREES 59 MINUTES 40 SECONDS WEST, 228.30 FEET ALONG SAID NORTHEASTERLY RIGHT-OF-WAY LINE TO A CAPPED IRON ROD ON THE WEST LINE OF SECTION 23;

25) THENCE NORTH 00 DEGREES 23 MINUTES 05 SECONDS WEST, 207.98 FEET ALONG THE WEST LINE OF SAID SECTION 23 TO THE POINT OF BEGINNING.

PARCEL 2:

A PARCEL OF LAND IN FRACTIONAL SECTION TWENTY-THREE (23), AND SECTION TWENTY-SIX (26), TOWNSHIP THIRTY-SEVEN NORTH (T37N), RANGE NINE WEST (R9W) OF THE SECOND PRINCIPAL MERIDIAN, IN THE CITY OF GARY, LAKE COUNTY, INDIANA, SAID PARCEL CONSISTING OF LANDS CONVEYED TO UNIVERSAL PORTLAND CEMENT COMPANY AS RECORDED IN LAKE COUNTY DEED RECORD 308, PAGE 22, INCLUDING A PART OF THE 33 ACRE PARCEL THEREIN DESCRIBED, ALL OF THE FIRST PARCEL THEREIN DESCRIBED, AND A PART OF THE SECOND PARCEL THEREIN DESCRIBED, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A CAPPED IRON ROD AT THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF SAID SECTION 23; THENCE NORTH 00 DEGREES 23 MINUTES 05 SECONDS WEST (SAID BEARING BEING RELATIVE TO THE INDIANA STATE PLANE COORDINATE SYSTEM WEST ZONE SPCS83), 79.78 FEET ALONG THE WEST LINE OF SAID SECTION 23 TO A CAPPED IRON ROD AT THE SOUTHWESTERLY CORNER OF SAID FIRST PARCEL RECORDED IN SAID LAKE COUNTY DEED RECORD 308, PAGE 22, SAID CORNER BEING THE POINT OF BEGINNING OF THIS PARCEL;

1) THENCE NORTH 00 DEGREES 23 MINUTES 05 SECONDS WEST, 108.12 FEET ALONG THE WEST LINE OF SAID SECTION 23 TO A CAPPED IRON ROD AT THE NORTHWEST CORNER OF SAID FIRST PARCEL;

2) THENCE SOUTH 38 DEGREES 53 MINUTES 27 SECONDS EAST, 883.40 FEET ALONG THE NORTHEASTERLY LINE OF SAID FIRST PARCEL TO A CAPPED IRON ROD;

3) THENCE SOUTH 47 DEGREES 00 MINUTES 19 SECONDS EAST, 1539.00 FEET ALONG THE NORTHEASTERLY LINE OF SAID FIRST PARCEL TO A CAPPED IRON ROD ON THE NORTHWESTERLY LINE OF SAID 33 ACRE PARCEL RECORDED IN LAKE COUNTY DEED RECORD 308, PAGE 22;

4) THENCE NORTH 43 DEGREES 05 MINUTES 41 SECONDS EAST, 292.90 FEET ALONG THE NORTHWESTERLY LINE OF SAID 33 ACRE PARCEL TO A CAPPED IRON ROD AT THE NORTHWESTERLY CORNER OF SAID PARCEL;

