

9

Mail Tax bills to:

99070439

STATE OF INDIANA
LAKE COUNTY
FILED Tax Key Numbers:

JULY ENTERED FOR TAXATION SUBJECT TO
99 AUG 24 AM 10:54 ACCEPTANCE FOR TRANSFER

MICHAEL W. CARTER AUG 24 1999
RECORDER

CORPORATE DEED

PETER BENJAMIN
LAKE COUNTY AUDITOR

THIS INDENTURE WITNESSETH, that INDIANA WASTE SYSTEMS, INC. n/k/a WASTE MANAGEMENT OF INDIANA, LLC ("Grantor"), a corporation organized and existing under the laws of the State of Indiana, RELEASES AND QUIT CLAIMS to the City of Gary, Indiana Redevelopment Commission of Lake County, in the State of Indiana, in consideration of Ten Dollars (\$10.00) and other good, valuable and sufficient consideration the receipt of which is hereby acknowledged, subject to the following Acknowledgment of Indemnity and Restrictive Covenant, the following described real estate in Lake County, in the State of Indiana, to-wit:

**This Document is the property of
the Lake County Recorder!**

[SEE LEGAL DESCRIPTION ATTACHED AS EXHIBIT "A"]

The undersigned persons executing this Deed represent and certify on behalf of the Grantor, that each of the undersigned is a duly elected officer of the Grantor and has been fully empowered by proper resolution, or the by-laws of the Grantor, to execute and deliver this Deed; that the Grantor is a corporation in good standing in the State of its origin and, where required, in the State where the subject real estate is situate; that the Grantor has full corporate capacity to convey the real estate described; and that all necessary corporate action for the making of this conveyance has been duly taken.

IN WITNESS WHEREOF, Grantor has caused this Deed to be executed this 11th day of August, 1999.

INDIANA WASTE SYSTEMS, INC. n/k/a
WASTE MANAGEMENT OF INDIANA, LLC

BY:

[Signature]
Dan Shoener
Printed Name

ATTEST:

[Signature]

*Co James B. Neyses
Neyses, Liles, Godshalk 303 S. Lake St Gary 46403*

*27.00
CS
CP*

001645

**ACKNOWLEDGEMENT OF INDEMNITY
AND RESTRICTIVE COVENANT**

BY ACCEPTANCE OF THE WITHIN GRANT, THE CITY OF GARY REDEVELOPMENT COMMISSION, FOR AND IN CONSIDERATION OF THE EXECUTION AND DELIVERY OF THIS DEED, FOR ITSELF, AND ITS SUCCESSORS AND ASSIGNS, AGREES TO INDEMNIFY THE GRANTOR, ITS OFFICERS, SHAREHOLDERS, EMPLOYEES, AGENTS, AFFILIATES, PREDECESSORS, SUCCESSORS AND ASSIGNS, FROM AND AGAINST ALL ENVIRONMENTAL DAMAGES ARISING FROM THE PRESENCE OF ANY SUBSTANCE UPON, ABOUT OR BENEATH THE PROPERTY CONVEYED, OR ARISING IN ANY MANNER WHATSOEVER OUT OF THE VIOLATION OF ANY ENVIRONMENTAL LAW, STATUTE, REGULATION OR ORDINANCE PERTAINING TO THE PROPERTY CONVEYED AND THE ACTIVITIES THEREON, WHICH ENVIRONMENTAL DAMAGES OCCUR, IN WHOLE OR IN PART, FROM AND AFTER THE DATE OF THIS CONVEYANCE, EXCEPT TO THE EXTENT CAUSED BY GRANTOR. THIS OBLIGATION OF THE COMMISSION SHALL INCLUDE, BUT NOT BE LIMITED TO, THE BURDEN AND EXPENSE OF DEFENDING ALL CLAIMS, SUITS AND ADMINISTRATIVE PROCEEDINGS WITH COUNSEL REASONABLY APPROVED BY WASTE MANAGEMENT. THIS OBLIGATION SHALL SURVIVE THE TRANSFER OF TITLE CONTEMPLATED HEREIN AND ANY LATER TRANSFER OF TITLE OR OTHER INTEREST IN THE PROPERTY TO BE CONVEYED. IT IS INTENDED THAT THIS UNDERTAKING SHALL RUN WITH THE LAND THE SUBJECT OF THE WITHIN GRANT.

