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STATE OF INDIANA
LAKE COUNTY
RECORDS

RESTRICTIONS AGREEMENT FOR RECORD

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HOLD FOR MERIDIAN TITLE CORP

This Restrictions Agreement (the "Agreement") is made of this 29th day of September, 2000 by and between **GARY NEW CENTURY, LLC**, a Delaware limited liability company, the address of which is Suite 2400, 400 Renaissance Center, Detroit, Michigan 48243 ("GNC"), and **BUFFINGTON HARBOR PARKING ASSOCIATES, LLC**, a Delaware limited liability company, the address of which is One Buffington Harbor, Gary, Indiana 46401 ("BHPA").

The circumstances underlying the execution of this Agreement are as follows:

- A. GNC is the owner of the property located in the City of Gary, Lake County, Indiana that is more particularly described in attached Exhibit A (the "GNC Property").
- B. Of even date GNC is conveying to BHPA the part of the GNC Property that is more particularly described in attached Exhibit B (the "BHPA Property").
- C. In connection with such conveyance GNC is reserving the right to impose, and does hereby impose, the restrictions set forth below over that part of the BHPA Property that is more particularly described in attached Exhibit C (the "Restricted Property").

NOW THEREFORE, the parties agree as follows:

1. The Restricted Property shall be used only for the following purposes:
 - (a) The construction and operation of a parking lot; or
 - (b) The construction, development and operation of a parking structure or parking garage; and
 - (c) Uses directly related to the foregoing uses, such as the construction, installation and maintenance of driveways, landscaping, access roads and utilities.
2. The foregoing restriction shall be perpetual, unless waived in writing by GNC as provided below.
3. The foregoing restriction shall be a real covenant that burdens the Restricted Property and the owner thereof from time to time, and that inures to the benefit of the owner of the GNC Property or any part thereof from time to time.
4. Notwithstanding the provisions of paragraph 3, GNC retains the right to amend, modify or waive the foregoing restriction. Any rights hereunder acquired by any party by virtue of their interest in any part of the GNC Property shall be subject to the right of GNC to so waive, amend or terminate the restriction.

DULY ENTERED FOR TAXATION SUBJECT TO
FINAL ACCEPTANCE FOR TRANSFER

OCT 5 2000

PETER BENJAMIN
LAKE COUNTY AUDITOR

MT

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5. GNC reserves the right to assign its rights under paragraph 4 above to any party that acquires the property that is more particularly described in attached **Exhibit D** (the "Benefitted Property"), which lies immediately adjacent to the Restricted Property.


IN WITNESS WHEREOF, the parties have executed this Agreement on the day and year first above written.

GARY NEW CENTURY, LLC
By Remark Land Company, Inc., Member

By: 
Don H. Barden, President

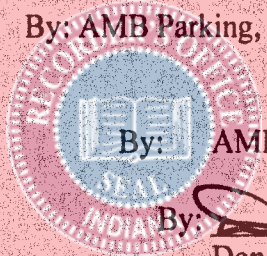
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the Lakeland
**BUFFINGTON HARBOR
PARKING ASSOCIATES, LLC**

By: Trump Indiana, Inc., Member

By: 
Robert M. Pickus
Its: Executive Vice President

By: AMB Parking, LLC, Member

By: AMB Development, Inc., Member



By: 
Don H. Barden, President

STATE OF MICHIGAN)
)
COUNTY OF WAYNE) SS:

Before me, the undersigned, a Notary Public in and for said County and State, this 29th day of September, personally appeared Don H. Barden, President of Remark Land Company, an Indiana corporation, the sole member of Gary New Century, LLC, a Delaware limited liability company, who acknowledged the execution of the foregoing instrument. In witness whereof, I have hereunto subscribed my name and affixed my official seal.

