

WARRANTY DEED

THIS INDENTURE WITNESSETH, that Fred A. Herr and Beth A. Herr, Husband and Wife. ("Grantors")

CONVEY AND WARRANT

to THE BOARD OF COMMISSIONERS OF LAKE COUNTY, INDIANA ("Grantee"), for and in consideration of the sum of One Hundred and NO/100 Dollars (\$100.00) (of which said sum \$100.00 represents land and improvements acquired and \$ -0- represents damages) and other good and valuable consideration, the receipt whereof is hereby acknowledged, certain Real Estate situated in the County of Lake, State of Indiana, and being more particularly described in the legal description(s) attached hereto as Exhibit "A" and depicted upon the Right of Way Parcel Plat attached hereto as Exhibit "B", both of which exhibits are incorporated herein by reference.

The Grantor(s) hereby specifically acknowledge(s) and agree(s) that the Real Estate conveyed herein is conveyed in fee simple and that no reversionary rights whatsoever shall remain with the Grantor(s), or any successors in title to the abutting lands of the Grantor(s), notwithstanding any subsequent abandonment, vacation, disuse, nonuse, change of use, right of way, roadway or roadway appurtenances established thereupon. This acknowledgement and agreement is a covenant running with the land and shall be binding upon the Grantor(s) and all successors and assigns.

Subject to all easements, taxes and restrictions of record.

IN WITNESS WHEREOF, the said Grantors have set their hands and seals this Third day of September, 2004.

X Fred A. Herr
Fred A. Herr
X Beth A. Herr
Beth A. Herr

STATE OF INDIANA)
) ss:
COUNTY OF LAKE)

Before me, the undersigned, a Notary Public, in and for said County and State, this Third day of September, 2004, came Fred A. Herr and Beth A. Herr and acknowledged the execution of the foregoing instrument.

Synda Kay McConnis
NOTARY PUBLIC

LAKE County Resident

My commission expires: 12-19-2009

Prepared by:

Mark A. Thiros
ASSISTANT LAKE COUNTY ATTORNEY
Lake County Attorney
2293 North Main Street
Crown Point, IN 46307

NOT-TAXABLE

FEB 24 2005

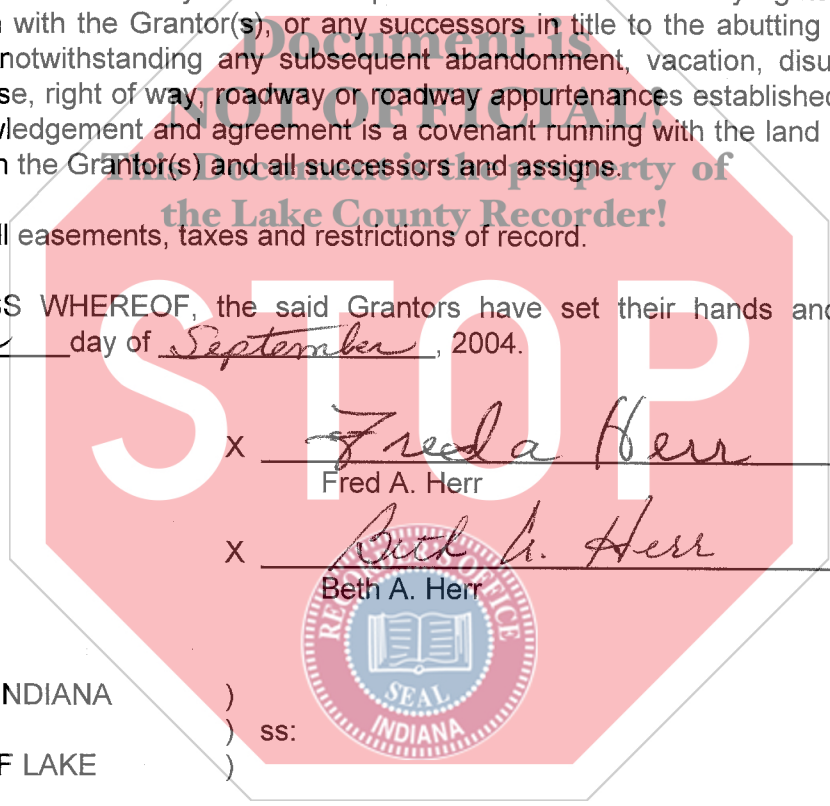
STEPHEN R. STIGLICH
LAKE COUNTY AUDITOR

N/C
XP

001918

2005 048773

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD
JUN 14 AM 9:00
MICHAEL A. HERR
RECORDED



3

PARCEL NO. 1 HERR, FRED A. ET UX.

