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STATE OF INDIANA)

IN THE LAKE SUPERIOR COURT

COUNTY OF LAKE)

) SS:

CAUSE NO. 45D01-1111-PL-90

STATE OF INDIANA,)

Plaintiff,)

v.)

JAMES HEDGER AND LAKE COUNTY, INDIANA,)

Defendant.)

Filed in Open Court

AUG 14 2012

Michael K. Brown
CLERK LAKE SUPERIOR COURT

JUDGMENT

The Court, having examined the record of this case and being duly advised, now finds:

1. Plaintiff, State of Indiana, filed its Complaint for Appropriation of Real Estate in this case on November 23, 2011, and all Defendants were served with notice provided by statute.

2. Plaintiff's Complaint for Appropriation of Real Estate complies with Indiana eminent domain law, and the Court has jurisdiction over the subject matter of this case and the parties herein.

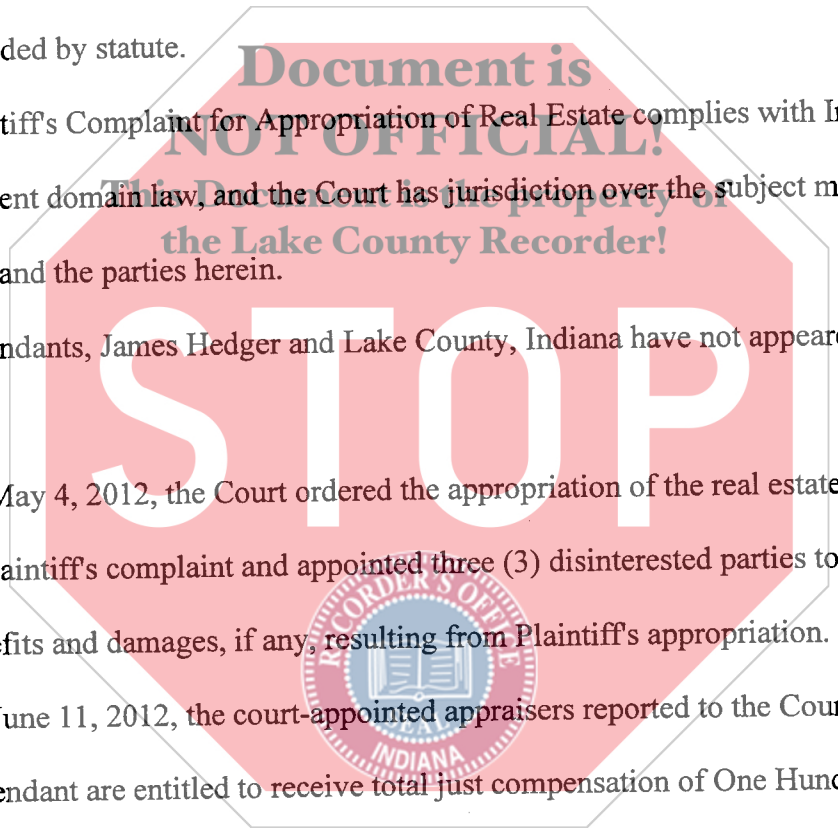
3. Defendants, James Hedger and Lake County, Indiana have not appeared in this case.

4. On May 4, 2012, the Court ordered the appropriation of the real estate described in Plaintiff's complaint and appointed three (3) disinterested parties to assess the benefits and damages, if any, resulting from Plaintiff's appropriation.

5. On June 11, 2012, the court-appointed appraisers reported to the Court that Defendant are entitled to receive total just compensation of One Hundred and Sixty-Two Dollars (\$162.00) as a result of Plaintiff's appropriation.

6. On or about June 14, 2012, the Clerk of the Court sent notice of the Report of Appraisers to all parties and attorneys of record by United States