My commission expires: _____ Signature *Cheyl L. Karolak*
Resident of Oakland County _____, Notary Public

Document NOT OFFICIAL!
CERYLL L. KAROLAK
NOTARY PUBLIC OAKLAND CO., MI
MY COMMISSION EXPIRES Mar 10, 2004

STATE OF MICHIGAN)
)
COUNTY OF WAYNE) SS: **This Document is the property of the Lake County Recorder!**

Before me, the undersigned, a Notary Public in and for said County and State, this 29th day of September, personally appeared Robert M. Pickus, the Executive Vice President of Trump Indiana, Inc., a Delaware corporation, a member of Buffington Harbor Parking Associates, LLC, a Delaware limited liability company and also a member of Buffington Harbor Parking Associates, LLC, a Delaware limited liability company, who acknowledged the execution of the foregoing instrument. In witness whereof, I have hereunto subscribed my name and affixed my official seal.

My commission expires: _____ Signature *Cheyl L. Karolak*
Resident of Oakland County _____, Notary Public

RECORDED
CERYLL L. KAROLAK
NOTARY PUBLIC OAKLAND CO., MI
MY COMMISSION EXPIRES Mar 10, 2004
SEAL
INDIANA

STATE OF MICHIGAN)
)
COUNTY OF WAYNE) SS:

Before me, the undersigned, a Notary Public in and for said County and State, this 29th day of September, personally appeared Don H. Barden, President of AMB Development, Inc., a Michigan corporation, member of AMB Parking, LLC, a Delaware limited liability company, member of Buffington Harbor Parking Associates, LLC, a Delaware limited liability company, who acknowledged the execution of the foregoing instrument. In witness whereof, I have hereunto subscribed my name and affixed my official seal.

My commission expires: _____

Signature

Cheryl L. Karolak

, Notary Public

Resident of Oakland County

Document is NOT OFFICIAL!
This Document is the property of the Lake County Recorder!
CHERYL L. KAROLAK
NOTARY PUBLIC OAKLAND CO., MI
MY COMMISSION EXPIRES Mar 10, 2004

Drafted By and When Recorded Return To:

Cameron H. Piggott, Esq.
DYKEMA GOSSETT PLLC
400 Renaissance Center
Detroit, MI 48243-1668
(313) 568-6575

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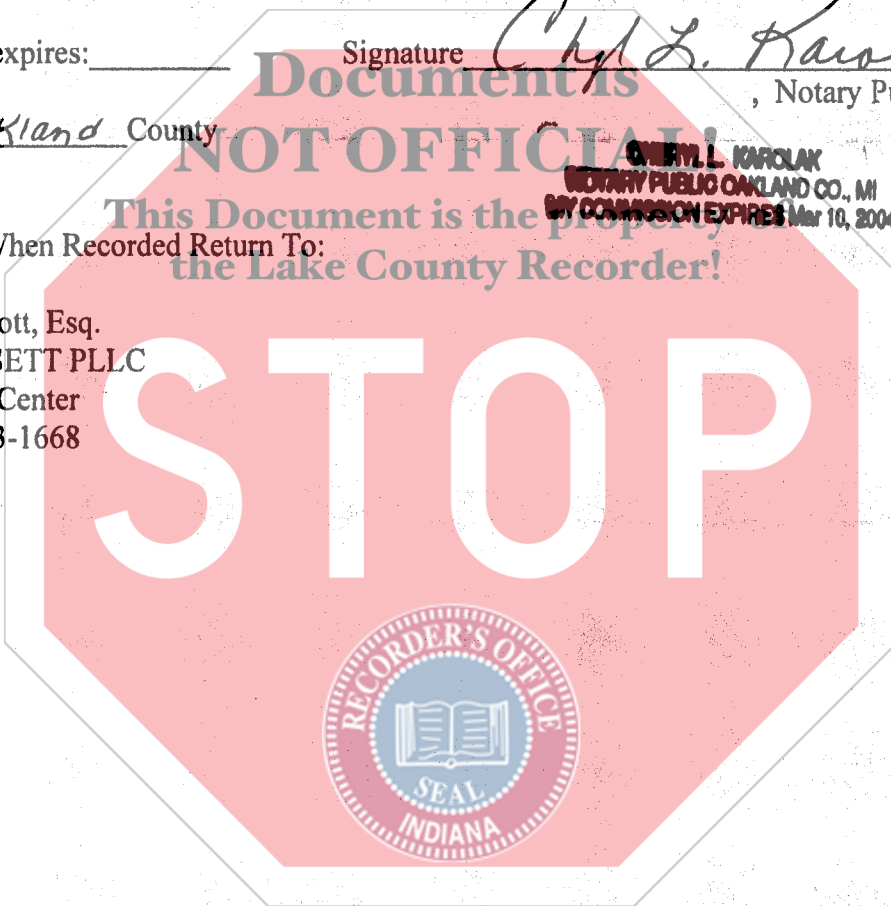


