

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

2007 DEC 26 PM 4:17

MICHAEL A. BROWN  
RECORDER

2007 100400

**SPECIAL WARRANTY DEED**

KNOW ALL MEN BY THESE PRESENTS that WEA SOUTHLAKE LLC, a Delaware limited liability company, whose address is 11601 Wilshire Boulevard, 11th Floor, Los Angeles, California, 90025 ("Grantor"), for and in consideration of the sum of TEN AND NO/100 DOLLARS (\$10.00) and other good and valuable consideration paid to Grantor by SOUTHLAKE INDIANA LLC, a Delaware limited liability company whose address is 11601 Wilshire Boulevard, 11th Floor, Los Angeles, California, 90025 ("Grantee"), the receipt and sufficiency of which is hereby acknowledged, has GRANTED, SOLD AND CONVEYED and by these presents does hereby GRANT, BARGAIN, SELL AND CONVEY unto Grantee, all of those certain tracts or parcels of land situated in Lake County, Indiana, described as set forth on Exhibit "A" attached hereto and incorporated herein for all purposes, together with all of Grantor's rights and interests in all improvements, structures and fixtures thereon and all rights, titles and interests of Grantor appurtenant thereto (all of the above-described properties being collectively referred to as the "Property").

This conveyance is made and accepted subject to (a) ad valorem taxes and assessments on the Property, (b) any state of facts an accurate survey of the Property would reveal, (c) covenants, easements, restrictions, agreements and other encumbrances of record, and (d) unrecorded leases and licenses (the "Permitted Encumbrances").

TO HAVE AND TO HOLD the Property, together with all and singular the rights and appurtenances thereto in anywise belonging unto the Grantee, its successors and assigns forever; and Grantor does hereby WARRANT AND FOREVER DEFEND, all and singular the Property, unto Grantee, against every person whomsoever lawfully claiming or to claim the same or any part thereof, by, through or under Grantor, but not otherwise, subject to the Permitted Encumbrances.

The undersigned person executing this deed on behalf of Grantor represents and certifies that he has been fully empowered to execute and deliver this deed for and on behalf of Grantor; that Grantor has full limited liability company capacity to convey the Property described herein;

DULY ENTERED FOR TAXATION SUBJECT TO  
FINAL ACCEPTANCE FOR TRANSFER

DEC 26 2007

PEGGY HOLINGA KATONA  
LAKE COUNTY AUDITOR

025618

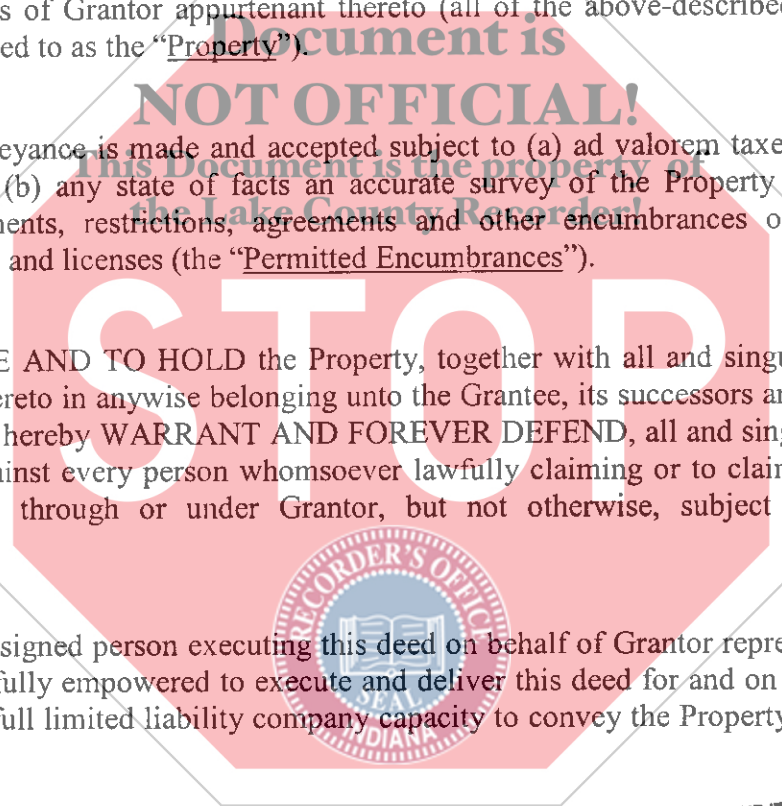
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CHICAGO TITLE INSURANCE COMPANY



and that all necessary limited liability company action for the making of such conveyance has been taken and done.

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Southlake Contribution

EXECUTED as of the 18<sup>th</sup> day of December, 2007, whether signed and notarized prior to, on or after such date.

WEA SOUTHLAKE LLC,  
a Delaware limited liability company,

By: Westfield America Limited Partnership,  
a Delaware limited partnership,  
its sole member

By: Westfield U.S. Holdings, LLC,  
a Delaware limited liability  
company, its general partner

By: [Signature]  
Name: **Elizabeth P. Satterthwaite**  
Title: **Senior Vice President and  
Assistant Secretary**

STATE OF California

COUNTY OF Los Angeles

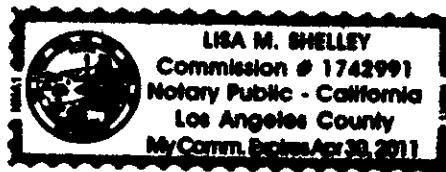
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On this day, before me personally appeared Elizabeth Satterthwaite, who acknowledged that she is the Senior Vice President and Assistant Secretary of WESTFIELD U.S. HOLDINGS, LLC, a Delaware limited liability company, the general partner of WESTFIELD AMERICA LIMITED PARTNERSHIP, a Delaware limited partnership, the sole member of WEA SOUTHLAKE LLC, a Delaware limited liability company, and that she, as such officer, being authorized so to do, executed the foregoing instrument for the purposes and consideration therein contained, by signing the name of the limited liability company by herself and as such officer.