As used in this instrument, "environmental damages" means all claims, judgments, damages, losses, penalties, fines, liabilities, encumbrances, equitable relief, liens, costs, and expense of investigation, and defense of any claim, and of any good faith settlement or judgment, of whatever kind or nature, including without limitation reasonable attorneys' fees and disbursements and consultants' fees, any of which are incurred at any time as a result of the existence of any substance upon, about, or beneath the property conveyed, or migrating or threatening to migrate to or from the property conveyed, regardless of whether the existence of the substance or the migration or threat of migration arose prior to the present ownership or operation of the property conveyed.

The City of Gary, Indiana Redevelopment Commission, Grantee herein, hereby accepts the grant of this Deed, and does hereby accept execution and delivery of this Deed, for itself, and its successors and assigns, and agrees to be bound by the undertaking of indemnity above set forth.

THE CITY OF GARY, INDIANA REDEVELOPMENT COMMISSION, FOR ITSELF, AND ITS SUCCESSORS AND ASSIGNS ACKNOWLEDGES AND ACCEPTS THAT THE WITHIN GRANT IS SUBJECT TO RESTRICTIVE COVENANTS RUNNING WITH THE LAND BARRING ITS USE AS A SOLID WASTE PROCESSING, TRANSFER OR

DISPOSAL FACILITY AND PROVIDING FOR INJUNCTIVE AND OTHER RELIEF, IMPOSED BY ADOPTION OF RESTRICTIVE COVENANT DATED November 4, 1998 AND RECORDED November 5, 1998 AS DOCUMENT NUMBER 98027997 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA. THE COMMISSION WILL NOTIFY ANY GRANTEES OF THIS REAL ESTATE OF THE EXISTENCE OF SAID RESTRICTIVE COVENANT.

Dated this _____ day of _____, 1999

CITY OF GARY, INDIANA
REDEVELOPMENT COMMISSION

BY:

Suzette Kaagas
Printed Name

This Document is the property of
the Lake County Recorder!

ATTEST:

Ruby D. Johnson

ILLINOIS)
STATE OF INDIANA)
DUPAGE) SS:
COUNTY OF LAKE)

Before me, a Notary Public, personally appeared DAN SHOENER and DENNIS M. WILT, the VICE PRESIDENT and ASSISTANT SECRETARY, respectively, of INDIANA WASTE SYSTEMS, INC. n/k/a WASTE MANAGEMENT OF INDIANA, LLC, who acknowledged the execution of the foregoing Deed for and on behalf of said Grantor, and who, having been duly sworn, stated that the representations therein contained were true.

Witness my hand and Notarial Seal this 11th day of August, 1999.

Linda L. Kostro

Notary Public

LINDA L. KOSTRO
Printed Name



My Commission Expires: June 4, 2001
Resident of DuPage County

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

Before me, a Notary Public, personally appeared Suzette Raggs and Ruby Johnson, the President and Secretary, respectively, of CITY OF GARY, INDIANA REDEVELOPMENT COMMISSION, who acknowledged the execution of the foregoing instrument for and on behalf of said Grantee, and who, having been duly sworn, stated that the representations therein contained are true.

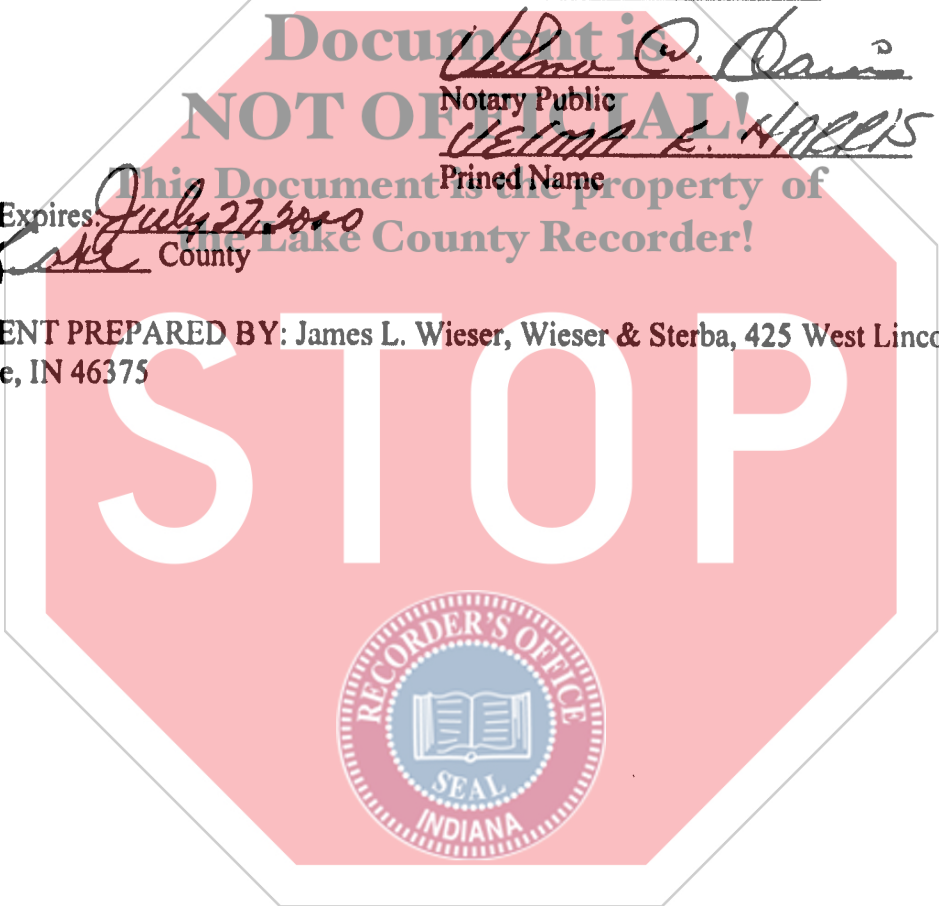
Witness my hand and Notarial Seal this 20th day of August, 1999.