EXHIBIT A
(Legal Description of GNC Property)

DESCRIPTION
PARCEL 1

A parcel of land in the Southeast Quarter of Fractional Section 23, the Southwest Quarter of Fractional Section 24, the Northwest Quarter of Fractional Section 25, and the Northeast Quarter of Section 26, Township 37 North, Range 9 West of the Second Principal Meridian, in the City of Gary, Lake County, Indiana, said parcel consisting of a part of those lands conveyed to Lehigh Portland Cement Company as recorded in Lake County Document 707259, said parcel being more particularly described as follows:

Commencing at a capped iron rod at the Southwest corner of the Northwest Quarter of said Section 23; thence North $00^{\circ}23'05''$ West (said bearing being relative to the Indiana State Plane Coordinate System West Zone, NAD83), 492.62 feet to the Northeasterly right-of-way line of the Elgin, Joliet & Eastern Railway Company (formerly the Indiana Harbor Railroad Company) as recorded in Lake County Deed Record 117, Page 10; thence South $46^{\circ}59'40''$ East, 228.30 feet along said Northeasterly right-of-way line; thence 1404.64 feet along an arc on said Northeasterly right-of-way line, said arc being convex to the Southwest, having radius of 11309.20 feet, and subtended by a long chord bearing South $50^{\circ}33'09''$ East, 1403.74 feet; thence South $54^{\circ}06'39''$ East, 2971.64 feet along said Northeasterly right-of-way line to the Southerly corner of Parcel 1 conveyed to Buffington Harbor Riverboats, L.L.C. as recorded in Lake County Document 95067683, said corner being the POINT OF BEGINNING of this description;

- 1) thence North $35^{\circ}53'21''$ East, 626.90 feet along the Southeasterly line of said Parcel 1;
- 2) thence North $54^{\circ}06'39''$ West, 289.37 feet along a Northeasterly line of said Parcel 1 to a Northwesterly line of a parcel of patented land recorded in Lake County Deed Record 392, Page 312;
- 3) thence North $35^{\circ}53'21''$ East, 127.20 feet along a Northwesterly line of said patented land to the Northwest corner of a parcel of patented land recorded in Lake County Deed Record 473, Page 29;
- 4) thence South $54^{\circ}06'39''$ East, 700.00 feet along the Northeasterly line of said patented land to the Easterly corner of said land;
- 5) thence North $55^{\circ}53'21''$ East, 1755.89 feet to the Northerly corner of patented land as recorded in Lake County Deed Record 392, Page 12;
- 6) thence South $34^{\circ}06'39''$ East, 105.25 feet along the Northeasterly line of said patented land to the Northeasterly line of parcel G-1 conveyed to Marblehead Lime Company as recorded in Lake County Document 91065414.
- 7) thence South $63^{\circ}50'37''$ West, 61.96 feet along the Northwesterly line of said parcel;
- 8) thence South $34^{\circ}08'14''$ East 1160.29 feet along a Southwesterly line of said parcel;
- 9) thence South $32^{\circ}44'01''$ West, 198.96 feet along a Westerly line of said parcel;
- 10) thence South $55^{\circ}34'16''$ West 402.27 feet along a Northwesterly line of said parcel;
- 11) thence South $34^{\circ}48'19''$ East 562.17 feet along a Southwesterly line of said parcel;

