

RETURN TO: Rhett L. Tauber, Esq.  
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STATE OF INDIANA )  
COUNTY OF LAKE )

IN THE LAKE CIRCUIT COURT )  
CROWN POINT, INDIANA )

2003 079033

2003 JUL 30 PM 2:50

TIMOTHY D. VANDER TUUK  
and CHARLOTTE L. VANDER TUUK,

MORRIS W. CARTER  
RECORDER

Plaintiffs,

v.

CAUSE NO. 45C01-0304-PL-00071

U.S. RAILROAD VEST CORPORATION;  
CONSOLIDATED RAIL CORPORATION;  
and THE UNKNOWN HEIRS OF  
WILLIAM NILES, Deceased,

Defendants

**Filed in Open Court**

JUL 23 2003

*Anna M. Anton*  
CLERK LAKE CIRCUIT COURT

**DEFAULT ORDER QUIETING TITLE**

In this action, the summons and Complaint having been served upon the defendant, **Consolidated Rail Corporation**, by certified mail/return receipt requested on April 15, 2003; on defendant, **U.S. Railroad Vest Corporation**, by certified mail/return receipt requested on June 11, 2003, and on the defendants, **The Unknown Heirs of William Niles, Deceased**, by publication in the Lake County Star on April 17, 2003, April 24, 2003, and May 1, 2003, and the defendants having failed to appear and answer plaintiffs' Complaint within the time allowed by law, and the entry of default against said defendants having been entered upon application of the plaintiffs to the court, and the court having received evidence and considered the allegations contained in plaintiffs' Complaint respecting ownership and possession of the real property described in the Complaint, the court being satisfied that the allegations of the Complaint are true and that the relief asked for should be granted, now ORDERS, ADJUDGES AND DECREES AS FOLLOWS:

1. That plaintiffs, **TIMOTHY D. VANDER TUUK** and **CHARLOTTE L. VANDER TUUK**, are the owners in fee simple and are entitled to the quiet and peaceful possession

**FILED**

JUL 30 2003

STEPHEN R. STIGLICH  
LAKE COUNTY AUDITOR

002189

13.00  
RP  
2450

of that certain parcel of real property situated in Lake County, Indiana, and legally described as follows:

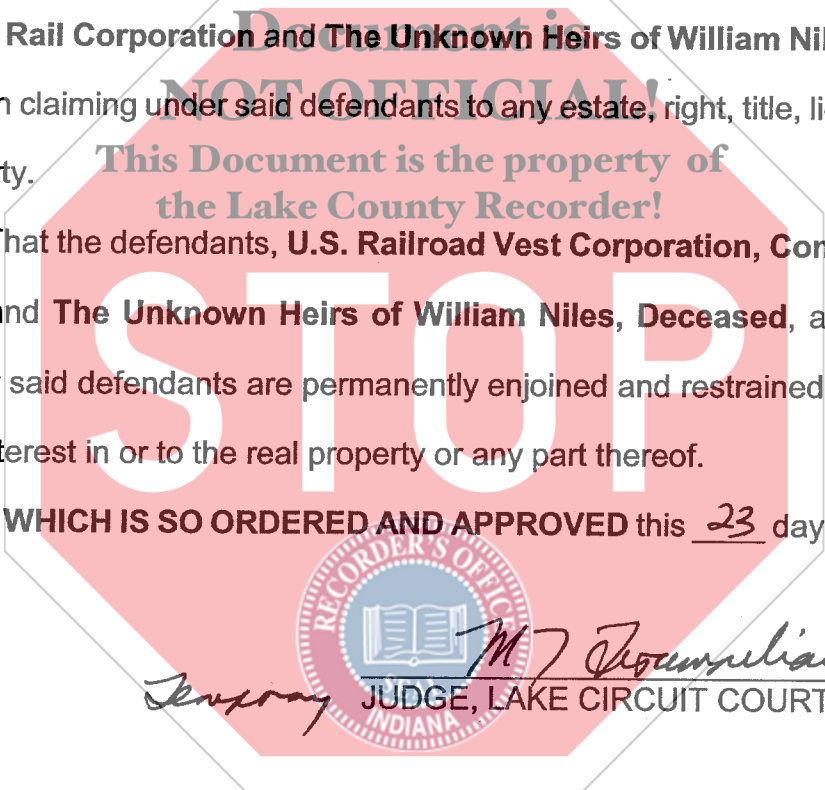
The Philadelphia, Baltimore and Washington Railroad Company right of way lying within the Northeast Quarter of the Northeast Quarter of Section 26, Township 34 North, Range 8 West of the Second Principal Meridian, in Lake County, Indiana, being the same right of way described in Deed Record Z, page 50 recorded June 20, 1864.

Commonly known as: real estate located North of S.R. 231 and East of Iowa Street, Lake County, Indiana.

2. That plaintiffs' title to the real property is hereby forever quieted against any and all claims or demands of the defendants, **U.S. Railroad Vest Corporation, Consolidated Rail Corporation and The Unknown Heirs of William Niles, Deceased**, and any person claiming under said defendants to any estate, right, title, lien or interest in the real property.

3. That the defendants, **U.S. Railroad Vest Corporation, Consolidated Rail Corporation and The Unknown Heirs of William Niles, Deceased**, and any person claiming under said defendants are permanently enjoined and restrained from asserting any claim or interest in or to the real property or any part thereof.

**ALL OF WHICH IS SO ORDERED AND APPROVED** this 23 day of July, 2003.

  
JOURNALIAN  
JUDGE, LAKE CIRCUIT COURT

Distribution:  
D. Westland



**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  
30<sup>th</sup> day of July 2023.  
Anna N. Anton  
Clerk of the Lake Circuit and Superior Courts  
By: Shirley V. Payne  
Deputy Clerk