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STATE OF INDIANA)
COUNTY OF LAKE) 97026209) SS:

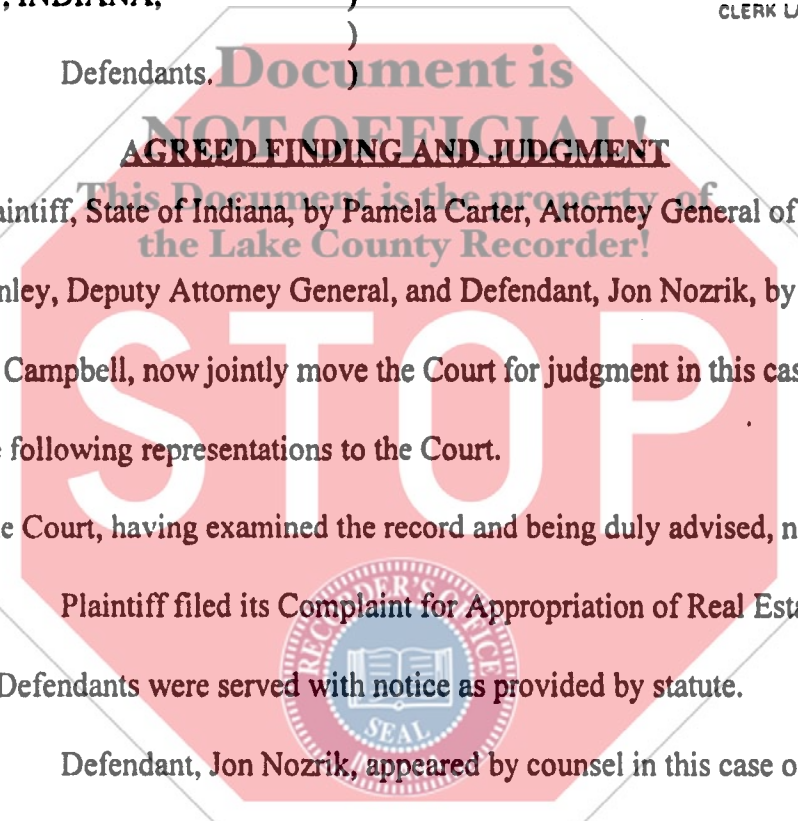
STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD
IN THE LAKE SUPERIOR COURT NO. 1
97 APR 28 AM 8:47
CAUSE NO. 45D01-9501-CP-126
MORRIS W. CARTER
RECORDER

STATE OF INDIANA,)
)
Plaintiff,)
)
v.)
)
JON NOZRIK and)
LAKE COUNTY, INDIANA,)
)
Defendants.)

Filed in Open Court

APR 17 1997

Anna M. Anton
CLERK LAKE SUPERIOR COURT



AGREED FINDING AND JUDGMENT
Plaintiff, State of Indiana, by Pamela Carter, Attorney General of Indiana, and Marcia Avery Hanley, Deputy Attorney General, and Defendant, Jon Nozrik, by counsel, Barbara Richards Campbell, 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 January 31, 1995, and all Defendants were served with notice as provided by statute.
2. Defendant, Jon Nozrik, appeared by counsel in this case on or about February 22, 1995.
3. Defendant, Lake County, Indiana, appeared by counsel in this case.
4. On April 10, 1995, those real estate interests described in rhetorical paragraph IV of Plaintiff's Complaint were ordered appropriated and appraisers were appointed to assess damages and benefits, if any, resulting from Plaintiff's appropriation.

DULY ENTERED FOR TAXATION SUBJECT TO
FINAL ACCEPTANCE FOR TRANSFER.

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SAM ORLICH
AUDITOR LAKE COUNTY

MC

5. On May 30, 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 Two Hundred Forty-six Dollars (\$1,246.00).

6. Defendant, Jon Nozrik, filed timely Exceptions to the Report of Appraisers.

7. On July 18, 1995, Plaintiff paid to the Clerk of Court the full amount of the court-appointed appraisers' award and the court-appointed appraisers' fees.

8. On August 15, 1996, Defendant, Jon Nozrik withdrew the Court award in the amount of One Thousand Two Hundred Forty-Six Dollars.

9. On or about December 4, 1996, Defendant, Lake County, Indiana files its Disclaimer and Motion for Dismissal.

10. Plaintiff and Defendant, Jon Nozrik, agree to Plaintiff's appropriation of the real estate interest described below and further agree that Defendant, Jon Nozrik, shall recover, for the real estate acquired by Plaintiff and any and all damages resulting from that acquisition, total just compensation of Twelve Thousand Five Hundred Dollars (\$12,500.00) and that no other Defendant is entitled to recover any damages due to Plaintiff's acquisition.

