

UCC FINANCING STATEMENT AMENDMENT

FOLLOW INSTRUCTIONS (front and back) CAREFULLY

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2007 FEB -6 AM 8:51

MICHAEL A. BROWN
RECORDER

A. NAME & PHONE OF CONTACT AT FILER [optional]

B. SEND ACKNOWLEDGMENT TO: (Name and Address) **2007 000108**
 Corporation Service Company
 801 ADLAI STEVENSON DRIVE
 Springfield, IL 62703

735559-1

see oversized attachments

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1a. INITIAL FINANCING STATEMENT FILE #
2002000467 Date: 04/02/2002 B: P:

1b. This FINANCING STATEMENT AMENDMENT is to be filed [for record] (or recorded) in the REAL ESTATE RECORDS.

2. TERMINATION: Effectiveness of the Financing Statement identified above is terminated with respect to security interest(s) of the Secured Party authorizing this Termination Statement.

3. CONTINUATION: Effectiveness of the Financing Statement identified above with respect to security interest(s) of the Secured Party authorizing this Continuation Statement is continued for the additional period provided by applicable law.

4. ASSIGNMENT (full or partial): Give name of assignee in item 7a or 7b and address of assignee in item 7c; and also give name of assignor in item 9.

5. AMENDMENT (PARTY INFORMATION): This Amendment affects Debtor or Secured Party of record. Check only one of these two boxes.
 Also check one of the following three boxes and provide appropriate information in items 6 and/or 7.
 CHANGE name and/or address: Please refer to the detailed instructions in regards to changing the name/address of a party. DELETE name: Give record name to be deleted in item 6a or 6b. ADD name: Complete item 7a or 7b, and also item 7c; also complete items 7e-7g (if applicable).

6. CURRENT RECORD INFORMATION:

6a. ORGANIZATION'S NAME
Gary Coal Processing L.P.

OR

6b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX

7. CHANGED (NEW) OR ADDED INFORMATION:

7a. ORGANIZATION'S NAME

OR

7b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX

7c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

7d. SEE INSTRUCTIONS	ADD'L INFO RE ORGANIZATION DEBTOR	7e. TYPE OF ORGANIZATION	7f. JURISDICTION OF ORGANIZATION	7g. ORGANIZATIONAL ID #, if any

NONE

8. AMENDMENT (COLLATERAL CHANGE): check only one box.
 Describe collateral deleted or added, or give entire restated collateral description, or describe collateral assigned.

9. NAME OF SECURED PARTY OF RECORD AUTHORIZING THIS AMENDMENT (name of assignor, if this is an Assignment). If this is an Amendment authorized by a Debtor which adds collateral or adds the authorizing Debtor, or if this is a Termination authorized by a Debtor, check here and enter name of DEBTOR authorizing this Amendment.

9a. ORGANIZATION'S NAME
General Electric Capital Corporation, as Collateral Agent

