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2011 013354

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2011 MAR -9 AM 11:40

MICHAEL J. HAN
RECORDER

**SWORN STATEMENT OF INTENTION TO HOLD LIEN
(NOTICE OF MECHANIC'S LIEN)**

| | | | |
|-----|--|---|---|
| To: | FREE IV, LLC 1104 Country Hills Dr Ogden, Utah 84403 | FLYING J INC. 1104 Country Hills Dr Ogden, Utah 84403 | THE OSCAR W. LARSON COMPANY 10100 Dixie Highway Clarkston, MI 48348 |
|-----|--|---|---|

Pilot Travel Centers, LLC, 5508 Lonas Drive, Knoxville, TN 37909

The undersigned, being first duly sworn, makes this sworn statement of intention to hold a lien upon the property described below and says that:

1. The undersigned, Ozinga Ready Mix Concrete, Inc., intends to hold a lien on land commonly known as 1401 Ripley St., Lake Station, Indiana, (which may include key nos. 45-09-09-100-017.000-021, 45-09-09-302-001.000-021, 45-09-09-302-003.000-021, and/or 45-09-09-100-018.000-021), legally described as follows: *(See attached Legal Description)* as well as on all buildings, other structures and improvements located thereon or connected therewith for work and labor done and for materials and machinery furnished by the undersigned in the erection, construction, altering, repairing and removing of said buildings, structures and improvements for such work and labor and for such materials and machinery.
2. The amount claimed under this statement is Forty-three Thousand Three Hundred Thirty-nine and 05/100 Dollars (\$43,339.05).
3. The work and labor were done and the materials and machinery were furnished by the undersigned within the last ninety (90) days.

STATE OF INDIANA)
COUNTY OF LAKE)

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Ozinga Ready Mix Concrete, Inc.
By: [Signature]
TONY SHIVLEY, Sales and Marketing Manager

Before me, a Notary Public, in and for said County and State, personally appeared Tony Shivley who acknowledged the execution of the foregoing Sworn Statement and Notice of Intention to Hold Lien, and who, having been duly sworn, under the penalties of perjury, stated that the facts and matters therein set forth are true and correct.

Witness my hand and Notarial Seal this 3rd day of March, 2011.

My Commission Expires: May 21, 2016
My County of Residence: Lake

[Signature]
Elizabeth M. Eenigenburg, Notary Public

I affirm under the penalties for perjury that I have taken reasonable care to redact each social security number in this document and its attachments, if any, unless required by law.



[Signature]

I hereby certify that I have this _____ day of March, 2011, mailed a duplicate of this notice, Certified Mail with Return Receipt Requested, to the within named property owner(s) at:

Recorder of Lake County

This instrument prepared by: ARTHUR C. JOHNSON, II, Johnson, Rappa & Ivancevich, LLC, 250 E. 90th Drive, Merrillville, IN 46410

A

,21.00
CASH
LR

Exhibit A
Legal Description

Property Address: 1401 Ripley Street, Lake Station, Indiana 46405

Legal Description:

Legal Description from ALTA/ACSM Land Title Survey Number 010372, prepared by Wightman & Associates, Inc., dated June 4, 2001:

Description of total parcel as surveyed:

That part of the West Half of Section 9, Township 36 North, Range 7 West of the Second Principal Meridian, City of Lake Station, Lake County, Indiana, described as: Beginning at a concrete right of way monument at Station 64+50 on the East 100 foot right of way line of Indiana State Road 51 that is 2736.84 feet North 07 degrees 35 minutes 45 seconds East of the Southwest corner of said Section 9; thence South 00 degrees 04 minutes 30 seconds East on said East 100 foot right of way line of Indiana State Road 51 a distance of 150.00 feet to a chiseled "X" at Station 63+00 on said East 100 foot right of way line; thence South 05 degrees 07 minutes 10 seconds West 110.45 feet to a set rebar and cap #9300009 on the East 90 foot right of way line of said Indiana State Road 51; thence South 00 degrees 04 minutes 30 seconds East on said East 90 foot right of way line 271.53 feet to a set rebar and cap #9300009 at the intersection of said East 90 foot right of way line and the original limited access right of way line of Interstate 80/94; thence South 54 degrees 27 minutes 20 seconds East on said original limited access right of way line 105.00 feet to a set rebar and cap #9300009 at the intersection of said original limited access right of way line and the 110 foot limited access right of way line for Ramp "L"; thence North 89 degrees 58 minutes 05 seconds East on said 110 foot limited access right of way line 495.02 feet to a set rebar and cap #9300009 at the intersection of said 110 foot limited access right of way line for Ramp "L" and a 98 foot limited access line for Ramp "P" of Interstate 80; thence Northeasterly on said 98 foot limited access line on a 1372.39 foot radius curve to the left whose chord bears North 81 degrees 39 minutes 02 seconds East 357.00 feet to a found iron at the intersection of said 98 foot limited access line for Ramp "P" and the East line of the West Half of the Southwest Quarter of said Section 9 as established in a survey by Krull and Son, Inc., dated February 2, 1985; thence North 65 degrees 24 minutes 00 seconds East on a limited access line for Ramp "P" 581.90 feet to a found iron at an angle point in said limited access line for Ramp "P"; thence North 39 degrees 35 minutes 28 seconds East on said limited access line 480.05 feet (deduced North 39 degrees 41 minutes East 476.6 feet) to a set rebar and cap #9300009 at an angle point in said limited access line; thence North 03 degrees 50 minutes 00 seconds East on said limited access line 338.20 feet to a found iron at an angle point in said limited access line; thence North 15 degrees 38 minutes 00 seconds West on said limited access line 254.88 feet to a set rebar and cap #9300009 being used as a meander point on said limited access line; thence South 69 degrees 36 minutes 19 seconds West on a meander line 1827.91 feet to a set rebar and cap #9300009 being used as a meander point on the East 100 foot right of way line of said Indiana State Road 51; thence South 00 degrees 04 minutes 30 seconds East on said East 100 foot right of way line 17.59 feet to the Point of Beginning. Also all that land lying between said meander line and the centerline of Burns Ditch between the Easterly and Westerly lines of said parcel extended Northerly on their respective bearings.

Bearings are related to a survey by Krull and Son, Inc., dated February 2, 1985.