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STATE OF INDIANA )  
                          ) SS:  
COUNTY OF LAKE   )

IN THE LAKE SUPERIOR COURT  
ROOM NUMBER ONE

AMERICAN MAIZE PRODUCTS  
COMPANY,

Plaintiff,

-vs-

THE SHEDD TRUST, et al,  
Defendant,

**FILED**

NOV 30 1995

CAUSE NUMBER:

45D01-9308-C-1182

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Filed in Open Court

This Document is the property of  
the Lake County Recorder  
ORDER OF DEFAULT JUDGMENT AGAINST  
LAKE COUNTY TRUST COMPANY AS  
TRUSTEE OF LAKE COUNTY TRUST COMPANY TRUST #664

SEP 16 1995

95 NOV 30 AM 9:02

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

This court, having considered plaintiff's Motion for Default  
Judgment against defendant, Lake County Trust Company as Trustee of  
Lake County Trust Company Trust #664, and being duly advised, now  
**FINDS:**

1. This defendant has been duly served with process in this matter and has failed to appear.
2. The defendant has failed to timely answer or otherwise respond to the plaintiff's Complaint.
3. This court has jurisdiction over the subject matter of this dispute and over the property, if any, of this defendant as described in plaintiff's complaint.
4. The plaintiff is entitled to judgment by default against this defendant.
5. Pursuant to such judgment, plaintiff is entitled to have

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this Court grant plaintiff the relief its seeks against this defendant in its Complaint.

It is, therefore, ORDERED, ADJUDGED AND DECREED by the court that plaintiff is hereby awarded a judgment against this defendant that, as described in Count VII of plaintiff's Complaint:

Plaintiff has an easement for ingress/egress from the following property in Lake County, Indiana at approximately the 116th St. center line:

A tract of land being a part of fractional Section 1, Township 37 N., Range 10 West of the 2nd P.M. in Lake County, Indiana, described as follows, to wit: Beginning at a point which would be the center line of 114th Street if the same were extended from Illinois, which point is 32 feet east of the center line of the railroad track lying west of the property herein conveyed, and is marked by an iron rail which is set at the southwest corner of property deeded to the Western Glucose Company by deed dated November 12, 1906, and duly recorded; extending thence along the south line of said Western Glucose Company's property 1270.32 feet to the center of Wolf River Channel as the same is established by indenture dated December 3, 1901, between Oliver O. Forsyth, John J. Forsyth, and Myrtle E. Forsyth, his wife, Hattie O. Forsyth, a spinster, Sarah L. Forsyth, a spinster, Henry E. Forsyth, a bachelor, Carrie C. Forsyth, a spinster, and George W. Forsyth, a bachelor, and Edward A. Shedd and Charles B. Shedd, and Margaret B. Shedd his wife, which indenture or agreement was recorded in the Recorder's office at Lake County, Indiana, on the 19th day of December, A.D. 1901, in book of records No 92, page 493; Provided, however, that in the event of the center line of said Wolf River Channel being hereafter established under the above agreement or indenture, differently than herein provided, then it is understood and specifically agreed that said center line of Wolf River Channel as the same may be hereafter established as aforesaid shall be and shall constitute the easterly boundary of the property herein conveyed; thence southwesterly along the center line of said channel as established by said agreement of indenture, or as the same may be hereafter established by said agreement or indenture, to the northerly line extended easterly of property conveyed to Albert E. Smith by deed dated March 26, 1898; thence westerly 529.45 feet along the said

northerly line to the easterly line of reservation for railroad tracks which line is 31.84 feet easterly from the center line of the straightened railroad track, and which said point is 52.2 feet southerly, from the intersection of 117th Street produced, with said easterly line of reservation, (the said intersection of 117th Street with said easterly line of reservation also being 165.55 feet east of the intersection of 2nd Avenue produced and 117th Street produced but not dedicated, marked by an iron pipe); thence returning to said point 52.2 feet southerly from the said intersection of 117th Street with the easterly line of reservation for railroad tracks to an iron pipe set 31.84 feet easterly from the center of the straightened railroad track, which point is on the north line of property now belonging to the Consumers Company and 100 feet northerly from their log house thereon, extending from said last named point along the easterly line of the right of way reserved for railroad tracks in a straight line 2182.5 feet northeasterly to the point of beginning, containing 42.4217 acres more or less, (a plat of which is attached hereto).