OR

9b. INDIVIDUAL'S LAST NAME	FIRST NAME	MIDDLE NAME	SUFFIX

10. OPTIONAL FILER REFERENCE DATA
 IN-Lake County Recorder

DESCRIPTION OF PREMISES

PARCEL A: A PARCEL OF LAND PARTLY IN THE EAST HALF (E 1/2) OF SECTION THIRTY-FOUR (34), TOWNSHIP THIRTY-SEVEN (37) NORTH, RANGE EIGHT (8) WEST OF THE SECOND PRINCIPAL MERIDIAN, IN THE CITY OF GARY, LAKE COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION THIRTY-FOUR (34); THENCE NORTH EIGHTY-NINE DEGREES, FIFTY-FIVE MINUTES, SEVEN SECONDS WEST ALONG THE SOUTH LINE OF SAID SECTION THIRTY-FOUR (34) (BASIS OF BEARINGS), SIX HUNDRED SEVEN AND SIXTY-SEVEN HUNDREDTHS FEET (607.67'); THENCE NORTH ZERO DEGREES, ZERO MINUTES, ZERO SECONDS EAST, TWO THOUSAND THREE HUNDRED SEVENTY-TWO AND ELEVEN HUNDREDTHS FEET (2,372.11') TO THE POINT OF BEGINNING; THENCE NORTH ZERO DEGREES, ZERO MINUTES, ZERO SECONDS EAST, ONE THOUSAND TWO HUNDRED EIGHT AND SIXTY-ONE HUNDREDTHS FEET (1208.61'); THENCE NORTH NINETEEN DEGREES, THREE MINUTES, FIFTEEN SECONDS EAST, ONE HUNDRED EIGHTY FOUR AND SEVENTY-SEVEN HUNDREDTHS FEET (184.77'); THENCE NORTH NINETY DEGREES, ZERO MINUTES, ZERO SECONDS EAST, SIX HUNDRED FORTY-ONE AND TWENTY-FOUR HUNDREDTHS FEET (641.24'); THENCE SOUTH ZERO DEGREES, ZERO MINUTES, ZERO SECONDS EAST, EIGHT HUNDRED SIXTY-SIX AND FIFTY-SIX HUNDREDTHS FEET (866.56'); THENCE SOUTH FORTY-NINE DEGREES, NINETEEN MINUTES, THREE SECONDS WEST, THREE HUNDRED SEVENTY AND SEVENTY HUNDREDTHS FEET (370.70'); THENCE SOUTH FIFTY-SIX DEGREES, FORTY-EIGHT MINUTES, TWENTY-EIGHT SECONDS WEST, FOUR HUNDRED THIRTY AND TEN ONE HUNDREDTHS FEET (430.10') TO THE POINT OF BEGINNING CONTAINING 18.28 ACRES.

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE (i) IN ACCORDANCE WITH "MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEYS", JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND ACSM IN 1992, AND INCLUDES ITEMS ___ OF TABLE A THEREOF, AND (ii) PURSUANT TO THE ACCURACY STANDARDS (AS ADOPTED BY ALTA AND ACSM AND IN EFFECT ON THE DATE OF THE CERTIFICATION) OF A URBAN SURVEY.

DATE: MAY 06, 1993

SIGNED: *Allen D. Whitehead*

REGISTRATION NO. 80010408

SEAL:



STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD
2007 FEB -6 AM 8:51
MICHAEL A. BROWN
RECORDER

2007 000108

EXCEPTIONS AND ADDITIONS OF PARCEL A

A PARCEL OF LAND PARTLY IN THE EAST HALF (E 1/2) OF SECTION THIRTY-FOUR (34), TOWNSHIP THIRTY-SEVEN (37) NORTH, RANGE EIGHT (8) WEST OF THE SECOND PRINCIPAL MERIDIAN IN THE CITY OF GARY, LAKE COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION THIRTY-FOUR (34); THENCE NORTH EIGHTY-NINE DEGREES, FIFTY-FIVE MINUTES, SEVEN SECONDS WEST ALONG THE SOUTH LINE OF SAID SECTION THIRTY-FOUR (34) (BASIS OF BEARINGS), SIX HUNDRED SEVEN AND SIXTY-SEVEN HUNDREDTHS FEET (607.67'); THENCE NORTH ZERO DEGREES, ZERO MINUTES, ZERO SECONDS EAST, TWO THOUSAND THREE HUNDRED SEVENTY-TWO AND ELEVEN HUNDREDTHS FEET (2,372.11') TO THE POINT OF BEGINNING OF DESCRIPTIONS OF THIS DRAWING:

EXCEPTION A

THENCE N00° 00' 00"E, 1208.61 FEET TO THE POINT OF BEGINNING OF EXCEPTION A
THENCE N00° 02' 16"W, 168.84 FEET
THENCE N90° 00' 00"E, 58.43 FEET
THENCE S19° 03' 15"W, 184.77 FEET TO THE POINT OF BEGINNING OF EXCEPTION A.