- 12) thence South 35°28'01" West, 106.16 feet along a Northwesterly line of said parcel;
- 13) thence South 69°27'32" East, 80.97 feet along a Southwesterly line of said parcel to the Northwesterly line of land conveyed to Northern Indiana Public Service Company as recorded in Lake County Deed Record 973, Page 505;
- 14) thence South 35°53'21" West, 984.02 feet along said Northwesterly line to the Northerly corner of parcel G-3 conveyed to Marblehead Lime Company as recorded in Lake County Document 91065414;
- 15) thence continuing South 35°53'21" West, 85.00 feet along the Northwesterly line of said parcel to the Northeasterly right-of-way line of the E.J. & E. Railway as recorded in Lake County Deed Record 117, Page 10;
- 16) thence North 54°06'39" West, 539.09 feet along said right-of-way to the West line of said Section 25;
- 17) thence continuing North 54°06'39" West, 2117.34 feet along said right-of-way line to the POINT OF BEGINNING, containing 99.337 acres, more or less;

Excluding therefrom, a parcel of land described as Parcel G-2 in Lake County Document 91065414, said exclusion being more particularly described as follows:

Commencing at a rail monument at the Southwest corner of the Northwest Quarter of said Section 25; thence North 00°52'39" West along the West line of said Section 25, a distance of 1868.43 feet to the Northeasterly right-of-way of said Elgin, Joliet, and Eastern Railway Company; thence South 54°06'39" East along said Northeasterly right-of-way line, 539.09 feet; thence North 35°53'21" East, 85.00 feet; thence continuing North 35°53'21" East, 984.02 feet; thence North 69°27'32" West, 80.97 feet; thence North 29°45'28" East, 755.30 (755.22 feet measured); thence North 34°08'14" West, 974.99 feet (962.34 feet measured); thence South 55°51'46" West, 57.00 feet to the POINT OF BEGINNING;

- E1) thence South 55°47'24" West, 31.99 feet;
- E2) thence South 55°41'21" West, 137.64 feet;
- E3) thence North 62°05'20" West, 63.63 feet;
- E4) thence South 83°56'18" West, 213.78 feet;
- E5) thence North 73°24'52" West, 199.25 feet;
- E6) thence North 34°07'05" West, 268.74 feet (268.94 feet measured);
- E7) thence North 55°53'21" East, 514.90 feet (514.15 feet measured) parallel with and 47.00 feet distant from the Buffington Harbor dock wall;
- E8) thence South 34°08'14" East, 579.31 feet parallel with and 57.00 feet distant from a Southwesterly line of Parcel G-1 as recorded in Lake County Document 91065414, to the POINT OF BEGINNING, said exception containing 5.687 acres, more or less, for a total remaining acreage of 93.650 acres, more or less.

**DESCRIPTION
PARCEL 2**

A parcel of land in the Southeast Quarter of Fractional Section 23, the North Half of Section 26, and the West Half of Fractional Section 25, Township 37 North, Range 9 West of the Second Principal Meridian, in the City of Gary, Lake County, Indiana, (said parcel consisting of a part of the Thirty-three Acre Parcel and a part of the Second Parcel as described in Lake County Deed Record 308, Page 22), being more particularly described as follows:

Commencing at a capped iron rod at the Southwest corner of the Northwest Quarter of said Section 23; thence North $00^{\circ}23'05''$ West (said bearing being relative to the Indiana State Plane Coordinate System West Zone, NAD83), 79.78 feet along the West line of said Section to the Southwesterly corner of Parcel 2 conveyed to Buffington Harbor River Boats, L.L.C. as described in Lake County Document 95067683; thence South $32^{\circ}06'05''$ East, 1079.86 feet along Southwesterly line of said Parcel 2; thence South $40^{\circ}16'57''$ East, 738.04 feet along said Southwesterly line; thence along said Southwesterly line 565.04 feet along a curve to the left having a radius of 17088.80 feet and subtended by a long chord bearing South $41^{\circ}13'47''$ East, 565.02 feet; thence South $43^{\circ}05'41''$ West 7.87 feet along a Northwesterly line of said Parcel 2 to a corner of said parcel, (said corner being the point of beginning of said Thirty-three Acre Parcel); thence South $46^{\circ}54'19''$ East 1691.49 feet along the Southwesterly line of said Parcel 2 to a corner of said parcel, said corner being the POINT OF BEGINNING of this description;