PERMANENT RIGHT-OF-WAY

A part of the Northwest Quarter of the Southeast Quarter of Section 11, Township 32 North, Range 9 West in Lake County, Indiana, described as follows: Beginning at the intersection of the east line of the said quarter-quarter section and the north boundary of 211th Avenue, said point being 12.00 feet north of the southeast corner of said quarter-quarter section; thence West 138.80 feet along the north boundary of 211th Avenue; thence North 81 degrees 52 minutes 53 seconds East 140.21 feet to the east line of said quarter-quarter section; thence South 19.80 feet along said east line to the point of beginning and containing 0.032 acres, more or less.

Given under my hand and seal

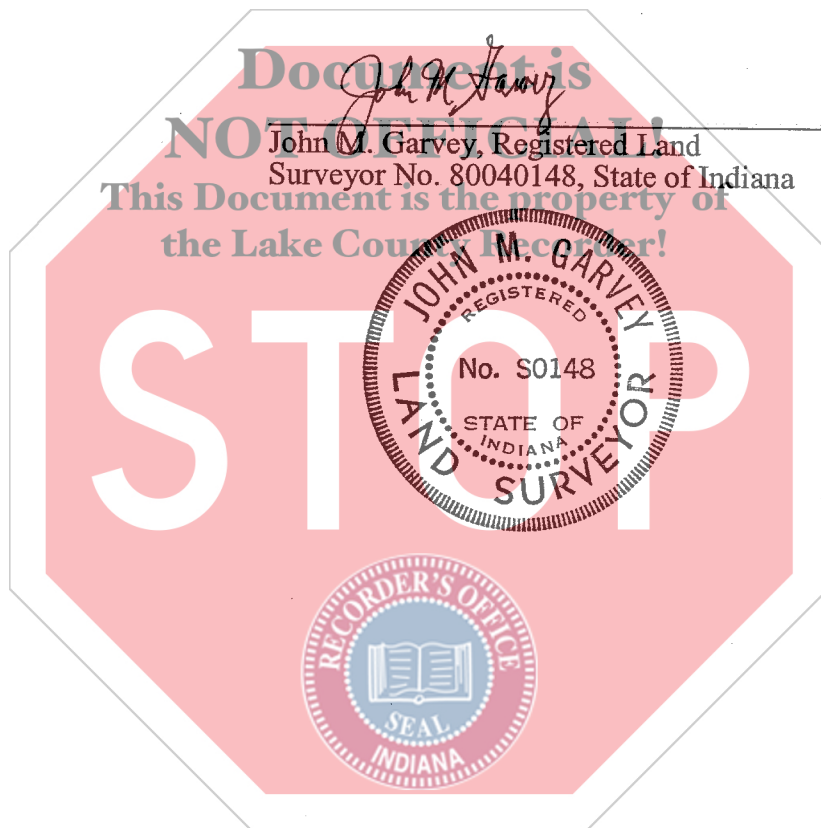


Exhibit "A"

PARCEL: 1

OWNER: HERR, FRED A. ET UX.

DRAWN BY: *L. Duncan*

PROJECT:

INSTRUMENT NO.: 91055311 DATED: 4/3/91

CHECKED BY: *K. Loiselle*

ROAD: 211th AVENUE

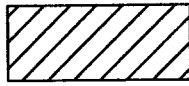
INSTRUMENT NO.: 91055312 DATED: 4/1/91

COUNTY: LAKE

SECTION: 11

TOWNSHIP: 32 N

RANGE: 9 W



HATCHED AREA IS THE APPROXIMATE R/W TAKING

SCALE: 1"=200'

THIS PLAT WAS PREPARED FROM INFORMATION OBTAINED FROM THE RECORDER'S OFFICE AND OTHER SOURCES WHICH WERE NOT NECESSARILY CHECKED BY A FIELD SURVEY.

