

B

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2017 084889

2017 DEC 13 PM 4:21

STATE OF INDIANA)
) SS
COUNTY OF LAKE)

MICHAEL B. BROWN
RECORDER

NOTICE OF INTENTION TO HOLD MECHANIC'S LIEN

Claimant, Chicago Tank Removal, Inc.
c/o David Streich
70 W. Madison Street
Suite 1400A
Chicago, Illinois 60602



To: Southlake Indiana, LLC, a Delaware limited liability company, its successors and assigns; and its below-captioned designated legal representatives and assigns.

Southlake Indiana, LLC
2109 Southlake Mall Dr.
Merrillville, Indiana 46410

Southlake Indiana, LLC
2000 East 82nd Ave
Hobart, Indiana 46410

Southlake Indiana, LLC
1 East Wacker, Suite 3600
Chicago, Illinois 60601

Southlake Indiana, LLC
11601 Wilshire Blvd., 11th Fl
Los Angeles, CA 90025

Common Mail Address of the Real Estate upon which improvements were made is: 2109 Southlake Mall Dr., Merrillville, Indiana, 46410.

Common Address of the Real Estate according to most recent Assessor's Office information is: Southlake Indiana, LLC, 2000 East 82nd Ave, Hobart, Indiana, 46342

\$ 31,000
3 additional
mailed
✓ # 2522
MB

The name and owner party address as shown on the Real Property Maintenance Report with the Treasurer of the county: Southlake Indiana, LLC, 1 East Wacker, Suite 3600, Chicago, Illinois, 60601

Parcel number: 45-12-23-301-011.000-046

Legal Description of Real Estate: Attached hereto as “**Exhibit A**”

The undersigned first being duly sworn provides this Notice to Owner and Owner’s agents as follows:

1. Chicago Tank Removal, Inc., an Illinois corporation, provides this Notice to Owner pursuant to Indiana Code 32-28-3 et seq. of Owner’s liability for payment of funds due to Chicago Tank Removal, Inc., as the result of services and products performed and supplied on the above captioned Real Estate.
2. The Owner’s name and latest address as shown on the property tax records of the county is as follows: Starwood Retail Partners, 1 East Wacker, Suite 3600, Chicago, Illinois, 60601.
3. The principal amount of services incurred are presently in the amount of Forty-Nine Thousand and Three Hundred Sixty-Four Dollars and 01/100 (\$49,364.01) plus interest thereon, and attorney’s fees and costs.
4. The project involved the removal of underground oil storage tanks.
5. Chicago Tank Removal, Inc., intends to hold a lien on the land, improvements, and fixtures erected thereon, and on your interest as the owner of the Real Estate commonly known as 2109 Southlake Mall Dr., Merrillville, Indiana, 46410, as well as on all buildings, other structures and improvements and fixtures located thereon or connected therewith for work and labor done and for materials and machinery furnished by the undersigned in the installation, erection, and construction of said buildings and improvements, and/or fixtures for such work and labor and for such materials and fixtures located upon said real estate, the improvements thereon, and/or any leasehold interest in said real estate and/or improvements thereon.
6. The last of the work and labor were done and the last of the material and fixtures were furnished by the claimant within the last ninety (90) days.

The undersigned individual executing this instrument, having been duly sworn upon his oath, under the penalties of perjury, hereby states that Claimant intends to hold a mechanic's lien upon the above described real estate and improvements and that the facts and matters set forth in this Sworn Statement and Notice of Intention to Hold Mechanic's Lien are true and correct.

DATED: December 12, 2017.

Chicago Tank Removal
By: David Streich
70 W. Madison Street
Suite 1400A
Chicago, Illinois 60602

"Undersigned"

Document is NOT OFFICIAL!

By: Christie R. DeHaan
Christie R. DeHaan

This Document is the property of the Lake County Recorder!

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

Before me, a Notary Public in and for said County and State, personally appeared Christie R. DeHaan who acknowledged the execution of the foregoing instrument, and who, having been duly sworn, stated that any representations therein contained are true. Witness my hand and Notary Seal this 11th day of December, 2017.

