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STATE OF INDIANA)
) IN THE LAKE CIRCUIT COURT
 COUNTY OF LAKE) SS:
) CAUSE NO. 45C01-0108-CP-926
 STATE OF INDIANA,)
)
 Plaintiff,)
)
 v.)
)
 STEPHEN GALOVIC, III,)
 and LAKE COUNTY, INDIANA,)
)
 Defendants.)

Filed in Open Court

JUL 01 2002

Sena M. Antox
CLERK LAKE CIRCUIT COURT

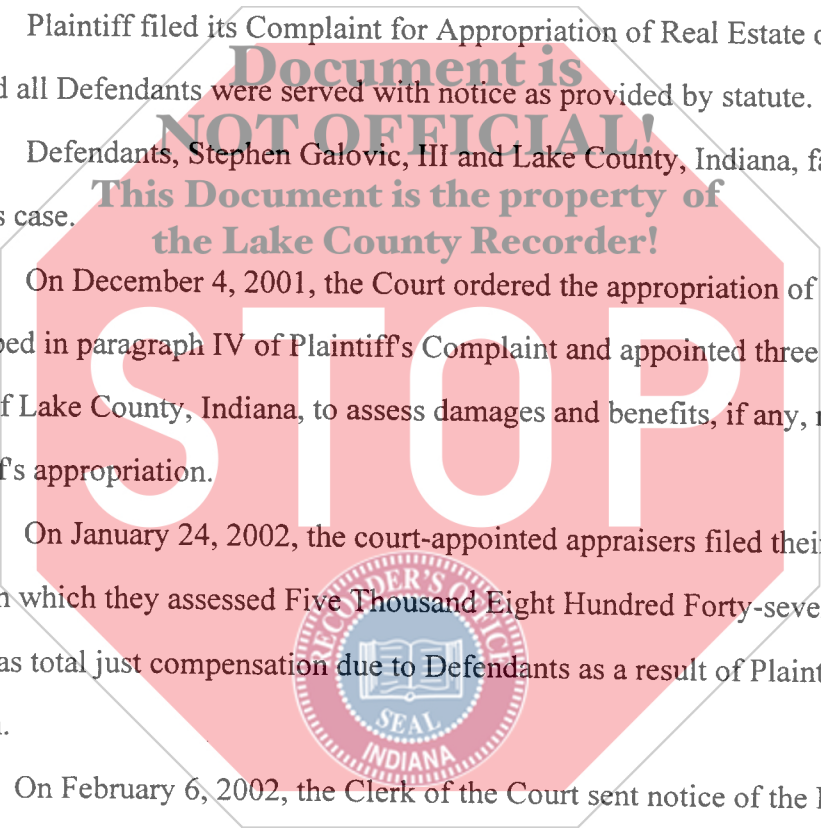
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JUDGMENT

The Court, having examined the record of this case and being duly advised, now

FINDS:

1. Plaintiff filed its Complaint for Appropriation of Real Estate on August 24, 2001, and all Defendants were served with notice as provided by statute.
2. Defendants, Stephen Galovic, III and Lake County, Indiana, failed to appear in this case.
3. On December 4, 2001, the Court ordered the appropriation of the real estate described in paragraph IV of Plaintiff's Complaint and appointed three disinterested freeholders of Lake County, Indiana, to assess damages and benefits, if any, resulting from Plaintiff's appropriation.
4. On January 24, 2002, the court-appointed appraisers filed their Report of Appraisers, in which they assessed Five Thousand Eight Hundred Forty-seven Dollars (\$5, 847.00) as total just compensation due to Defendants as a result of Plaintiff's appropriation.
5. On February 6, 2002, the Clerk of the Court sent notice of the Report of Appraisers, to all parties and attorneys of record.



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 RECORDER'S OFFICE
 LAKE COUNTY, INDIANA

M/C

6. Indiana Code § 32-11-1-8 mandates that Exceptions to the Report of Appraisers shall be filed within twenty days of the clerk's mailing of the report. Thus, any exceptions were due on February 26, 2002.

7. No party has filed Exceptions to the Report of Appraisers in this case.

8. When, as here, no exceptions are filed, the Report of Appraisers is conclusive as a matter of law and there is no issue remaining for trial. *Southern Indiana Gas & Elec. Co. v. Decker*, 307 N.E.2d 51 (Ind. 1974); *State v. Redmon*, 186 N.E. 328 (Ind. 1933).

9. Plaintiff paid the appraisers' fees and deposited the amount of the court-appointed appraisers' award with the Clerk of the Court on February 25, 2002.