WITNESS my hand and official seal this 18 day of December, 2007.

[Signature]  
Notary Public, State of California

My Commission Expires: 4-30-2011  
Lisa M. Shelley  
Printed Name of Notary  
Resident of Los Angeles County



GRANTEE'S MAILING ADDRESS IS, AND SEND REAL ESTATE TAX STATEMENTS TO:

Southlake Indiana LLC  
11601 Wilshire Boulevard, 11th Floor  
Los Angeles, California, 90025

This Instrument was prepared by Nicole Mesard, Esq.

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each Social Security number in this document, unless required by law. Nicole Mesard, Esq.

WHEN RECORDED, MAIL TO:

Nicole Mesard, Esq.  
Debevoise & Plimpton LLP  
919 Third Avenue  
New York, NY 10022



Southlake Contribution

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**EXHIBIT A**  
**Property Description**

Parcel 1: Part of the Southwest Quarter and the West half of the Southeast Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southwest corner of said Section 23; thence North 87 degrees 54 minutes 24 seconds East, 46.00 feet to the Easterly right-of-way of Mississippi Street; thence North 2 degrees 42 minutes 08 seconds West, along the Easterly right-of-way of Mississippi Street, 378.01 feet; thence North 68 degrees 21 minutes 41 seconds East, 304.18 feet to the point of beginning; thence North 21 degrees 38 minutes 19 seconds West, 71.31 feet; thence along the arc of a 350 foot radius curve, concave to the Northeast, whose chord bears North 58 degrees 37 minutes 55 seconds West, 188.12 feet; thence South 46 degrees 48 minutes 00 seconds West, 251.51 feet; thence North 43 degrees 20 minutes 08 seconds West, 334.88 feet; thence North 46 degrees 48 minutes 00 seconds East, 255.89 feet; thence along the arc of a 350 foot radius curve, concave to the Northeast, whose chord

bears North 26 degrees 43 minutes 53 seconds West, a chord distance of 84.17 feet; thence North 19 degrees 00 minutes 00 seconds West, 71.00 feet; thence along the arc of a 350 foot radius curve, concave to the East, whose chord bears North 4 degrees 42 minutes 06 seconds West, a chord distance of 172.88 feet; thence North 9 degrees 35 minutes 46 seconds East, 177.06 feet; thence along the arc of a 35 foot radius curve, concave to the Southwest, whose chord bears North 35 degrees 24 minutes 14 seconds West, a chord distance of 49.50 feet; thence North 80 degrees 24 minutes 14 seconds West, 103.84 feet; thence along the arc of a 370 foot radius curve, concave to the South, whose chord bears North 88 degrees 33 minutes 07 seconds West, a chord distance of 79.25 feet; thence South 87 degrees 18 minutes 00 seconds West, 225.80 feet to the Easterly right-of-way of Mississippi Street; thence along the Easterly right-of-way of Mississippi Street North 2 degrees 42 minutes 00 seconds West, 80.00 feet; thence North 87 degrees 18 minutes 00 seconds East, 223.00 feet; thence along the arc of a 450 foot radius curve, concave to the South, whose chord bears South 88 degrees 33 minutes 07 seconds East, a chord distance of 96.39 feet; thence South 80 degrees 24 minutes 14 seconds East, 103.84 feet; thence along the arc of a 35 foot radius curve, concave to the Northeast, whose chord bears North 57 degrees 16 minutes 30 seconds East, a chord distance of 47.13 feet; thence along the arc of a 140 foot radius curve, concave to the Southeast, whose chord bears North 32 degrees 13 minutes 28 seconds East, a chord distance of 201.90 feet; thence along the arc of a 450 foot radius curve, concave to the Northwest, whose chord bears North 39 degrees 44 minutes 54 seconds East, a chord distance of 152.38 feet; thence North 80 degrees 08 minutes 00 seconds West, 115.80 feet; thence North 38 degrees 00 minutes 00 seconds East, 532.88 feet to a point on the Southerly right-of-way line of U.S. Route #30; thence along the arc of a 53,817.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 30 minutes 23 seconds East, a chord distance of 3.03 feet; thence South 1 degree 21 minutes 47 seconds East, 29.84 feet to a point of curve; thence along the arc of a 300.88 foot radius curve, concave to the East, whose chord bears South 18 degrees 45 minutes 47 seconds East, a chord distance of 189.42 feet; thence along the arc of a 35 foot radius curve, concave to the West, whose chord bears South 4 degrees 04 minutes 54 seconds East, a chord distance of 30.23 feet; thence South 30 degrees 00 minutes 00 seconds West, 154.98 feet; thence South 17 degrees 52 minutes 00 seconds East, 418.47 feet; thence North 77 degrees 08 minutes 00 seconds East, 282.00 feet; thence South 62 degrees 52 minutes 00 seconds East, 105.36 feet; thence North 72 degrees 08 minutes 00 seconds East, 335.70 feet; thence North 17 degrees 52 minutes 00 seconds West, 35.71 feet; thence North 72 degrees 08 minutes 00 seconds East, 322.80 feet; thence North 17 degrees 52 minutes 00 seconds West, 312.58 feet; thence South 88 degrees 38 minutes 13 seconds West, 179.55 feet; thence North 1 degree 21 minutes 47 seconds West, 48.50 feet; thence North 88 degrees 38 minutes 13 seconds East, 185.88 feet; thence along the arc of a 35 foot radius curve, concave to the Northwest, whose chord bears North 43 degrees 38 minutes 13 seconds East, a chord distance of 49.50 feet; thence North 1 degree 21 minutes 47 seconds West, 78.93 feet; thence South 88 degrees 38 minutes 13 seconds West, 100.00 feet; thence North 1 degree 21 minutes 47 seconds West, 30.00 feet to the South right-of-way line of U.S. Route #30; thence North 88 degrees 38 minutes 13 seconds East, 180.00 feet along the Southerly right-of-way line of U.S. Route #30; thence South 1 degree 21 minutes 47 seconds East, 108.93 feet; thence along the arc of a 35 foot radius curve, concave to the Northeast, whose chord bears South 46 degrees 21 minutes 47 seconds East, a chord distance of 48.50 feet; thence North 33 degrees 38 minutes 13 seconds East, 196.21 feet; thence South 17 degrees 52 minutes 00 seconds East, 302.71 feet; thence South 72 degrees 08 minutes 00 seconds West, 254.08 feet; thence South 17 degrees 52 minutes 00 seconds East, 666.70 feet; thence North 72 degrees 08 minutes 00 seconds East, 736.60 feet; thence along the arc of a 712 foot radius curve, concave to the West, whose chord bears North 6 degrees 48 minutes 06 seconds West, a chord distance of 322.07 feet; thence North 47 degrees 14 minutes 16 seconds East, 83.44 feet; thence due South 353.81 feet; thence South 9 degrees 47 minutes 44 seconds West, 174.81 feet; thence South 28 degrees 21 minutes 41 seconds West, 700.80 feet; thence South 21 degrees 38 minutes 19 seconds East, 210.89 feet; thence South 80 degrees 21 minutes 41 seconds West, 130.00 feet; thence North 21 degrees 38 minutes 19 seconds West, 310.00 feet; thence South 68 degrees 21 minutes 41 seconds