ADDITION B

THENCE N00° 00' 00"E, 1208.61 FEET
THENCE N90° 00' 00"E, 2.58 FEET
THENCE S00° 02' 16"E, 1201.20 FEET
THENCE N58° 14' 48"E, 400.00 FEET
THENCE N55° 33' 48"E, 83.30 FEET
THENCE N49° 56' 29"E, 188.37 FEET
THENCE N46° 55' 30"E, 200.00 FEET
THENCE S49° 19' 03"W, 370.70 FEET
THENCE S56° 48' 28"W, 430.10 FEET TO THE POINT OF BEGINNING OF ADDITION B.

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE (i) IN ACCORDANCE WITH "MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEYS", JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND ACSM IN 1992, AND INCLUDES ITEMS OF TABLE A THEREOF, AND (ii) PURSUANT TO THE ACCURACY STANDARDS (AS ADOPTED BY ALTA AND ACSM AND IN EFFECT ON THE DATE OF THE CERTIFICATION) OF A URBAN SURVEY.

DATE: MAY 06, 1993

SIGNED: *Allen D. Whitehead*

REGISTRATION NO. 80010408

SEAL:



2007 000108

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD
MICHAEL A. ...
RECORDED
2007 FEB - 6 AM

DESCRIPTION OF PREMISES

PARCEL B: A PARCEL OF LAND IN SOUTHEAST QUARTER (SE 1/4) OF SECTION THIRTY-FOUR (34), TOWNSHIP (37) NORTH, RANGE EIGHT (8) WEST OF THE SECOND PRINCIPAL MERIDIAN, IN THE CITY OF GARY, LAKE COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION THIRTY-FOUR (34); THENCE NORTH EIGHTY-NINE DEGREES, FIFTY-FIVE MINUTES, SEVEN SECONDS WEST ALONG THE SOUTH LINE OF SAID SECTION THIRTY-FOUR (34) (BASIS OF BEARINGS), ONE THOUSAND THREE HUNDRED THREE AND NINETY-THREE HUNDREDTHS FEET (1303.93'); THENCE NORTH ZERO DEGREES, ZERO MINUTES, ZERO SECONDS EAST, ONE THOUSAND EIGHT HUNDRED TWENTY-NINE AND SIXTY-SIX HUNDREDTHS FEET (1829.66') TO THE POINT OF BEGINNING; THENCE NORTH SIXTY DEGREES, FOURTEEN MINUTES, TWENTY-FOUR SECONDS WEST, ONE HUNDRED NINETY-TWO AND SEVENTY-ONE HUNDREDTHS FEET (192.71'); THENCE SOUTH EIGHTY-NINE DEGREES, FIFTY-FIVE MINUTES, FORTY SECONDS WEST, THREE HUNDRED TWO AND TWENTY-ONE HUNDREDTHS FEET (302.21'); THENCE NORTH ZERO DEGREES, ZERO MINUTES, ZERO SECONDS WEST, TWO HUNDRED THIRTY-FOUR AND FORTY-FOUR HUNDREDTHS FEET (234.44'); THENCE NORTH EIGHTY-NINE DEGREES, FIFTY-ONE MINUTES, TWENTY-TWO SECONDS EAST, THREE HUNDRED ONE AND TWENTY-FIVE HUNDREDTHS FEET (301.25'); THENCE SOUTH THIRTEEN DEGREES, SIXTEEN MINUTES, TEN SECONDS EAST, ONE THIRTY-NINE AND SIXTY-NINE HUNDREDTHS FEET (139.69'); THENCE SOUTH EIGHTY-TWO DEGREES, FIFTY-TWO MINUTES, THIRTEEN SECONDS EAST, TWO HUNDRED SIXTY-NINE AND FIFTEEN HUNDREDTHS FEET (269.15'); THENCE SOUTH THIRTY-NINE DEGREES, FOUR MINUTES, FIFTY-TWO SECONDS WEST, TWO HUNDRED SEVEN AND FIFTY-THREE FEET HUNDREDTHS (207.53') TO THE POINT OF BEGINNING CONTAINING 2.47 ACRES.

