

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

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Site #:1244

**SPECIAL WARRANTY DEED  
(INDIANA)**

53-11-15  
53-11-16

This Special Warranty Deed (the "Deed") is made and entered into this 6<sup>th</sup> day of July, 1999 by and between Clark Refining & Marketing, Inc. (f/k/a Clark Oil & Refining Corporation), a Delaware corporation, of the County of St. Louis, State of Missouri ("Grantor"), and OTG 3, L.L.C., a Delaware limited liability company, of the County of DuPage, State of Illinois ("Grantee").

The Grantor, for and in consideration of the sum of Ten Dollars paid by the Grantee, the receipt of which is hereby acknowledged, does by these presents bargain and sell, convey and confirm unto the party of the Grantee the real estate described in Exhibit A attached hereto and incorporated herein by reference, situated in the County of Lake and State of Indiana, to have and to hold the same, together with all rights and appurtenances to the same belonging, unto the Grantee, and to its successors and assigns forever, subject however to all real estate taxes subsequent to this Deed and all matters set forth on Exhibit B attached hereto and incorporated herein by reference.

The address (including zip code) of said real estate is commonly known as:

3198 E 81st St  
Merrillville, IN 46410

The Grantor hereby covenants that it and its successors and assigns do and will warrant and defend the title to the premises unto the Grantee, forever against the lawful claims of all persons claiming by or through the Grantor and none other, provided that this covenant shall be for the benefit of only the Grantee, its lenders and title insurers, and not its assigns or any other person or party.

Grantor certifies under oath that no Indiana Gross Income Tax is payable at this time in respect to the transfer made by this deed.

In witness whereof, the Grantor has hereunto executed these presents the day and year first above written.

Clark Refining & Marketing, Inc.