My Commission Expires: June 21, 2024
County of Residence: Lake



Kristina Ann Barney
Kristina Ann Barney, Notary Public

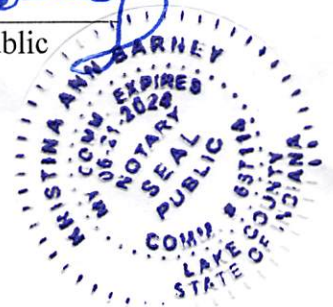


EXHIBIT A
Property Description

Parcel 1: Part of the Southeast Quarter and the West half of the Southeast Quarter of Section 21, Township 35 North, Range 8 West of the Second Principal Meridian, in Holmes-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southwest corner of said Section 21; thence North 87 degrees 34 minutes 24 seconds East, 68.60 feet to the Eastern right-of-way of Mississippi Street; thence North 3 degrees 48 minutes 55 seconds West, along the Eastern right-of-way of Mississippi Street, 376.91 feet; thence North 23 degrees 21 minutes 41 seconds East, 504.13 feet to the point of beginning; thence North 21 degrees 33 minutes 18 seconds West, 71.31 feet; thence along the arc of a 150 foot radius curve, commencing to the Northeast, whose chord bears North 53 degrees 27 minutes 15 seconds West, 122.23 feet; thence South 45 degrees 49 minutes 23 seconds West, 251.51 feet; thence North 43 degrees 29 minutes 08 seconds West, 334.63 feet; thence North 65 degrees 48 minutes 59 seconds East, 253.29 feet; thence along the arc of a 350 foot radius curve, commencing to the Northeast, whose chord

Document is NOT OFFICIAL
This Document is the property of the Lake County Recorder

thence North 26 degrees 43 minutes 34 seconds East, 117 feet; thence North 18 degrees 08 minutes 09 seconds West, 78.59 feet; thence along the arc of a 350 foot radius curve, commencing to the East, whose chord bears North 4 degrees 48 minutes 09 seconds West, a chord distance of 172.13 feet; thence North 9 degrees 38 minutes 45 seconds East, 17.49 feet; thence along the arc of a 150 foot radius curve, commencing to the Southwest, whose chord bears North 35 degrees 25 minutes 14 seconds West, a chord distance of 69.50 feet; thence North 28 degrees 21 minutes 14 seconds East, 140.54 feet; thence along the arc of a 170 foot radius curve, commencing to the South, whose chord bears North 23 degrees 17 minutes 07 seconds West, a chord distance of 79.25 feet; thence South 87 degrees 19 minutes 07 seconds East, commencing to the Eastern right-of-way of Mississippi Street; thence along the Eastern right-of-way of Mississippi Street North 2 degrees 42 minutes 09 seconds East, 60.69 feet; thence North 37 degrees 18 minutes 09 seconds East, 225.09 feet; thence along the arc of a 450 foot radius curve, commencing to the South, whose chord bears South 53 degrees 33 minutes 07 seconds East, a chord distance of 24.38 feet; thence South 53 degrees 24 minutes 14 seconds East, 353.94 feet; thence along the arc of a 35 foot radius curve, commencing to the Northeast, whose chord bears North 57 degrees 16 minutes 19 seconds West, a chord distance of 47.19 feet; thence along the arc of a 345 foot radius curve, commencing to the Southeast, whose chord bears North 32 degrees 13 minutes 25 seconds East, a chord distance of 211.39 feet; thence along the arc of a 450 foot radius curve, commencing to the Northeast, whose chord bears North 59 degrees 44 minutes 44 seconds East, a chord distance of 152.39 feet; thence North 69 degrees 09 minutes 49 seconds West, 115.50 feet; thence North 38 degrees 50 minutes 53 seconds East, 52.25 feet to a point on the Southern right-of-way line of U. S. Route 432; thence along the arc of a 53,017.59 foot radius curve, commencing to the South, whose chord bears North 68 degrees 39 minutes 23 seconds East, a chord distance of 3.83 feet; thence South 1 degree 21 minutes 47 seconds East, 29.84 feet to a point of curve; thence along the arc of a 100 foot radius curve, commencing to the East, whose chord bears South 19 degrees 45 minutes 47 seconds East, a chord distance of 229.93 feet; thence along the arc of a 35 foot radius curve, commencing to the West, whose chord bears South 4 degrees 54 minutes 34 seconds East, a chord distance of 39.21 feet; thence South 39 degrees 48 minutes 48 seconds West, 154.83 feet; thence South 17 degrees 52 minutes 09 seconds East, 418.47 feet; thence North 77 degrees 08 minutes 08 seconds East, 292.09 feet; thence South 62 degrees 27 minutes 09 seconds East, 121.20 feet; thence North 72 degrees 05 minutes 39 seconds East, 245.71 feet; thence North 17 degrees 23 minutes 02 seconds West, 25.71 feet; thence North 78 degrees 03 minutes 09 seconds East, 222.80 feet; thence North 17 degrees 17 minutes 29 seconds West, 212.59 feet; thence South 63 degrees 39 minutes 13 seconds West, 178.53 feet; thence North 15 degrees 21 minutes 47 seconds West, 48.49 feet; thence North 82 degrees 26 minutes 19 seconds East, 151.89 feet; thence along the arc of a 35 foot radius curve, commencing to the Northeast, whose chord bears North 43 degrees 29 minutes 08 seconds East, a chord distance of 48.59 feet; thence North 1 degree 21 minutes 47 seconds West, 78.59 feet; thence South 63 degrees 39 minutes 13 seconds West, 152.80 feet; thence North 1 degree 21 minutes 47 seconds West, 39.80 feet to the South right-of-way line of U. S. Route 432; thence North 83 degrees 35 minutes 19 seconds East, 150.00 feet along the Southern right-of-way line of U. S. Route 432; thence South 1 degree 21 minutes 47 seconds East, 153.93 feet; thence along the arc of a 35 foot radius curve, commencing to the Northeast, whose chord bears South 43 degrees 21 minutes 47 seconds East, a chord distance of 68.49 feet; thence North 53 degrees 34 minutes 13 seconds East, 165.21 feet; thence South 17 degrees 17 minutes 09 seconds East, 242.71 feet; thence South 78 degrees 03 minutes 09 seconds West, 254.69 feet; thence South 17 degrees 21 minutes 55 seconds East, 152.70 feet; thence North 72 degrees 03 minutes 09 seconds East, 733.80 feet; thence along the arc of a 713 foot radius curve, commencing to the West, whose chord bears North 9 degrees 03 minutes 08 seconds West, a chord distance of 22.07 feet; thence North 37 degrees 14 minutes 18 seconds East, 53.44 feet; thence East South 292.61 feet; thence South 9 degrees 07 minutes 44 seconds West, 174.91 feet; thence South 53 degrees 31 minutes 41 seconds West, 701.89 feet; thence South 31 degrees 24 minutes 19 seconds East, 210.09 feet; thence South 63 degrees 21 minutes 41 seconds West, 132.89 feet; thence North 21 degrees 39 minutes 19 seconds West, 318.09 feet; thence South 63 degrees 21 minutes 41 seconds