Velma E. Harris
Notary Public
VELMA E. HARRIS
Printed Name

My Commission Expires July 27, 2000
Resident of Lake County

This Document is the property of
Lake County Recorder!

THIS INSTRUMENT PREPARED BY: James L. Wieser, Wieser & Sterba, 425 West Lincoln Hwy., Schererville, IN 46375



Legal Description

PARCEL 1. Lots 1 through 48, both inclusive, the vacated Alley 71 West adjoining said lots and the West half of vacated Blaine on the East, as evidenced in Confirmatory Resolution No. 21137, recorded April 4, 1972 as Document No. 142882, together with the South half of vacated Fourth Street (also known as 17th Avenue) adjoining Lot 1, Alley 71 West, Lot 25 and the West half of vacated Blaine Street on the North as evidenced in Ordinance No. 4269, recorded November 29, 1967 in Miscellaneous Record 963, page 245, as Document No. 731011, Block 17, in L.P. Hammond's Subdivision in the City of Gary, as shown in Plat Book 1, page 92, in Lake County, Indiana.

PARCEL 2. Lots 1 through 48, both inclusive, the East half of vacated Blaine Street (also known as Bell Street) adjoining Lots 1 to 24 on the West, the vacated Alley 70 West adjoining Lots 1 to 24 on the West, the vacated Alley 70 West adjoining Lots 1 to 48, and the West half of vacated Logan Street (also known as Edison Street) adjoining Lots 25 to 48 on the East, as evidenced in Confirmatory Resolution No. 21137, recorded April 4, 1972 as Document No. 142882, together with the South half of vacated Fourth Street (also known as 17th Avenue) adjoining the East half of vacated Blaine Street, Lot 1, the vacated Alley 70 West, Lot 25 and the West half of vacated Logan Street on the North, as evidenced in Ordinance No. 4269, recorded November 29, 1967 in Miscellaneous Record 963, page 245, as Document No. 731011, Block 18, in L.P. Hammond's Subdivision in the City of Gary, as shown in Plat Book 1, page 92, in Lake County, Indiana.

PARCEL 3. Lots 1 through 48, both inclusive, the East half of vacated Logan Street (also known as Edison Street) adjoining Lots 1 to 24 on the West, the vacated Alley 69 West adjoining Lots 1 to 48, and the West half of vacated Keeney Street (also known as Sherman Street) adjoining Lots 25 to 48 on the East, as evidenced in Confirmatory Resolution No. 21137, recorded April 4, 1972 as Document No. 142882, together with the South half of vacated Fourth Street (also known as 17th Avenue) adjoining the East half of vacated Logan Street, Lot 1, vacated Alley 69 West and Lot 25 on the North, as evidenced in Ordinance No. 4269, recorded November 29, 1967 in Miscellaneous Record 963, page 245, as Document No. 731011, Block 19, in L.P. Hammond's Subdivision in the City of Gary, as shown in Plat Book 1, page 92, in Lake County, Indiana.

EXHIBIT "A"

PARCEL 4. Lots 1 through 48, both inclusive, the East half of vacated Keeney Street (also known as Sherman Street) adjoining Lots 1 to 24 on the West and vacated Alley 68 West adjoining Lots 1 to 48, as evidenced in Confirmatory Resolution No. 21137, recorded April 4, 1972, as Document No. 142882, Block 20, in L.P. Hammond's Subdivision in the City of Gary, as shown in Plat Book 1, page 92, in Lake County, Indiana.