- 1) thence North $43^{\circ}27'47''$ East, 102.53 feet along the Southeasterly line of said Parcel 2;
- 2) thence North $36^{\circ}30'36''$ East, 207.34 feet along said Southeasterly line;
- 3) thence North $34^{\circ}13'33''$ East, 186.02 feet along said line;
- 4) thence North $30^{\circ}46'03''$ East, 203.32 feet along said line;
- 5) thence North $36^{\circ}00'21''$ East, 185.08 feet along said line to the Southwesterly line of the former Chicago Lake Shore & Eastern Railway Company as recorded in Lake County Deed Record 282, Page 248, Fourth Parcel;
- 6) thence South $54^{\circ}06'39''$ East, 2730.42 feet along said Southwesterly line to the East line of said Section 26;
- 7) thence South $00^{\circ}52'39''$ East, 31.21 feet along said Section line to the Southwesterly line of the Elgin, Joliet and Eastern Railway Company (formerly the Chicago Lake shore & Eastern Railway Company) as recorded in Lake County Deed Record 282, Page 248, Third Parcel;
- 8) thence South $54^{\circ}06'39''$ East, 1929.25 feet along said Southwesterly line to an iron rail at a corner of said Third Parcel;
- 9) thence South $00^{\circ}52'39''$ East, 398.64 feet along a Westerly line of said Third Parcel to an iron rail at a corner of said parcel;
- 10) thence North $60^{\circ}34'39''$ West, 1790.00 feet to an iron rail at a corner of said Third parcel on the East line of said Section 26;
- 11) thence South $00^{\circ}52'39''$ East, 489.61 feet along said Section line to the Northeasterly line of the Elgin, Joliet and Eastern Railway Company (formerly the Chicago Lakeshore & Eastern Railway Company) as recorded in Lake County Deed Record 282, Page 248, Second Parcel;

- 12) thence along the Northeasterly line of said Second Parcel 2692.61 feet along the arc of a curve to the right having a radius of 17108.80 feet and subtended by a long chord bearing North 54°54'09" West, 2689.83 feet to the Southeasterly corner of said Thirty-three Acre Parcel;
- 13) thence North 46°54'19" West, 740.26 feet along the Northeasterly line of said Second Parcel to the POINT OF BEGINNING, containing 87.860 acres, more or less.

DESCRIPTION
PARCEL 3

A parcel of land in the Southwest Quarter of Section 25, Township 37 North, Range 9 West of the Second Principal Meridian, in the City of Gary, Lake County, Indiana, said parcel having been conveyed from Gary Land Company to Universal Atlas Cement Company as recorded in Lake County Deed Record 658, Page 271, Parcel 1, said parcel being more particularly described as follows:

Commencing at an iron rail monument at the Northwest corner of the Southwest Quarter of said Section 25, thence South 00°52'39" East (Indiana State Plane NAD83 grid bearing) a distance of 634.21 feet to the southerly line of the right-of-way conveyed by Gary Land Company to Baltimore and Ohio Chicago Terminal Railroad Company (now CSX Railroad) as recorded in Lake County Deed Record Book 437, Page 298; thence South 88° 40'09" East along said southerly line a distance of 1254.10 feet to the southerly line of the 100 foot right-of-way conveyed by Gary Land Company to Baltimore and Ohio and Chicago Railroad Company (now CSX Railroad) as recorded in Lake County Deed Record Book 221, Page 4; thence South 64°25'16" East along said southerly line a distance of 296.23 feet to a point where said southerly line intersects the westerly line of the 150 foot right-of-way conveyed by Gary Land Company to Chicago, Lake Shore and Eastern Railway Company (now Elgin, Joliet and Eastern Railway Company) as recorded in Lake County Deed Record 179, Page 350, said point being the POINT OF BEGINNING of this description;

