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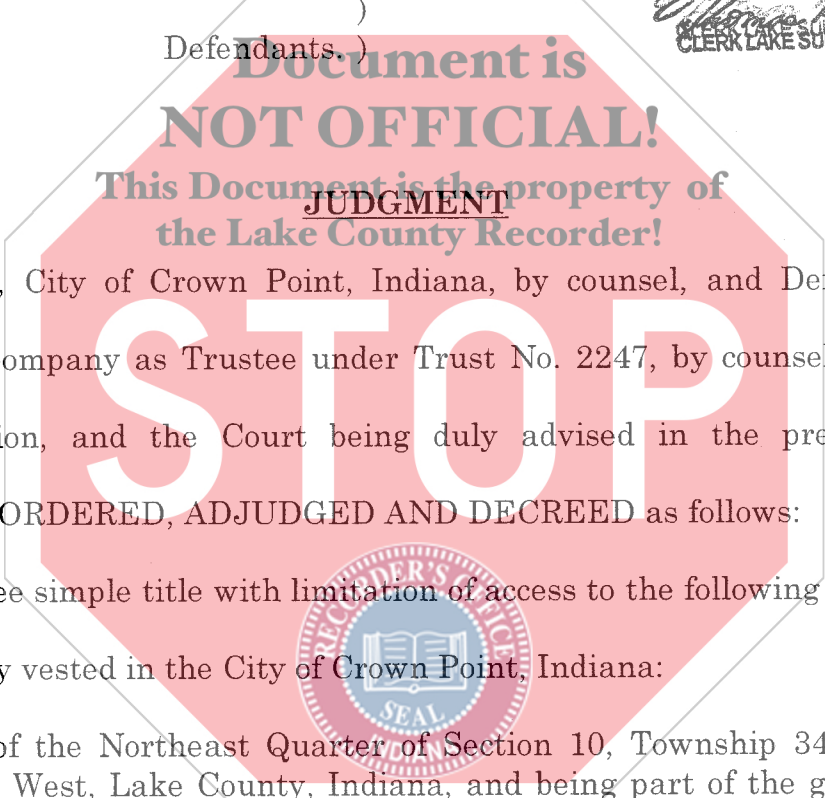
STATE OF INDIANA )  
 ) SS:  
 COUNTY OF LAKE )  
 2009 081717  
 CITY OF CROWN POINT, INDIANA, )  
 )  
 Plaintiff, )  
 vs. )  
 )  
 LAKE COUNTY TRUST COMPANY, )  
 AS TRUSTEE UNDER THE )  
 PROVISIONS OF A TRUST )  
 AGREEMENT DATED THE 4<sup>TH</sup> OF )  
 AUGUST, 1975, KNOWN AS TRUST )  
 NUMBER 2247; and CHICAGO )  
 SKYLINE PARTNERS, LLC, n/k/a )  
 WATERSIDE CROSSING, LLC, )  
 an Indiana limited liability company, )  
 )  
 Defendants. )

STATE OF INDIANA  
 IN THE LAKE SUPERIOR COURT  
 LAKE COUNTY  
 FILED FOR RECORD  
 CROWN POINT, INDIANA  
 2009 DEC -9 PM 1:03  
 MICHAEL A. BROWN  
 RECORDER  
 CAUSE NO. 45D10-0901-PL-00010

*Filed in Open Court*

AUG 10 2009

*Michael A. Brown*  
CLERK LAKE SUPERIOR COURT



Plaintiff, City of Crown Point, Indiana, by counsel, and Defendant, Lake  
 Count Trust Company as Trustee under Trust No. 2247, by counsel, having filed  
 their Stipulation, and the Court being duly advised in the premises, IT IS  
 THEREFORE ORDERED, ADJUDGED AND DECREED as follows:

1. Fee simple title with limitation of access to the following described real  
 estate is hereby vested in the City of Crown Point, Indiana:

A part of the Northeast Quarter of Section 10, Township 34 North,  
 Range 8 West, Lake County, Indiana, and being part of the grantor's  
 land lying within the right of way lines depicted on the attached Right  
 of Way Parcel Plat, marked **Exhibit B**, described as follows:  
 Beginning at the northeast corner of said quarter section, designated  
 as point "204" on said parcel plat; thence South 0 degrees 16 minutes  
 36 seconds West 43.26 feet along the east line of said quarter section to