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This defendant has no right, title or interest in the property affected by this easement which is adverse to plaintiff's interests,

Plaintiff's easement is valid and good as against this defendant and as against all who may claim under this defendant any property interest in this property which is adverse to plaintiff's easement, and

This defendant and all persons claiming under defendant are permanently enjoined from asserting any right, title or interest adverse to plaintiff's easement.

It is further ORDERED, ADJUDGED AND DECREED by the court that plaintiff is hereby awarded a judgment against this defendant that, as described in Count VIII of plaintiff's Complaint:

Plaintiff has an easement for a roadway, running from

Indianapolis Blvd. in the north to the 117th St. center line in the south, and running adjacent to the western side of railroad tracks which are operated by IHB Railway Co. and which run adjacent to the western side of the following property in Lake County, Indiana:

A tract of land being a part of fractional Section One (1) Township thirty seven (37) North, Range ten (10) West of the second Principal Meridian in Lake County Indiana, described as follows, to wit: Beginning at a point which would be the center line of 113th St. if the same were extended from Illinois, which point is thirty two (32) feet easterly from the center line of the railroad track lying West of the property herein conveyed, and marked by an iron pipe, thence East along said line One Hundred and Seventy One and Two-tenths (171.2) feet to a stake and iron pipe, thence continuing East along said line Three Hundred and Ninety (390) feet to another stake and iron pipe; thence continuing East along said line Three hundred ninety (390) feet to another stake and iron pipe; thence continuing East along said line One Hundred and Fifty (150) feet to the center of Wolf River Channel as the same is established by indenture dated Dec. 3, 1901, between Oliver O. Forsyth, John J. Forsyth and Myrtle E. Forsyth his wife, Hattie O. Forsyth, a spinster, Sarah L. Forsyth, a spinster, Henry P. Forsyth, a bachelor, Carrie C. Forsyth, a spinster, and George W. Forsyth, a bachelor, and Edward A. Shedd, Charles B. Shedd and Margaret B. Shedd, his wife, which indenture or agreement was recorded in the Recorder's office of Lake County Indiana, on the 19th day of December, A.D. 1901, in the Book of Records No. 92 page 439 provided however, that in the event of the center line of said Wolf River Channel being hereafter established under the above agreement or indenture differently than herein provided then it is understood and specifically agreed that said center line of Wolf River Channel as the same may be hereafter established as aforesaid shall be and shall constitute the Eastern boundary of the property herein conveyed thence South and Southwesterly along the center line of said channel as established by said agreement or indenture or as the same may be hereafter established by said agreement or indenture aforesaid to the center line of what would be 114th St. if the same were extended from Illinois; thence West along the center line of what would be 114th St. if the same were extended from Illinois, Three Hundred and Seventy One and Nine-tenths (371.9) feet to an iron pipe; thence continuing West along said

center line Three Hundred and Ninety (390) feet to a point marked by an iron pipe; thence continuing West along said center line Three Hundred and Ninety (390) feet to an iron pipe; thence continuing West along said center line One Hundred and twenty five and Three-tenths (125.3) feet to a point marked by an iron pipe thirty-two (32) feet Easterly from the center line of said railroad; thence Northeasterly along a line following the curve of said track and being at every point thirty two (32) feet distant from the center line of said railroad track Seven Hundred and Fifty (750) feet more or less to the place of beginning containing eighteen and nine tenths (18.9) acres more or less; and,

