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Certification of Stonegate Development of Winfield, LLC as to Recapture and Agreement to Pay Real Estate Taxes for 2013

This Agreement is made as of the 2nd day of February 2014 between the Town of Winfield, Indiana, an Indiana municipal corporation ("Town") and Stonegate Development of Winfield, LLC, an Indiana limited liability company ("Stonegate").

In consideration of the transfer of that certain real estate legally described on Exhibit A ("Property") from Stonegate to Town and Town's acceptance of the transfer of the Property and other good and valuable consideration the receipt and sufficiency of which is hereby acknowledged, Town and Stonegate agree as follows:

1. Waiver of Recapture or Reimbursement under Sewer Reimbursement Agreement recorded as Document No. 2007 094835 ("Reimbursement Agreement").

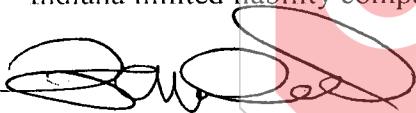
So Long as Town uses the Property exclusively for outdoor recreational park purposes, such as ball fields for the residents of the Town and constructs thereon washroom facilities as are normal and customary for use with the outdoor recreational use of the Property as aforesaid, then Stonegate waives and relinquishes its right to recapture or reimbursement from the Town under the Reimbursement Agreement.

2. Agreement to pay 2013 Real Estate Taxes for the Property.

At such a time that the installments for the real estate taxes for 2013 are issued by Lake County, Indiana for the Property (45-17-17-200-010.000-047), Stonegate shall pay the same when due. Town shall be responsible for the 2014 real estate taxes for the Property.

Wherefore the Town and Stonegate have executed this Agreement as of the date first set forth above.

Stonegate Development of Winfield, LLC, an Indiana limited liability company

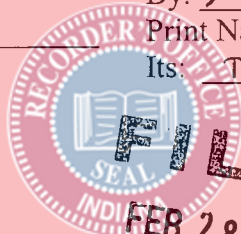


Peter E. Manhard  
Manager

The Town of Winfield, Indiana, an Indiana municipal corporation

By: 

Print Name: GERARD T. STEWER  
Its: Town Council President



**FILED**  
FEB 28 2014

PEGGY HOLINGA KATONA  
LAKE COUNTY AUDITOR

011027

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD  
2014 FEB 28 PM 3:14  
MICHAEL S. BRIN  
RECORDER

14-  
ck. 22828  
DN  
NOTCOM

EXHIBIT A

PROPERTY

THAT PART OF THE SOUTH HALF OF THE NORTHEAST QUARTER OF SECTION 17, TOWNSHIP 34 NORTH, RANGE 7 WEST OF THE SECOND PRINCIPAL MERIDIAN, IN LAKE COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED S FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE NORTHEAST QUARTER OF SAID SECTION 17; THENCE ALONG THE EAST LINE OF SAID NORTHEAST QUARTER NORTH 00-DEGREES 02 MINUTES 16 SECONDS EAST A DISTANCE OF 697.24 FEET TO THE POINT OF BEGINNING; THEN SOUTH 89 DEGREES 40 MINUTES 20 SECONDS WEST A DISTANCE OF 646.81 FEET; THENCE NORTH 00 DEGREES 02 MINUTES 16 SECONDS EAST A DISTANCE OF 638.15 FEET TO THE NORTH LINE OF THE SOUTH HALF OF SAID NORTHEAST QUARTER OF SECTION 17; THENCE ALONG SAID NORTH LINE, NORTH 89 DEGREES 40 MINUTES 20 SECONDS EAST A DISTANCE OF 646.81 FEET TO THE EAST LINE OF SAID NORTHEAST QUARTER OF SECTION 17; THENCE ALONG SAID EAST LINE, SOUTH 00 DEGREES 02 MINUTES 16 SECONDS WEST A DISTANCE OF 638.15 FEET TO THE POINT OF BEGINNING, SAID PARCEL CONTAINING 9.48 ACRES, MORE OR LESS.