TOTAL AREA	=	434.011 Ac
R/W EXIST.	=	3.296 Ac
NET TOTAL AREA	=	430.715 Ac

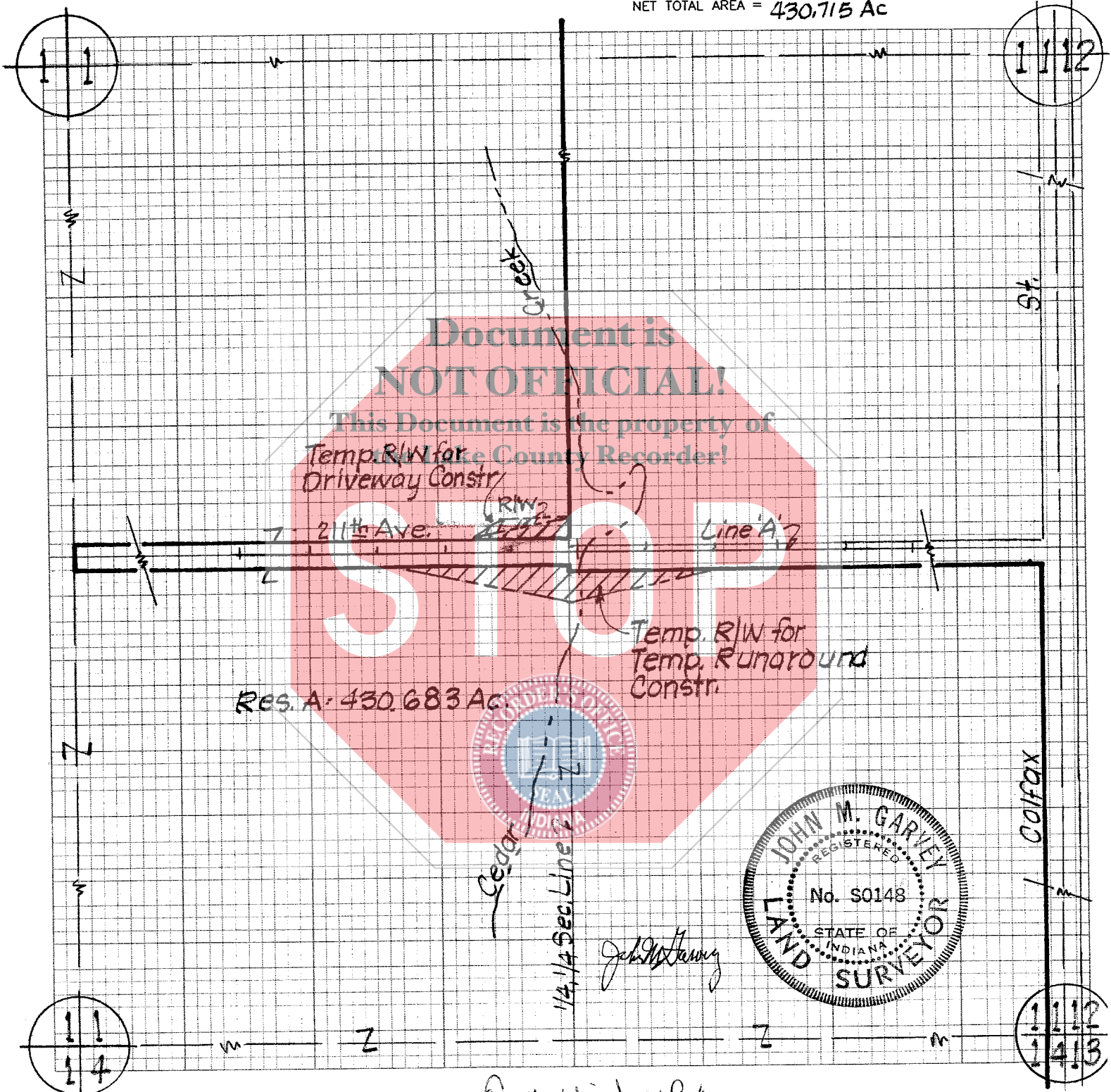


Exhibit "B"