West, 68.77 feet; thence North 17 degrees 02 minutes 00 seconds West, 479.41 feet; thence South 72 degrees 08 minutes 00 seconds West, 73.79 feet; thence North 17 degrees 52 minutes 00 seconds West, 120.00 feet; thence South 72 degrees 08 minutes 00 seconds West, 371.00 feet; thence South 17 degrees 52 minutes 00 seconds East, 113.00 feet; thence South 72 degrees 08 minutes 00 seconds West, 57.86 feet; thence South 20 degrees 10 minutes 00 seconds West, 194.11 feet; thence South 72 degrees 08 minutes 00 seconds West, 461.23 feet; thence South 17 degrees 52 minutes 00 seconds East, 445.71 feet; thence South 03 degrees 21 minutes 41 seconds West, 163.04 feet to the point of beginning.

Also commencing at the Southwest corner of said Section 23; thence North 2 degrees 42 minutes 00 seconds West, 2482.95 feet along the West line of Section 23; thence North 67 degrees 54 minutes 20 seconds East, 950.80 feet; thence North 2 degrees 02 minutes 00 seconds West, 260.59 feet to a point on the Southerly right-of-way line of U.S. Route #30; thence along the arc of a 53, 617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 11 minutes 44 seconds East, a chord distance of 518.01 feet; thence continuing along said right of way line, along the arc of a 53,617.23 foot radius curve, concave to the South whose chord bears North 88 degrees 28 minutes 28 seconds East, a chord distance of 24.09 feet; thence continuing along said right-of-way line, along the arc of a 53,617.23 foot radius curve, concave to the South whose chord bears North 88 degrees 28 minutes 21 seconds East, a chord distance of 0.60 feet; thence continuing along said right-of-way line, along the arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 28 minutes 32 seconds East, a chord distance of 20.60 feet to the point of beginning, going on the Southerly right-of-way line of U. S. Route #30; thence continuing along said right-of-way line, along the arc of a 53,617.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 30 minutes 39 seconds East, a chord distance of 63.24 feet; thence North 88 degrees 30 minutes 39 seconds East, 60.75 feet; thence South 1 degree 21 minutes 47 seconds East, 39.00 feet; thence South 89 degrees 30 minutes 19 seconds West, 166.00 feet; thence North 1 degree 21 minutes 47 seconds West, 39.59 feet to the point of beginning.