thence South 59°58'44" West along the westerly line of said 150 foot right-of-way a distance of 647.00 feet to the northerly line of the 100 foot right-of-way conveyed by George T. Cline to the Wabash Railroad Company as recorded in Lake County Deed Record Book 68, Pages 139 to 142;

thence North 43°34'57" West along said northerly line a distance of 4.89 feet to a point of tangent curve;

thence 845.11 feet along a curve to the left on said northerly line, said curve having a radius of 1977.00 feet and subtended by a long chord bearing North 55°49'43" West, a distance of 838.69 feet to a point on the southerly line of the right-of-way conveyed to Baltimore and Ohio Chicago Terminal Railroad (now CSX Railroad) as recorded in Lake County Deed Record Book 437, Page 298;

thence South 88°40'09" East along said southerly line a distance of 780 feet (801.34 feet measured) to the westerly corner of a triangular parcel containing 0.265 acres which was conveyed by Gary Land Company to Baltimore and Ohio and Chicago Railroad Company (now CSX Railroad) as recorded in Lake County Deed Record Book 221, Page 4;

thence South 73°50'00" East along the southerly line of said 0.265 acre parcel, a distance of 475.13 feet to the POINT OF BEGINNING, containing 6.173 acres, more or less.



EXHIBIT B
(Legal Description of BHPA Property)

PARCEL P1 DESCRIPTION

A parcel of land in the Southeast Quarter of Fractional Section 23, Township 37 North, Range 9 West of the Second Principal Meridian, in the City of Gary, Lake County, Indiana, more particularly described as follows:

Beginning at the Southerly corner of Buffington Harbor Riverboats, L.L.C. Parcel 1 as recorded in Document No. 95067683 in the Office of the Recorder of said County;

1. thence North $35^{\circ}53'21''$ East along the southeasterly line of said Parcel 1, a distance of 626.90 feet to the easterly corner of said Parcel 1;
2. thence North $54^{\circ}06'39''$ West, a distance of 289.37 feet along the Northeasterly line of said Parcel 1 to a point on the Northwesterly line of a parcel of patented land recorded in Lake County Deed Record 392, Page 312;
3. thence North $35^{\circ}53'21''$ East, a distance of 44.58 feet along the Northwesterly line of said parcel;
4. thence South $54^{\circ}06'39''$ East a distance of 118.82 feet;
5. thence North $35^{\circ}53'21''$ East, a distance of 82.62 feet to the Northeasterly line of a parcel of patented land recorded in Lake County Deed Record 473, Page 29;
6. thence South $54^{\circ}06'39''$ East along said line a distance of 160.00 feet;
7. thence South $35^{\circ}53'21''$ West, a distance of 82.62 feet;
8. thence South $54^{\circ}06'39''$ East a distance of 410.65 feet;
9. thence South $35^{\circ}53'21''$ West, a distance of 551.21 feet to a point of non-tangent curve;
10. thence 79.52 feet along an arc convex to the Northwest, said curve having a radius of 94.22 feet, and subtended by a long chord which bears South $65^{\circ}28'30''$ West, a distance of 77.18 feet;
11. thence South $42^{\circ}41'33''$ West, a distance of 53.53 feet to the Northeasterly right-of-way line of the Elgin, Joliet, & Eastern Railway Company as recorded in Lake County Deed Record 117, Page 10;

12. thence North 54°06'39" West, a distance of 355.66 feet along said Northeasterly right-of-way line to the POINT OF BEGINNING, containing 6.678 acres, more or less.

