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STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

LAKE CIRCUIT COURT,
CROWN POINT, INDIANA

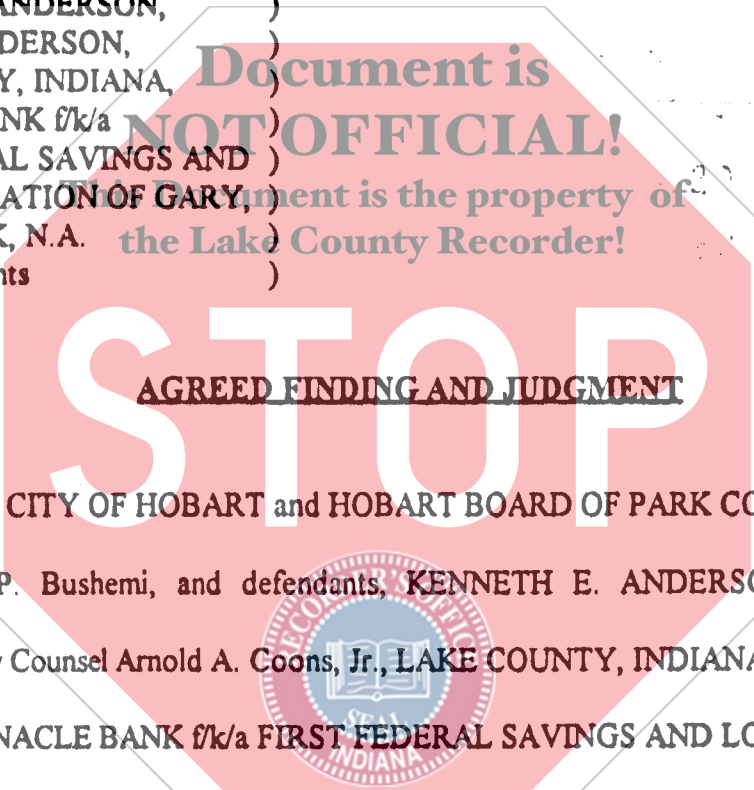
CITY OF HOBART and)
HOBART BOARD OF PARK)
COMMISSIONERS,)
Plaintiffs)

vs.

CAUSE NO. 45CO1-9608-CP-1642

KENNETH E. ANDERSON,)
BARBARA ANDERSON,)
LAKE COUNTY, INDIANA,)
PINNACLE BANK f/k/a)
FIRST FEDERAL SAVINGS AND)
LOAN ASSOCIATION OF GARY,)
and NBD BANK, N.A.)
Defendants)

97007266



MOBILE RECORDER

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STATE OF INDIANA
LAKE COUNTY
FILED

Plaintiffs, CITY OF HOBART and HOBART BOARD OF PARK COMMISSIONERS, by Counsel John P. Bushemi, and defendants, KENNETH E. ANDERSON and BARBARA ANDERSON, by Counsel Arnold A. Coons, Jr., LAKE COUNTY, INDIANA, by Counsel Charles Brooks, Jr., PINNACLE BANK f/k/a FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF GARY, by Counsel R. Brian Woodward, and NBD BANK, N.A., pro se, now jointly move the court for judgment in this case.

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

1. Plaintiffs filed their Complaint for Appropriation of Real Estate on August 15, 1996 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 August 26, 1996.

Nlc

3. Defendants, **KENNETH E. ANDERSON** and **BARBARA ANDERSON**, appeared by counsel in this case on or about September 11, 1996.

4. On September 19, 1996, the real estate described in plaintiffs' Complaint for Appropriation of Real Estate was ordered appropriated and appraisers were appointed to assess the damages, if any, to which defendants may be entitled.

5. On October 4, 1996, the Court-appointed appraisers reported to the Court that total damages as the result of plaintiffs' appropriation in this cause are Fifty Thousand Dollars (\$50,000.00).

6. Plaintiffs paid to the Clerk of the Court the Court-appointed appraisers' fees and the Court-appointed appraisers' award on October 4, 1996.

7. On or about October 9, 1996, **PINNACLE BANK, f/k/a FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF GARY**, was granted the right to intervene in this cause of action and was named as a party defendant.

8. On or about October 16, 1996, **NBD BANK, N.A.** was joined in this cause of action and named as a party defendant.

9. Plaintiffs and defendants, **KENNETH E. ANDERSON** and **BARBARA ANDERSON**, **LAKE COUNTY, INDIANA, PINNACLE BANK f/k/a FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF GARY** and **NBD BANK, N.A.**, agree to plaintiffs' appropriation of the real estate described below, and further agree that defendant, **NBD BANK, N.A.**, shall recover as total just compensation for the appropriation in this case Sixteen Thousand Five Hundred Seventeen Dollars and Ninety-Seven Cents (\$16,517.97) and all damages resulting from that acquisition; defendant, **PINNACLE BANK, f/k/a FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION**

OF GARY, shall recover as total just compensation for the appropriation in this case and any and all damages resulting from that acquisition Eleven Thousand Nine Hundred Seventy-Nine Dollars and Five Cents (\$11,979.05); and defendants, KENNETH E. ANDERSON and BARBARA ANDERSON, shall recover as total just compensation for the appropriation in this case and any and all damages resulting from that acquisition Twenty-One Thousand Five Hundred Two Dollars and Ninety-Eight Cents (\$21,502.98), plus accrued interest, and no other defendant or person is entitled to recover any damages due to plaintiffs' 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, CITY OF HOBART, now holds fee simple title, including all rights of possession, to that real estate described as:

Beginning at a point 64 feet West of the Northwest corner of Lot 8, as marked and laid down on the recorded plat of the original Town of Hobart, thence running Westerly 37 feet and parallel with the Northerly line of said Lot 8; thence Southerly 66 feet parallel to Main Street; thence Easterly 37 feet to the Westerly side of an alley created by deed by Hans Rohwedder and wife, Fred Rose and wife, Michael Fleck and wife, and James Roper, Jr. and wife; thence Northerly 66 feet to the place of beginning, in Section 32, Township 36 North, Range 7 West of the second Principal Meridian, in Lake County, Indiana. Key Number 17-21-26

That part of the Southwest quarter of the Northwest quarter of Section 32, Township 36 North, Range 7 West of the Second Principal Meridian, described as commencing at the Northwest corner of Lot 8 in the original Town of Hobart, and running thence South along the Westerly line of said Lot 8 to the Southwest corner thereof, thence Westerly along the South line of said Lot 8 extended, to the Easterly line of the first alley lying Westerly of Main Street, thence Northerly along the East line of said alley to its intersection with the Northerly line of said Lot 8 extended, thence Easterly along said Northerly line extended to the place of beginning, in the City of Hobart, Lake County, Indiana. Key Number 17-21-28

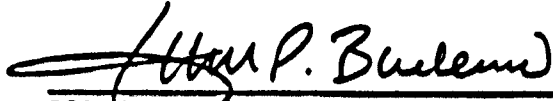
IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that defendant, LAKE COUNTY, INDIANA, by agreement shall take nothing in this case.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that defendant, **NBD BANK, N.A.**, shall have and recover as total just compensation for the appropriation in this case the amount of **Sixteen Thousand Five Hundred Seventeen Dollars and Ninety-Seven Cents (\$16,517.97)** and any and all damages resulting from that acquisition; defendant **PINNACLE BANK, f/k/a FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF GARY**, shall have and recover as total just compensation for the appropriation in this case and any all damages resulting from that acquisition the amount of **Eleven Thousand Nine Hundred Seventy-Nine Dollars and Five Cents (\$11,979.05)**; and defendants, **KENNETH E. ANDERSON** and **BARBARA ANDERSON**, shall have and recover as total just compensation for the appropriation in this case and any and all damages resulting from that acquisition the amount of **Twenty-One Thousand Five Hundred Two Dollars and Ninety-Eight Cents (\$21,502.98)**; and that plaintiffs have paid to the Clerk of the Court, for the benefit of said defendants, **Fifty Thousand Dollars (\$50,000.00)**, which is the judgment amount, and that the Clerk of the Court shall make distributions to **NBD BANK, N.A.**, **PINNACLE BANK f/k/a FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION OF GARY** and **KENNETH E. ANDERSON** and **BARBARA ANDERSON** pursuant to the terms of the Agreed Order for Distribution, in full satisfaction of this judgment, and the claims of all defendants and persons in this case.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the Clerk of the Court shall promptly send a certified copy of this Agreed Finding and Judgment to the Auditor and Recorder of Lake County, Indiana, and that the Auditor shall promptly remove the above-described fee simple interest in real estate from the tax records and rolls of Lake County and cancel all 1996, payable 1997, and subsequent taxes thereon, and that the Recorder shall, pursuant to statute

and without payment of fee, promptly record the transfer of the above-described real estate, and that the Recorder shall promptly submit evidence of said recordation, by United States Mail, to the undersigned Hobart City Attorney, John P. Bushemi, at 8959 Broadway, Merrillville, Indiana 46410.

AGREED AND APPROVED BY:



JOHN P. BUSHEMI
Attorney for City of Hobart and
Hobart Board of Park Commissioners



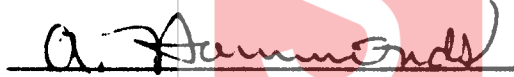
ARNOLD A. COONS, JR.
Attorney for Kenneth E. Anderson
and Barbara Anderson



CHARLES BROOKS, JR.
Attorney for Lake County, Indiana

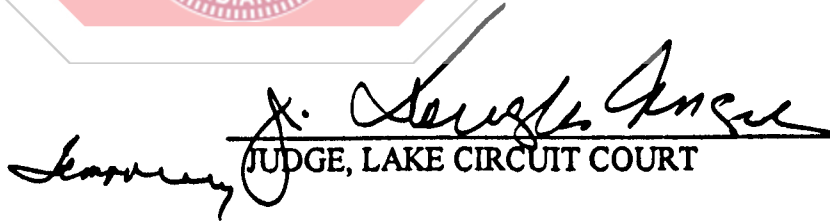


R. BRIAN WOODWARD
Attorney for Pinnacle Bank



A. HAMMONDS
First Vice President
NBD BANK, N.A.

JUDGMENT ENTERED AND ORDERED THIS 29th DAY OF JANUARY, 1997.


JUDGE, LAKE CIRCUIT COURT

DISTRIBUTION:

JOHN P. BUSHEMI
John P. Bushemi & Associates
8959 Broadway
Merrillville, IN 46410

ARNOLD A. COONS, JR.
Attorney at Law
6382 Central Avenue
Portage, IN 46368

CHARLES D. BROOKS, JR.
Attorney at Law
5800 Broadway
Merrillville, IN 46410

R. BRIAN WOODWARD
Anderson, Tauber & Woodward
8935 Broadway
Merrillville, IN 46410

A. HAMMONDS
Vice President
NBD Bank, N.A.
8585 Broadway
Merrillville, IN 46410

LAKE COUNTY AUDITOR
2293 North Main Street
Crown Point, IN 46307

LAKE COUNTY RECORDER
2293 North Main Street
Crown Point, IN 46307