2300  
15867  
RM

**NON-TAXABLE**

021534

DEC 09 2009

PEGGY HOLINGA KATONA  
LAKE COUNTY AUDITOR

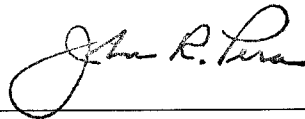
point "589" designated on said parcel plat; thence North 89 degrees 58 minutes 44 seconds West 59.65 feet to point "590" designated on said parcel plat; thence South 0 degrees 01 minute 18 seconds West 25.00 feet to point "591" designated on said parcel plat; thence North 89 degrees 58 minutes 42 seconds West 760.00 feet to point "592" designated on said parcel plat; thence South 28 degrees 29 minutes 31 seconds West 241.30 feet to point "593" designated on said parcel plat; thence South 6 degrees 48 minutes 08 seconds West 102.46 feet to point "594" designated on said parcel plat; thence South 21 degrees 39 minutes 00 seconds West 145.84 feet to point "595" designated on said parcel plat; thence South 25 degrees 54 minutes 12 seconds West 158.56 feet to point "596" designated on said parcel plat; thence South 2 degrees 27 minutes 28 seconds East 115.11 feet to point "597" designated on said parcel plat; thence South 20 degrees 19 minutes 05 seconds West 242.25 feet to point "598" designated on said parcel plat, said point being on the northern boundary of the (abandoned) Chicago and Erie Railroad (formerly the Chicago and Atlantic Railroad); thence South 18 degrees 20 minutes 28 seconds West 49.50 feet to the centerline of said abandoned railroad; thence North 71 degrees 17 minutes 06 seconds West 201.05 feet along said centerline to the east boundary of I-65; thence North 11 degrees 35 minutes 45 seconds East 49.88 feet along the boundary of said I-65 to the northern boundary of the (abandoned) Chicago and Erie Railroad (formerly the Chicago and Atlantic Railroad); thence North 18 degrees 15 minutes 15 seconds East 79.95 feet along said boundary; thence North 0 degrees 08 minutes 06 seconds West 858.93 feet along said boundary to the north line of said quarter section; thence North 89 degrees 57 minutes 42 seconds East 1,322.32 feet along said north line to the point of beginning and containing 9.006 acres, more or less, inclusive of the presently existing right of way, which contains 0.306 acres, more or less.

Together with the permanent extinguishment of all rights and easements of ingress and egress to, from, and across the limited access facility (to be known as 109<sup>th</sup> Avenue and I-65 and as Project 109<sup>th</sup> Avenue and I-65 Interchange) to and from the owner's abutting lands, along the lines described as follows: The 49.50-foot, the 242.25-foot, the 115.11-foot, the 158.56-foot, the 145.84-foot, the 102.46-foot, the 78.26-foot, the 163.10-foot, and the 760.00-foot courses described above. This restriction shall be a covenant running with the land and shall be binding on all successors in title to the said abutting lands.

2. The Defendant, Lake County Trust Company as Trustee of Trust No. 2247, shall have and recover the sum of Five Hundred Sixty Thousand Ten Dollars (\$560,010.00) as the total amount of just compensation for the City's appropriation of its real estate in this action.

3. All parties shall bear their own costs of this action and this Judgment shall be recorded in the Office of the Recorder of Lake County, Indiana.

