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STATE OF INDIANA) IN THE LAKE SUPERIOR COURT NO. 6
COUNTY OF LAKE) SS:
CAUSE NO. 45D10-0711-PL-184

CITY OF EAST CHICAGO,)
)
Plaintiff,)
)
v.)
)
RAYMOND BUZINSKI, PENN)
CENTRAL CORPORATION, n/k/a)
AMERICAN PREMIER)
UNDERWRITERS, and LAKE COUNTY,)
INDIANA,)
)
Defendants.)

Filed in Open Court

AUG 25 2008

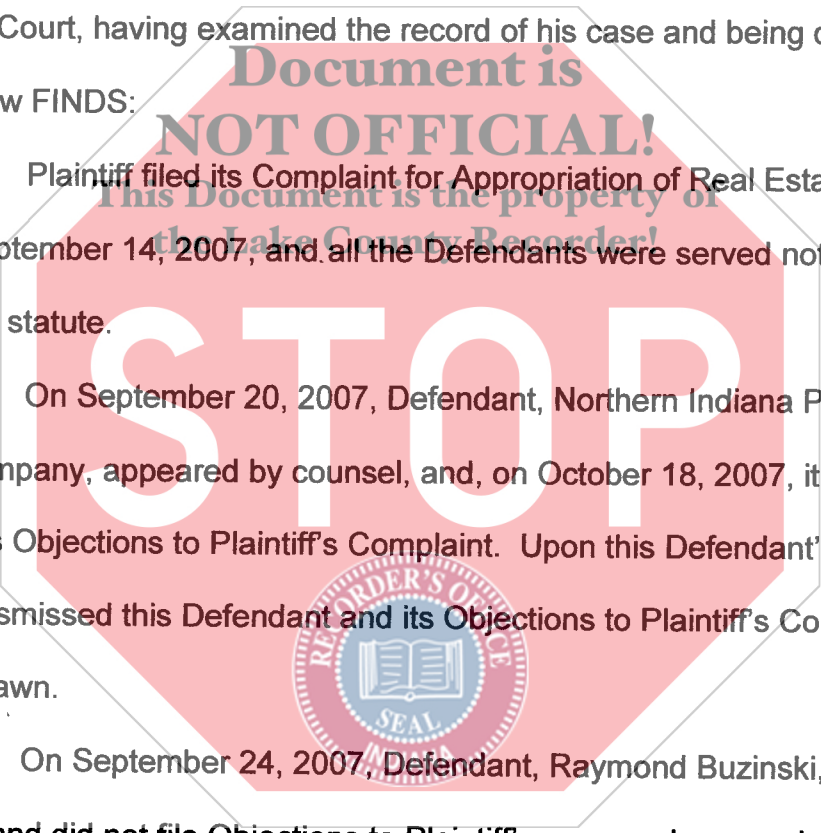
Thomas R. Philpott
CLERK LAKE SUPERIOR COURT

008 061642

JUDGMENT

The Court, having examined the record of his case and being duly advised, now FINDS:

1. Plaintiff filed its Complaint for Appropriation of Real Estate in this case on September 14, 2007, and all the Defendants were served notice as provided by statute.
2. On September 20, 2007, Defendant, Northern Indiana Public Service Company, appeared by counsel, and, on October 18, 2007, it filed with the Court its Objections to Plaintiff's Complaint. Upon this Defendant's motion, the Court dismissed this Defendant and its Objections to Plaintiff's Complaint were withdrawn.
3. On September 24, 2007, Defendant, Raymond Buzinski, appeared by counsel and did not file Objections to Plaintiff's proposed appropriation in this case.



2008-09-24 10:00 AM
RECORDER'S OFFICE
LAKE COUNTY, INDIANA

n/c
BW

4. Defendants, Penn Central Corporation, n/k/a American Premier Underwriters, and Lake County, Indiana, have failed to appear in this case.

5. On January 14, 2008, the Court ordered appropriated the real estate described in Exhibit "A," attached to Plaintiff's Complaint and appointed three (3) disinterested appraisers pursuant to IC 32-24-1-7(c) to determine the value of the real estate appropriated in this case.

6. On March 13, 2008, the court-appointed appraisers reported to the Court that the Defendants are entitled to total just compensation of Two Hundred Fifty-four Thousand Dollars (\$254,000.00) due to the Plaintiff's appropriation in this case.

7. The Clerk of the Court sent notice of the Report of Appraisers by certified mail to Plaintiff, all Defendants and all counsel of record in this case.

8. On April 30, 2008, Plaintiff deposited with the Clerk of the Court the amount of the court-appointed appraisers' award and the appraisers' fees in this case.

9. Upon the motion of Defendant, Raymond Buzinski, the Court entered its Agreed Order Authorizing Payment to Raymond Buzinski of Damages Deposited with Clerk, in which it ordered the Clerk of the Court to pay to Defendant, Raymond Buzinski, the total amount of the court-appointed appraisers' award of Two Hundred Fifty-four Thousand Dollars (\$254,000.00), plus interest, if any, accrued on said amount.

10. None of the parties filed exceptions to the Report of Appraisers in this case.

11. IC 32-24-1-11 mandates that any exceptions to the report of appraisers shall be filed within twenty (20) days after the clerk of the court sends notice of the report to all parties and counsel of record by certified mail.

