

**FILED**

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

APR 23 1997

97025606

97 APR 24 AM 10:12

MORRIS W. CARTER  
RECORDER

SAM ORLICH  
AUDITOR LAKE COUNTY  
AFFIDAVIT OF  
ABANDONMENT

ROBERT S. BROWNSON, Chief Executive Officer of Rubloff-Hammond, L.L.C. hereby states the following:

1. Rubloff Hammond, L.L.C. is the owner of the real property legally described on the attached Exhibit A ("Real Property").
2. A portion of the property is encumbered with a RESERVATION FOR EASEMENT, POLES, PIPES, APPLIANCES, ETC. contained in a Deed from Robert W. Blanchette, et al, Trustees of Penn Central Transportation Company to Consolidated Rail Corporation, dated March 30, 1976, and recorded October 17, 1978, as Document No. 496363 ("Reservation of Easement").
3. The Easement is for the purpose of "reserving the right unto the Grantor to "use, operate, maintain, repair, renew, replace and remove on, under, over and across the Real Property, any and all lines, poles, pipes, appliances, equipment, structures, facilities and appurtenances ("each an Easement Item") existing on and used or useful as of the date of delivery of this Deed . . .".
4. Based on an inspection of the Real Property, the railroad has abandoned its use of the Real Property.
5. Due to the abandoned nature of the Real Property by the railroad, the Reservation of Easement has also been abandoned.

IN WITNESS WHEREOF, Affiant has set his hand as of this 15th day of April, 1997.

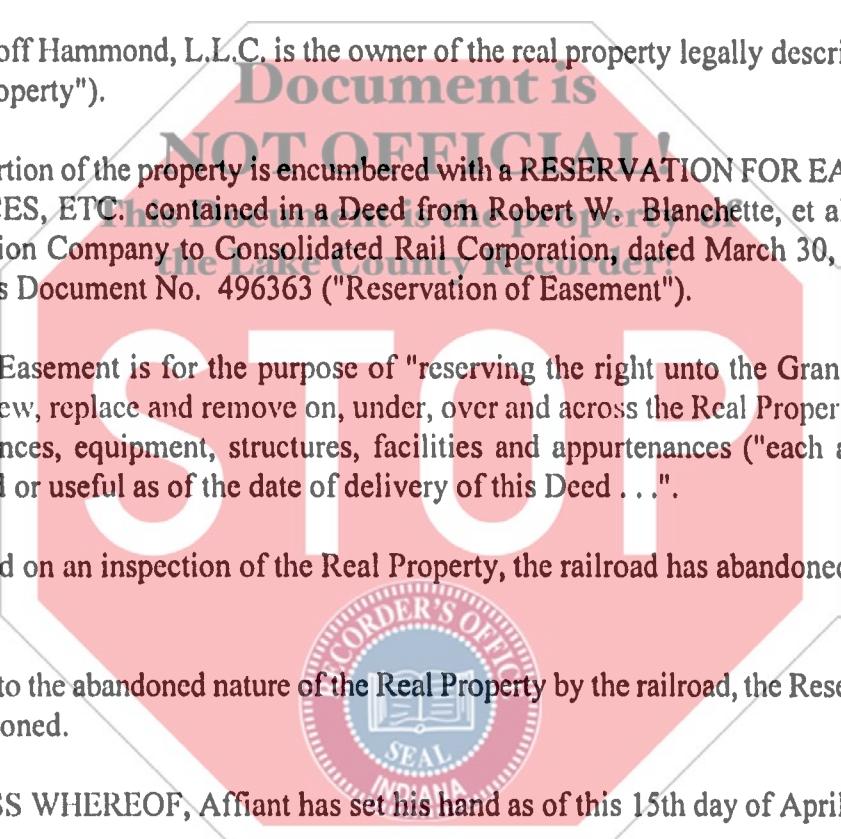
RUBLOFF-HAMMOND, L. L.C.

