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First American Title Order #

**ROFR MEMORANDUM**

**AFTER RECORDING,  
RETURN THIS DOCUMENT**

**TO:**  
Prepared by  
Caryn S. Englander, Esq.  
DLA Piper LLP (US)  
203 North LaSalle Street  
Chicago, Illinois 60601

2014 007801

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

2014 FEB 11 AM 8:38

MICHAEL B. BROWN  
RECORDER

*This space reserved for Recorder's use only.*

**MEMORANDUM OF RIGHT OF FIRST REFUSAL**

Reference is hereby made to that certain Contract for Purchase and Sale of Real Estate dated December 11, 2013 (the "Agreement"), by and between **GEORGE MICHELS, SR.** ("Michels"), whose address is 6948 Olcott Avenue, Hammond, Indiana 46323, and **BP PRODUCTS NORTH AMERICA INC.**, a Maryland corporation ("BP"), whose address is 2815 Indianapolis Blvd., Whiting, Indiana 46394. In accordance with Section 26 of the Agreement, BP has a right of first refusal to purchase from Michels that certain real property commonly known as 3011 - 3030 Dickey Road, East Chicago, Indiana, which is legally described in Exhibit A attached hereto and made a part hereof (the "ROFR"). The exercise of the rights of BP and Michels under the ROFR shall be governed by the terms and conditions of the Agreement.

The parties may execute this Memorandum of Right of First Refusal in counterparts which shall, in the aggregate, be signed by all the parties. Each counterpart shall be deemed an original instrument, and collectively they shall constitute one document.



[Signature pages follow]

Return to:  
First American Title Insurance Company  
Attn: Deborah Cross  
30 N. LaSalle St, Suite 2700  
Chicago, IL 60602

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**FILED**  
FEB 07 2014 19-  
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LAKE COUNTY AUDITOR 8800  
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19<sup>th</sup> IN WITNESS WHEREOF, Michels and BP have executed this instrument as of the day of December, 2013.

George Michels, Sr.

By: [Signature]  
George Michels, Jr., attorney in fact

By: [Signature]  
James Michels, attorney in fact

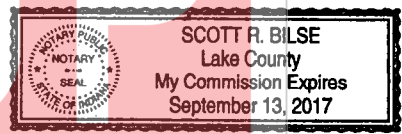
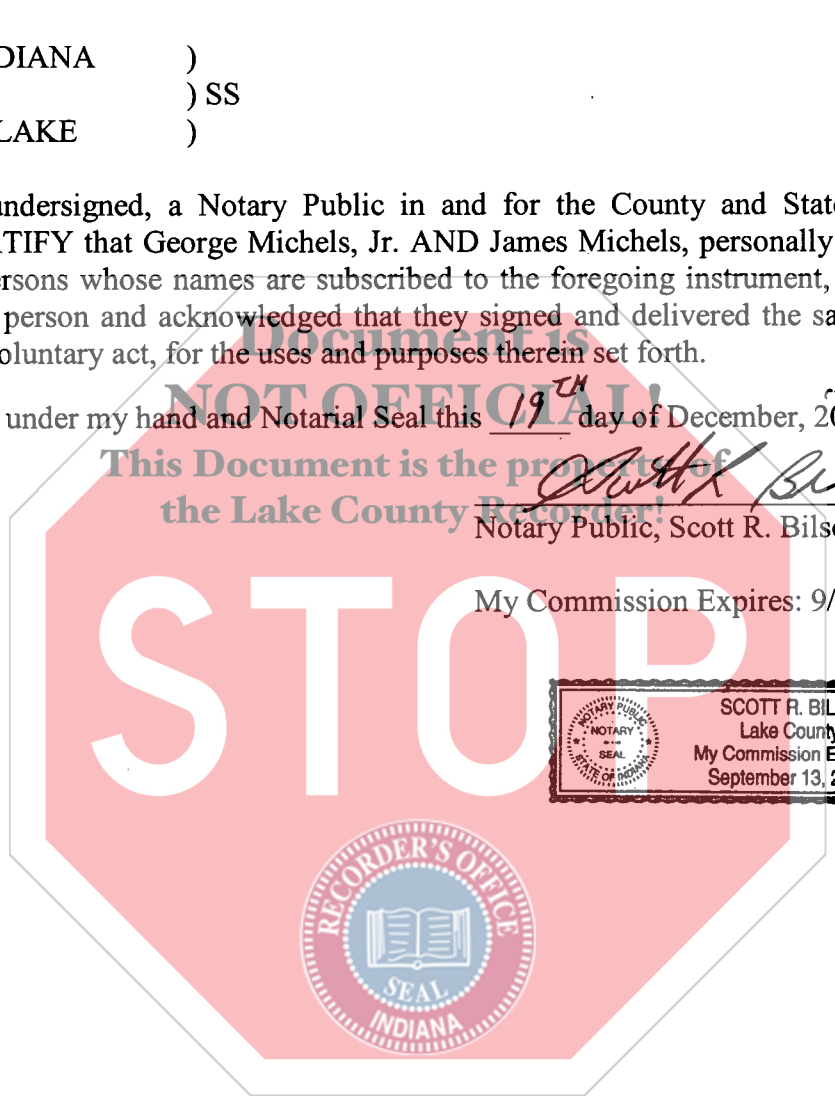
STATE OF INDIANA     )  
  ) SS  
COUNTY OF LAKE     )

I, the undersigned, a Notary Public in and for the County and State aforesaid, DO HEREBY CERTIFY that George Michels, Jr. AND James Michels, personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their free and voluntary act, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 19<sup>th</sup> day of December, 2013.

[Signature]  
Notary Public, Scott R. Bilse

My Commission Expires: 9/13/2017





**DECLARATION**

I 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.

Scott R. Bilse  
Abrahamson, Reed & Bilse  
200 Russell Street, 5th Floor  
Hammond, Indiana 46320



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**EXHIBIT A**

**LEGAL DESCRIPTION**

The real property situated in the County of Lake, State of Indiana, and described as follows:

Lot No. Two Hundred Thirty-nine (239), as marked and laid down on the recorded Plat of Mark Subdivision, in the City of East Chicago, Lake County, Indiana, as the same appears of record in Plat Book 15, page 36, in the Recorder's Office of Lake County, Indiana, excepting therefrom that portion of said Lot lying Northwesterly of a line 185.5 feet Southeasterly of and parallel with the Northwesterly line thereof.

Parcel No.: 24-30-0450-0041/45-03-16-333-003.000-024.