Parcel 2: Part of the Southwest Quarter of Section 23, Township 35 North, Range 9 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southwest corner of said Section 23; thence North 03 degrees 02 minutes 00 seconds West, 391.85 feet along the West line of Section 23; thence North 88 degrees 21 minutes 41 seconds East, 172.00 feet to the point of beginning; thence continuing North 88 degrees 21 minutes 41 seconds East, 780.00 feet; thence South 21 degrees 30 minutes 10 seconds East, 142.00 feet; thence South 88 degrees 21 minutes 41 seconds West, 700.00 feet; thence North 21 degrees 28 minutes 10 seconds West, 210.00 feet to the point of beginning.

Parcel 3: Part of the Southwest Quarter and the West half of the West half of the Southeast Quarter of Section 23, Township 35 North, Range 9 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southwest corner of said Section 23; thence North 2 degrees 01 minutes 00 seconds West, 351.70 feet along the West line of Section 23; thence North 88 degrees 21 minutes 01 seconds East, 2,253.00 feet to the point of beginning; thence continuing North 88 degrees 21 minutes 01 seconds East, 578.00 feet; thence South 21 degrees 30 minutes 10 seconds East, 210.00 feet; thence South 88 degrees 21 minutes 01 seconds West, 670.00 feet; thence North 21 degrees 30 minutes 10 seconds West, 210.00 feet to the point of beginning.

Parcel 4: Part of the Southwest Quarter of Section 23, Township 35 North, Range 9 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Beginning at the Southwest corner of said Section 23; thence North 67 degrees 54 minutes 24 seconds East, 40.60 feet to the



degrees 41 minutes 00 seconds West, 200.00 feet to a point on the Southerly right-of-way line of U.S. Route #32; thence along the arc of a 53,517.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 11 minutes 00 seconds East, a chord distance of 570.00 feet; thence continuing along said right-of-way line, along the arc of a 53,517.23 foot radius curve, concave to the South, whose chord bears North 87 degrees 35 minutes 52 seconds East, a chord distance of 24.00 feet; thence continuing along said right-of-way line, along the arc of a 53,517.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 29 minutes 29 seconds East, a chord distance of 1.00 feet; thence continuing along said right-of-way line, along the arc of a 53,517.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 32 minutes 52 seconds East, a chord distance of 80.00 feet; thence continuing along said right-of-way line along the arc of a 53,517.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 36 minutes 25 seconds East, a chord distance of 49.24 feet; thence North 88 degrees 34 minutes 13 seconds East, 251.00 feet to the point of beginning being on the Southerly right-of-way line of U.S. Route #32; thence South 1 degree 21 minutes 47 seconds East, 106.83 feet; thence along the arc of a 25 foot radius curve, concave to the Northeast, whose chord bears South 84 degrees 21 minutes 47 seconds East, a chord distance of 50.00 feet; thence North 83 degrees 38 minutes 12 seconds East, 573.60 feet; thence along the arc of a 400 foot radius curve, concave to the North, whose chord bears South 82 degrees 24 minutes 47 seconds East, a chord distance of 117.41 feet; thence along the arc of a 35.0 foot radius curve, concave to the Northwest, whose chord bears South 82 degrees 13 minutes 13 seconds East, a chord distance of 47.52 feet; thence along the arc of a 251.00 foot radius curve, concave to the West, whose chord bears North 8 degrees 18 minutes 10 seconds East, a chord distance of 142.71 feet to a point on the Southerly right-of-way line of U.S. Route #32; thence South 88 degrees 30 minutes 15 seconds West, 100.00 feet to the point of beginning on the right-of-way line of U.S. Route #32 on the point of beginning.

Document is NOT OFFICIAL!
This Document is the property of the Lake County Recorder!