A part of the north one half (1/2) of Section one (1) township thirty seven (37) north range ten (10) west described as follows: Commencing at the northwest corner of property sold to the Western Glucose Company by deed recorded July 22, 1907, at a point on the center line of 113th Street extended, marked by an iron pipe, thence east 171.2 feet along the north line of the above granted property to the center of Sixth Avenue extended marked by an iron pipe, thence east along said north line 390 feet to an iron pipe, thence east along said north line another 390 feet to an iron pipe on the west line of an agreed waterway with Oliver O. Forsyth and others as recorded, thence 150 feet East to the center of said waterway. (Said 113th Street extended east strikes the range line at a point 224.04 feet north of the established east quarter line of Section one marked by an iron pin in the center of the roadway). From the said center of said agreed waterway extending northerly along said center line 200.65 feet (and subject to all the conditions of said agreed waterway) thence northwesterly 589.8 feet to an iron pipe set at the south corner of the four acres recorded December 17, 1878 in Book No. 28, pages 20 to 23, thence continuing on the same line northwesterly 184.75 feet to the center line of 112th Street extended marked by an iron pipe (which point is 305.9 feet east of the stone at the intersection of 112th Street and Sixth Avenue) thence west 5.9 feet to an iron pipe, thence southwesterly on a straight line 801.28 feet to the place of beginning (ten) 10.146 acres; and,

A Tract of land being a part of fractional Section 1, Township 37 N., Range 10 West of the 2nd P.M. in Lake County, Indiana, described as follows, to wit: Beginning at a point which would be the center line of 114th Street if the same were extended from Illinois, which point is 32 feet easterly from the center line of the railroad track lying west of the property herein conveyed, and is marked by an iron rail which is set at the southwest

corner of property deeded to the Western Glucose Company by deed dated November 12, 1906, and duly recorded; extending thence along the south line of said Western Glucose Company's property 1270.32 feet to the center of Wolf River Channel as the same is established by indenture dated December 3, 1901, between Oliver O. Forsyth, John J. Forsyth, and Myrtle E. Forsyth, his wife, Hattie O. Forsyth, a spinster, Sarah L. Forsyth, a spinster, Henry P. Forsyth, a bachelor, Carrie C. Forsyth, a spinster, and George W. Forsyth, a bachelor, and Edward A. Shedd and Charles B. Shedd, and Margaret B. Shedd his wife, which indenture or agreement was recorded in the Recorder's office at Lake County, Indiana, on the 19th day of December A D 1901, in book of records No 92, page 493; Provided, however, that in the event of the center line of said Wolf River Channel being hereafter established under the above agreement or indenture, differently than herein provided, then it is understood and specifically agreed that said center line of Wolf River Channel as the same may be hereafter established as aforesaid shall be and shall constitute the easterly boundary of the property herein conveyed; thence southwesterly along the center line of said channel as established by said agreement of indenture, or as the same may be hereafter established by said agreement or indenture, to the northerly line extended easterly of property conveyed to Albert E. Smith by deed dated March 26, 1898; thence westerly 529.45 feet along the said northerly line to the easterly line of reservation for railroad tracks which line is 31.84 feet easterly from the center line of the straightened railroad track, and which said point is 52.2 feet southerly, from the intersection of 117th Street produced, with said easterly line of reservation, (the said intersection of 117th Street with said easterly line of reservation also being 165.55 feet east of the intersection of 2nd Avenue produced and 117th Street produced but not dedicated, marked by an iron pipe); thence returning to said point 52.2 feet southerly from the said intersection of 117th Street with the easterly line of reservation for railroad tracks to an iron pipe set 31.84 feet easterly from the center of the straightened railroad track, which point is on the north line of property now belonging to the Consumers Company and 100 feet northerly from their log house thereon, extending from said last named point along the easterly line of the right of way reserved for railroad tracks in a straight line 2182.5 feet northeasterly to the point of beginning, containing 42.4217 acres more or less, (a plat of which is attached hereto); and,

