

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

2015 027937

2015 MAY -8 PM 2:29

MICHAEL B. BROWN  
RECORDER

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

**To Owners: MELTON LAND CO., LLC  
a/k/a Melton Land Company, LLC  
6600 Bessemer Avenue  
Cleveland, Ohio 44127**

**KAPLAN TRUCKING COMPANY  
6600 Bessemer Avenue  
Cleveland, Ohio 44127**

**Document is  
NOT OFFICIAL!**

The undersigned, **ILLIANA REMEDIAL ACTION, INC.**, makes this sworn statement of intention to hold a lien upon the property described below and says that:

1. The undersigned, **ILLIANA REMEDIAL ACTION, INC.**, an Indiana Corporation, having an office located at 6550 Osborn Avenue, Hammond, Indiana 46373, and having been contracted with by Kaplan Trucking Company for and on behalf of the Owner, Melton Land Co., Inc., an Ohio corporation, having offices located at 6600 Bessemer Avenue, Cleveland, Ohio 44127, thereupon did furnish the necessary and various labor, materials, and equipment to perform certain demolition, site earthwork, building excavation and site utilities (sanitary, water and storm) installation work, in the course of construction of a structure that is not a Class 2 structure (as defined by Indiana Code 22-12-1-5), for the benefit of the Owner in construction of the building improvements identified as the Kaplan Trucking Facilities on the real estate commonly described as the Southwest corner of U.S. Hwy 20 and Ripley Street, in the City of Gary, Lake County, Indiana, and now asserts, claims and states its intent to hold a lien on the land, improvements, and fixtures erected thereon, and on your interest as the owner of the Real Estate legally described as follows:

**See, Exhibit A attached hereto and incorporated herein by reference.**

Real Estate Parcel Numbers: 45-09-04-300-020.000-004; 45-09-05-477-003.000-004;  
45-09-05-477-004.000-004; 45-09-05-477-005.000-004;  
45-09-05-477-006.000-004; 45-09-05-477-007.000-004; and  
45-09-05-477-018.000-004.

Commonly known as: 7901 Melton Road, Gary, Indiana 46403

hereinafter referred to as the "Real Estate," as well as on all buildings, structures, improvements and fixtures located thereon or connected therewith for work and labor done and for materials and

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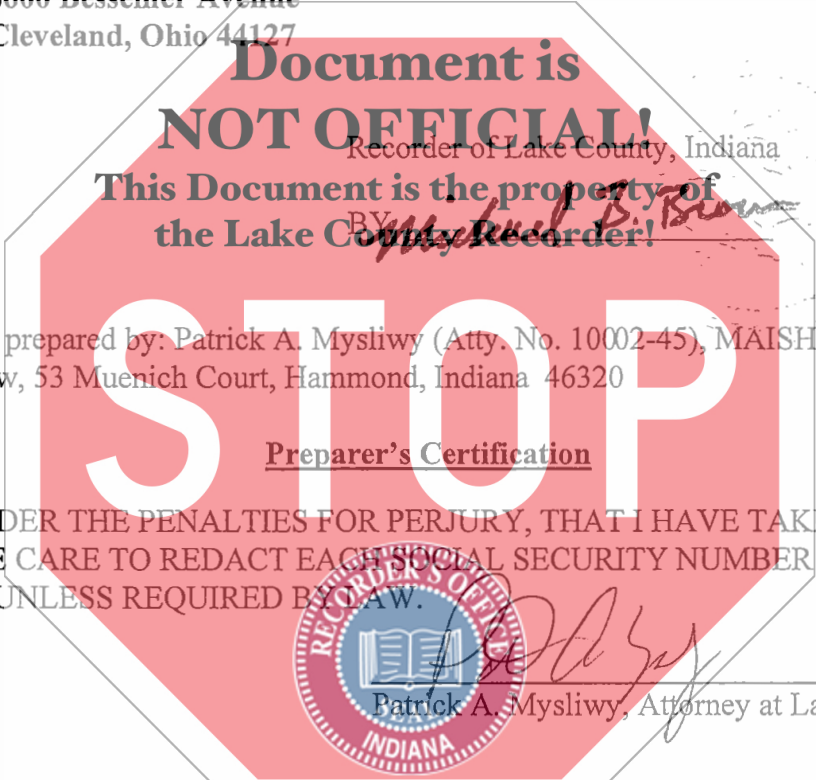


CERTIFICATE OF MAILING

I hereby certify that I have on this 8<sup>th</sup> day of May, 2015 mailed a duplicate of this notice, first class, postage paid, to the within named property Owners at the following addresses:

**MELTON LAND CO., LLC**  
**a/k/a Melton Land Company, LLC**  
**6600 Bessemer Avenue**  
**Cleveland, Ohio 44127**

**KAPLAN TRUCKING COMPANY**  
**a/k/a Melton Land Company, LLC**  
**6600 Bessemer Avenue**  
**Cleveland, Ohio 44127**



This instrument prepared by: Patrick A. Mysliwy (Atty. No. 10002-45), MAISH & MYSLIWY, Attorneys at Law, 53 Muenich Court, Hammond, Indiana 46320

Preparer's Certification

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.

Patrick A. Mysliwy, Attorney at Law (Preparer)

AFTER RECORDING RETURN TO: MAISH & MYSLIWY, Attorneys at Law  
P.O. Box 685  
Hammond, IN. 46325

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**EXHIBIT A – Legal Description (7901 Melton Road, Gary, Indiana 46403)**

**Parcel A:** Part of the Southwest 1/4 of the Southwest 1/4 of Section 4, Township 36 North, Range 7 West of the Second Principal Meridian described as: Commencing at the Southwest corner of Section 4, Township 36 North, Range 7 West, thence East along the South line of said Section 248.33 feet, more or less, to the West Right-of-way line of State Highway #51, thence North and Northwesterly along said right-of-way line to the Southerly line of U.S. Highway #20, thence Northwesterly along said Southerly right-of-way line to the West line of said Section; thence South 385.92 feet, more or less, to the place of beginning, all in the City of Gary, Lake County, Indiana.