- 5) THENCE SOUTH 54 DEGREES 06 MINUTES 39 SECONDS EAST, 1585.97 FEET ALONG THE NORTHEASTERLY LINE OF SAID 33 ACRE PARCEL AND THE NORTHEASTERLY LINE OF SAID SECOND PARCEL RECORDED IN LAKE COUNTY DEED RECORD 308, PAGE 22, TO A CAPPED IRON ROD;
- 6) THENCE SOUTH 36 DEGREES 00 MINUTES 21 SECONDS WEST, 185.08 FEET;
- 7) THENCE SOUTH 30 DEGREES 46 MINUTES 03 SECONDS WEST, 203.32 FEET;
- 8) THENCE SOUTH 34 DEGREES 13 MINUTES 33 SECONDS WEST, 186.02 FEET;
- 9) THENCE SOUTH 36 DEGREES 30 MINUTES 36 SECONDS WEST, 207.34 FEET;
- 10) THENCE SOUTH 43 DEGREES 27 MINUTES 47 SECONDS WEST, 102.53 FEET TO THE SOUTHWESTERLY LINE OF SAID 33 ACRE PARCEL;
- 11) THENCE NORTH 46 DEGREES 54 MINUTES 19 SECONDS WEST, 1691.49 FEET ALONG THE SOUTHWESTERLY LINE OF SAID 33 ACRE PARCEL TO A CAPPED IRON ROD AT THE SOUTHWESTERLY CORNER OF SAID PARCEL;
- 12) THENCE NORTH 43 DEGREES 05 MINUTES 41 SECONDS EAST, 7.87 FEET ALONG THE NORTHWESTERLY LINE OF SAID 33 ACRE PARCEL TO A CAPPED IRON ROD AT THE SOUTHEASTERLY CORNER OF SAID FIRST PARCEL AS RECORDED IN LAKE COUNTY DEED RECORD 308, PAGE 22;
- 13) THENCE 565.04 FEET ALONG AN ARC ON THE SOUTHWESTERLY LINE OF SAID FIRST PARCEL, SAID ARC BEING CONVEX TO THE SOUTHWEST, WITH A RADIUS OF 17088.80 FEET, AND SUBTENDED BY A LONG CHORD WHICH BEARS NORTH 41 DEGREES 13 MINUTES 47 SECONDS WEST, 565.02 FEET TO A CAPPED IRON ROD;
- 14) THENCE NORTH 40 DEGREES 15 MINUTES 57 SECONDS WEST, 738.04 FEET ALONG THE SOUTHWESTERLY LINE OF SAID FIRST PARCEL TO A CAPPED IRON ROD;
- 15) THENCE NORTH 32 DEGREES 06 MINUTES 05 SECONDS WEST, 1079.86 FEET ALONG THE SOUTHWESTERLY LINE OF SAID FIRST PARCEL TO THE POINT OF BEGINNING.

PARCEL 3:

A PARCEL OF LAND IN THE SOUTHWEST QUARTER (SW 1/4) OF FRACTIONAL SECTION TWENTY-THREE (23) AND THE NORTH HALF (N 1/2) OF SECTION TWENTY-SIX (26), TOWNSHIP THIRTY-SEVEN NORTH (T37N), RANGE NINE WEST (R9W) OF THE SECOND PRINCIPAL MERIDIAN, IN THE CITY OF GARY, LAKE COUNTY, INDIANA, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A BRASS PLUG FOUND IN THE CONCRETE PAVEMENT AT THE SOUTHWEST CORNER OF SAID SECTION 23; THENCE NORTH 00 DEGREES 23 MINUTES 05 SECONDS WEST (SAID BEARING BEING RELATIVE TO THE INDIANA STATE PLANE

COORDINATE SYSTEM WEST ZONE SPCS83), 1080.24 FEET ALONG THE WEST LINE OF SAID SECTION 23 TO THE INTERSECTION OF SAID WEST LINE WITH THE NORTHEASTERLY LINE OF THE 100 FOOT WIDE RIGHT-OF-WAY (FORMERLY THE PITTSBURGH, FORT WAYNE AND CHICAGO RAILROAD) AS RECORDED IN LAKE COUNTY DEED BOOK "S", PAGE 98; THENCE SOUTH 46 DEGREES 51 MINUTES 40 SECONDS EAST, 1086.05 FEET ALONG SAID NORTHEASTERLY LINE TO A CAPPED IRON ROD ON THE EASTERLY RIGHT-OF-WAY LINE OF INDIANA STATE HIGHWAY 912, SAID ROD BEING THE POINT OF BEGINNING OF THIS PARCEL:

- 1) THENCE NORTH 83 DEGREES 12 MINUTES 11 SECONDS EAST, 77.72 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF INDIANA STATE HIGHWAY 912;
- 2) THENCE SOUTH 46 DEGREES 50 MINUTES 07 SECONDS EAST, 200.00 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF INDIANA STATE HIGHWAY 912;
- 3) THENCE NORTH 43 DEGREES 09 MINUTES 53 SECONDS EAST, 120.00 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF INDIANA STATE HIGHWAY 912;
- 4) THENCE NORTH 45 DEGREES 50 MINUTE 07 SECONDS WEST, 200.00 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF INDIANA STATE HIGHWAY 912;
- 5) THENCE NORTH 16 DEGREES 35 MINUTES 59 SECONDS EAST, 67.08 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF INDIANA STATE HIGHWAY 912;
- 6) THENCE NORTH 05 DEGREES 12 MINUTES 06 SECONDS WEST, 60.21 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF INDIANA STATE HIGHWAY 912;
- 7) THENCE NORTH 44 DEGREES 13 MINUTES 24 SECONDS WEST, 95.82 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF INDIANA STATE HIGHWAY 912;
- 8) THENCE NORTH 62 DEGREES 47 MINUTES 45 SECONDS WEST, 369.06 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF INDIANA STATE HIGHWAY 912;
- 9) THENCE NORTH 23 DEGREES 33 MINUTES 52 SECONDS WEST, 77.39 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF INDIANA STATE HIGHWAY 912;
- 10) THENCE SOUTH 73 DEGREES 48 MINUTES 08 SECONDS WEST, 45.00 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF INDIANA STATE HIGHWAY 912;
- 11) THENCE NORTH 20 DEGREES 35 MINUTES 48 SECONDS WEST, 65.19 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF INDIANA STATE HIGHWAY 912;
- 12) THENCE NORTH 08 DEGREES 04 MINUTES 04 SECONDS WEST, 35.36 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF INDIANA STATE HIGHWAY 912;

13) THENCE NORTH 02 DEGREES 09 MINUTES 42 SECONDS WEST, 103.08 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF INDIANA STATE HIGHWAY 912;

14) THENCE NORTH 10 DEGREES 29 MINUTES 27 SECONDS WEST, 150.82 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF INDIANA STATE HIGHWAY 912;

15) THENCE NORTH 20 DEGREES 33 MINUTES 10 SECONDS WEST, 177.09 FEET ALONG THE EASTERLY RIGHT-OF-WAY LINE OF INDIANA STATE HIGHWAY 912 TO A CAPPED IRON ROD .ON THE SOUTHWESTERLY RIGHT-OF-WAY LINE OF THE 100 FOOT WIDE CSX RAILROAD (FORMERLY THE B & O RAILROAD) AS RECORDED IN LAKE COUNTY DEED RECORD 221, PAGE 4;

16) THENCE SOUTH 46 DEGREES 50 MINUTES 30 SECONDS EAST, 2506.60 FEET ALONG SAID SOUTHWESTERLY RIGHT-OF-WAY LINE TO A CAPPED IRON ROD AT A POINT OF TANGENT CURVE;

17) THENCE 894.80 FEET ALONG AN ARC ON SAID SOUTHWESTERLY RIGHT-OF-WAY LINE, SAID ARC BEING CONVEX TO THE SOUTHWEST WITH A RADIUS OF 17238.80 FEET, AND SUBTENDED BY A LONG CHORD WHICH BEARS SOUTH 48 DEGREES 19 MINUTES 43 SECONDS EAST, 894.70 FEET TO A CAPPED IRON ROD;