West, 48.58 feet; thence North 17 degrees 52 minutes 00 seconds West, 479.41 feet; thence South 72 degrees 08 minutes 00 seconds West, 73.73 feet; thence North 17 degrees 52 minutes 00 seconds West, 120.00 feet; thence South 72 degrees 08 minutes 00 seconds West, 270.00 feet; thence South 17 degrees 52 minutes 00 seconds East, 116.00 feet; thence South 72 degrees 08 minutes 00 seconds West, 87.86 feet; thence South 20 degrees 19 minutes 00 seconds West, 100.51 feet; thence South 72 degrees 08 minutes 00 seconds West, 451.23 feet; thence South 17 degrees 52 minutes 00 seconds East, 466.71 feet; thence South 68 degrees 21 minutes 41 seconds West, 183.84 feet to the point of beginning.

Also commencing at the Southwest corner of said Section 23; thence North 2 degrees 42 minutes 00 seconds West, 2402.82 feet along the West line of Section 23; thence North 87 degrees 54 minutes 28 seconds East, 330.00 feet; thence North 2 degrees 42 minutes 00 seconds West, 200.85 feet to a point on the Southerly right-of-way line of U.S. Route #30; thence along the arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 11 minutes 44 seconds East, a chord distance of 518.01 feet; thence continuing along said right-of-way line, along the arc of a 53,617.23 foot radius curve, concave to the South whose chord bears North 88 degrees 28 minutes 52 seconds East, a chord distance of 24.83 feet; thence continuing along said right-of-way line, along the arc of a 53,617.23 foot radius curve, concave to the South whose chord bears North 88 degrees 30 minutes 23 seconds East, a chord distance of 3.03 feet; thence continuing along said right-of-way line, along the arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 32 minutes 52 seconds East, a chord distance of 80.00 feet to the point of beginning, being on the Southerly right-of-way line of U. S. Route #30; thence continuing along said right-of-way line, along the arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 36 minutes 33 seconds East, a chord distance of 50.24 feet; thence North 88 degrees 38 minutes 13 seconds East, 49.78 feet; thence South 1 degree 21 minutes 47 seconds East, 30.00 feet; thence South 88 degrees 38 minutes 13 seconds West, 180.00 feet; thence North 1 degree 21 minutes 47 seconds West, 29.86 feet to the point of beginning.

Parcel 2: Part of the Southwest Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southwest corner of said Section 23; thence North 2 degrees 42 minutes 00 seconds West, 361.86 feet along the West line of Section 23; thence North 88 degrees 21 minutes 41 seconds East, 1,425.80 feet to the point of beginning; thence continuing North 88 degrees 21 minutes 41 seconds East, 780.00 feet; thence South 21 degrees 38 minutes 18 seconds East, 210.00 feet; thence South 88 degrees 21 minutes 41 seconds West, 700.00 feet; thence North 21 degrees 38 minutes 18 seconds West, 210.00 feet to the point of beginning.