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE (1) IN ACCORDANCE WITH "MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEYS", JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND ACSM IN 1992, AND INCLUDES ITEMS ___ OF TABLE A THEREOF, AND (ii) PURSUANT TO THE ACCURACY STANDARDS (AS ADOPTED BY ALTA AND ACSM AND IN EFFECT ON THE DATE OF THE CERTIFICATION) OF A URBAN SURVEY.

DATE: MAY 06, 1993

SIGNED: *Allen D. Whitehead*

REGISTRATION NO. 80010408

SEAL:



STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD
2007 FEB -6 AM 8:51
MICHAEL A. BROWN
RECORDER

2007 000108

EXCEPTIONS AND ADDITIONS OF PARCEL B

A PARCEL OF LAND IN SOUTHEAST QUARTER (SE 1/4) OF SECTION THIRTY-FOUR (34), TOWNSHIP (37) NORTH, RANGE EIGHT (8) WEST OF THE SECOND PRINCIPAL MERIDIAN, IN THE CITY OF GARY, LAKE COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION THIRTY-FOUR (34); THENCE NORTH EIGHTY-NINE DEGREES, FIFTY-FIVE MINUTERS, SEVEN SECONDS WEST ALONG THE SOUTH LINE OF SAID SECTION THIRTY-FOUR (34) (BASIS OF BEARINGS), ONE THOUSAND THREE HUNDRED THREE AND NINETY-THREE HUNDREDTHS FEET (1303.93'); THENCE NORTH ZERO DEGREES, ZERO MINUTES, ZERO SECONDS EAST, ONE THOUSAND EIGHT HUNDRED TWENTY-NINE AND SIXTY-SIX HUNDREDTHS FEET (1829.66') TO THE POINT OF BEGINNING OF DESCRIPTIONS OF THIS DRAWING:

EXCEPTION A

THENCE N60° 14' 24"W, 192.71 FEET
THENCE S55° 54' 43"E, 190.38 FEET
THENCE N41° 17' 23"E, 14.77 FEET
TO THE POINT OF BEGINNING OF
EXCEPTION A.

EXCEPTION B

THENCE N39° 04' 52"W, 207.53 FEET
THENCE N58° 00' 01"W, 28.53 FEET
TO THE POINT OF BEGINNING OF
EXCEPTION B
THENCE N58° 00' 01"W, 313.25 FEET
THENCE S13° 16' 10"E, 139.69 FEET
THENCE S82° 52' 13"E, 269.15 FEET
TO THE POINT OF BEGINNING OF
EXCEPTION B.

EXCEPTION C

THENCE N39° 04' 52"E, 207.53 FEET
THENCE S58° 00' 01"E, 6.29 FEET
THENCE S41° 17' 25"W, 209.28 FEET
TO THE POINT OF BEGINNING OF
EXCEPTION C.

ADDITION D

THENCE N39° 04' 52"E, 207.53 FEET
TO THE POINT OF BEGINNING OF
ADDITION D
THENCE N39° 04' 52" E, 14.14 FEET
THENCE N82° 52' 13" W, 33.37 FEET
THENCE S58° 00' 01" E, 28.53 FEET
TO THE POINT OF BEGINNING OF
ADDITION D.

2007 000108

MICHAEL A. BROWN
RECORDER

2007 FEB -6 AM 8:51

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE (i) IN ACCORDANCE WITH "MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEYS", JOINTLY ESTABLISHED AND ADOPTED BY ALTA AND ACSM IN 1992, AND INCLUDES ITEMS OF TABLE A THEREOF, AND (ii) PURSUANT TO THE ACCURACY STANDARDS (AS ADOPTED BY ALTA AND ACSM AND IN EFFECT ON THE DATE OF THE CERTIFICATION) OF A URBAN SURVEY.

