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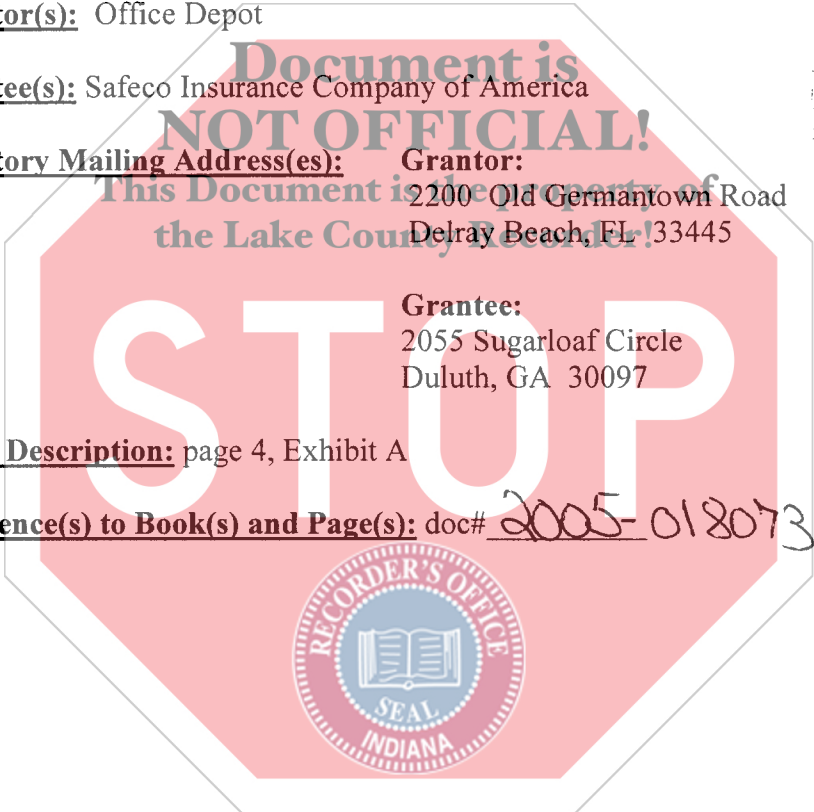
LAKE COUNTY
FILED FOR RECORD

2005 APR -6 PM 4:00

MICHAEL J. ...
RECORDER

2005 052357

1. **Title of Document:** Discharge of Mechanic's Lien
2. **Date of Document:** April 18th, 2005
3. **Grantor(s):** Office Depot
4. **Grantee(s):** Safeco Insurance Company of America
5. **Statutory Mailing Address(es):** **Grantor:**
2200 Old Germantown Road
Delray Beach, FL 33445
Grantee:
2055 Sugarloaf Circle
Duluth, GA 30097
6. **Legal Description:** page 4, Exhibit A
7. **Reference(s) to Book(s) and Page(s):** doc# 2005-018073



MICHAEL J. ...
 RECORDER
 LAKE COUNTY
 FILED FOR RECORD

Please Sign & Return

METROPOLITAN - IN, L.L.C.
 2803 BOILERMAKER C
 SUITE C
 VALPARAISO, IN 46383
 (219) 477-1819

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5555
 17⁰⁰
 BS
 OK # 5/9/8
 16⁰⁰
 AS

Bond 6285616

IN THE MATTER
OF THE
APPLICATION OF

Office Depot

}

DISCHARGE OF MECHANIC'S LIEN

for an order discharging the Mechanic's filed by
Prairie Contractors, Inc.

Lienor

KNOW ALL BY THESE PRESENTS, That we Office Depot
as Principal and SAFECO INSURANCE COMPANY OF AMERICA, a corporation organized under the laws of the State of Washington, having an office and place of business at 2055 Sugarloaf Circle, Duluth, GA 30097, and duly authorized to transact business under the laws of the State of Indiana, as Surety, are held and firmly bound unto the Prairie Contractors, Inc.

as Obligee, in the sum of Nine Thousand Eight Hundred Eighty-Two Dollars (\$9,882) DOLLARS, lawful money of the United States, for payment of which well and truly to be made, to said Obligee, his successors or assigns, jointly and severally, firmly by these presents.

SEALED WITH OUR SEALS, and dated this 18th day of April, 2005.

WHEREAS Prairie Contractors, Inc. filed notice of Mechanic's Lien in the sum of Twenty-Nine Thousand Nine Hundred Three Dollars (\$29,903) DOLLARS on the 7th day of March, 2005 against WD Partners, Inc. (as Contractor), Crossings at Hobart, LLC (as Owner) and Office Depot as (Tenant) for improvements at leasehold premises described as Office Depot, Store 309, 2250 East 79th Avenue, Merrillville, IN.