2012 058739



2012 AUG 29 AM 9:50
MICHAEL K. BROWN
CLERK LAKE SUPERIOR COURT

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

NON-TAXABLE

AUG 28 2012

N/C

Cs

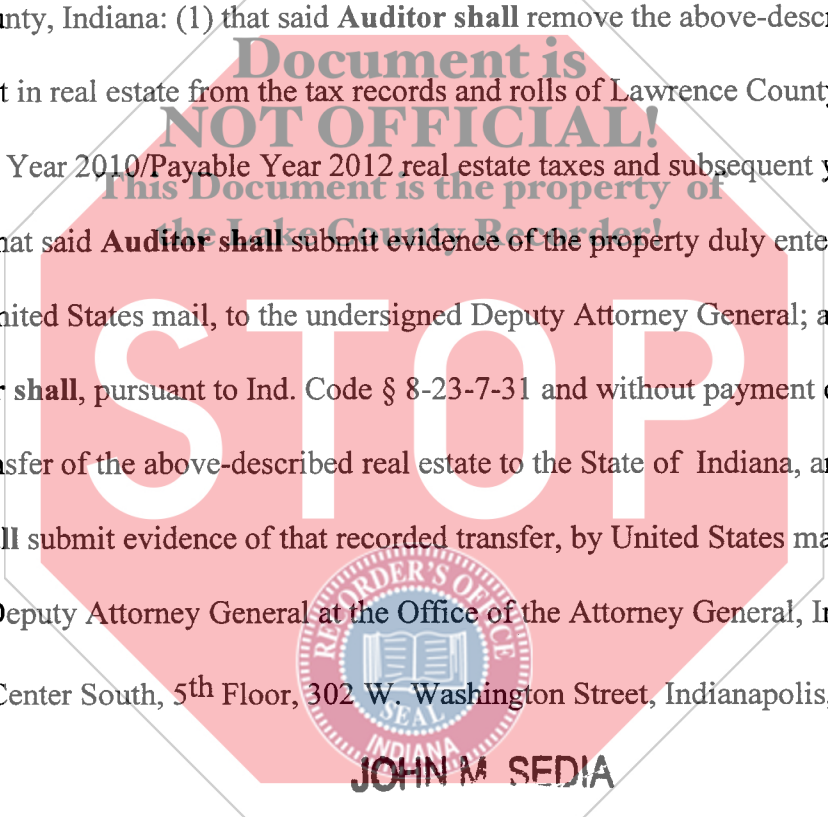
7. If exceptions to the *Report of Appraisers* are to be filed, they shall be filed within forty-five (45) days after notice of the report is sent to all parties and attorneys of record by United States certified mail. Ind. Code § 32-24-1-11.
8. No exceptions to the *Report of Appraisers* have been filed in this case.
9. When, as here, no exceptions are filed within the prescribed statutory period, the court-appointed appraisers' report is conclusive as a matter of law, and there is no issue left for trial. *State v. Redmon*, 186 N.E. 328 (Ind. 1933); *Southern Indiana Gas Elec. Co. v. Decker*, 307 N.E. 2d 51 (Ind. 1974).
10. On or about August 1, 2012, Plaintiff deposited with the Clerk of Courts the court award in the amount of One Hundred and Sixty-Two Dollars (\$162.00) for the benefit of the Defendant, James Hedger.
11. The Defendant, James Hedger, should now recover One Hundred and Sixty-Two Dollars (\$162.00) as total just compensation from Plaintiff in this case.
12. The *Motion for Judgment* should be granted.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Plaintiff, State of Indiana, now holds **fee simple title**, including all rights of possession, to the real estate described and depicted in the attached Exhibit A and Exhibit B.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendant, Lake County, Indiana, is in default and shall take nothing from this case.

IT IS FURTHER ORDERED ADJUDGED AND DECREED that Defendant, James Hedger, should now recover One Hundred and Sixty-Two Dollars (\$162.00) as total just compensation in this case, which has been deposited with the Clerk of the Court in full satisfaction of this *Judgment* and all of Defendant's claims in this case. Any interest accrued shall be remitted to the State.

IT IS FURTHER ORDERED that the **Clerk of the Court** shall promptly send two (2) certified copies of this *Judgment* to the undersigned Deputy Attorney General who upon receipt will forward with a completed *Indiana Sales Disclosure Form* to the Lawrence County **Assessor** to be reviewed and forwarded to the Auditor and Recorder of Lawrence County, Indiana: (1) that said **Auditor shall** remove the above-described **fee simple** interest in real estate from the tax records and rolls of Lawrence County and cancel all Tax Year 2010/Payable Year 2012 real estate taxes and subsequent years' taxes thereon; and that said **Auditor shall** submit evidence of the property duly entered for transfer, by United States mail, to the undersigned Deputy Attorney General; and (2) that said **Recorder shall**, pursuant to Ind. Code § 8-23-7-31 and without payment of fee, record the transfer of the above-described real estate to the State of Indiana, and that said **Recorder shall** submit evidence of that recorded transfer, by United States mail, to the undersigned Deputy Attorney General at the Office of the Attorney General, Indiana Government Center South, 5th Floor, 302 W. Washington Street, Indianapolis, IN 46204-2770.



