

Lake County Cross Reference: 2020-022534 and 2021-032501
LaPorte County Cross Reference: 2020R-03448 and 2021R-05727
Porter County Cross Reference: 2020-008047 and 2021-012196

**SECOND SUPPLEMENTAL OPERATING LEASE AGREEMENT
(DOUBLE TRACK PROJECT)
BETWEEN
NORTHWEST INDIANA REGIONAL DEVELOPMENT AUTHORITY
AND
NORTHERN INDIANA COMMUTER TRANSPORTATION DISTRICT**

This SECOND SUPPLEMENTAL OPERATING LEASE AGREEMENT (DOUBLE TRACK PROJECT) (this “Second Supplemental Operating Lease”), entered into as of this first day of December, 2022, between the NORTHWEST INDIANA REGIONAL DEVELOPMENT AUTHORITY, a separate body corporate and politic formed pursuant to Indiana Code 36-7.5, as supplemented and amended from time to time (“RDA”), as lessor, and the NORTHERN INDIANA COMMUTER TRANSPORTATION DISTRICT, a commuter transportation district and a municipal corporation formed pursuant to Indiana Code 8-5-15, as supplemented and amended from time to time (“NICTD”), as lessee.

WITNESSETH:

WHEREAS, RDA entered into the Operating Lease Agreement (Double Track Project) with NICTD, dated as of March 1, 2020 (the “Original Operating Lease”), a Memorandum of which was recorded: (1) on April 22, 2020, as Instrument No. 2020-022534 in the Office of the Recorder of Lake County, Indiana; (2) on April 2, 2020, as Instrument No. 2020R-03448 in the Office of the Recorder of LaPorte County, Indiana; and (3) on April 7, 2020, as Instrument No. 2020-008047 in the Office of the Recorder of Porter County, Indiana; and

WHEREAS, RDA entered into the Supplemental Operating Lease Agreement (Double Track Project) with NICTD, dated as of March 1, 2021, which was recorded: (1) on April 16, 2021 as Instrument No. 2021-032501 in the Office of the Recorder of Lake County, Indiana; (2) on April 15, 2021 as Instrument No. 2021R-05727 in the Office of the Recorder of LaPorte County, Indiana; and (3) on April 16, 2021 as Instrument No. 2021-012196 in the Office of the Recorder of Porter County, Indiana; for the purpose of amending and supplementing the Original Operating Lease (collectively, the “Operating Lease”); and

WHEREAS, all terms not otherwise defined in this Second Supplemental Operating Lease shall have the meanings ascribed to them in the Operating Lease; and

WHEREAS, it is provided in the Operating Lease that in the event NICTD proposes to construct portions of the Rail Project that are not within the boundaries of the Facilities, then by no later than the date as of which construction of any such portions commences, NICTD shall cause a Supplemental Operating Lease to be entered into for the purpose of adding to the Real Estate the pertinent real estate on which such portions of the Rail Project shall be located; provided that such additional Real Estate is also added to the Underlying Lease, one or more of the Master Leases, and the Ground Lease, thereby resulting in no interruption in the lease rentals payable by RDA to IFA pursuant to the Master Leases; and

WHEREAS, it is anticipated that the final maturity of the Lease RDA Member Dues Bonds (Double Track Project) shall be November 1, 2048, and the current term of the Operating Lease ends on June 1, 2045; and

WHEREAS, it will be necessary to extend the term of the Operating Lease from June 1, 2045, to November 1, 2048; and

WHEREAS, it is provided in the Operating Lease that RDA and NICTD may enter into one or more Supplemental Operating Leases, each of which: (1) shall provide that all covenants contained in the Operating Lease shall be unitary and include all parts of the Lease Premises, whether leased pursuant to the Operating Lease or pursuant to any Supplemental Operating Lease (*provided* that the foregoing shall not limit or restrict the parties from having differing covenants and obligations applicable to any Supplemental Operating Leases related to portions of the Rail Project NICTD proposes to be constructed that are not within the existing boundaries of the Facilities); and (2) may contain such other covenants and agreements as the parties thereto agree upon.

NOW, THEREFORE, IT IS HEREBY AGREED, CERTIFIED AND STIPULATED by the undersigned as follows:

Section 1. Addition to Real Estate Prior to Construction. NICTD proposes to construct portions of the Rail Project that are not within the boundaries of the Facilities set forth in Exhibit A to the Operating Lease. Therefore, the boundaries of the Facilities set forth in Exhibit A to the Operating Lease shall be hereafter amended to read as set forth in Appendix I attached hereto, which revised boundaries shall include the pertinent real estate on which such portions of the Rail Project shall be located. Such additional Real Estate is also being added to the Underlying Lease, one or more of the Master Leases, and the Ground Lease, thereby resulting in no interruption in the lease rentals payable by RDA to IFA pursuant to the Master Leases.