Parcel 3: Part of the Southwest Quarter and the West half of the West half of the Southeast Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southwest corner of said Section 23; thence North 2 degrees 42 minutes 00 seconds West, 361.86 feet along the West line of Section 23; thence North 88 degrees 21 minutes 41 seconds East, 2,235.80 feet to the point of beginning; thence continuing North 88 degrees 21 minutes 41 seconds East, 678.00 feet; thence South 21 degrees 38 minutes 18 seconds East, 210.00 feet; thence South 88 degrees 21 minutes 41 seconds West, 678.00 feet; thence North 21 degrees 38 minutes 18 seconds West, 210.00 feet to the point of beginning.

Parcel 4: Part of the Southwest Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Beginning at the Southwest corner of said Section 23; thence North 87 degrees 54 minutes 24 seconds East, 40.00 feet to the



Easterly right-of-way line of Mississippi Street; thence North 2 degrees 42 minutes 00 seconds West along the Easterly right-of-way line of Mississippi Street, 378.01 feet; thence North 68 degrees 21 minutes 41 seconds East, 904.18 feet; thence North 21 degrees 38 minutes 19 seconds West, 71.31 feet; thence along the arc of a 350 foot radius curve, concave to the Northeast, whose chord bears North 58 degrees 57 minutes 55 seconds West, a chord distance of 188.62 feet; thence South 46 degrees 49 minutes 00 seconds West, 251.51 feet; thence North 43 degrees 20 minutes 00 seconds West, 334.48 feet to the place of beginning; thence North 46 degrees 40 minutes 00 seconds East, 255.68 feet; thence along the arc of a 350 foot radius curve, concave to the Northeast, whose chord bears North 26 degrees 43 minutes 33 seconds West, a chord distance of 94.17 feet; thence North 18 degrees 00 minutes 00 seconds West, 78.00 feet; thence along the arc of a 350 foot radius curve, concave to the East, whose chord bears North 11 degrees 32 minutes 20 seconds West, a chord distance of 90.00 feet; thence South 46 degrees 40 minutes 00 seconds West, 382.84 feet; thence South 43 degrees 20 minutes 00 seconds East, 238.38 feet to the place of beginning.

Parcel 5: Part of the Southwest Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southwest corner of said Section 23; thence North 2 degrees 42 minutes 00 seconds West, 2,402.02 feet along the West line of said Section 23; thence North 87 degrees 54 minutes 28 seconds East, 330.00 feet; thence North 2 degrees 42 minutes 00 seconds West, 300.83 feet to a point on the Southerly right-of-way line of U.S. Route #30; thence along the arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 11 minutes 44 seconds East, a chord distance of 510.01 feet; thence continuing along said right-of-way line, along the arc of a 53,617.23 foot radius curve, concave to the South whose chord bears North 88 degrees 23 minutes 52 seconds East, a chord distance of 24.03 feet; thence continuing along said right-of-way line, along an arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 49 minutes 23 seconds East, a chord distance of 2.03 feet; thence continuing along said right-of-way line, along the arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 32 minutes 52 seconds East, a chord distance of 80.00 feet; thence continuing along said right-of-way line, along the arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 36 minutes 35 seconds East, a chord distance of 90.24 feet; thence North 88 degrees 38 minutes 13 seconds East, 48.78 feet to the point of beginning, being on the Southerly right-of-way line of U.S. Route #30; thence South 1 degree 21 minutes 47 seconds East, 30.00 feet; thence South 88 degrees 38 minutes 13 seconds West, 100.00 feet; thence along the arc of a 220.00 foot radius curve, concave to the East, whose chord bears South 18 degrees 34 minutes 00 seconds East, a chord distance of 139.54 feet; thence along the arc of a 35 foot radius curve, concave to the North, whose chord bears South 75 degrees 53 minutes 40 seconds East, a chord distance of 45.11 feet; thence along the arc of a 250 foot radius curve, concave to the South, whose chord bears North 78 degrees 18 minutes 24 seconds East, a chord distance of 186.77 feet; thence North 88 degrees 38 minutes 13 seconds East, 579.53 feet; thence along the arc of a 35 foot radius curve, concave to the Northwest whose chord bears North 43 degrees 38 minutes 13 seconds East, a chord distance of 49.50 feet; thence North 1 degree 21 minutes 47 seconds West, 78.00 feet; thence South 88 degrees 38 minutes 13 seconds West, 100.00 feet; thence North 1 degree 21 minutes 47 seconds West, 30.00 feet to a point on the Southerly right-of-way line of U.S. Route #30; thence South 88 degrees 38 minutes 13 seconds West, 501.83 feet along the Southerly right-of-way line of U.S. Route #30 to the point of beginning.