DATE: MAY 06, 1993

SIGNED: *Allen D. Whitehead*
REGISTRATION NO. 80010408



ORIGINAL

LEGAL DESCRIPTION OF EASEMENTS

DESCRIPTION OF PREMISES

PARCEL C: A PARCEL OF LAND PARTLY IN THE NORTHWEST QUARTER (NW 1/4) OF SECTION THIRTY-FOUR (34), TOWNSHIP THIRTY-SEVEN (37) NORTH, RANGE EIGHT (8) WEST OF THE SECOND PRINCIPAL MERIDIAN, IN THE CITY OF GARY, LAKE COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SECTION THIRTY-FOUR (34); THENCE NORTH EIGHTY-NINE DEGREES, FIFTY-FIVE MINUTES, SEVEN SECONDS WEST ALONG THE SOUTH LINE OF SAID SECTION THIRTY-FOUR (34) (BASIS OF BEARINGS), TWO THOUSAND SEVEN HUNDRED FIFTY FEET (2750.00'); THENCE NORTH ZERO DEGREES, ZERO MINUTES, ZERO SECONDS EAST, ONE THOUSAND ONE HUNDRED SEVENTY-TWO AND EIGHTY-THREE HUNDREDTHS FEET (1172.83') TO THE POINT OF BEGINNING; THENCE NORTH ZERO DEGREES, THREE MINUTES, TWENTY-SIX SECONDS WEST, TWO HUNDRED FEET (200.00'); THENCE SOUTH EIGHTY-NINE DEGREES FIFTY-FIVE MINUTES FIFTY-ONE SECONDS WEST, ONE HUNDRED THIRTY-TWO AND FIFTY-ONE HUNDREDTHS FEET (132.51'); THENCE SOUTH ZERO DEGREES ZERO MINUTES ZERO SECONDS WEST, TWO HUNDRED FEET (200.00'); THENCE NORTH EIGHTY-NINE DEGREES FIFTY-FIVE MINUTES FIFTY-ONE SECONDS WEST, ONE HUNDRED THIRTY-TWO AND SEVENTY-ONE HUNDREDTHS FEET (132.71') TO THE POINT OF BEGINNING CONTAINING 0.61 ACRES.

THIS IS TO CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT IS BASED WERE MADE (i) IN ACCORDANCE WITH "MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEYS", JOINTLY ESTABLISHED AND ADOPTED BY ALTA/ACSM IN 1992, AND INCLUDES ITEMS _____ OF TABLE A THEREOF, AND (ii) PURSUANT TO THE ACCURACY STANDARDS (AS ADOPTED BY ALTA AND ACSM AND IN EFFECT ON THE DATE OF THIS CERTIFICATION) OF A URBAN SURVEY.

DATE: MAY 06, 1993

SIGNED: *Allen D. Whithead*

SEAL:



RECORDED
MICHAEL A. BROWN

2007 FEB -6 AM 8:51

2007 000108

FILED FOR RECORD
LAKE COUNTY
STATE OF INDIANA

SITE NO. 1

AN EASEMENT SITUATED IN A PART OF THE NORTHWEST QUARTER OF SECTION 2, A PART OF THE NORTH HALF OF SECTION 3, AND A PART OF THE NORTHEAST QUARTER OF SECTION 4, ALL IN TOWNSHIP 36 NORTH, RANGE 8 WEST; A PART OF FRACTIONAL SECTION 27, A PART OF THE SOUTH HALF OF SECTION 33, A PART OF SECTION 34, ALL IN TOWNSHIP 37 NORTH, RANGE 8 WEST; ALL IN LAKE COUNTY, INDIANA, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF SAID SECTION 34; THENCE SOUTH $02^{\circ} 00' 37''$ EAST, 157.99 FEET TO THE NORTHERN BOUNDARY OF LAND OWNED BY THE ELGIN, JOLIET, AND EASTERN RAILWAY COMPANY (BY DEED RECORD 432, PAGE 553, DATED JUNE 30, 1928) (HEREINAFTER REFERRED TO AS THE E., J. & E. RWY. CO.); THENCE SOUTH $81^{\circ} 29' 32''$ WEST, 3,330.69 FEET ALONG SAID NORTHERN BOUNDARY TO THE EAST BOUNDARY OF VIRGINIA STREET (BY DEED OF DEDICATION DATED APRIL 6, 1943 AND RECORDED IN DEED RECORD 696, PAGES 489 TO 499); THENCE NORTH $01^{\circ} 48' 23''$ WEST, 288.40 FEET ALONG THE EAST BOUNDARY OF SAID VIRGINIA STREET TO THE NORTH BOUNDARY OF SAID VIRGINIA STREET, WHICH POINT IS SOUTHERLY 125.00' (MEASURED AT RIGHT ANGLES) FROM THE CENTERLINE OF THE GRAND CALUMET RIVER CHANNEL; THENCE SOUTH $89^{\circ} 40' 32''$ WEST, 60.02 FEET ALONG SAID NORTH BOUNDARY (WHICH LINE IS PARALLEL WITH THE CENTERLINE OF SAID GRAND CALUMET RIVER CHANNEL) TO THE WEST BOUNDARY OF SAID VIRGINIA STREET; THENCE SOUTH $01^{\circ} 48' 23''$ EAST, 196.34 FEET ALONG SAID WEST BOUNDARY TO A POINT WHICH IS NORTHWESTERLY 100.00 FEET (MEASURED AT RIGHT ANGLES) FROM A NORTHERN BOUNDARY OF SAID E., J. & E. RWY. CO.; THENCE SOUTH $09^{\circ} 10' 42''$ WEST, 104.96 FEET ALONG THE WESTERN BOUNDARY OF SAID VIRGINIA STREET TO A NORTHERN BOUNDARY OF SAID E., J. & E. RWY. CO., WHICH POINT IS WESTERLY 80.00 FEET (MEASURED AT RIGHT ANGLES) FROM THE EAST BOUNDARY OF SAID VIRGINIA STREET; THENCE SOUTH $81^{\circ} 29' 32''$ WEST, 127.80 FEET ALONG SAID NORTHERN BOUNDARY; THENCE ALONG SAID NORTHERN BOUNDARY SOUTHWESTERLY 733.68 FEET ALONG AN ARC TO THE RIGHT AND HAVING A RADIUS OF 6,309.19 FEET AND SUBTENDED BY A LONG CHORD HAVING A BEARING OF SOUTH $84^{\circ} 49' 25''$ WEST AND LENGTH OF 733.27 FEET; TO A SOUTHEAST CORNER OF LAND OWNED BY NORTHERN INDIANA PUBLIC SERVICE COMPANY (BY DEED RECORD 1160, PAGE 361, DATED OCTOBER 24, 1960) (HEREINAFTER REFERRED TO AS NIPSCO); THENCE NORTH $46^{\circ} 10' 55''$ WEST,