PARCEL 5. Lots 1 through 48, both inclusive, and vacated Alley 67 West adjoining said lots, as evidenced in Confirmatory Resolution No. 21137, recorded April 4, 1972, as Document No. 142882, Block 21, in L.P. Hammond's Subdivision in the City of Gary, as shown in Plat Book 1, page 92, in Lake County, Indiana.

PARCEL 6. Lots 1 to 48, both inclusive, Block 22, in L.P. Hammond's Subdivision, in the City of Gary, as shown in Plat Book 1, page 92, in Lake County, Indiana.

PARCEL 7. Lots 1 to 48, both inclusive, Block 23, in L.P. Hammond's Subdivision, in the City of Gary, as shown in Plat Book 1, page 92, in Lake County, Indiana.

PARCEL 8. Lots 1 to 48, both inclusive, Block 24, in L.P. Hammond's Subdivision, in the City of Gary, as shown in Plat Book 1, page 92, in Lake County, Indiana, excepting therefrom the following parcel: Lots 25 to 48, both inclusive, and the East 81.17 feet of Lots 1 to 24, both inclusive, Block 24, in L.P. Hammond's Subdivision, in the City of Gary, as shown in Plat Book 1, Page 92, in Lake County, Indiana.

PARCEL 9. The South half of the Southeast Quarter of Section 11, Township 36 North, Range 9, West of the 2nd P.M. in the City of Gary, Lake County, Indiana, excepting therefrom the following parcel: The East 260.17 feet of the South half of the Southeast Quarter of Section 11, Township 36 North, Range 9 West of the 2nd P.M., in the City of Gary, Lake County, Indiana.

PARCEL 10. Portions of platted streets and alleys proposed to be vacated in L.P. Hammond's Subdivision, in the City of Gary, as per plat thereof recorded in Plat Book 1, page 92, in the Office of the Recorder, Lake County, Indiana, described as follows:

- a. The South half of 17th Avenue between the West right-of-way line of vacated Keeney Street (also known as Sherman Street) and the West right-of-way line of Colfax Street;
- b. 19th Avenue between the East right-of-way line of Morse Street and the West right-of-way line of Colfax Street;

c. Hammond Street (also known as Fairbanks Street), Turner Street (also known as Hobart Street), Oak Street (also known as Stevenson Street), and Maple Street (also known as Wheeler Street) between the South right-of-way line of 17th Avenue and the North right-of-way line of 19th Avenue;

d. Alleys 66 West, Block 22, 65 West, Block 23, and 64 West, Block 24, between the South right-of-way line of 17th Avenue and the North right-of-way line of 19th Avenue.

PARCEL 11. The Northwest Quarter of the Northeast Quarter of Section 14, Township 36 North, Range 9, West of the 2nd P.M. in Lake County, Indiana, except the North 100.42 feet thereof and except the West 33 feet thereof.

PARCEL 12. The North 100.42 feet of the Northwest Quarter of the Northeast Quarter of Section 14, Township 36 North, Range 9, West of the 2nd P.M. in Lake County, Indiana, except the West 33 feet thereof.

PARCEL 13. Lots 13 to 24, both inclusive, and lots 37 to 48, both inclusive, Block 14, including that part of vacated Alley 69 West lying adjacent to and between Lots 13 to 24, both inclusive, on the West, and Lots 37 to 48, both inclusive, on the East, that part of the East half of vacated Edison Street adjoining Lots 13 to 24, both inclusive, on the West, and that part of the North half of vacated 17th Avenue adjoining Lot 24 and Lot 48, Block 14, on the South L.P. Hammond's Subdivision, in the City of Gary, as shown in Plat Book 1, page 92, in Lake County, Indiana,

and Lots 13 to 24, both inclusive, and Lots 37 to 48, both inclusive, Block 15, including that part of vacated Alley 70 West lying and adjacent to and between Lots 13 to 24, both inclusive, on the West, and Lots 37 to 48, both inclusive, on the East, that part of the West half of vacated Edison Street adjoining Lots 37 to 48, both inclusive, on the East, that part of the East half of vacated Bell Street, adjoining Lots 13 to 24, both inclusive, on the West, and that part of the North half of vacated 17th Avenue adjoining Lot 24 and Lot 48, Block 15, on the South, L.P. Hammond's Subdivision, in the City of Gary, as shown in Plat Book 1, page 92, in Lake County, Indiana.