AUG 14 2012

Date: _____
JUDGE, LAKE SUPERIOR COURT

Distribution Attached

DISTRIBUTION:

John S. Dull
Attorney for Lake County, Indiana
2293 N. Main Street
Crown Point, IN 46307

Erin L. Hall
OFFICE OF THE ATTORNEY GENERAL
Indiana Government Center South
402 West Washington Street, 5th FL
Indianapolis, IN 46204
Attorney for the Plaintiff

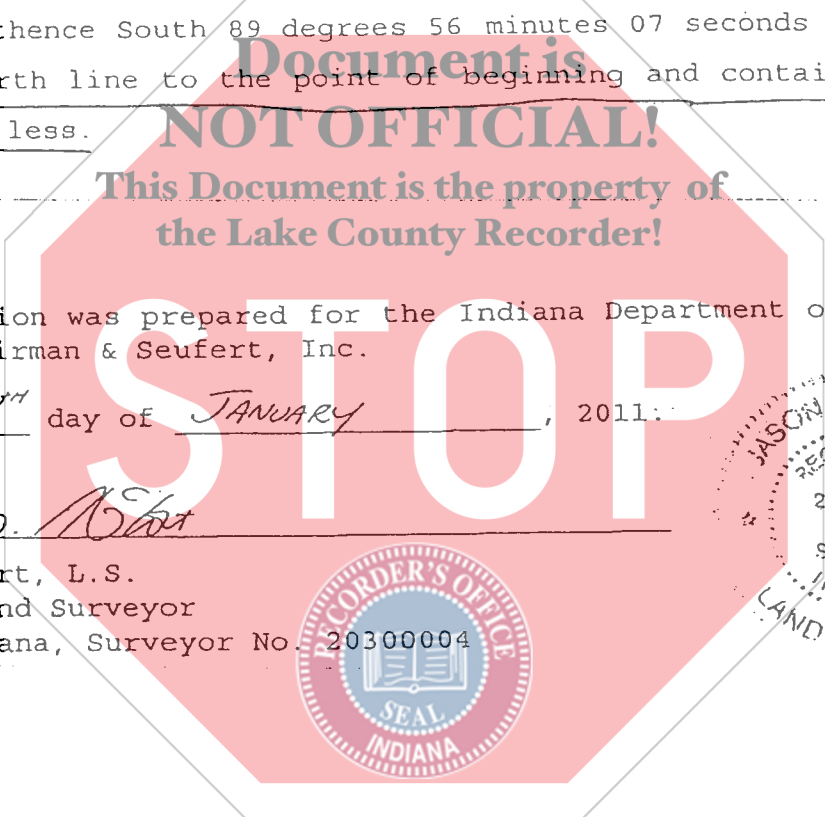


COPY EXHIBIT "A"

Project: 2261059
Parcel: 1 Fee
Form: WD-1
Tax I.D.: 45-08-05-158-011.000-004

Sheet: 1 of 1
Code: 4817

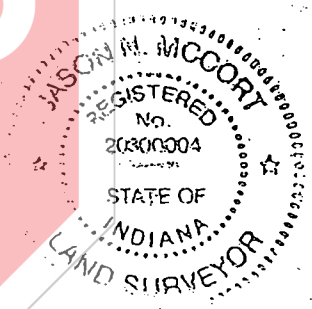
A part of Lot 26 of Block 8 in Re-Subdivision of Gary Land Company's Sixth Subdivision, a subdivision in Section 5 and Section 6, all in Township 36 North, Range 8 West, Lake County, Indiana, the plat of which subdivision is recorded in Plat Book 14, page 21, in the Office of the Lake County Recorder, and being that 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 lot: thence South 0 degrees 00 minutes 21 seconds East 18.00 feet along the east line of said lot to the point designated as "300102" on said parcel plat; thence North 45 degrees 01 minute 45 seconds West 25.50 feet to the north line of said lot, designated as point "300101" on said parcel plat; thence South 89 degrees 56 minutes 07 seconds East 18.04 feet along said north line to the point of beginning and containing 162 square feet, more or less.



This description was prepared for the Indiana Department of Transportation by Butler, Fairman & Seufert, Inc.

Given this 4th day of JANUARY, 2011:


Jason N. McCort
Jason N. McCort, L.S.
Registered Land Surveyor
State of Indiana, Surveyor No. 20300004



PARCEL NO. : 1
 PROJECT NO. : 2261059
 ROAD NAME : U.S.R. 12/20
 COUNTY : LAKE
 SECTION : 5
 TOWNSHIP : 36 N.
 RANGE : 8 W.
 CODE : 4817