SO ORDERED this \_\_\_\_\_ day of **AUG 10 2009**, 2009

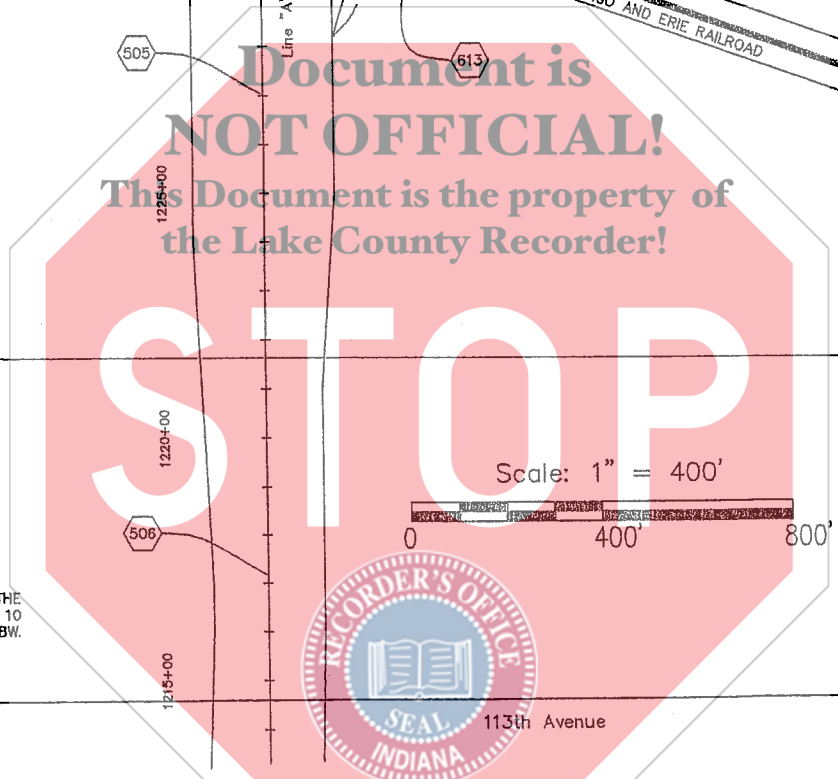
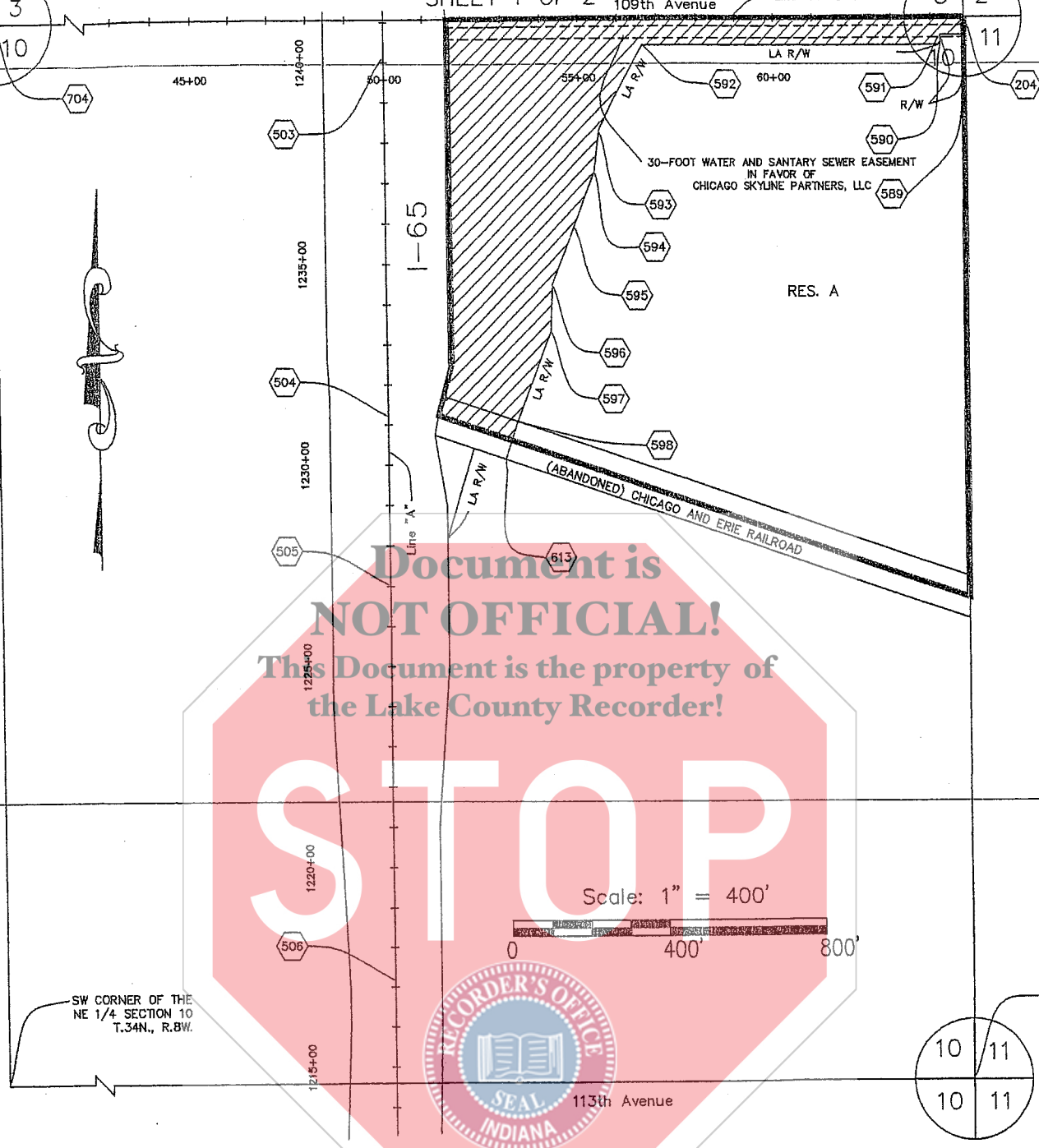
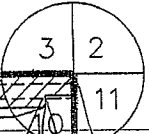
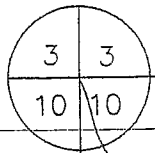


\_\_\_\_\_  
JUDGE, LAKE SUPERIOR COURT

61815.1



EXHIBIT B  
 RIGHT-OF-WAY PARCEL PLAT  
 PREPARED FOR INDIANA DEPARTMENT OF TRANSPORTATION  
 SHEET 1 OF 2



Scale: 1" = 400'

SW CORNER OF THE  
 NE 1/4 SECTION 10  
 T.34N., R.8W.