A tract of land being a part of the Southwest Quarter of

the Northeast Quarter of Fractional Section One (1) Township Thirty-seven (37) North, Range Ten (10) West of the Second Principal Meridian, in Lake County, Indiana, and more particularly described as follows, to-wit: Commencing at the Northeast corner of the 10.146 acres conveyed to the American Maize Products Company by deed dated November 15, 1918, and recorded in the Recorder's Office of Lake County, Indiana, in Book No. 251, Page 395, thence North 459.33 feet, and Northeasterly 208-17 feet along the center of the Wolf River Channel (as the same is established by agreement dated December 3, 1901 between Oliver O. Forsyth and others with Edward A. Shedd and others) to the center line of Indiana Boulevard (now called Indianapolis Avenue) as now located; thence Northwesterly along said center line of said Boulevard 471.64 feet; thence Southwesterly at an angle of 74 degrees 53 minutes 40 seconds, 248.82 feet to the Northeast line of the four acres conveyed by warranty deed dated July 18, 1878 by Dayton S. Morgan and others to Edward A. Shedd and Charles B. Shedd recorded December 17, 1878 in Book 28, Pages 20, 21, 22 and 23; thence Southeasterly along said Northeast line 192.79 feet to the East corner of said four acres; thence Southwesterly along the Southeast line of said four acres 422.4 feet more or less, to the South corner of said four acres; thence Southeasterly along the Northerly line or said 10.146 acres, 589.8 feet to the place of beginning, containing 6.4521 acres, more or less, situated in the City of Hammond, in Lake County, Indiana.

That certain parcel of land and rights appurtenant thereto lying in the Southwest Quarter of the Northeast Quarter of Fractional Section One (1), Township Thirty-seven (37) North, Range Ten (10), West of the Second Principal Meridian, and more particularly described as follows:

Beginning at a point where the Southwesterly line of the four acre tract so called, conveyed by Warranty Deed dated July 18, 1878, by Dayton S. Morgan and others to Edward A. Shedd and others, and recorded December 17, 1878, in deed record 28, at pages 20, 21, 22 and 23, in Lake County, Indiana, intersects the Southeasterly side of the railroad track immediately Northwest of the premises herein conveyed; running thence Northeasterly on the line of the Southeasterly side of said railroad track to a point where said Southeasterly line of said railroad track is intersected by the Northeasterly line of said four acre tract described in said aforementioned deed; thence Southeasterly on

the said Northeasterly line of said four acre tract, and said Northeasterly line of said tract extended, to the center line of Wolf River channel as the same is established by agreement dated December 3, 1901, between Oliver O. Forsyth and others and Edward A. Shedd and others, said agreement being recorded in deed record No. 92 at pages 439 to 442, in Lake county, Indiana; thence Southwesterly and Southerly on said center line of Wolf River channel to a point on said center line where the Southwesterly line of said four acre tract if extended to said center line, would intersect said center line; thence Northwesterly along said Southwesterly line of said four acre tract extended, and along the Southwesterly line of said four acre tract to the point of beginning, a plat of which premises is hereto attached and made a part hereof for the purpose of showing more clearly the outline of said property, the same being included within the red lines on said plat.

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All those certain premises conveyed to Albert Eugene Smith by Edward A. Shedd, Charles B. Shedd and Margaret B. Shedd by deed dated the 26th day of March 1898, and recorded in Lake County, Indiana, on the 27th day of April A.D. 1898, at 5:00 o'clock P.M., in record 89 at page 15, said premises being described in said deed as follows:

all that portion of land southeast of railroad track bought by Edward A. Shedd and Charles B. Shedd from Dayton S. Morgan and E. Ashley Smith July 18, 1878, by deed recorded December 17, 1878 at 2:00 P.M. in book 28 of deeds, pages 20, 21, 22 and 23 in Lake County, Indiana, subject to all the conditions in said deed, containing two acres of land, more or less, being a part of fractional Section One (1) in Township Thirty-seven (37) North, Range Ten (10), west of the Second Principal Meridian, situated in the County of Lake in the State of Indiana.