By: Robert S. Brownson

Robert S. Brownson,  
Its Chief Operating Officer

001298

198557-3 Rubloff  
J. Holton



37-24-8  
37-19-12  
36-518-4  
33-240-2

13.00  
95,  
1)



## LEGAL DESCRIPTION

## OWNERS POLICY

EXHIBIT 13

PARCEL I: Lots 1, 2, 3, 4, 5, 6, 7, 8, Outlot "A" and Outlot "B" in Rubloff Subdivision, an addition to the City of Hammond, as per plat thereof, recorded in Plat Book 82 page 41, in the Office of the Recorder of Lake County, Indiana.

PARCEL II: That portion of the South 50 feet of the North 90 feet of the Northeast 1/4 of Section 7, Township 36 North, Range 9 West of the 2nd Principal Meridian, (except the West 765.94 feet thereof), Lake County, Indiana, and of the South 50 feet of the North 90 feet of the Northwest Quarter of Section 8, Township 36 North, Range 9 West of the 2nd Principal Meridian, in Lake County, Indiana, (lying West of an extension of the West line of Lot 2 of Woodmar Commercial Industrial Centre, recorded as Plat Book 62 page 07, in the Recorder's Office of Lake County, Indiana), said portion being more particularly described as follows: Beginning at the Northwest corner of said Lot 2; thence South 89 degrees 57 minutes 34 seconds West, 682.77 feet along the South line of the South 50 feet of the North 90 feet of said Northwest Quarter of Section 8; thence South 88 degrees 59 minutes 19 seconds West, 1862.00 feet along the South line of the South 50 feet of the North 90 feet of the Northeast Quarter of Section 7; thence North 00 degrees 26 minutes 46 seconds West, 50.00 feet along the East line of the West 765.94 feet of said Northeast Quarter of Section 7; thence North 88 degrees 59 minutes 19 seconds East, 1861.63 feet along the North line of the South 50 feet of the North 90 feet of said Northeast Quarter of Section 7; thence North 89 degrees 57 minutes 34 seconds East, 683.39 feet along the North line of the South 50 feet of the North 90 feet of said Northwest Quarter of Section 8; thence South 00 degrees 04 minutes 07 seconds West, 50.00 feet along an extension of the West line of said Lot 2 to the point of beginning.

PARCEL III: That portion of the South 50 feet of the North 90 feet of the Northwest Quarter of Section 8, Township 36 North, Range 9 West of the 2nd Principal Meridian, in Lake County, Indiana, lying West of the West right of way line of Indianapolis Boulevard and lying East of an extension of the East line of Lot 2 of Eagle's Commercial Industrial Centre, recorded in Plat Book 79 page 57, in the Recorder's Office of Lake County, Indiana, said portion being more particularly described as follows: Beginning at the Northeast corner of said Lot 2; thence North 89 degrees 57 minutes 34 seconds East, 563.17 feet along the South line of said South 50 feet to said West right of way line of Indianapolis Boulevard; thence North 00 degrees 20 minutes 56 seconds West, 23.84 feet along said West right of way line; thence, for the next three courses, along the South line of a parcel described in a Clerk's Deed, Document No. 685192, recorded October 25, 1982 in said Recorder's Office, (1), North 40 degrees 29 minutes 18 seconds West, (North 40 degrees 47 minutes 52 seconds West, per said Clerk's Deed), 15.25 feet; (2), South 89 degrees 52 minutes 19 seconds West (South 89 degrees 33 minutes 45 seconds West, per said Clerk's Deed), 335.00 feet; (3),

North 87 degrees 15 minutes 27 seconds West, (North 87 degrees 34 minutes 01 seconds West, per said Clerk's Deed), 218.55 feet to said extension of the East line of Lot 2; thence South 00 degrees 13 minutes 06 seconds East, 45.54 feet along said extension of the East line of Lot 2 to the point of beginning.