MICHAEL A. BROWN
RECORDER

2007 FEB -6 AM 8:51

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2007 000108

195.53 FEET ALONG A NORTHEASTERN BOUNDARY OF SAID NIPSCO; THENCE NORTH 86° 25' 17" WEST, 895.27 FEET ALONG A NORTHERN BOUNDARY OF SAID NIPSCO; THENCE NORTH 81° 43' 24" WEST, 48.25 FEET ALONG SAID NORTHERN BOUNDARY TO THE EAST BOUNDARY OF BROADWAY (BY DEED OF DEDICATION DATED APRIL 6, 1943 AND RECORDED IN DEED RECORD 696, PAGES 489 TO 499); THENCE NORTH 01° 47' 30" WEST, 175.65 FEET ALONG SAID EAST BOUNDARY TO THE NORTH BOUNDARY OF SAID BROADWAY, WHICH POINT IS SOUTHERLY 125.00 FEET: (MEASURED AT RIGHT ANGLES) FROM THE CENTERLINE OF SAID GRAND CALUMET RIVER CHANNEL; THENCE SOUTH 89° 42' 10" WEST, 99.89 FEET ALONG SAID NORTH BOUNDARY (WHICH LINE IS PARALLEL WITH THE CENTERLINE OF SAID GRAND CALUMET RIVER CHANNEL) TO THE EAST LINE OF SAID SECTION 4, WHICH POINT IS SOUTH 02° 13' 24" EAST, 367.97 FEET FROM THE NORTHEAST CORNER OF SAID SECTION 4; THENCE CONTINUING SOUTH 89° 42' 10" WEST, 0.15 FEET ALONG SAID NORTH BOUNDARY TO THE WEST BOUNDARY OF SAID BROADWAY; THENCE SOUTH 01° 47' 30" EAST, 160.79 FEET ALONG SAID WEST BOUNDARY TO A NORTHEAST CORNER OF LAND OWNED BY SAID NIPSCO; THENCE NORTH 81° 43' 24" WEST, 577.86 FEET ALONG A NORTHERN BOUNDARY OF SAID NIPSCO; THENCE NORTH 01° 38' 02" WEST, 86.07 FEET ALONG AN EAST BOUNDARY OF SAID NIPSCO; THENCE SOUTH 88° 36' 27" WEST, 357.50 FEET ALONG A NORTH BOUNDARY OF SAID NIPSCO; THENCE 75° 21' 13" WEST, 544.04 FEET ALONG SAID BOUNDARY; THENCE NORTH 72° 30' 50" WEST, 697.98 FEET ALONG SAID BOUNDARY; THENCE NORTH 68° 06' 00" WEST, 648.89 FEET ALONG SAID BOUNDARY; THENCE NORTH 63° 40' 46" WEST, 926.15 FEET ALONG SAID BOUNDARY; THENCE SOUTH 47° 51' 15" WEST, 173.59 FEET ALONG SAID BOUNDARY TO A NORTHEASTERN BOUNDARY OF LAND OWNED BY SAID E., J. & E. RWY. CO., THENCE NORTH 65° 51' 19" WEST, 178.47 FEET ALONG SAID NORTHEASTERN BOUNDARY TO A POINT WHICH IS NORTH 01° 37' 51" WEST, 573.88 FEET FROM THE SOUTH LINE OF SAID SECTION 33; THENCE NORTH 01° 37' 51" WEST, 600.00 FEET ALONG AN EAST BOUNDARY E., J. & E. RWY. CO. (BY DEED RECORD 179, PAGE 350, DATED APRIL 16, 1910); THENCE NORTH 90° 00' 00" EAST, 3,799.32 FEET TO THE WEST LINE OF SAID SECTION 34; THENCE NORTH 02° 13' 24" WEST, 5,150.87 FEET ALONG THE WEST LINE OF SAID SECTION 34 AND FRACTIONAL SECTION 27 TO THE DOCK OR BULKHEAD LINE AS APPROVED BY THE SECRETARY OF WAR, FEBRUARY 12, 1908 (AS SHOWN ON A PLAT OF SURVEY OF LAND LYING BETWEEN SAID DOCK OR BULKHEAD LINE AND THE SHORE LINE OF LAKE MICHIGAN, IN THE OFFICE OF THE SURVEYOR OF LAKE COUNTY, INDIANA); THENCE SOUTH 83° 53' 12" EAST, 3,502.20 FEET ALONG SAID 1908 DOCK OR BULKHEAD LINE; THENCE NORTH 90° 00' 00" EAST, 250.00 FEET ALONG SAID 1908 DOCK OR BULKHEAD LINE TO THE DOCK OR BULKHEAD LINE AS

