

3

STATE OF INDIANA
INDIANA DEPARTMENT OF TRANSPORTATION
INDIANAPOLIS, INDIANA

2005 004631

ORDER OF THE CHIEF ENGINEER FOR HIGHWAY OPERATIONS

FOR: AUTHORITY FOR ABANDONMENT OF STATE HIGHWAY: REVERSION OR
RELEASE OF RIGHT-OF-WAY AS DIRECTED BY IC 8-23-4-9 AND IC 8-23-2-6

TO ALL WHOM THESE PRESENTS MAY COME, GREETING:

WHEREAS, the Indiana code 8-23-4-9 authorizes the abandonment of surplus right-of-way by the
Indiana Department of Transportation; and

WHEREAS, IC 8-23-2-6 authorizes the Commissioner or his Designee to abandon and dispose of
property and to execute all instruments to carry out the responsibilities of the department;
and

WHEREAS, the Commissioner to the Department has by an Order of the Commissioner dated June
16, 2000, designated and delegated, to the Chief Engineer for the Indiana Department of
Transportation, the authority to execute all instruments to release and abandon property
easements which were acquired for highway purposes; and

WHEREAS, the subject area was originally acquired by Right of Way Grants for the construction of
USR 20 in Lake County, Indiana; and

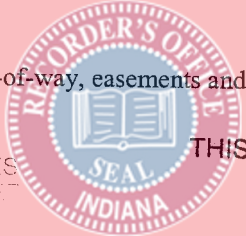
WHEREAS, the hereinafter described area has been realigned at a new location and will not be needed
for highway purposes or purposes incidental thereto within a reasonable time in the
future; and

WHEREAS, the said land is not necessary to reach the premises of any person or persons other than
the owner of such portion of the original right-of-way, said area being more particularly
described as follows:

AREA TO BE ABANDONED
Project: S-193 SEC A
Parcel: R/W (PARCEL 1)
Road: USR 20
Code: 4838

Subject to all existing legal rights-of-way, easements and restrictions of record.

TRANSACTION EXEMPT FROM SALES
DISCLOSURE REQUIREMENTS UNDER
IC 8-1-1-5.5



THIS INSTRUMENT PREPARED BY :
ANNE M. O'CONNOR
ATTORNEY AT LAW

STATE OF INDIANA
LAKE COUNTY
FILED FOR
2005 JAN 11
MCHAMBERLAIN

N/c
km

Surveyor's Report

Line 'X'

Line 'A' is established using existing Right of Way plans for State Highway Project No. 193, Sec. 4 approved October 17, 1939, together with the centerline of existing pavement. The plan P.O.T. Sta. 106+78.20 is established at the intersection of the centerline of the existing pavement with the apparent west line of the east half of the Southwest Quarter of Section 5, Township 36 North, Range 7 West established using monuments found and the plot of Packer's Addition to Miller, Plat Book 2, Page 53. All other stations are derived by linear measurement. Points 106 and 103 agree within 0.5 feet on 85 foot right of way as shown on plans. The uncertainty of this alignment is estimated to be 2 feet.

Bearings for this survey are established holding the plan bearing of S 89° 09' 30" E for the tangent between P.O.T. Sta. 106+78.20 and P.O.T. Sta. 111+00.00

Packer's Addition to Miller

Packer's Addition to Miller is established as per Plat Book 2, Page 53 in the Office of the Recorder of Lake County. Points 100, 101 and 108 as shown on a Plat of Survey for Gail Gray by Knoll and Sons, dated September 16, 2002. Points 102, 103, 104 and 107 substantially agree with this survey. Discrepancies as shown on plot.

Documents of Record

Documents of Record are as shown on Plat, Instrument No. 2003-123824 Conveys Lots 20 to 26 inclusive of Block 9 to Dan S. Greenbaum, Deed Record 1171, Page 411 grants Lots 23-26 inclusive, Block 9, as right of way to the State of Indiana.

Easements

No apparent easements found.

DESCRIPTION OF PART OF PARCEL 1 - CODE #636 EXCESS LAND

All of Lot 23 and part of Lot 24 in Packer's Addition to Miller, a subdivision in the East Half of the Southwest Quarter of Section 5, Township 36 North, Range 7 West as recorded in Plat Book 2, Page 53, in the Office of the Recorder of Lake County, Indiana, described as follows: Beginning at the northeast corner of said Lot 23; thence South 0 degrees 58 minutes 12 seconds East 34.54 feet along the east line of said Lot 23 and said Lot 24; thence North 86 degrees 09 minutes 50 seconds West 125.30 feet to the west line of said Lot 24; thence North 0 degrees 58 minutes 12 seconds West 28.41 feet along said west line and the west line of said Lot 23 to the northwest corner of said Lot 23; thence South 89 degrees 00 minutes 17 seconds East 124.94 feet (125 feet by Plat Book 2, Page 53) along the north line of said Lot 23 to the point of beginning and containing 3,936 square feet more or less.

Document is NOT OFFICIAL This Document is the property of the Lake County Recorder!

STOP