18) THENCE SOUTH 42 DEGREES 37 MINUTES 00 SECONDS WEST, 488.01 FEET ALONG THE SOUTHEASTERLY LINE OF A PARCEL CONVEYED TO UNIVERSAL PORTLAND CEMENT COMPANY AS RECORDED IN LAKE COUNTY DEED RECORD 324, PAGE 559, AND THE SOUTHEASTERLY LINE OF A PARCEL CONVEYED TO UNIVERSAL ATLAS CEMENT COMPANY AS RECORDED IN LAKE COUNTY DEED RECORD 658, PAGE 271, PARCEL III, TO A CAPPED IRON ROD ON THE NORTHEASTERLY LINE OF THE 100 FOOT WIDE RIGHT-OF-WAY (FORMERLY THE PITTSBURGH, FORT WAYNE AND CHICAGO RAILROAD) AS RECORDED IN LAKE COUNTY DEED BOOK "S", PAGE 98;

19) THENCE NORTH 46 DEGREES 51 MINUTES 40 SECONDS WEST, 2396.48 FEET ALONG SAID NORTHEASTERLY LINE TO THE POINT OF BEGINNING.

Nothing herein shall constitute or be deemed to constitute the grant or conveyance of any right, title or interest in or to the interests held by the Grantor herein pursuant to (i) a license agreement dated June 27th, 1922, by and between The New York Central Railroad Company and Universal Portland Cement Company, (ii) a license agreement dated January 25, 1923, by and between Chicago, Lake Shore and Eastern Railway Company and Universal Portland Cement Company, and (iii) a license agreement dated July 1, 1922, by and between Baltimore and Ohio and Chicago Railroad Company and Universal Portland Cement Company.

SUBJECT, NEVERTHELESS, TO THE FOLLOWING:

1. Real estate taxes for 1995 payable in 1996, and all years thereafter.
2. Covenants, restrictions, and easements of record.
3. Applicable building codes and zoning ordinances.
4. Terms and provisions of an unrecorded agreement dated May 1, 1944, made by and between Universal Atlas Cement Company, an Indiana corporation, and Northern Indiana Public Service Company, an Indiana corporation.
5. Terms and provisions of an unrecorded lease dated February 25, 1943, made by and between Universal Atlas Cement Company, an Indiana corporation, and the New York Central Railroad Company.
6. Matters and interests which would be disclosed by an accurate ALTA/ASCM survey.

- 7. Interests created, suffered, assumed, or agreed to by Grantee, and those claiming under Grantee.
- 8. Interests of which the Grantee has actual knowledge.

The undersigned persons executing this deed represent and certify on behalf of the Grantor that each of the undersigned is a duly elected officer of the Grantor and has been fully empowered by proper resolution or the By-Laws of the Grantor to execute and deliver this deed; that the Grantor is a corporation in good standing in the state of its origin and, where required, in the state where the subject real estate is situated; that the Grantor has full corporate capacity to convey the real estate described; and that all necessary corporate action for the making of this conveyance has been duly taken.

IN WITNESS WHEREOF, the Grantor has caused this Corporate Warranty Deed to be executed this 29th day of June, 1995.

Lehigh Portland Cement Company

By: Jeffrey H. Brozyna
 Jeffrey H. Brozyna, Vice President

Attest:

Berkley Zions
 Berkley Zions, Assistant Secretary

STATE OF INDIANA)
) SS:
 COUNTY OF LAKE)



Before me, a Notary Public in and for said County and State, this 29th day of June, 1995, personally appeared Jeffrey H. Brozyna, Vice President, and Berkley Zions, Assistant Secretary, of Lehigh Portland Cement Company, a Pennsylvania corporation, who acknowledged the execution of the foregoing Corporate Warranty Deed for and on behalf of said Grantor, and who, having been duly sworn, stated that the representations therein contained are true.

Fred M. Cuppy
 FRED M. CUPPY, Notary Public

My Commission Expires: May 9, 1998

Resident of Porter County

This Instrument Prepared by:

Todd A. Etzler
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