Section 2. Extension of Term of Operating Lease. Section 2(a) of the Operating Lease provides that the term thereof shall end on June 1, 2045. Section 2(a) of the Operating Lease is hereby amended by revising “June 1, 2045” therein to be “November 1, 2048”.

Section 3. Covenants Unitary. All covenants contained in the Operating Lease, including this Second Supplemental Operating Lease, shall be unitary and include all parts of the Lease Premises, whether leased pursuant to the Operating Lease or pursuant to any Supplemental Operating Lease.

IN WITNESS WHEREOF, the undersigned have caused this Second Supplemental Operating Lease to be executed for and on their behalf as of the day and year first above written.

NORTHWEST INDIANA REGIONAL
DEVELOPMENT AUTHORITY

By: _____

Name: Sherri Ziller

Title: President and Chief Executive Officer

Attest:

Name: _____

Title: _____

[RDA's signature page to Second Supplemental Operating Lease Agreement (Double Track Project), dated as of _____ 1, 2022, between the RDA and NICTD]

STATE OF INDIANA)
) SS:
COUNTY OF _____)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Sherri Ziller, personally known to me to be the President and Chief Executive Officer of the Northwest Indiana Regional Development Authority (“RDA”), who having been duly sworn upon his/her oath acknowledged the execution of the foregoing Second Supplemental Operating Lease Agreement (Double Track Project) for and on behalf of the RDA.

Witness my hand and Notarial Seal this ____ day of _____, 2022.

(Signature)

_____, Notary Public
(Printed Name)

Residing in _____ County, Indiana

My Commission Expires: _____

STATE OF INDIANA)
) SS:
COUNTY OF _____)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared _____, personally known to me to be the _____ of the Northwest Indiana Regional Development Authority (“RDA”), who having been duly sworn upon his/her oath acknowledged the execution of the foregoing Second Supplemental Operating Lease Agreement (Double Track Project) for and on behalf of the RDA.

Witness my hand and Notarial Seal this ____ day of _____, 2022.

(Signature)

_____, Notary Public
(Printed Name)

Residing in _____ County, Indiana

My Commission Expires: _____

NORTHERN INDIANA COMMUTER
TRANSPORTATION DISTRICT

By: _____

Name: Michael Smith

Title: Chair

Attest:

Name: Michael Noland

Title: President

[NICTD's signature page to Second Supplemental Operating Lease Agreement (Double Track
Project), dated as of _____ 1, 2022, between the RDA and NICTD]

STATE OF INDIANA)
) SS:
COUNTY OF _____)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Michael Smith, personally known to me to be the Chair of the Northern Indiana Commuter Transportation District (“NICTD”), who having been duly sworn upon his/her oath acknowledged the execution of the foregoing Second Supplemental Operating Lease Agreement (Double Track Project) for and on behalf of NICTD.

Witness my hand and Notarial Seal this ____ day of _____, 2022.

(Signature)

_____, Notary Public
(Printed Name)

Residing in _____ County, Indiana

My Commission Expires: _____

STATE OF INDIANA)
) SS:
COUNTY OF _____)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Michael Noland, personally known to me to be the President of the Northern Indiana Commuter Transportation District (“NICTD”), who having been duly sworn upon his/her oath acknowledged the execution of the foregoing Second Supplemental Operating Lease Agreement (Double Track Project) for and on behalf of NICTD.

Witness my hand and Notarial Seal this ____ day of _____, 2022.

(Signature)

_____, Notary Public
(Printed Name)

Residing in _____ County, Indiana

My Commission Expires: _____

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. Thomas H. Engle

This instrument prepared by Thomas H. Engle, Attorney-at-Law
Barnes & Thornburg LLP, 11 South Meridian Street, Indianapolis, Indiana 46204

APPENDIX I

LEGAL DESCRIPTION

PART A:

The real property for the Double Track Project consists of the following described real estate located in LaPorte County, Indiana to-wit:

Also

All of Grantor's operating right of way, 50 feet wide, bounded on the East by the West line of Carroll Avenue, on the South by the North line of Holliday Street, as now located, on the West by the centerline of Woodland Avenue, and on the North by Grantor's northerly right of way line.