HATCHED AREA IS THE APPROXIMATE TAKING

OWNER	LAKE COUNTY TRUST COMPANY; TRUST NO. 2247	CODE NO.:	5112
PARCEL	4	DRAWN BY:	D.L. WITTE
PROJECT	109TH AVENUE AND I-65 INTERCHANGE	CHECKED BY:	D.E. LAUER
ROAD	I-65 AND 109TH AVENUE	INSTRUMENT NO. 313620 DATED 08-21-1975 INSTRUMENT NO. 2002-035519, DATED 02-26-2002	
COUNTY	LAKE		
SECTION	10		
TOWNSHIP	34 NORTH		
RANGE	8 WEST	DIMENSIONS SHOWN ARE FROM THE ABOVE LISTED RECORD DOCUMENTS	

EXHIBIT B  
RIGHT-OF-WAY PARCEL PLAT  
PREPARED FOR INDIANA DEPARTMENT OF TRANSPORTATION  
SHEET 2 OF 2

PARCEL COORDINATE CHART (FEET)					
POINT	CL	STATION	OFFSET	NORTH	EAST
204	*	*	*	*	*
216	*	*	*	*	*
503	*	*	*	*	*
504	*	*	*	*	*
505	*	*	*	*	*
506	*	*	*	*	*
704	*	*	*	*	*
589	PR-S-109-A	+PL(64+84.65)	40' RT	2248135.2395	2888923.8906
590	PR-S-109-A	64+25	40' RT	2248135.2616	2888864.2435
591	PR-S-109-A	64+25	65' RT	2248110.2616	2888864.2341
592	PR-S-109-A	56+65	65' RT	2248110.5475	2888104.2342
593	A	1238+30	550' RT	2247898.4737	2887989.1254
594	A	1237+28.25	537.92' RT	2247796.7304	2887976.9892
595	A	1235+92.67	484.19' RT	2247661.1801	2887923.1843
596	A	1234+50	415' RT	2247518.5484	2887853.9154
597	A	1233+35	420' RT	2247403.5456	2887858.8518
598	A	+PL(+1231+07.78)	R/W(336.01' RT)	2247176.3720	2887774.7366
613	A	+PL(1230+13.79)	R/W(304.91' RT)	2247082.3992	2887743.5832
* SEE LOCATION CONTROL ROUTE SURVEY PLAT					

*Stations & offsets from Location Control Route Survey are to control over North & East Coordinates & over Bearings & Distances. Dimensions shown are from the referenced record documents.*

I, David E. Lauer, 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.

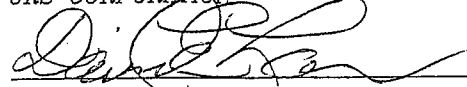
OWNER: LAKE COUNTY TRUST COMPANY; TRUST NO. 2247  
 PARCEL: 4  
 PROJECT: 109TH AVENUE AND I-65 INTERCHANGE  
 ROAD: I-65 AND 109TH AVENUE  
 COUNTY: LAKE

**SURVEYOR STATEMENT**

To the best of my knowledge and belief, this plat, together with the Location Control Route Survey Plat recorded on July 23, 2007 as Instrument NO. 2007-059896 in the Office of the Recorder of Lake County, Indiana (incorporated and made a part hereof by reference) comprise a Route Survey executed in accordance with Indiana Administrative Code 865 IAC 1-12, ("Rule 12").