2007 FEB -6 AM 8:51

801000 7002

ORIGINAL

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

AUTHORIZED BY THE SECRETARY OF THE ARMY, MARCH 12, 1956 (AS SHOWN ON A PLAT OF SURVEY OF LAND LYING BETWEEN SAID DOCK OR BULKHEAD LINE AND THE SHORE LINE OF LAKE MICHIGAN, IN THE OFFICE OF THE SURVEYOR OF LAKE COUNTY, INDIANA); THENCE SOUTH 51° 49' 23" EAST, 50.15 FEET; THENCE NORTH 90° 00' 00" EAST, 89.39 FEET; THENCE SOUTH 78° 30' 12" EAST, 90.31 FEET; THENCE SOUTH 00° 00' 00" EAST, 41.00 FEET; THENCE SOUTH 84° 54' 02" EAST, 1,237.59 FEET; THENCE SOUTH 05° 20' 21" WEST, 537.33 FEET; THENCE SOUTH 13° 48' 15" WEST, 419.10 FEET; THENCE SOUTH 69° 23' 03" EAST, 448.74 FEET; THENCE SOUTH 85° 54' 52" EAST, 57.38 FEET TO THE EAST LINE OF SAID SECTION 34; THENCE SOUTH 02° 00' 37" EAST, 4,654.47 FEET ALONG THE SAID EAST LINE TO THE POINT OF BEGINNING AND CONTAINING 910.631 ACRES, MORE OR LESS.

ALL BEARINGS IN THE ABOVE-DESCRIBED PARCEL ARE BASED ON THE BEARING SYSTEM FOR SAID PLATS OR SURVEY OF SAID DOCK OR BULKHEAD LINES AND FOUND SECTION CORNERS ALONG WITH OTHER FIELD EVIDENCE, AND ANY SEEMING BEARING DISCREPANCIES WITH DEED RECORDS RESULT MERELY FROM THE BEARING SYSTEMS UPON WHICH THEY ARE BASED.

SITE NO. 2

AN EASEMENT SITUATED IN THE NORTHEAST QUARTER OF SECTION 3, TOWNSHIP 36 NORTH, RANGE 8 WEST IN LAKE COUNTY, INDIANA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SAID QUARTER SECTION; THENCE SOUTHERLY 285.92 FEET ALONG THE EAST LINE OF SAID QUARTER SECTION TO THE SOUTHEASTERN BOUNDARY OF THE ELGIN, JOLIET, AND EASTERN RAILWAY COMPANY (BY DEED RECORD 432, PAGE 553, DATED JUNE 20, 1928); THENCE SOUTH 82° 42' 00", 622.54 FEET ALONG SAID SOUTHEASTERN BOUNDARY TO THE NORTHEAST CORNER OF LAND CONVEYED UNITED STATES STEEL CORPORATION (NOW A DIVISION OF THE USX CORPORATION) TO NORTHERN INDIANA PUBLIC SERVICE COMPANY (BY DOCUMENT NUMBER 794896, DATED MARCH 6, 1985); THENCE SOUTH 00° 51' 00" WEST, 284.33 FEET ALONG THE EAST BOUNDARY OF LAND CONVEYED IN THE ABOVE-DESCRIBED DOCUMENT NUMBER 794896 TO A NORTHERN BOUNDARY OF MASON AVENUE; THENCE NORTH 78° 02' 00" WEST, 248.78 FEET ALONG SAID NORTHERN BOUNDARY; THENCE NORTH 89° 02' 00" WEST, 255.89 FEET ALONG SAID NORTHERN BOUNDARY TO THE POINT OF BEGINNING OF THIS DESCRIPTION, WHICH POINT IS THE SOUTHWEST CORNER OF LAND CONVEYED IN THE ABOVE-DESCRIBED DOCUMENT

RECORDED
MICHAEL A. BROWN

2007 FEB -6 AM 8:51

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

801000 2007 ORIGINAL