12. Defendant, Raymond Buzinski, should now recover Two Hundred Fifty-four Thousand Dollars (\$254,000.00) as total just compensation from the Plaintiff in this case.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the Court's Order of Appropriation, entered on January 14, 2008, is CONFIRMED and that Plaintiff, City of East Chicago, now holds fee simple title, including all rights of immediate possession, to the real estate described in the attached Exhibit "A."

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendants, Penn Central Corporation, n/k/a American Premier Underwriters, and Lake County, Indiana, are defaulted and shall take nothing in this case.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant, Raymond Buzinski, should now recover Two Hundred Fifty-four Thousand Dollars (\$254,000.00) as total just compensation in this case, which Plaintiff has previously deposited with the Clerk of the Court and has been paid to this Defendant, in full satisfaction of this judgment and any and all of Defendants' claims in this case.

IT IS FURTHER ORDERED that the Clerk of the Court shall promptly send a CERTIFIED COPY of this Judgment to the Auditor and Recorder of Lake County, Indiana; that the Auditor shall remove the fee simple interest in real

estate described above from the tax records and rolls of the County and cancel all 2007 and subsequent years' taxes thereon; that the Recorder shall, pursuant to IC 8-23-23-1 and without payment of fee, record the transfer of the real estate described above to the City of East Chicago; and that the Recorder shall submit evidence of the recorded transfer, by United States mail, to the undersigned Plaintiff's attorney at the Law Office of Yasmin L. Stump, Three Meridian Plaza, Suite 100, 10333 North Meridian Street, Indianapolis, Indiana 46290.



AUG 25 2008

Judge, Lake Superior Court No. 6

Date: _____

Distribution attached.



Copies to:

Yasmin L. Stump
LAW OFFICE OF YASMIN L. STUMP
Three Meridian Plaza, Suite 100
10333 North Meridian Street
Indianapolis, IN 46290

Patrick A. Mysliwy
MAISH & MYSLIWY
53 Muenich Court
P.O. Box 685
Hammond, IN 46320

Penn Central Corporation
n/k/a American Premier Underwriters
c/o American Financial Group, Its Highest Officer
One East Fourth Street
Cincinnati, OH 45202-3715

The Honorable Peggy Holinga Katona
Auditor, Lake County, Indiana
Government Center
2293 N. Main Street
Crown Point, IN 46307

The Honorable Michael Brown
Recorder, Lake County, Indiana
Government Center
2293 North Main Street
Crown Point, IN 46307



EXHIBIT "A"

Project: STP-200-2(012)

Sheet 1 of 1

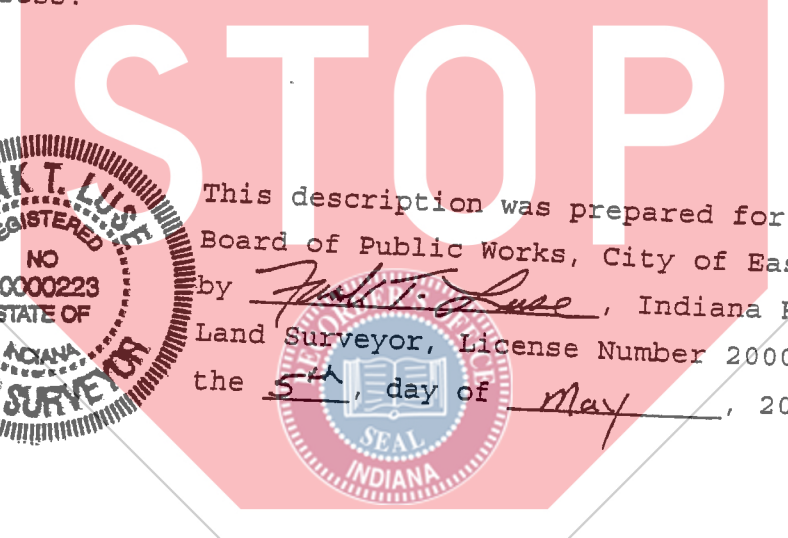
Code:

Form: QCD-1

Parcel: 4 Fee

All that certain tract of land situate in the North Half of the Southeast Quarter of Section 29, Township 37 North, Range 9 West, of the Second Principal Meridian, in the City of East Chicago, Lake County, Indiana, described according to a plat of survey made by Rowland A. Fabian, Registered Land Surveyor No. 6538, dated August 25, 1983, described as follows: Beginning at a point where the west line of Railroad Avenue intersects the north line of the State Line & Indiana City Railway, said point being 481.9 feet south of the north line of the Southeast Quarter of said Section 29 measured on the west line of 80 foot wide Railroad Avenue; thence north along the west line of Railroad Avenue for a distance of 220.1 feet; thence on a curve convex to the southeast and with a radius of 573.7 feet, a distance of 341.66 feet to the north line of the right-of-way of the State Line & Indiana City Railway; thence east along said right-of-way a distance of 248.2 feet and to the place of beginning, containing 0.48 acres, more or less.

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 This Document is the property of
 the Lake County Recorder!



This description was prepared for the Board of Public Works, City of East Chicago, by Frank T. Luse, Indiana Registered Land Surveyor, License Number 20000223, on the 5th day of May, 2006.

