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STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

IN THE LAKE SUPERIOR COURT NO. 1
RECORDER
CAUSE NO. 45D01-9408-CP-948

STATE OF INDIANA,)
)
Plaintiff,)
)
v.)
)
CALVIN L. WEBB, RUBY A. WEBB,)
and LAKE COUNTY, INDIANA,)
)
Defendants.)

Filed in Open Court

AUG 09 1996

Anna M. Anton
CLERK LAKE SUPERIOR COURT

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AGREED FINDING AND JUDGMENT
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Plaintiff, State of Indiana, by Pamela Carter, Attorney General of Indiana, and

Marcia Avery Hanley, Deputy Attorney General, and Defendants, Calvin L. Webb and Ruby A.

Webb, pro se, now jointly move the Court for judgment in this case and in support whereof make the following representations to the Court.

The Court, having examined the record and being duly advised, now FINDS:

1. Plaintiff filed its Complaint for Appropriation of Real Estate on August 24, 1994, and all Defendants were served with notice as provided by statute.

2. Defendant, Lake County, Indiana, appeared by counsel in this case on or about September 13, 1994. On or about January 26, 1995, Defendant, Lake County, Indiana, filed its Disclaimer of Interests, in which it disclaimed any interest in the proceeds of this case.

3. On November 14, 1994, that those real estate interests described in rhetorical paragraph II of Plaintiff's Complaint were ordered appropriated and appraisers were appointed to assess damages and benefits, if any, resulting from Plaintiff's appropriation.

nc

4. On February 3, 1995, the court-appointed appraisers reported to the Court that total damages as a result of Plaintiff's appropriation in this case are One Thousand Three Hundred Fifty-three Dollars (\$1,353.00).

5. None of the parties filed timely Exceptions to the court-appointed appraisers' report in this case

6. Plaintiff deposited the court-appointed appraisers' fees and the amount of the court-appointed appraisers' award with the Clerk of this Court on or about March 30, 1995.

7. Plaintiff and Defendants, Calvin L. Webb, Ruby A. Webb and Lake County, Indiana, agree to Plaintiff's appropriation of the real estate interests as described below and further agree that Defendants, Calvin L. Webb and Ruby A. Webb, shall recover, for the real estate acquired by Plaintiff and any and all damages resulting from that acquisition, total just compensation of Three Thousand One Hundred Dollars (\$3,100.00) and that no other Defendant is entitled to recover any damages due to Plaintiff's acquisition.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that there is no just reason for delay in entry of judgment upon the terms contained herein and that Plaintiff, State of Indiana, now holds fee simple title, including all rights of possession, to those real estate interests described as:

The East Half of the West Half of Lot No. Fourteen (14), more particularly described as follows: Commencing at a point on the Southerly line of said Lot, 40 feet Easterly of the Southwest corner of said Lot, thence Northeasterly parallel to the Westerly line of said lot, 667 feet, more or less, to the Northerly of said Lot; thence Southeasterly along the Northerly line of said lot, 40.11 feet; thence Southwesterly paralleled to the Westerly line of said Lot 647.26 feet, more or less, to the Southerly line of said Lot, 40 feet, to the place of beginning, as marked and laid down on the recorded plat of Calumet Home Gardens, being a subdivision of part of the Southwest Quarter of Section 14, Township 36 North,

Range 9 West of the 2nd Prime Meridian, in Lake County, Indiana, as the same appears of record in Plat book 22, page 74, in the Recorder's office of Lake County, Indiana.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant, Lake County, Indiana, has disclaimed any interest in the proceeds of this case and shall take nothing in this case.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that Defendants, Calvin L. Webb and Ruby A. Webb, Indiana, shall have and recover, as total just compensation, for the State's appropriation in this case, the amount of Three Thousand One Hundred Dollars (\$3,100.00); that the State shall pay to the Clerk of the Court, for the benefit of said Defendants, One Thousand Seven Hundred Forty-seven Dollars (\$1,747.00), which is the difference between the judgment amount and the amount of the court-appointed appraisers' award deposited by the State with the Clerk; and the Clerk shall, immediately upon receipt of said amount, pay Defendants, Calvin L. Webb and Ruby A. Webb, said One Thousand Seven Hundred Forty-seven Dollars (\$1,747.00), in full satisfaction of this judgment and any and all of Defendants' claims in this case.