COPY
 OWNER: JAMES HADGER
 INSTRUMENT NO. 99079498, DATED 09/08/1999
 INSTRUMENT NO. 99072085, DATED 08/30/1999

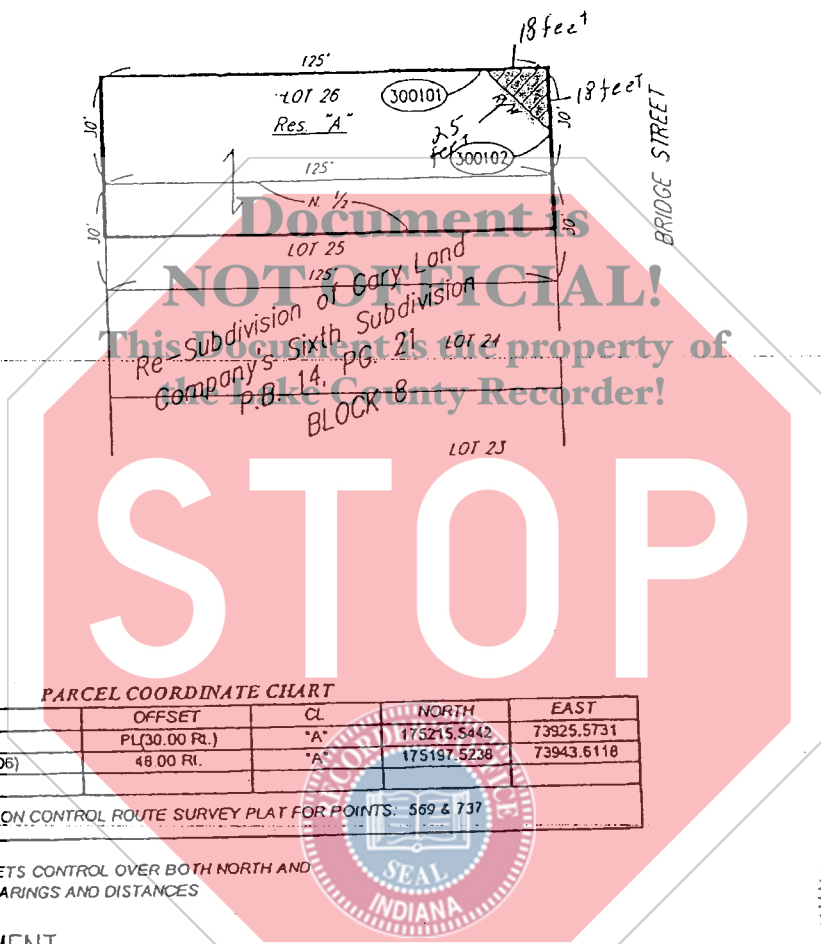
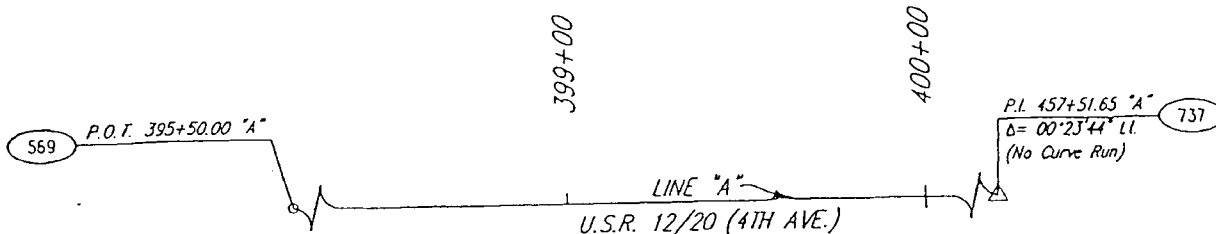
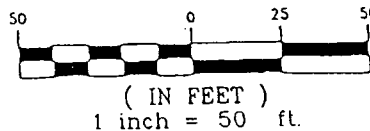
Y
 DRAWN BY: CVS 12/13/2010
 CHECKED BY: JNM 12/16/2010
 SCALE: 1" = 50'
 SHEET 1 OF 1

 HATCHED AREA IS THE APPROXIMATE TAKING

THIS PLAT WAS PREPARED FROM INFORMATION OBTAINED FROM THE RECORDER'S OFFICE AND OTHER SOURCES WHICH WERE NOT NECESSARILY CHECKED BY A FIELD SURVEY.

EXHIBIT "B"

GRAPHIC SCALE



PARCEL COORDINATE CHART

POINT	STATION	OFFSET	CL	NORTH	EAST
300101	399+52.00	PL(30.00 RL.)	"A"	173215.5442	73925.5731
300102	+PL(399+70.06)	48.00 RL.	"A"	175197.5238	73943.6118

SEE LOCATION CONTROL ROUTE SURVEY PLAT FOR POINTS: 569 & 737

NOTE: STATIONS AND OFFSETS CONTROL OVER BOTH NORTH AND EAST COORDINATES AND BEARINGS AND DISTANCES



SURVEYORS STATEMENT

To the best of my knowledge and belief, this plat, together with the "Location Control Route Survey Plat" recorded as Instrument #2006101451 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").

ROUTE SURVEY PLAT

Prepared for - INDOT
 by Butler, Fairman and Seufert, Inc. (Job #4512.0614)
 Project = 4512.0614 01-04-11 AT 13:59 JNM
 R: \4512\0614\Pro.Development\ROH\RWENG\CalculationDrawings\Landplats\Par.01.dwg

Jason N. McCort 1/4/2011
 Jason N. McCort Date
 L.S. 20300004