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STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

99070529

SIDEWALK WAIVER
AUG 24 PM 3:17

RE: (SEE ATTACHED DESCRIPTION OF PROPERTY)
MORRIS RECORDERS

(Here insert Legal Description)

Commonly known as
4433 - E. 83RD AVE
MERRILLVILLE, IN 46310
(Here insert address)

I/we the owners of the above-referenced property, for and in consideration of a temporary waiver from the City requirement to install sidewalks prior to occupancy and for and in consideration of other good and valuable consideration do hereby agree and stipulate as follows:

1. That I/we do hereby accept the temporary waiver from and temporary relief of the requirement to install sidewalks prior to occupancy, subject to the provisions of this agreement; and
2. That said relief and waiver can and shall be revoked at any time when the Board of Public Works finds that the conditions which made the original waiver reasonable no longer exist and further finds that good cause now exists to require the installation of sidewalks as set forth in the Ordinance; and
3. That I/we and the City expressly and unambiguously agree that what constitutes "reasonable", "good cause", and "grounds to revoke said waiver" are entirely within the discretion and opinion of the Board of Public Works and Safety of the City of Hobart; and
4. That the sidewalks will be installed as per City code specifications and to the satisfaction of the City Engineer or his agent and that the cost of said installation and construction will be borne entirely by the landowner and at no expense whatsoever to the City; and
5. That the landowner will be notified in writing of the revocation of this waiver and should such revocation occur, the landowner shall have ninety (90) days after receipt of written notification to install said sidewalk; and

PLEASE MAIL TO: M/M SPARTANON
5430 REDWOOD AVE.
PORTAGE, IN 46368

13.00
E.P.
CS

6. That, unless granted another extension by the Board of Public Works, should the sidewalks not be installed within ninety (90) days, the landowner agrees to pay a penalty of Ten Dollars (\$10.00) per day, accruing daily until such sidewalks are installed; and

7. That this covenant runs with the land, is binding on all subsequent landowners, their heirs and assigns, and all who shall hold a future interest in this land; and

8. That the landowner shall record same with the Recorder of Lake County to give notice of this covenant and agreement to all prospective holders of interest.

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Landowner:

[Handwritten Signature]

Subscribed and sworn to before me, a Notary Public,
this 6th day of August, 1999.

[Handwritten Signature]
Barbara Hodal Notary Public

My Commission Expires:

9/13/06

County of Residence: Lake



WILLIAM J. KRULL
REGISTERED ENGINEER NO. 238

KRULL & SON INC.

CIVIL ENGINEERS AND SURVEYORS

ESTABLISHED 1914

206 MAIN ST.

P.O. BOX 422

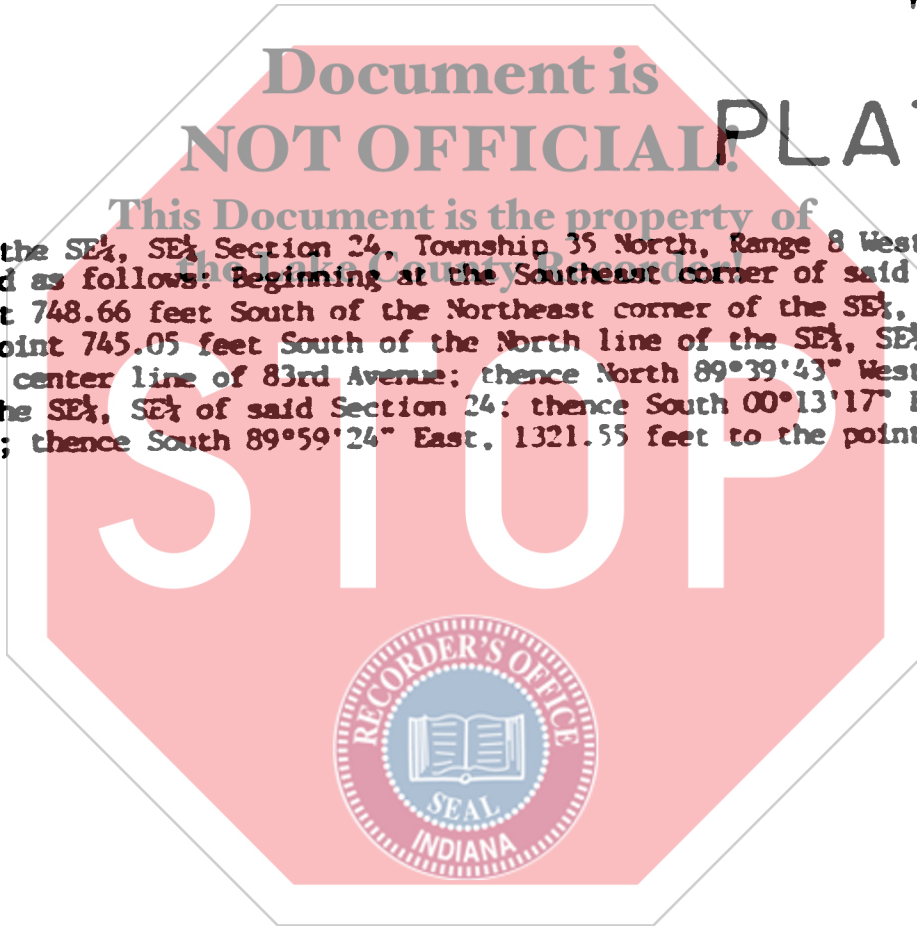
HOBART, INDIANA 46342

OFFICE PHONE 219-947-2568

Document is
NOT OFFICIAL! PLAT OF SURVEY

This Document is the property of
the Lake County Recorder

DESCRIPTION OF PROPERTY: Part of the SE $\frac{1}{4}$, SE $\frac{1}{4}$ Section 24, Township 35 North, Range 8 West of the 2nd P.M., in Lake County, Indiana, described as follows: Beginning at the Southeast corner of said Section 24; thence North 00°13'21" West, 575.76 feet more or less to a point 748.66 feet South of the Northeast corner of the SE $\frac{1}{4}$, SE $\frac{1}{4}$ of said Section 24; thence North 89°38'55" West, 528.00 feet to a point 745.05 feet South of the North line of the SE $\frac{1}{4}$, SE $\frac{1}{4}$ of said Section 24; thence North 00°13'21" West, 660.00 feet to the center line of 83rd Avenue; thence North 89°39'43" West, along said center line 793.56 feet more or less to the West line of the SE $\frac{1}{4}$, SE $\frac{1}{4}$ of said Section 24; thence South 00°13'17" East, 1243.46 feet to the Southwest corner of the SE $\frac{1}{4}$, SE $\frac{1}{4}$ of said Section 24; thence South 89°59'24" East, 1321.55 feet to the point of beginning, containing 29.609 acres, more or less.



LINE SE $\frac{1}{4}$ SE $\frac{1}{4}$ SEC 24-35-8

25X17