Parcel 8: Part of the Southwest Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southwest corner of said Section 23; thence North 2 degrees 42 minutes 00 seconds West, 2,402.02 feet along the West line of said Section 23; thence North 87 degrees 54 minutes 28 seconds East 330.00 feet; thence North 2

degrees 42 minutes 00 seconds West, 200.93 feet to a point on the Southerly right-of-way line of U.S. Route #30; thence along the arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 85 degrees 11 minutes 44 seconds East, a chord distance of 510.01 feet; thence continuing along said right-of-way line, along the arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 28 minutes 52 seconds East, a chord distance of 24.63 feet; thence continuing along said right-of-way line, along the arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 30 minutes 23 seconds East, a chord distance of 3.03 feet; thence continuing along said right-of-way line, along the arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 32 minutes 32 seconds East, a chord distance of 80.00 feet; thence continuing along said right-of-way along the arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 36 minutes 33 seconds East, a chord distance of 59.24 feet; thence North 88 degrees 38 minutes 13 seconds East, 121.00 feet to the point of beginning being on the Southerly right-of-way line of U.S. Route #30; thence South 1 degree 21 minutes 47 seconds East, 108.93 feet; thence along the arc of a 35 foot radius curve, concave to the Northeast, whose chord bears South 46 degrees 21 minutes 47 seconds East, a chord distance of 40.50 feet; thence North 88 degrees 38 minutes 13 seconds East, 573.00 feet; thence along the arc of a 400 foot radius curve, concave to the South, whose chord bears South 82 degrees 56 minutes 47 seconds East, a chord distance of 117.18 feet; thence along the arc of a 35.8 foot radius curve, concave to the Northwest, whose chord bears North 62 degrees 43 minutes 12 seconds East, a chord distance of 47.52 feet; thence along the arc of a 385.88 foot radius curve, concave to the West, whose chord bears North 9 degrees 18 minutes 10 seconds East, a chord distance of 142.77 feet to a point on the Southerly right-of-way line of U.S. Route #30; thence South 88 degrees 38 minutes 13 seconds West, 783.00 feet along the Southerly right-of-way line of U.S. Route #30 to the point of beginning.

**This Document is the property of**  
 Parcel 7: Part of the Northeast Quarter of the Southwest Quarter and the Northwest Quarter of the Southeast Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southwest corner of said Section 23; thence North 2 degrees 42 minutes 00 seconds West, 2,402.02 feet along the West line of Section 23; thence North 87 degrees 54 minutes 28 seconds East, 336.00 feet; thence North 2 degrees 42 minutes 00 seconds West, 200.93 feet to a point on the Southerly right-of-way line of U.S. Route #30; thence along the arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 11 minutes 44 seconds East, a chord distance of 510.01 feet; thence continuing along said right-of-way line, along the arc of a 53,617.23 foot radius curve, concave to the South whose chord bears North 88 degrees 28 minutes 52 seconds East, a chord distance of 24.63 feet; thence continuing along said right-of-way line, along an arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 30 minutes 23 seconds East, a chord distance of 3.03 feet; thence continuing along said right-of-way line, along the arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 32 minutes 32 seconds East, a chord distance of 80.00 feet; thence continuing along said right-of-way line, along the arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 36 minutes 33 seconds East, a chord distance of 59.24 feet; thence North 88 degrees 38 minutes 13 seconds East, 1,094.00 feet to the place of beginning being on the Southerly right-of-way line of U.S. Route #30; thence North 88 degrees 38 minutes 13 seconds East, 100.00 feet along the Southerly right-of-way line of U.S. Route #30; thence South 1 degree 21 minutes 47 seconds East, 236.44 feet; thence South 88 degrees 38 minutes 13 seconds West, 87.90 feet; thence North 54 degrees 30 minutes 32 seconds West, 122.00 feet; thence along the arc of a 35 foot radius curve, concave to the East, whose chord bears North 16 degrees 30 minutes 01 second West, a chord distance of 43.20 feet; thence along the arc of a 415.88 foot radius curve, concave to the West, whose chord bears North 18 degrees 07 minutes 22 seconds East, a chord distance of 185.45 feet to the place of beginning.





Parcel 8: Part of the West half of the West half of the Southeast Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southwest corner of said Section 23; thence North 02 degrees 42 minutes 00 seconds West, 361.86 feet along the Westerly line of Section 23; thence North 68 degrees 21 minutes 41 seconds East, 2,955.90 feet; thence North 09 degrees 47 minutes 44 seconds East, 174.81 feet; thence North 06 degrees 06 minutes 00 seconds East, 275.87 feet to the point of beginning of this description; thence continuing North 00 degrees 00 minutes 00 seconds West, 219.13 feet; thence North 17 degrees 52 minutes 00 seconds West, 245.70 feet; thence North 54 degrees 36 minutes 33 seconds West, 44.97 feet; thence North 88 degrees 38 minutes 13 seconds East, 87.80 feet; thence North 01 degree 21 minutes 47 seconds West, 296.44 feet to a point on the Southerly right-of-way line of U.S. Route #30; thence North 88 degrees 38 minutes 13 seconds East along the Southerly right-of-way line of U.S. Route #30, 130.00 feet; thence South 01 degree 21 minutes 47 seconds East, 53.02 feet; thence South 61 degrees 21 minutes 47 seconds East, 88.97 feet; thence North 88 degrees 38 minutes 13 seconds East, 255.33 feet to the Easterly line of the West half of the West half of the Southeast Quarter of Section 23; thence South 02 degrees 45 minutes 44 seconds East along the Easterly line of the West half of the West half of the Southeast Quarter of Section 23, 675.70 feet; thence South 88 degrees 38 minutes 13 seconds West, 474.83 feet to the point of beginning of this description.