PARCEL P2 DESCRIPTION

A parcel of land in the Southeast Quarter (SE 1/4) of Fractional Section Twenty-three (23) and the Northeast Quarter (NE 1/4) of Section Twenty-Six (26), Township Thirty-Seven North (T37N), Range Nine West (R9W) of the Second Principal Meridian, in the City of Gary, Lake County, Indiana, more particularly described as follows:

Beginning at the Northeasterly corner of Buffington Harbor Riverboats, L.L.C. Parcel 2 as recorded in Document No. 95067683 in the Office of the Recorder of said County;

- 1) thence South 54°06'39" East along the Southeasterly line of said Parcel 4 of Exhibit A as recorded in Lake County Document No. 96052358 and along the Southwesterly line of the Fourth (4th) parcel as described in Lake County Deed Record 282, Page 248, a distance of 475.31 feet;
- 2) thence South 36°02'19" West, a distance of 440.01 feet;
- 3) thence North 49°38'51" West, a distance of 457.29 feet to the Southeasterly line of said Parcel 2;
- 4) thence North 34°13'33" East along said Southeasterly line, a distance of 16.84 feet;
- 5) thence North 30°46'03" East along said Southeasterly line, a distance of 203.32 feet;
- 6) thence North 36°00'21" East along said Southeasterly line, a distance of 185.08 feet to the POINT OF BEGINNING, containing 4.548 acres, more or less.

EXHIBIT C
(Legal Description of Restricted Property)

PARCEL P1 DESCRIPTION

A parcel of land in the Southeast Quarter (SE 1/4) of Fractional Section Twenty-Three (23), Township Thirty-seven North (T37N), Range Nine West (R9W) of the Second Principal Meridian, in the City of Gary, Lake County, Indiana, more particularly described as follows:

Beginning at the Southerly corner of Buffington Harbor Riverboats, L.L.C. Parcel 1 as recorded in Document No. 95067683 in the Office of the Recorder of said County;

- 1) thence North 35°53'21" East a distance of 671.48 feet;
- 2) thence South 54°06'39" East a distance of 400.10 feet;
- 3) thence South 35°53'21" West, a distance of 551.21 feet to a point of non-tangent curve;
- 4) thence 79.52 feet along an arc convex to the Northwest, said curve having a radius of 94.22 feet and subtended by a long chord which bears South 65°28'30" West a distance of 77.18 feet;
- 5) thence South 42°41'33" West, a distance of 53.53 feet to the Northeasterly right-of-way line of the Elgin, Joliet, & Eastern Railway Company as recorded in Lake County Deed Record 117, Page 10;
- 6) thence North 54°06'39' West, a distance of 355.66 feet along said Northeasterly right-of-way line to the POINT OF BEGINNING, containing 6.078 acres, more or less.

PARCEL P2 DESCRIPTION

A parcel of land in the Southeast Quarter (SE 1/4) of Fractional Section Twenty-three (23) and the Northeast Quarter (NE 1/4) of Section Twenty-Six (26), Township Thirty-Seven North (T37N), Range Nine West (R9W) of the Second Principal Meridian, in the City of Gary, Lake County, Indiana, more particularly described as follows:

Beginning at the Northeasterly corner of Buffington Harbor Riverboats, L.L.C. Parcel 2 as recorded in Document No. 95067683 in the Office of the Recorder of said County;

- 1) thence South 54°06'39" East along the Southeasterly line of said Parcel 4 of Exhibit A as recorded in Lake County Document No. 96052358 and along the Southwesterly line of the Fourth (4th) parcel as described in Lake County Deed Record 282, Page 248, a

distance of 475.31 feet;

- 2) thence South 36°02'19" West, a distance of 440.01 feet;
- 3) thence North 49°38'51" West, a distance of 457.29 feet to the Southeasterly line of said Parcel 2;
- 4) thence North 34°13'33" East along said Southeasterly line, a distance of 16.84 feet;
- 5) thence North 30°46'03" East along said Southeasterly line, a distance of 203.32 feet;
- 6) thence North 36°00'21" East along said Southeasterly line, a distance of 185.08 feet to the POINT OF BEGINNING, containing 4.548 acres, more or less.