PARCEL 14. Lots 13 to 24, both inclusive, and Lots 37 to 48, both inclusive, Block 16, including that part of vacated Alley 71 West lying adjacent to and between Lots 13 to 24, both inclusive, on the West, and Lots 37 to 48, both inclusive, on the East, that part of the West half of vacated Bell Street adjoining Lots 37 to 48, both inclusive, on the East, and that part of the North half of vacated 17th Avenue adjoining Lots 24 and 48, Block 16 on the South, L.P. Hammond's Subdivision in the City of Gary, as shown in Plat Book 1, page 92, in Lake County, Indiana.

PARCEL 15. Lots 1 to 12 and 31 to 36, Block 14, Lots 1 to 12 and 25 to 36, Block 15, and Lots 1 to 12 and 25 to 36, Block 16, in vacated L.P. Hammond's Subdivision as shown in Plat Book 1, page 92, more particularly described as follows: Part of the Northwest Quarter of the Southeast Quarter of Section 11, Township 36 North, Range 9 West of the 2nd P.M. in Lake County, Indiana, described as follows: Beginning at a monument at the center line of said Section 11, Township 36 North, Range 9 West which is the intersection of 15th Avenue and Morse Street, thence East and parallel with the center line of said Section 11, Township 36 North, Range 9 West a distance of 33 feet; thence South and parallel with the center line of Morse Street a distance of 33 feet to the true point of beginning; thence South and parallel with the center line of said Section 11, Township 36 North; thence East and parallel with the centerline of 15th Avenue a distance of 924 feet to the West line of Sherman Street; thence North along the West line of Sherman Street a distance of 300 feet to the South line of 15th Avenue; thence West along the South line of 15th Avenue a distance of 924 feet to the true point of beginning, all in the City of Gary, Lake County, Indiana except part of the Northwest Quarter of the Southeast Quarter of Section 11, Township 36 North, Range 9, West of the 2nd P.M. in the City of Gary, Lake County, Indiana, beginning at a point 33 feet South and 957 feet East of a monument at the center line of said Section 11, which is the intersection of 15th Avenue and Morse Street, thence South along the West line of Sherman Street a distance of 150 feet; thence West and parallel with the center line of 15th Avenue a distance of 125 feet; thence North and parallel with the West line of Sherman Street a distance of 150 feet to the South line of 15th Avenue; thence East along the South line of 15th Avenue a distance of 125 feet to the point of beginning.

PARCEL 16. Lots 1 to 24, both inclusive, and the East half of vacated Wheeler Street, adjoining said land on the West, Block 9, L.P. Hammond's Subdivision, and Lots 1 to 6, both inclusive, and 25 to 48, both inclusive, and the West half of vacated Wheeler Street, adjoining Lots 25 to 48, both inclusive, to the East, Block 10, L.P. Hammond's Subdivision, as shown in Plat Book 1, page 92, in Lake County, Indiana.

PARCEL 17. Lots 25 to 30, Block 14, in vacated L.P. Hammond's Subdivision as shown in Plat Book 1, page 92, more particularly described as follows: Part of the Northwest Quarter of the Southeast Quarter of Section 11, Township 36 North, Range 9, West of the 2nd P.M., in the City of Gary, Lake County, Indiana, beginning at a point 33 feet South and 957 feet East of a monument at the center line of said Section 11, which is the intersection of 15th Avenue and Morse Street; thence South along the West line of Sherman Street a distance of 150 feet;

thence West and parallel with the center line of 15th Avenue a distance of 125 feet, thence North and parallel with the West line of Sherman Street a distance of 150 feet to the South line of 15th Avenue; thence East along the South line of 15th Avenue a distance of 125 feet to the point of beginning.

PARCEL 18. Lots 1 to 30, both inclusive, and Lots 34 to 36, both inclusive, Block 11, L.P. Hammond's Subdivision, in the City of Gary, as shown in Plat Book 1, page 92, in Lake County, Indiana;

and, Lot 24, Block 10, L.P. Hammond's Subdivision, in the City of Gary, as shown in Plat Book 1, page 92, in Lake County, Indiana.

PARCEL 19. Lots 11 to 23, both inclusive, Block 10, L.P. Hammond's Subdivision, as shown in Plat Book 1, page 92, in Lake County, Indiana;

and, Lots 31 to 33, both inclusive, and Lots 39 to 48, both inclusive, Block 11, L.P. Hammond's Subdivision, as shown in Plat Book 1, page 92, in Lake County, Indiana.

PARCEL 20. Lots 36 and 37, Block 9, L.P. Hammond's Subdivision, in the City of Gary, as shown in Plat Book 1, page 92, in Lake County, Indiana.

PARCEL 21. Lots 37 and 38, both inclusive, Block 11, L.P. Hammond's Subdivision, in the City of Gary, as shown in Plat Book 1, page 92, in Lake County, Indiana.