11. All parties who requested trial by jury withdraw their requests.

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 that real estate described as:

A part of Lot 7, of Calumet Home Gardens, the plat of which is recorded in Plat Book 2, page 74, in the Office of the Recorder of Lake County, Indiana, described as follows:

Beginning at the intersection point of the centerline of Black Oak Road and the west line of the east 71.00 feet of said Lot 7; thence North 307.90 feet to the south right of way line of I-80/I-94 (Tri-State Highway); thence West 46.58 feet along said right of way line to the east line of the west 95.42 feet of said Lot 7; thence South 75.00 feet along said east line; thence East 32.58 feet parallel with said right of way line of said I-80/I-94, thence South 230.46 feet parallel with said west line of said east 71.00 feet to the center line of said Black Oak Road; thence Southeasterly 14.23 feet along said centerline to the point of beginning.

Subject to all rights-of-way and easements of record and containing 6,233 square feet after allowing for said rights-of-way.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant, Lake County, Indiana, has filed its Disclaimer and Motion for Dismissal and shall take nothing in this case.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that Defendant, Jon Nozrik, shall have and recover, as total just compensation, for the State's appropriation in this case, the amount of Twelve Thousand Five Hundred Dollars (\$12,500.00); that the State shall deposit with the Clerk of the Court Eleven Thousand Two Hundred Fifty-four Dollars (\$11,254.00), 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 withdrawn by Defendant, Jon Nozrik; that upon receipt of said amount, the Clerk shall pay Defendant, Jon Nozrik, said Eleven Thousand Two Hundred Fifty-four Dollars (\$11,254.00) 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

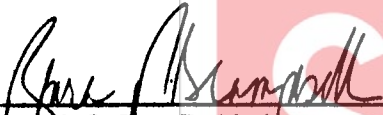
from the tax records and rolls of said County and cancel all 1995 and subsequent years' taxes thereon; that said Recorder shall, pursuant to IC 8-23-7-31 and without payment of fee, record the transfer of the above-described real estate; and that said Recorder shall submit evidence of that recordation, 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:

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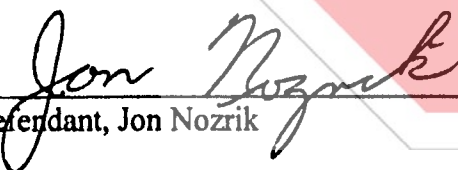
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Jon Nozrik
Atty. No. 15242-49

By: 
Marcia Avery Hanley
Deputy Attorney General
Atty. No. 16988-49

Plaintiff, State of Indiana


Defendant, Jon Nozrik



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

Date: April 17, 1987


Judge, Lake Superior Court No. 1

Distributors Attached.

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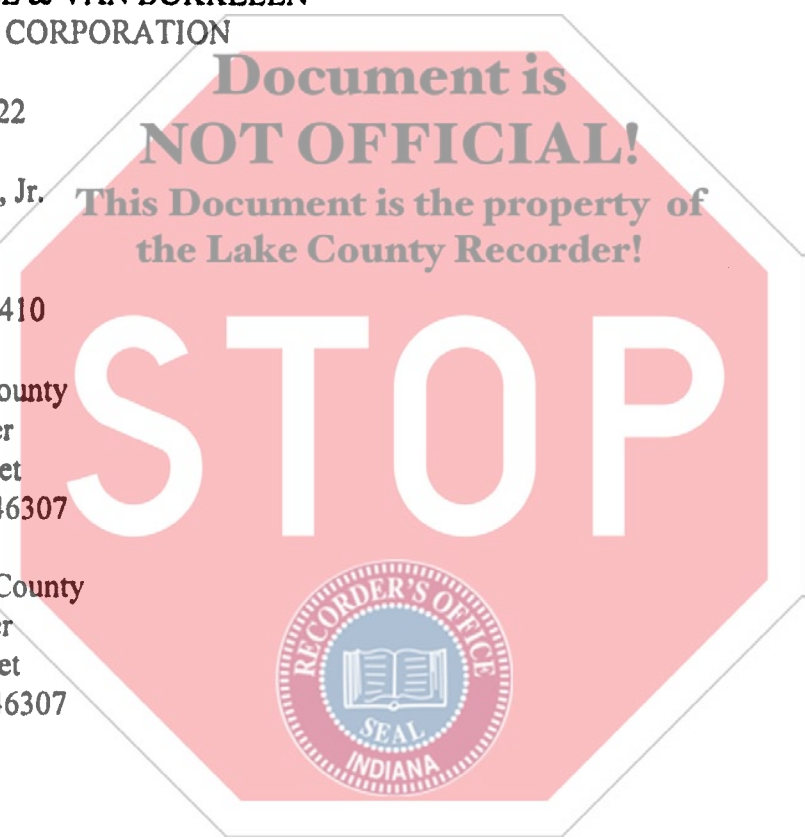
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