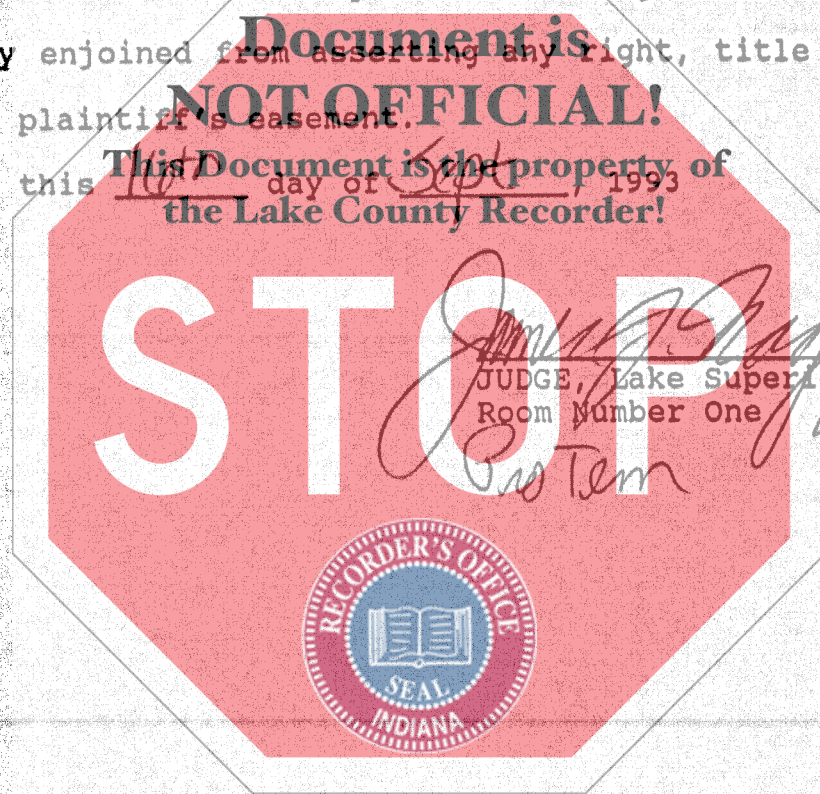


This defendant has no right, title or interest in the property affected by this easement which is adverse to plaintiff's interests,

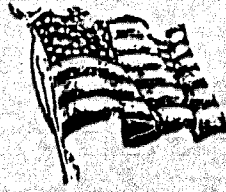
Plaintiff's easement is valid and good as against this defendant and as against all who may claim under this defendant any property interest in this property which is adverse to plaintiff's easement, and

This defendant and all persons claiming under defendant are permanently enjoined from asserting any right, title or interest adverse to plaintiff's easement.

DATED this 10th day of Sept, 1993 of  
the Lake County Recorder!



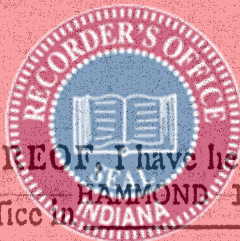
# The United States of America



STATE OF INDIANA, COUNTY OF LAKE, ss:

I, the undersigned, Clerk of the Lake SUPERIOR Court  
of Lake County, and the keeper of the records and files thereof, in the State  
aforesaid, do hereby certify

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THAT THE ABOVE AND FOREGOING IS A FULL, TRUE, COMPLETE  
AND CORRECT COPY OF THE ORDER OF DEFAULT JUDGEMENT  
AGAINST LAKE COUNTY TRUST COMPANY AS TRUSTEE OF LAKE  
COUNTY TRUST COMPANY TRUST # 664 HAD AND ENTERED OF  
RECORD IN THE ABOVE ENTITLED CAUSE TO-WIT, 45D01-9308-CT-  
1182 AS FULLY AS THE SAME APPEARS OF RECORD IN MY OFFICE  
AS SUCH CLERK, ON SEPTEMBER 16, 1993.



IN WITNESS WHEREOF, I have hereunto set my hand and affixed the  
seal of said Court, at my office in INDIANA in  
the said County, this 2ND day of NOVEMBER,  
A.D., 1995.

Robert C. Antech  
Clerk Lake SUPERIOR Court.

By Margaret Dillon  
Deputy