*Certified this 19th day of December, 2007.*

URS CORPORATION

  
 David E. Lauer, LS  
 Registered Land Surveyor No. LS29800021  
 State of Indiana





# The United States of America



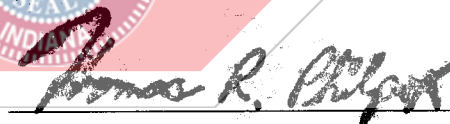
## STATE OF INDIANA, COUNTY OF LAKE, ss:

I, the undersigned, Clerk of the Lake Circuit and Superior Courts of Lake County, Indiana, and the keeper of the records and files thereof, does hereby certify that the above and foregoing is a full, true, correct and complete copy of the Order of court dated the

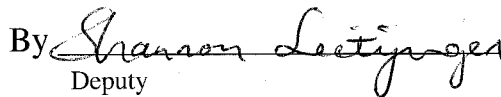
10 day of August, 2009, in the case of City of  
Crown Point, Indiana vs. Lake County Trust Company, etal

in cause number 45 D10-0901-PL-010, as fully as the same appears of record in the office of the Clerk.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Court at my office in Crown Point, IN in the County of Lake this 7th day of December, A.D., 2009.



Clerk Lake Circuit Court

By   
Deputy

# United States of America

**State of Indiana, County of Lake, ss:**

John R. Pera, Judge of the SUPERIOR Court of Lake County, of the State of Indiana, and as such sole presiding Judge of Superior Ct of Lake County, in the State of Indiana, do hereby certify that Thomas R. Philpot, whose name is subscribed to the foregoing certificate of attestation, now is, and was at the time of signing and sealing the same, the Clerk of the SUPERIOR Court of Lake County aforesaid, and keeper of the records, files and seals thereof, duly elected and qualified to office; and that full faith and credit are, and of right ought to be, given to all his official acts as such, in all Courts of Record and elsewhere, and that his said attestation is in due form of law and by the proper officer.

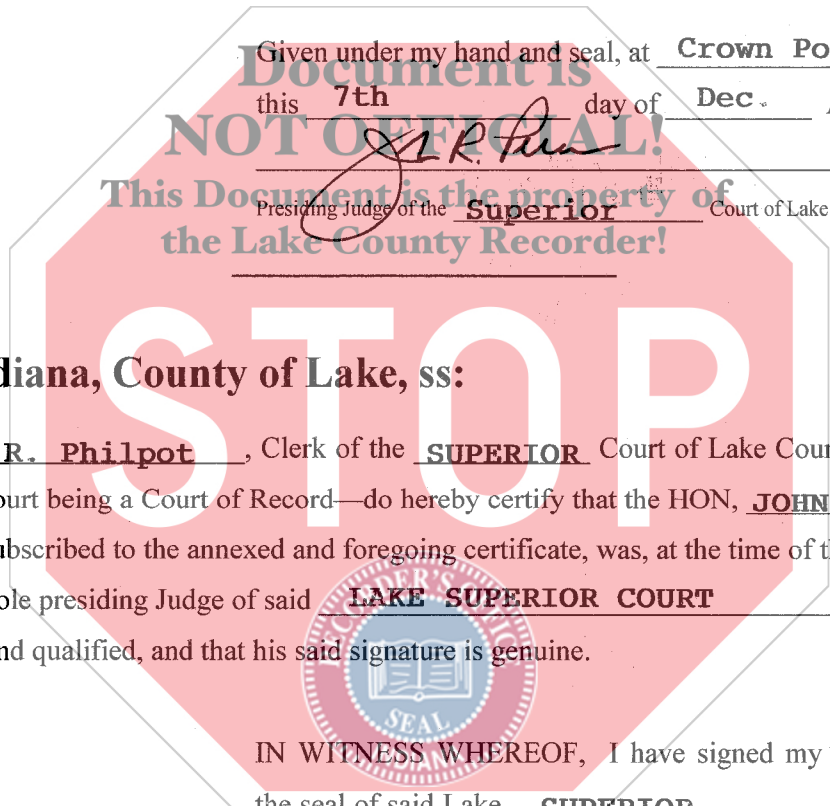
Given under my hand and seal, at Crown Point, Indiana, this 7th day of Dec. A.D. 20 09

*J.R. Pera*

(Seal)

Presiding Judge of the Superior Court of Lake County, State of Indiana

This Document is the property of the Lake County Recorder!



**State of Indiana, County of Lake, ss:**

I, Thomas R. Philpot, Clerk of the SUPERIOR Court of Lake County, in the State of Indiana—said Court being a Court of Record—do hereby certify that the HON, JOHN R. PERA, whose name is subscribed to the annexed and foregoing certificate, was, at the time of the signing thereof, and now is, the sole presiding Judge of said LAKE SUPERIOR COURT duly elected, Commissioned and qualified, and that his said signature is genuine.

IN WITNESS WHEREOF, I have signed my name and affixed the seal of said Lake SUPERIOR Court, at my office in Crown Point, in said Lake County, this 7th day of December A.D. 20 09

*Thomas R. Philpot*

Clerk

*by Shannon Leitzinger*