Parcel 7: Part of the Northeast Quarter of the Southwest Quarter and the Northwest Quarter of the Southeast Quarter of Section 22, Township 35 North, Range 2 West of the Second Principal Meridian, in Hobart-Tues Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southwest corner of said Section 22; thence North 8 degrees 42 minutes 50 seconds West, 7,082.62 feet along the West line of Section 22; thence North 77 degrees 54 minutes 25 seconds East, 250.00 feet; thence North 2 degrees 43 minutes 00 seconds West, 200.00 feet to a point on the Southerly right-of-way line of U.S. Route #32; thence along the arc of a 53,517.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 11 minutes 00 seconds East, a chord distance of 570.00 feet; thence continuing along said right-of-way line, along the arc of a 53,517.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 35 minutes 52 seconds East, a chord distance of 24.00 feet; thence continuing along said right-of-way line, along the arc of a 53,517.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 29 minutes 29 seconds East, a chord distance of 1.00 feet; thence continuing along said right-of-way line, along the arc of a 53,517.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 32 minutes 52 seconds East, a chord distance of 80.00 feet; thence continuing along said right-of-way line, along the arc of a 53,517.23 foot radius curve, concave to the South, whose chord bears North 88 degrees 36 minutes 25 seconds East, a chord distance of 49.24 feet; thence North 88 degrees 34 minutes 13 seconds East, 251.00 feet to the point of beginning being on the Southerly right-of-way line of U.S. Route #32; thence North 88 degrees 30 minutes 15 seconds East, 106.83 feet along the Southerly right-of-way line of U.S. Route #32; thence South 1 degree 21 minutes 47 seconds East, 106.83 feet; thence South 84 degrees 21 minutes 47 seconds East, 573.60 feet; thence South 82 degrees 24 minutes 47 seconds East, 117.41 feet; thence South 82 degrees 13 minutes 13 seconds East, 47.52 feet; thence North 8 degrees 18 minutes 10 seconds West, 142.71 feet to the point of beginning on the right-of-way line of U.S. Route #32; thence North 88 degrees 30 minutes 15 seconds West, 100.00 feet to the point of beginning on the right-of-way line of U.S. Route #32 on the point of beginning.

to the point of beginning.

Parcel 11: Part of the Southwest Quarter of the Southwest Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southeast corner of said Section 23; thence North 87 degrees 54 minutes 24 seconds East, 40.00 feet to the Eastern right-of-way of Mitchell Street; thence North 2 degrees 42 minutes 03 seconds West along the Eastern right-of-way of Mitchell Street 750.08 feet to the point of beginning; thence continuing North 2 degrees 42 minutes 03 seconds West, 257.84 feet; thence North 87 degrees 18 minutes 03 seconds East, 34.84 feet; thence North 49 degrees 45 minutes 00 seconds East, 85.27 feet; thence South 43 degrees 20 minutes 00 seconds East, 232.59 feet; thence South 87 degrees 18 minutes 03 seconds West, 176.25 feet; thence South 65 degrees 30 minutes 00 seconds West, 342.00 feet to the point of beginning.

Parcel 12: Part of the Northwest Quarter of the Southwest Quarter of the Southwest Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southeast corner of said Section 23; thence North 87 degrees 54 minutes 24 seconds East, 40.00 feet to the Eastern right-of-way of Mitchell Street; thence along said right-of-way of Mitchell Street, North 2 degrees 42 minutes 03 seconds West, 750.08 feet to the point of beginning of this description; thence continuing North 2 degrees 42 minutes 03 seconds West, 442.35 feet; thence North 44 degrees 10 minutes 00 seconds East, 282.85 feet; thence North 87 degrees 18 minutes 00 seconds East, 55.81 feet; thence along the arc of a 370 foot radius curve, concave to the South, whose chord bears South 65 degrees 30 minutes 00 seconds East, a chord distance of 79.23 feet; thence South 65 degrees 34 minutes 10 seconds East, 163.84 feet; thence along the arc of a 25 foot radius curve, concave to the Southwest, whose chord bears South 35 degrees 34 minutes 14 seconds East, a chord distance of 42.35 feet; thence South 0 degrees 35 minutes 15 seconds West, 177.00 feet; thence along the arc of a 350 foot radius curve, concave to the East, whose chord bears South 7 degrees 45 minutes 34 seconds West, a chord distance of 63.80 feet; thence South 65 degrees 40 minutes 00 seconds West, 457.21 feet; thence South 67 degrees 18 minutes 00 seconds West, 82.25 feet to the Eastern right-of-way line of Mitchell Street and the point of beginning.