Parcel 9: Part of the West half of the West half of the Southeast Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southwest corner of said Section 23; thence North 87 degrees 54 minutes 24 seconds East, 1,323.36 feet along the South line of Section 23; thence North 2 degrees 45 minutes 44 seconds West, 2,534.45 feet along the East line of the West half of the West half of the Southeast Quarter of Section 23 to a point on the Southeasterly right-of-way line of the Chesapeake & Ohio Railroad and the point of beginning; thence North 62 degrees 41 minutes 15 seconds West, 38.34 feet along the Southwesterly right-of-way line of the Chesapeake & Ohio Railroad to a point on the Southerly right-of-way line of U.S. Route #30; thence South 88 degrees 38 minutes 13 seconds West, 512.27 feet along the Southerly right-of-way line of U.S. Route #30; thence South 01 degree 21 minutes 47 seconds East, 53.02 feet; thence South 61 degrees 21 minutes 47 seconds East, 98.97 feet; thence North 88 degrees 38 minutes 13 seconds East, 255.33 feet to the Easterly line of the West half of the West half of the Southeast Quarter of Section 23; thence North 02 degrees 45 minutes 44 seconds West along the East line of the West half of the West half of the Southeast Quarter of Section 23, 87.97 feet to the point of beginning.

Parcel 10: Part of the Southwest Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southwest corner of said Section 23; thence North 2 degrees 42 minutes 00 seconds West, 361.86 feet along the West line of Section 23; thence North 68 degrees 21 minutes 41 seconds East, 513.42 feet to the point of beginning; thence along the arc of a 350 foot radius curve, concave to the Southwest, whose chord bears North 66 degrees 43 minutes 28 seconds West, a chord distance of 148.85 feet; thence along the arc of a 200 foot radius curve, concave to the Northeast, whose chord bears North 51 degree 45 minutes 00 seconds West, a chord distance of 183.15 feet; thence North 24 degrees 30 minutes 00 seconds West, 110.44 feet; thence North 46 degrees 00 minutes 00 seconds East, 176.65 feet; thence South 43 degrees 20 minutes 00 seconds East, 334.48 feet; thence North 46 degrees 40 minutes 00 seconds East, 251.51 feet; thence along the arc of a 350 foot radius curve, concave to the Northeast, whose chord bears South 58 degrees 37 minutes 34 seconds East, a chord distance of 188.62 feet; thence South 21 degrees 38 minutes 18 seconds East, 71.31 feet; thence South 88 degrees 21 minutes 41 seconds West, 433.05 feet

to the point of beginning.

**Parcel 11:** Part of the Southwest Quarter of the Southwest Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southwest corner of said Section 23; thence North 87 degrees 54 minutes 24 seconds East, 40.00 feet to the Easterly right-of-way of Mississippi Street; thence North 2 degrees 42 minutes 00 seconds West along the Easterly right-of-way of Mississippi Street 763.68 feet to the point of beginning; thence continuing North 2 degrees 42 minutes 00 seconds West, 287.04 feet; thence North 87 degrees 18 minutes 00 seconds East, 34.88 feet; thence North 48 degrees 40 minutes 00 seconds East, 95.27 feet; thence South 43 degrees 20 minutes 00 seconds East, 238.58 feet; thence South 46 degrees 40 minutes 00 seconds West, 176.65 feet; thence South 65 degrees 30 minutes 00 seconds West, 142.68 feet to the point of beginning.

**Parcel 12:** Part of the Northwest Quarter of the Southwest Quarter of the Southwest Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southwest corner of said Section 23; thence North 87 degrees 54 minutes 24 seconds East, 40.00 feet to the Easterly right-of-way of Mississippi Street; thence along said right-of-way of Mississippi Street, North 2 degrees 42 minutes 00 seconds West, 1,150.72 feet to the point of beginning of this description; thence continuing North 2 degrees 42 minutes 00 seconds West, 448.35 feet; thence North 44 degrees 18 minutes 00 seconds East, 280.33 feet; thence North 87 degrees 18 minutes 00 seconds East, 35.92 feet; thence along the arc of a 370 foot radius curve, concave to the South, whose chord bears South 86 degrees 33 minutes 07 seconds East, a chord distance of 79.25 feet; thence South 80 degrees 24 minutes 14 seconds East, 103.84 feet; thence along the arc of a 35 foot radius curve, concave to the Southwest, whose chord bears South 35 degrees 24 minutes 14 seconds East, a chord distance of 49.50 feet; thence South 9 degrees 35 minutes 46 seconds West, 177.00 feet; thence along the arc of a 350 foot radius curve, concave to the East, whose chord bears South 2 degrees 45 minutes 34 seconds West, a chord distance of 83.33 feet; thence South 46 degrees 40 minutes 00 seconds West, 457.81 feet; thence South 87 degrees 18 minutes 00 seconds West, 38.84 feet to the Easterly right-of-way line of Mississippi Street and the point of beginning.

**Parcel 13:** Part of the Northwest Quarter of the Southwest Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southwest corner of said Section 23; thence North 87 degrees 54 minutes 24 seconds East, 40.00 feet to the Easterly right-of-way line of Mississippi Street; thence North 2 degrees 42 minutes 00 seconds West along the Easterly right-of-way line of Mississippi Street, 1,757.06 feet; thence North 87 degrees 18 minutes 00 seconds East, 225.80 feet; thence along the arc of a 650 foot radius curve, concave to the South, whose chord bears South 86 degrees 33 minutes 07 seconds East, a chord distance of 96.39 feet; thence South 80 degrees 24 minutes 14 seconds East, 41.83 feet to the point of beginning of this description; thence along the arc of a 235.52 foot radius curve, concave to the East, whose chord bears North 29 degrees 15 minutes 39 seconds East, a chord distance of 349.78 feet; thence South 80 degrees 00 minutes 00 seconds East, 187.30 feet; thence along the arc of a 450 foot radius curve, concave to the Northwest, whose chord bears South 44 degrees 13 minutes 15 seconds West, a chord distance of 82.74 feet; thence along the arc of a 340 foot radius curve, concave to the Southeast, whose chord bears South 32 degrees 13 minutes 29 seconds West, a chord distance of 281.80 feet; thence along the arc of a 35 foot radius curve, concave to the Northwest, whose chord bears South 57 degrees 16 minutes 30 seconds West, a chord distance of 47.13 feet; thence North 80 degrees 24 minutes 14 seconds West, 62.01 feet to the point of beginning.