10. Defendant, Stephen Galovic, III, should recover Five Thousand Eight Hundred Forty-seven Dollars (\$5,847.00) as total just compensation in this case.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Plaintiff, State of Indiana, now holds fee simple title and temporary right of way, including immediate rights of possession, to the real estate described as:

A part of the Northwest Quarter of Section 15, Township 35 North, Range 8 West, Lake County, Indiana, described as follows: Beginning at a point on the west line of said section North 0 degrees 10 minutes 56 seconds West 317.573 meters (1,041.91 feet) (1041.7 feet by Instrument No. 197571) from the southwest corner of said quarter section, which point of beginning is at the intersection of the prolonged north boundary of 71st Street and the west line of said section: thence continuing North 0 degrees 10 minutes 56 seconds West 14.044 meters (46.08 feet) (46.15 feet by Instrument No. 197571) along the west line of said section to the northwest corner of said owner's land; thence North 89 degrees 49 minutes 04 seconds East 16.000 meters (52.49 feet) along the north line of said owner's land; thence South 0 degrees 10 minutes 56 seconds East 14.044 meters (46.08 feet) to said north boundary of said 71st Street; thence South 89 degrees 49 minutes 04 seconds West 16.000 meters (52.49 feet) along said north boundary and the prolonged north boundary of said 71st Street to the point of beginning and containing 224.7 square meters (2419 square feet), more or less, inclusive of the presently existing right-of-way which contains 171.2 square meters (1843 square feet), more or less. The portion of the above-described real estate which is not already embraced within

the presently existing right-of-way contains 53.5 square meters (576 square feet), more or less.

The following described right of way is temporary right of way for the purpose of constructing a driveway for service to the owner's private property and will revert to the owner on December 31, 2006:

A part of the Northwest Quarter of Section 15, Township 35 North, Range 8 West, Lake County, Indiana, described as follows: Commencing at the Southwest corner of said quarter section; thence North 0 degrees 10 minutes 56 seconds West 317.573 meters (1,041.91 feet) (1041.7 feet by Instrument No. 197571) along the west line of said section to the prolonged north boundary line of 71st Street; thence North 89 degrees 49 minutes 04 seconds East 16.000 meters (52.49 feet) along said prolonged north boundary and the north boundary of 71st Street to the point of beginning of this description: thence North 0 degrees 10 minutes 56 seconds West 2.667 meters (8.75 feet); thence North 89 degrees 49 minutes 04 seconds East 9.000 meters (29.53 feet); thence South 0 degrees 10 minutes 56 seconds East 2.667 meters (8.75 feet) to said north boundary; thence South 89 degrees 49 minutes 04 seconds West 9.000 meters (29.53 feet) along said north boundary to the point of beginning and containing 24.0 square meters (258 square feet), more or less.

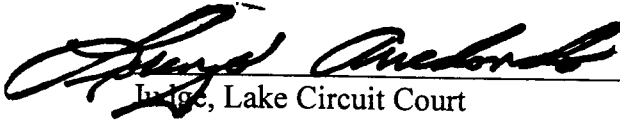
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant, Stephen Galovic, III, shall Five Thousand Eight Hundred Forty-seven Dollars (\$5,847.00) as total just compensation in this case, in full satisfaction of this judgment and any and all Defendants' claims in this case.

IT IS FURTHER ORDERED that the Clerk of the Court shall promptly send a certified copy of this Judgment to the Auditor of Lake County, Indiana, and that the Auditor shall remove the above-described real estate that the State acquired in fee simple from the tax records and rolls of the County and cancel all 2001 and subsequent years' taxes thereon.

IT IS FURTHER ORDERED that the Clerk of the Court shall promptly send a certified copy of this Judgment to the Recorder of Lake County, Indiana, and that the Recorder shall, pursuant to IC 8-23-7-31 and without payment of fee, record the transfer of the above-described real estate to the State of Indiana; and that the Recorder shall

submit evidence of the recorded transfer, by United States mail, to the Office of Attorney General of Indiana, 402 West Washington Street, Indianapolis, Indiana 46204-2770.

↗ SO ORDERED this 15th day of July, 2002.


Judge, Lake Circuit Court



CERTIFICATION OF CLERK

As legal custodian I hereby certify that the above and foregoing is a true and complete copy of the original on file with this office in the cause stated thereon.

Witness my hand and the seal of the court this

2 day of July, 2002

Anna Anton
Clerk of the Lake Circuit and Superior Courts

By: Angela Karas
Deputy Clerk

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Copies to:

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The Honorable Peter Benjamin
Auditor, Lake County, Indiana
Government Center
2293 N. Main Street
Crown Point, IN 46307

The Honorable Morris Carter
Recorder of Lake County, Indiana
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