Parcel 13: Part of the Northwest Quarter of the Southwest Quarter of Section 23, Township 35 North, Range 8 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows: Commencing at the Southeast corner of said Section 23; thence North 87 degrees 54 minutes 24 seconds East, 40.00 feet to the Eastern right-of-way line of Mitchell Street; thence North 2 degrees 42 minutes 00 seconds West along the Eastern right-of-way line of Mitchell Street, 750.08 feet; thence North 87 degrees 18 minutes 00 seconds East, 225.80 feet; thence along the arc of a 450 foot radius curve, concave to the South, whose chord bears South 24 degrees 33 minutes 07 seconds East, a chord distance of 76.30 feet; thence South 20 degrees 24 minutes 24 seconds East, 41.83 feet to the point of beginning of this description; thence along the arc of a 215.52 foot radius curve, concave to the East, whose chord bears North 70 degrees 15 minutes 30 seconds East, a chord distance of 349.70 feet; thence South 65 degrees 00 minutes 00 seconds East, 187.59 feet; thence along the arc of a 450 foot radius curve, concave to the Northwest, whose chord bears North 46 degrees 19 minutes 15 seconds West, a chord distance of 82.74 feet; thence along the arc of a 240 foot radius curve, concave to the Southwest, whose chord bears South 33 degrees 39 minutes 00 seconds West, a chord distance of 221.50 feet; thence along the arc of a 35 foot radius curve, concave to the Northwest, whose chord bears South 57 degrees 10 minutes 30 seconds West, a chord distance of 67.13 feet; thence North 80 degrees 24 minutes 24 seconds West, 42.04 feet to the point of beginning.

Parcel 14: (Fringe Land #15): Part of the West half of the Southeast Quarter of Section 23, Township 35 North, Range 3 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, described as follows: Commencing at the Southwest corner of said Section 23; thence North 87 degrees 42 minutes 50 seconds West, 361.86 feet along the Westerly line of Section 23; thence North 88 degrees 31 minutes 41 seconds East, 2,935.90 feet to the point of beginning; thence North 89 degrees 47 minutes 54 seconds East, 174.03 feet; thence North 89 degrees 59 minutes 56 seconds West, 278.87 feet; thence North 88 degrees 36 minutes 14 seconds East, 474.83 feet to the Eastern line of the West half of the West half of the Southeast Quarter of Section 23; thence South along the Eastern line of the West half of the West half of the Southeast Quarter of Section 23 to a point 1,536.76 feet North of the South line of Section 23; thence South 88 degrees 21 minutes 41 seconds West, 555.70 feet to the place of beginning.

Parcel 15: Part of the Northwest Quarter of the Southeast Quarter of Section 23, Township 35 North, Range 3 West of the Second Principal Meridian in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows:

Commencing at the Southwest corner of said Section 23; thence North 87 degrees 54 minutes 34 seconds East, 40.80 feet; thence North 02 degrees 42 minutes 59 seconds West along the East side of the East right-of-way line of Mississippi Street 1,935.78 feet; thence North 08 degrees 49 minutes 04 seconds East along the Eastern right-of-way line of Mississippi Street, a distance of 19.26 feet to the point of beginning; thence North 03 degrees 45 minutes 44 seconds East along said Eastern right-of-way line of Mississippi Street, a distance of 17.98 feet to a point; thence North 62 degrees 41 minutes 00 seconds West along said East right-of-way line of Mississippi Street parallel with the West line of Section 23, a distance of 17,138.68 feet; thence North 89 degrees 09 minutes 19 seconds East, 211.50 feet to a point of curve; thence along a 500.00 foot radius curve, convex to the Southeast, whose chord bears South 75 degrees 58 minutes 23 seconds East, 279.30 feet; thence South 38 degrees 39 minutes 00 seconds West, 214.00 feet to a point of curve; thence along a 231.52 foot radius curve, convex to the Southeast, whose chord bears South 46 degrees 13 minutes 11 seconds West, 176.48 feet; thence South 49 degrees 04 minutes 13 seconds West, 383.05 feet to the Eastern right-of-way line of Mississippi Street and the point of beginning of this description.