Parcel 14: (Fringe Land #5): Part of the West half of the Southeast Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, described as follows: Commencing at the Southwest corner of said Section 23; thence North 02 degrees 42 minutes 00 seconds West, 361.86 feet along the Westerly line of Section 23; thence North 88 degrees 21 minutes 41 seconds East, 2,955.90 feet to the point of beginning; thence North 00 degrees 47 minutes 44 seconds East, 174.01 feet; thence North 00 degrees 00 minutes 00 seconds West, 275.87 feet; thence North 88 degrees 38 minutes 13 seconds East, 474.83 feet to the Easterly line of the West half of the West half of the Southeast Quarter of Section 23; thence South along the Easterly line of the West half of the West half of the Southeast Quarter of Section 23 to a point 1,536.76 feet North of the South line of Section 23; thence South 88 degrees 21 minutes 41 seconds West, 555.70 feet to the place of beginning.

Parcel 15: Part of the Northwest Quarter of the Southwest Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows:

Commencing at the Southwest corner of said Section 23; thence North 87 degrees 54 minutes 24 seconds East, 40.00 feet; thence North 02 degrees 42 minutes 00 seconds West along the Easterly right-of-way line of Mississippi Street 1,935.70 feet; thence North 06 degrees 45 minutes 44 seconds East along the Easterly right-of-way line of Mississippi Street, a distance of 13.26 feet to the point of beginning; thence continuing North 06 degrees 45 minutes 44 seconds East along said Easterly right-of-way of Mississippi Street, a distance of 77.98 feet to a point; thence North 02 degrees 42 minutes 00 seconds West along said East right-of-way line of Mississippi Street parallel with the West line of Section 23, a distance of 115.65 feet; thence, departing said Easterly right-of-way North 44 degrees 39 minutes 48 seconds East, 25.61 feet; thence North 88 degrees 03 minutes 13 seconds East, 211.59 feet to a point of curve; thence, along a 500.00 foot radius curve, concave to the Southwest, whose chord bears South 75 degrees 58 minutes 23 seconds East, 275.19 feet; thence South 38 degrees 00 minutes 00 seconds West, 20.00 feet to a point of curve; thence along a 235.52 foot radius curve, concave to the Southeast, whose chord bears South 46 degrees 13 minutes 11 seconds West, 176.36 feet; thence South 88 degrees 03 minutes 13 seconds West, 363.05 feet to the Easterly right-of-way line of Mississippi Street and the point of beginning of this description.

Parcel 16: (Kahl's Parcel), Part of the Northwest Quarter of the Southwest Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows:

Commencing at the Southwest corner of said Section 23; thence North 87 degrees 54 minutes 24 seconds East, 40.00 feet to the East right-of-way line of Mississippi Street; thence, North 2 degrees 42 minutes 00 seconds West, along said East right-of-way line parallel with the West line of said Section 23, a distance of 1935.70 feet to a point; thence North 06 degrees 45 minutes 44 seconds East along said East right-of-way line of Mississippi Street, a distance of 31.24 feet; thence North 02 degrees 42 minutes 00 seconds West along said East right-of-way line of Mississippi Street parallel with said West line of Section 23, a distance of 115.65 feet to the point of beginning; thence continuing North 02 degrees 42 minutes 00 seconds West along said East right-of-way line of Mississippi Street parallel with West line of Section 23, a distance of 362.55 feet; thence North 10 degrees 46 minutes 07 seconds East along said East right-of-way line of Mississippi Street, a distance of 72.53 feet; thence North 85 degrees 48 minutes 32 seconds East along said East right-of-way line of Mississippi Street, a distance of 53.76 feet to the Southerly right-of-way line of U.S. Route 30 (Lincoln Highway); thence Easterly 742.79 feet along the Southerly right-of-way line of said U.S. Route 30, being a 53,617.23 foot radius curve, concave to the South, whose

chord bears North 88 degrees 05 minutes 59 seconds East, a distance of 742.70 feet; thence South 30 degrees 00 minutes 00 seconds West, a distance of 552.88 feet; thence South 60 degrees 00 minutes 00 seconds East, a distance of 185.00 feet to a point of curve; thence 70.28 feet along a 450.00 foot radius curve, concave to the Northwest, whose chord bears South 34 degrees 28 minutes 27 seconds West, a distance of 70.21 feet; thence North 68 degrees 00 minutes 00 seconds West, a distance of 187.54 feet; thence North 30 degrees 00 minutes 00 seconds East, a distance of 20.80 feet; thence 278.79 feet along a 500.00 foot radius curve, concave to the South, whose chord bears North 75 degrees 58 minutes 23 seconds West, a distance of 275.19 feet; thence South 88 degrees 03 minutes 13 seconds West, a distance of 211.58 feet; thence South 44 degrees 39 minutes 48 seconds West, a distance of 25.61 feet to the East right-of-way line of Mississippi Street and the point of beginning.