DULY ENTERED FOR TAXATION SUBJECT TO  
FINAL ACCEPTANCE FOR TRANSFER

AUG 6 1999

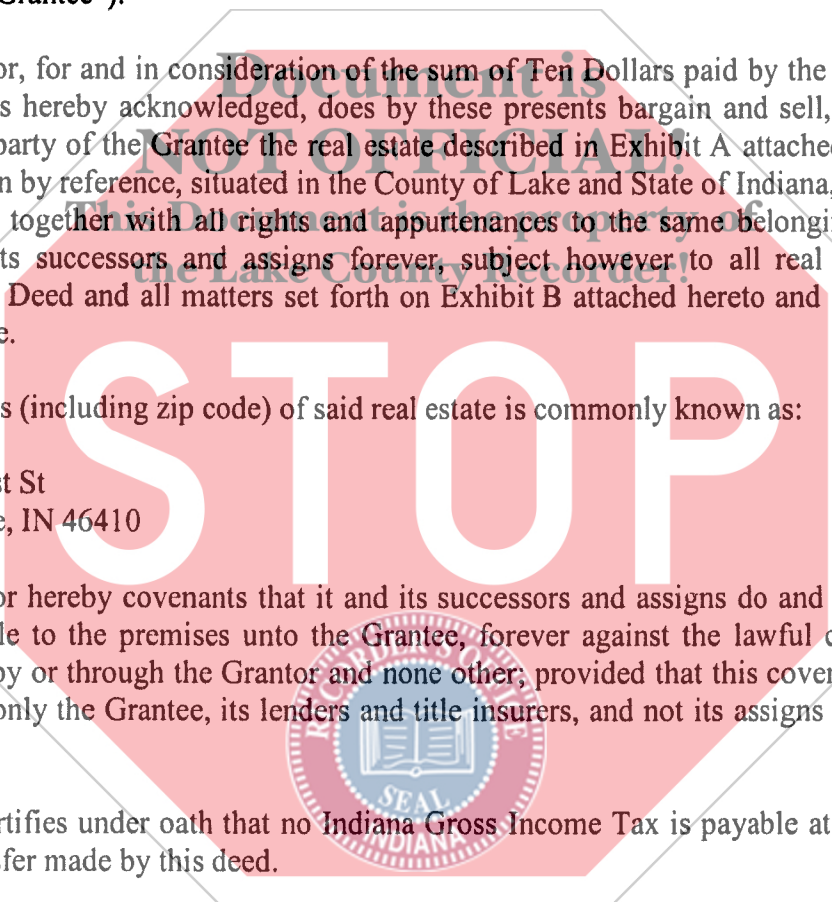
PETER BENJAMIN  
LAKE COUNTY AUDITOR

By: Dennis R. Eichholz  
Name: DENNIS R. EICHHOLZ  
Title: CONTROLLER

000547

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LAWYERS TITLE INS. CORP.  
ONE PROFESSIONAL CENTER  
SUITE 215  
CROWN POINT, IN 46307



STATE OF MISSOURI )  
 )SS.  
CITY OF ST. LOUIS )

On this 6th day of July, 1999, before me personally appeared Dennis R. Eickhoff personally known, who, being by me duly sworn, did say that he is the CONTROLLER of Clark Refining & Marketing, Inc., a Delaware corporation, and that the foregoing instrument was signed in behalf of such corporation by authority of its Board of Directors; and such CONTROLLER acknowledged the foregoing instrument to be the free act and deed of such corporation, and that such corporation has no corporate seal.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

MARGARET J KIM  
NOTARY PUBLIC STATE OF MISSOURI  
ST. LOUIS CITY  
MY COMMISSION EXP OCT 29, 2000

My Commission Expires:

This Document is the property of  
the Lake County Recorder!

Margaret J Kim  
Notary Public

*This Instrument was prepared by and is to be returned to:* Lewis, Rice & Fingersh, L.C.  
500 North Broadway, Suite 2000  
St. Louis, Missouri 63102  
(314) 444-7600  
Attention: Kathleen Daly Winschel



## EXHIBIT A

Parcel I: Part of the Southeast 1/4 of the Northeast 1/4 of Section 23, Township 35 North, Range 8 West of the 2nd Principal Meridian, Lake County, Indiana, more particularly described as follows: Commencing at the intersection of the North right-of-way line of U.S. Highway #30 with the East line of the Northeast 1/4 of said Section 23; thence West along the North line of U.S. Highway #30, a distance of 180 feet; thence North parallel to the East line of the Northeast 1/4 of said Section 23, a distance of 150 feet; thence East parallel to the North line of U.S. Highway #30, a distance of 180 feet to the East line of the Northeast 1/4 of said Section 23; thence South 150 feet to the point of beginning, except the East 40 feet thereof.

Parcel II: Part of the Southeast 1/4 of the Northeast 1/4 of Section 23, Township 35 North, Range 8 West of the 2nd Principal Meridian, Lake County, Indiana, more particularly described as follows: Commencing at the point of intersection of the North right of way line of U.S. Highway #30 with the East line of the Northeast 1/4 of said Section 23; thence North 2 degrees 48 minutes 02 seconds West, on the East line of the Northeast 1/4 of said Section 23, a distance of 150.0 feet; thence West, parallel with the North line of U.S. Highway #30 (said parallel line having a bearing of South 88 degrees 06 minutes 00 seconds West) 180.0 feet to the point of beginning; thence continuing South 88 degrees 06 minutes 00 seconds West on said line, parallel with the North line of U.S. Highway #30, a distance of 20.01 feet; thence South 2 degrees 48 minutes 02 seconds East, on a line parallel with the East line of the Northeast 1/4 of said Section 23, a distance of 149.98 feet, to a point on the North right of way line of U.S. Highway #30; thence Easterly, on the North right of way line of U.S. Highway #30, a distance of 20.01 feet on the arc of a circle whose chord has a bearing of North 88 degrees 09 minutes 31 seconds East, a chord length of 22.01 feet and a radius of 98117.96 feet; thence North 2 degrees 48 minutes 02 seconds West, on a line parallel with the East line of the Northeast 1/4 of said Section 23, a distance of 150.0 feet to the point of beginning.



**EXHIBIT B**

1. 2<sup>nd</sup> Installment of taxes for 1998 and taxes for all subsequent years, none yet due and payable.
2. Right of Way Grant granted to the State of Indiana as shown in Instrument No. 346603.