Parcel 16: (Kohl's Parcel), Part of the Northwest Quarter of the Southeast Quarter of Section 23, Township 35 North, Range 3 West of the Second Principal Meridian, in Hobart-Ross Township, Lake County, Indiana, bounded and described as follows:

Commencing at the Southwest corner of said Section 23; thence North 87 degrees 54 minutes 34 seconds East, 40.80 feet to the East right-of-way line of Mississippi Street; thence North 3 degrees 42 minutes 59 seconds West, along said East right-of-way line parallel with the West line of said Section 23, a distance of 1935.78 feet to a point; thence North 08 degrees 49 minutes 04 seconds East along said East right-of-way line of Mississippi Street, a distance of 91.24 feet; thence North 62 degrees 41 minutes 00 seconds West along said East right-of-way line of Mississippi Street parallel with said West line of Section 23, a distance of 11,545 feet to the point of beginning; thence continuing North 62 degrees 42 minutes 00 seconds West along said East right-of-way line of Mississippi Street parallel with West line of Section 23, a distance of 12.33 feet; thence North 89 degrees 09 minutes 07 seconds East along said East right-of-way line of Mississippi Street, a distance of 17.33 feet; thence North 62 degrees 44 minutes 32 seconds East along said East right-of-way line of Mississippi Street, a distance of 55.76 feet to the Southern right-of-way line of U.S. Route 30 (Liscomb Highway); thence Eastern 162.78 feet along the Southern right-of-way line of said U.S. Route 30 along a 55,619.28 foot radius curve, convex to the South, whose

chord bears North 88 degrees 55 minutes 29 seconds East, a distance of 742.79 feet; thence South 39 degrees 50 minutes 00 seconds West, a distance of 352.88 feet; thence South 69 degrees 00 minutes 00 seconds East, a distance of 185.00 feet to a point of curve; thence 78.39 feet along a 450.00 feet radius curve, concave to the Northwest, whose chord bears South 34 degrees 28 minutes 27 seconds West, a distance of 78.21 feet; thence North 69 degrees 00 minutes 00 seconds West, a distance of 347.59 feet; thence North 70 degrees 00 minutes 00 seconds East, a distance of 22.88 feet; thence 372.79 feet along a 500.00 feet radius curve, concave to the South, whose chord bears North 75 degrees 50 minutes 27 seconds West, a distance of 276.19 feet; thence South 55 degrees 00 minutes 18 seconds West, a distance of 211.58 feet; thence South 44 degrees 39 minutes 00 seconds West, a distance of 25.81 feet to the East right-of-way line of Mississippi Street and the point of beginning.

Parcel 17: The reciprocal and non-exclusive easements and related real estate rights for ingress, egress, pedestrian and vehicular access, support, encroachments, parking, utility and other purposes created and granted as an appurtenance to parcels hereinafter described pursuant to the following documents (hereinafter collectively called "Operating Agreements"):

1. Easement, Restriction and Operating Agreement dated as of the 17th day of June, 1972 by and between Gary Joint Venture, J. C. Penney Company, Inc. and Sears, Roebuck and Co. and recorded November 2, 1972, as Document No. 17484, in the Lake County Records, Volume 181 at page 376 with the signature of Deane, County of Lake, Indiana.
2. Supplement to said Easement, Restriction and Operating Agreement dated as of the 27th day of June, 1972 by and among the parties, which agreement is not recorded, but incorporated in the said Easement, Restriction and Operating Agreement for all purposes.
- 2 1/2. A transfer of interest from J. C. Penney Company to Carter Park South and Company, a Delaware Corporation, was recorded November 2, 1973, as Document No. 17485, in Lake County Records.
3. A First Amendment to Easement, Restriction and Operating Agreement dated as of the 15th day of April, 1973 and recorded as Document No. 21551 in Lake County Records.
4. Declaration by Gary Joint Venture dated the 7th day of June, 1973. The reciprocal and non-exclusive easements and related real estate rights for ingress, egress, pedestrian and vehicular access, support, encroachments, parking, utility and other purposes created and granted as an appurtenance to parcels hereinafter described pursuant to the following documents (hereinafter collectively called "Operating Agreements"):
5. Deed of Declaration dated June 15, 1973, executed by Gary Joint Venture and filed as Document No. 20533 in Lake County Records.
6. Second Amendment to Easement, Restriction and Operating Agreement dated as of December 10, 1974 and recorded as Document No. 21978 in the Lake County Records.
7. Amendment to Deed of Declaration, dated as of December 19, 1974, executed by Gary Joint Venture and filed as Document No. 22075 in the Lake County Records.
- 7 1/2. Declaration dated December 19, 1974, made by and between Gary Joint Venture, a Partnership, Sears,



Roebeck and Co., a New York Corporation, and J. C. Fenney Company, Inc., a Delaware Corporation, and filed for record as Document No. 289797.