**Parcel B:** East 100 feet of the following legal description. Part of the Southeast 1/4 of Section 5, Township 36 North Range 7 West of the Second Principal Meridian, described as beginning at the Southeast corner of the Southeast 1/4 of Section 5, thence North on the East line of said 1/4 Section, 385.92 feet, more or less, to the South line of U.S. #20; thence West along the South line of said Highway 800 feet; thence South and parallel to the East line of said Section 5 to the North line of the Wabash Railroad, thence East along said North line to the place of beginning; in the City of Gary, Lake County, Indiana. The foregoing Parcels A and B are also described by the following perimeter description: A parcel of land being in part in the Southwest 1/4 of Section 4, Township 36 North, Range 7 West of the Second Principal Meridian and in part in the Southeast 1/4 of Section 5, Township 36 North, Range 7 West of the Second Principal Meridian, in the City of Gary, Lake County, Indiana, being more particularly described as follows: Beginning at the Southwest corner of Section 4; thence South 88 degrees 58 minutes 05 seconds East 248.33 feet to the West right-of-way line of State Highway #51; thence North and Northwesterly along the West right-of-way line of State Highway #51 of the following two courses to the Southerly right-of-way line of U.S. Highway #20, North 0 degrees, 08 minutes, 28 seconds West 237.38 feet, North 23 degrees 56 minutes 12 seconds West 150.30; thence North 85 degrees, 12 minutes, 30 seconds West 187.23 feet along said Southerly right-of-way line to the West line of said Section 4; thence continuing along said last mentioned course 100.35 feet; thence South 0 degrees 00 minutes 00 seconds East 387.92 feet along a line parallel with and 100 feet West of the West line of said Section 4, by perpendicular measurement, (said West line being the East line of said Section 5), to the Northerly right-of-way line of the Wabash Railroad; now abandoned; thence South 86 degrees, 21 minutes, 00 seconds East 100.20 feet along said Northerly railroad right-of-way line to the Point of Beginning, said Point of Beginning also being the Southeast corner of said Section 5. Excepting therefrom said Parcels A and B that portion appropriated by the State of Indiana and recorded October 31, 2000 in Instrument No. 2000-078896, in the Office of the Recorder of Lake County, Indiana.

**Parcel C:** A parcel of land in the Southeast Quarter of Section 5, Township 36 North, Range 7 West of the Second Principal Meridian, in the City of Gary, Lake County, Indiana, more particularly described as follows: Commencing at the Southeast corner of said Section 5; thence North 86 degrees 21 minutes 00 seconds West (all bearings in this description are based on the East line of said Section 5 having an assumed bearing of North 00 degrees 00 minutes 00 seconds East) 100.20 feet along the Northerly right-of-way line to the Wabash Railroad (now abandoned), to the point of beginning; said point being 100.0 feet West of the East line of said



Section 5 by perpendicular measurement; thence continuing along said last mentioned course 200.40 feet to a point that is 300.00 feet West of the East line of said Section 5 by perpendicular measurement; thence North 00 degrees 00 minutes 00 seconds East along a line parallel with the East line of said Section 5, a distance of 391.93 feet to the Southerly right-of-way of U.S. Highway #20; thence South 85 degrees 12 minutes 30 seconds East 200.70 feet along said Southerly right-of-way line; thence South 00 degrees 00 minutes 00 seconds East along a line parallel with the East line of said Section 5, a distance of 387.92 feet to the point of beginning, except that part described as follows:

A part of the Southeast Quarter of Section 5, Township 36 North, Range 7 West of the Second Principal Meridian, in Lake County, Indiana, described as follows: Commencing at the Southeast corner of said Section; thence North 00 degrees 48 minutes 27 seconds West 385.92 feet along the East line of said Section to the Southern boundary of U.S.R. 20; thence North 86 degrees 00 minutes 17 seconds West 100.35 feet along the boundary of said U.S.R. 20 to the East line of the owner's land and the point of beginning of this description; thence South 00 degrees 48 minutes 27 seconds East 35.12 feet along said East line; thence North 86 degrees 00 minutes 17 seconds West 150.54 feet; thence North 78 degrees 24 minutes 36 seconds West 51.18 feet to the West line of the owner's land; thence North 00 degrees 48 minutes 27 seconds West 28.34 feet along West line to the Southern boundary of U.S.R. 20; thence South 86 degrees 00 minutes 17 seconds East 200.70 feet along the boundary of said U.S.R. 20 to the point of beginning.

**Parcel D:** That part of the west 200 feet of the East 500 feet of the Southeast Quarter of Section 5, Township 36 North, Range 7 West of the Second Principal Meridian, lying North of the North line of abandoned Wabash Railroad right-of-way and South of a line described as: Beginning at a point on the West line of said west 200 feet, 250.00 feet (measured along said West line) North of said North line of abandoned Wabash Railroad right-of-way; thence east 200 feet to a point of terminus on the East line of said West 200 feet that is 260.00 feet (as measured along said East line), North of said North line of abandoned Wabash Railroad right-of-way, in Lake County, Indiana.

**Parcel E:** West 150 feet of East 650 feet of Southeast one fourth Section 5, Township 36 North Range 7. Lying North of Wabash Railroad and South of US 20 (1.319 acres).