Parcel 17: The reciprocal and non-exclusive easements and related real estate rights for ingress, egress, pedestrian and vehicular access, support, encroachments, parking, utility and other purposes created and granted as an appurtenance to parcels hereinabove described pursuant to the following document (hereinafter collectively called "Operating Agreements"):

1. Easement, Restriction and Operating Agreement dated as of the 27th day of June, 1972 by and between Gary Joint Venture, J. C. Penney Company, Inc., and Sears, Roebuck and Co. and recorded November 8, 1972, as Document No. 174983, in the Lake County Records, Volume 1326 at page 578 with the Recorder of Deeds, County of Lake, Indiana.
2. Supplement to said Easement, Restriction and Operating Agreement dated as of the 27th day of June, 1972 by and among like parties, which agreement is not recorded, but incorporated to the said Easement, Restriction and Operating Agreement for all purposes.
- 2 1/2. A transfer of interest from J. C. Penney Company to Carson Pule Scott and Company, a Delaware Corporation, was recorded November 8, 1972, as Document No. 174985, in Lake County Records.
3. A First Amendment to Easement, Restriction and Operating Agreement dated as of the 16th day of April, 1973 and recorded as Document No. 208331 in Lake County Records.
4. Declaration by Gary Joint Venture dated the 7th day of June, 1973. The reciprocal and non-exclusive easements and related real estate rights for ingress, egress, pedestrian and vehicular access, support, encroachments, parking, utility and other purposes created and granted as an appurtenance to parcels hereinabove described pursuant to the following document (hereinafter collectively called "Operating Agreements"):
5. Deed of Declaration dated June 15, 1973, executed by Gary Joint Venture and filed as Document No. 208333 in Lake County Records.
6. Second Amendment to Easement, Restriction and Operating Agreement dated as of December 10, 1974 and recorded as Document No. 289781 in the Lake County Records.
7. Amendment to Deed of Declaration, dated as of December 19, 1974, executed by Gary Joint Venture and filed as Document No. 289785 in the Lake County Records.
- 7 1/2. Declaration dated December 10, 1974, made by and between Gary Joint Venture, a Partnership, Sears,

Roebeck and Co., a New York Corporation, and J. C. Penney Company, Inc., a Delaware Corporation, and filed for record as Document No. 289787.

8. Declaration by Gary Joint Venture dated as of June 1, 1977 filed as Document No. 423317 in the Lake County Records.

9. Second Amendment to Deed of Declaration dated as of June 1, 1977, executed by Gary Joint Venture and filed for record as Document No. 423318 in Lake County Records.

10. Easement, Restriction and Operating Agreement dated as of June 1, 1977, by and between Gary Joint Venture and Adcor Realty Corporation and filed for record as Document No. 423320 in the Lake County Records.

11. Supplement to Easement, Restriction and Operating Agreement dated as of June 1, 1977, by and between like parties, which agreement is not recorded, but is incorporated in said Easement, Restriction and Operating Agreement for all purposes.

12. Third Amendment to Easement, Restriction and Operating Agreement dated as of June 1, 1977, by and among Gary Joint Venture, Adcor Realty Corporation, J. C. Penney Company, Inc., Sears, Roebuck and Co., and I-65-US 50 Corp filed as Document No. 423321 in Lake County Records.

13. Third Amendment to Deed of Declaration by Gary Joint Venture dated as of June 24, 1991, filed as Document No. 81832353, in the Lake County Records.

14. Declaration of Drainage Easements by Gary Joint Venture dated as of June 24, 1991, filed as Document No. 91031904, in the Lake County Records.

in, on, over, upon and under certain adjoining-real property therein more particularly described, together with all of the rights, powers, privileges and benefits under said Operating Agreements accruing to the owner or owners of the parcels above described, their successors, legal representatives and assigns.

Parcel 18: (Frybo Land Parcel No. 2):

Part of the Northwest Quarter of the Southwest Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows:

Commencing at the Southwest corner of said Section 23; thence North 87 degrees 54 minutes 24 seconds East, a distance of 40.00 feet; thence North 82 degrees 42 minutes 00 seconds West along the Easterly right-of-way line of Mississippi Street, a distance of 1,757.06 feet to the point of beginning; thence continuing along said Easterly right-of-way line North 02 degrees 42 minutes 00 seconds West, a distance of 173.54 feet; thence North 06 degrees 45 minutes 44 seconds East along the Easterly right-of-way line of Mississippi Street, a distance of 13.26 feet; thence North 68 degrees 03 minutes 13 seconds East a distance of 363.85 feet to a point on a curve; thence along a 235.52 foot radius curve, concave to the Southeast, whose chord bears South 01 degree 43 minutes 51 seconds East, a distance of 206.18 feet; thence North 80 degrees 24 minutes 14 seconds West, a distance of 41.83 feet to a point of curve; thence along a 450.00 foot radius curve, concave to the South, whose chord bears North 96 degrees 33 minutes 07 seconds West, a distance of 96.39 feet; thence South 87 degrees 18 minutes 00 seconds West, a

distance of 223.00 feet to the Easterly right-of-way line of Mississippi Street and the point of beginning of this description.