8. Declaration by Gary Joint Venture dated as of June 1, 1977 filed as Document No. 423317 in the Lake County Records.

9. Second Amendment to Deed of Declaration dated as of June 1, 1977, executed by Gary Joint Venture and filed for record as Document No. 423318 in Lake County Records.

10. Easement, Restriction and Operating Agreement dated as of June 1, 1977, by and between Gary Joint Venture and Adcor Realty Corporation and filed for record as Document No. 423320 in the Lake County Records.

11. Supplement to Easement, Restriction and Operating Agreement dated as of June 1, 1977, by and between the parties, which agreement is not recorded, but is incorporated in said Easement, Restriction and Operating Agreement for all purposes.

12. Third Amendment to Easement, Restriction and Operating Agreement dated as of June 1, 1977, by and among Gary Joint Venture, Adcor Realty Corporation, J. C. Fenney Company, Inc., Saack, Roebeck and Co., and 1-45-US 38 Corp filed as Document No. 423321 in Lake County Records.

13. Third Amendment to Deed of Declaration by Gary Joint Venture dated as of June 24, 1981, filed as Document No. 91831984, in the Lake County Records.

14. Declaration of Drainage Easement by Gary Joint Venture dated as of June 26, 1981, filed as Document No. 91831984, in the Lake County Records.

in, on, over, upon and under certain rights in the property herein above particularly described, together with all of the rights, powers, privileges and benefits under said Operating Agreements pertaining to the travel or owners of the parcels above described, their successors, legal representatives and assigns.

Parcel 18: (Erbys Land Parcel No. 3):

Part of the Northwest Quarter of the Southwest Quarter of Section 23, Township 15 North, Range 8 West of the Second Principal Meridian in Robert-Ross Township, Lake County, Indiana, bounded and described as follows:

Commencing at the Southwest corner of said Section 23; thence North 87 degrees 54 minutes 24 seconds East, a distance of 40.86 feet; thence North 82 degrees 42 minutes 09 seconds West along the Easterly right-of-way line of Mississippi Street, a distance of 1,757.88 feet to the point of beginning; thence continuing along said Easterly right-of-way line North 82 degrees 42 minutes 09 seconds West, a distance of 173.54 feet; thence North 88 degrees 45 minutes 44 seconds East along the Easterly right-of-way line of Mississippi Street, a distance of 13.26 feet; thence North 88 degrees 53 minutes 13 seconds East a distance of 383.05 feet to a point on a curve; thence along a 236.52 foot radius curve, concave to the Southeast, whose chord bears North 81 degrees 43 minutes 51 seconds East, a distance of 298.45 feet; thence North 89 degrees 24 minutes 14 seconds West, a distance of 41.63 feet to a point of curve; thence along a 450.00 foot radius curve, concave to the South, whose chord bears North 86 degrees 13 minutes 07 seconds West, a distance of 86.53 feet; thence North 87 degrees 13 minutes 09 seconds West, a

distance of 225.50 feet to the Easterly right-of-way line of Mississippi Street and the point of beginning of this description.



OFFICE OF THE LAKE COUNTY RECORDER

LAKE COUNTY GOVERNMENT CENTER
2293 NORTH MAIN STREET
CROWN POINT, INDIANA 46307

MICHAEL B. BROWN
Recorder

PHONE (219) 755-3730
FAX (219) 755-3257

DISCLAIMER

This document has been recorded as presented.
It may not meet with State of Indiana Recordation requirements.



- 1. STAINED DOCUMENT AT TIME OF RECORDING
2. RIPPED OR TORN DOCUMENT AT TIME OF RECORDING
3. PAGE(S) MISSING AT TIME OF RECORDING
4. ATTACHMENTS MISSING AT TIME OF RECORDING
5. DOCUMENT TOO LIGHT AT TIME OF RECORDING
6. DOCUMENT NOT LEGIBLE AT TIME OF RECORDING
7. DOCUMENT TORN DURING PROCESS OF RECORDING
8. DOCUMENT STAINED DURING PROCESS OF RECORDING
9. CUSTOMER INSISTING DOCUMENT BE RECORDED
10. DOCUMENT RECORDED AS IS, DOCUMENT MAY NOT MEET STATE REQUIREMENTS

Insisting it be recorded. Legal is not legible,

CUSTOMER INITIALS: CRD DATE: 12, 13, 17

EMPLOYEE INITIALS: JTB DATE: 12, 13, 17