IT IS FURTHER ORDERED that the Clerk of this Court shall promptly send a certified copy of this Agreed Finding and Judgment to the Auditor and Recorder of Lake County, Indiana; that said Auditor shall remove the above-described fee simple interest in real estate from the tax records and rolls of said County and cancel all 1995 and subsequent years' taxes thereon; that said Recorder shall, pursuant to IC 8-23-7-31 and without payment of fee, record the transfer of the above-described real estate; and that said Recorder shall submit evidence of that recordation, by United States mail, to the undersigned Deputy Attorney General at the Office

of the Attorney General, Indiana Government Center South, Fifth Floor, 402 West Washington Street, Indianapolis, Indiana 46204.

AGREED TO AND APPROVED BY:

PAMELA CARTER
Attorney General of Indiana
Atty. No. 4242-49

Calvin L. Webb
Defendant, Calvin L. Webb

By: Marcia Avery Hanley
Marcia Avery Hanley
Deputy Attorney General
Atty. No. 00016988-49

Ruby A. Webb
Defendant, Ruby A. Webb

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By: Jay D. Marks
Jay D. Marks, Chief
Division of Land Acquisition
Indiana Department of Transportation

Jeffrey J. Ryan
Judge, Lake Superior Court No. 1

Date: AUG 09 1996

Copies to:

Marcia Avery Hanley
Deputy Attorney General
Office of the Attorney General
Indiana Government Center South, Fifth Floor
402 West Washington Street
Indianapolis, IN 46204 **A**

Calvin L. Webb
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Cape Coral, FL 33991

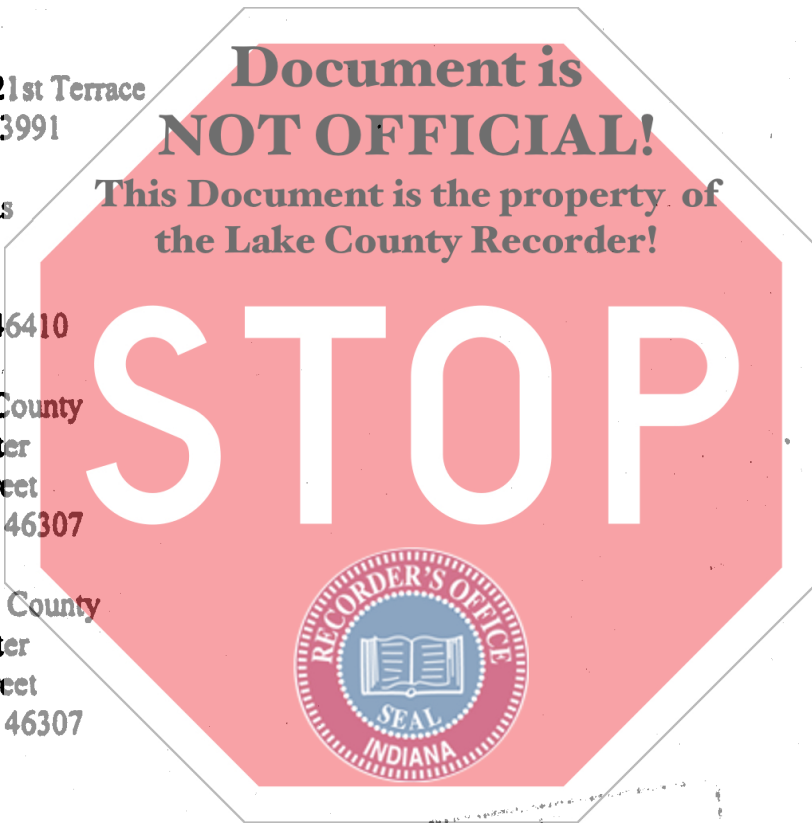
Ruby A. Webb
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Charles D. Brooks
Attorney at Law
5857 Broadway
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Auditor of Lake County
Government Center
2293 N. Main Street
Crown Point, IN 46307

Recorder of Lake County
Government Center
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CERTIFICATION OF CLERK

As legal custodian I hereby certify that the above and foregoing is a true and complete copy of the original on file with this office in the cause stated thereon.

Witness my hand and the seal of the court this
15 day of August, 1996

Anna P. Anta
Clerk of the Lake Circuit and Superior Courts

By: Theresa Chapman
Deputy Clerk