WHEREAS, an order was made and entered by the Clerk of Court for the County of Lake, Indiana on the 11th day of March, 2005 fixing the sum of Twenty-Nine Thousand Nine Hundred Three Dollars (\$29,903)

DOLLARS as the amount of bond to be executed for the purpose of discharging said lien. NOW, THEREFORE, the condition of this obligation is such that if the above bounden Office Depot (as Tenant) its successors and assigns shall well and truly pay any judgment which may be rendered against said property for the enforcement of said lien not exceeding the sum of Nine Thousand Eight Hundred Eighty-Two Dollars (\$9,882) DOLLARS, then this obligation shall be void; otherwise to remain in full force and effect.

Office Depot Principal

SAFECO INSURANCE COMPANY OF AMERICA Surety

BY: Allan Afrow
ALLAN AFROW

BY: Laurel D. Huss
Laurel D. Huss Attorney-in-Fact

No. 6724

KNOW ALL BY THESE PRESENTS:

That **SAFECO INSURANCE COMPANY OF AMERICA** and **GENERAL INSURANCE COMPANY OF AMERICA**, each a Washington corporation, does each hereby appoint

****SANDRA S. CARTER; GARY D. EKLUND; JUDY S. FLEMING; VIRGINIA B. MCMANUS BARBARA S. MACARTHUR; EDWARD L. MITCHELL; NANCY NIX; BARBARA A. THOMPSON; CYNTHIA I. RODOLPH; LAUREL D. HUSS; CHAUN M. WILSON: Atlanta, Georgia*****

its true and lawful attorney(s)-in-fact, with full authority to execute on its behalf fidelity and surety bonds or undertakings and other documents of a similar character issued in the course of its business, and to bind the respective company thereby.

IN WITNESS WHEREOF, SAFECO INSURANCE COMPANY OF AMERICA and **GENERAL INSURANCE COMPANY OF AMERICA** have each executed and attested these presents

this 23rd day of August, 2004

cbmead

CHRISTINE MEAD, SECRETARY

Mike McGavick

MIKE MCGAVICK, PRESIDENT

CERTIFICATE

Extract from the By-Laws of **SAFECO INSURANCE COMPANY OF AMERICA**
and of **GENERAL INSURANCE COMPANY OF AMERICA**:

"Article V, Section 13. - FIDELITY AND SURETY BONDS ... the President, any Vice President, the Secretary, and any Assistant Vice President appointed for that purpose by the officer in charge of surety operations, shall each have authority to appoint individuals as attorneys-in-fact or under other appropriate titles with authority to execute on behalf of the company fidelity and surety bonds and other documents of similar character issued by the company in the course of its business... On any instrument making or evidencing such appointment, the signatures may be affixed by facsimile. On any instrument conferring such authority or on any bond or undertaking of the company, the seal, or a facsimile thereof, may be impressed or affixed or in any other manner reproduced; provided, however, that the seal shall not be necessary to the validity of any such instrument or undertaking."

Extract from a Resolution of the Board of Directors of **SAFECO INSURANCE COMPANY OF AMERICA**
and of **GENERAL INSURANCE COMPANY OF AMERICA** adopted July 28, 1970.

"On any certificate executed by the Secretary or an assistant secretary of the Company setting out,

- (i) The provisions of Article V, Section 13 of the By-Laws, and
- (ii) A copy of the power-of-attorney appointment, executed pursuant thereto, and
- (iii) Certifying that said power-of-attorney appointment is in full force and effect,

the signature of the certifying officer may be by facsimile, and the seal of the Company may be a facsimile thereof."

I, Christine Mead, Secretary of **SAFECO INSURANCE COMPANY OF AMERICA** and of **GENERAL INSURANCE COMPANY OF AMERICA**, do hereby certify that the foregoing extracts of the By-Laws and of a Resolution of the Board of Directors of these corporations, and of a Power of Attorney issued pursuant thereto, are true and correct, and that both the By-Laws, the Resolution and the Power of Attorney are still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the facsimile seal of said corporation

this 18th day of April, 2005



cbmead

CHRISTINE MEAD, SECRETARY

Chic:

Street Address: 2250 E. 79th Avenue, Merrillville, IN
A/K/A: Part of the North 1/2, Section 23, Township 35 North, Range 8 West of the Second Principal Meridian in Lake County, Indiana, described as follows: Beginning at the intersection of the North right of way line of U.S. Highway No. 30 and the East line of the West 1/2, West 1/2, Northeast 1/4 of said Section 23, thence South 88 degrees 37 minutes 48 seconds West along the North right of way line of said highway a distance of 178.62 feet more or less to the Northeastern right of way line of the abandoned C & O Railroad: thence North 62 degrees 42 minutes West along said railroad right of way, 1724.96 feet; thence North 27 degrees 18 minutes East 20.00 feet; thence North 88 degrees 37 minutes 48 seconds East, 1661.95 feet more or less to the East line of the West 1/2, West 1/2, Northeast 1/4 of said Section 23, Thence South 02 degrees, 45 minutes 46 seconds East 845.37 feet more or less to the point of beginning.
A/K/A: Key # 43-53-0011-0051