Section 28

All of Grantor's operating right of way 35 feet wide lying north of the north line of Holliday Street, and extending westerly across the N1/2 SE1/4 of said Section, a distance of 915 feet more or less from the east line of said N1/2 SE1/4 to the west line of Camp Anderson's Addition to Michigan City;

Also

A strip of land 15 feet wide lying northerly from and adjacent to the north line of said 35 foot wide right of way and extending easterly 135 feet more or less from the west line of said Camp Anderson's Addition to the centerline of Grace Street;

Also

All of Grantor's operating right of way 66 feet wide, lying northerly from and adjacent to the south line of the N1/2 SE1/4 said Section, and extending easterly from the east line of School Street to the west line of said Camp Anderson's Addition.

Also

A parcel of land in the S1/2 SE1/4 said Section, described as follows:

Beginning at the point of intersection of the north line of said S1/2 SE1/4 and the east line of School Street, 40 feet wide;

Thence south along said east line, 25 feet more or less to a line that lies parallel with and 25 feet southerly from the centerline of Grantor's main track;

Thence easterly along said parallel line 125 feet more or less to a line that lies parallel with and 124 feet east from the east line of said School Street;

Thence north along the last said parallel line 5 feet more or less to north line of said S1/2 SE1/4;

Thence west 124 feet to the point of beginning.

Also

All of Grantor's operating right of way 50 feet wide, more or less, in the S1/2 SE1/4 of said Section, lying southerly from and adjacent to the south line of Holliday Street and extends westerly from the west line of 40 foot wide School Street, to the east line of Lot 12 in Lambka's Addition to Michigan City.

Also

Beginning at the northeast corner of Lot 12 in Lambka's Addition to Michigan City;

Thence southerly along the east line of Lots 12 and 11 of said Addition, a distance of 110 feet more or less to the property corner;

Thence northwesterly along the southerly property line 88 feet more or less to a line that lies parallel with and 15 feet southerly from the centerline of Grantor's main track;

Thence westerly along said parallel line 32 feet more or less to the east line of Lot 2 of said Addition;

Thence northeasterly along said east line 32 feet more or less to a line that lies parallel with and 15 feet northerly from the centerline of said main track;

Thence northeasterly along the last said parallel line 20 feet more or less to the west line of said Lot 11;

Thence northerly along the west line of said Lots 11 and 12, a distance of 35 feet more or less to the northwest corner of said lot 12;

Thence east to the point of beginning.

Also

A strip of land 50 feet wide being 25 feet in width on either side of the centerline of Grantor's main track and extends across lots 2, 3 and 4 in Lambka's Addition to Michigan City.

Also

All Lots 1 and 2, Block 3, Case & Walker's Addition to Michigan City;

Also

That part of Lot 3, Block 3, Case and Walker's Addition to Michigan City, that lies southerly of a line that lies parallel with and 25 feet northerly from the centerline of Grantor's main track.

Section 32

Lot 4 in Block 138 in DeWolfe's South Addition to Michigan City.

Also

All that part of Lot 1 in Block "D" of DeWolfe's South Addition to Michigan City, lying northeasterly of a line, that lies parallel with and 20 feet southwesterly from the centerline of Grantor's main track.

Also

All that part of Lots 1, 2 and 3 in Block "A" in DeWolfe's South Addition to Michigan City, lying southerly of a line described in deed from Sybil Williamson et al., to the Chicago, Lake Shore & South Bend Ry. Co. dated 8-12 and 13, 1907, and recorded in Book 103, Page 376, and lying northerly of a line that lies parallel with and 25 feet southerly from the centerline of Grantor's main track.

Section 31

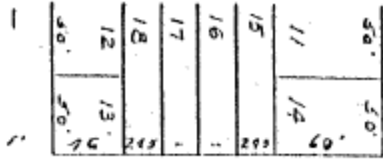
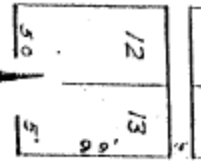
All of Grantor's operating of right of way 68 feet wide extending westerly and southwesterly from the west line of Sheridan Avenue to the west line of said Section 31; being a part of that property conveyed by Isidore I. Spiro and John S. Field by deed dated 1-28-1907 and recorded in Book 101, Page 581;

LESS AND EXCEPT FROM THE PROPERTY IN SECTION 31 HEREINABOVE DESCRIBED THAT PARCEL OF LAND DESCRIBED AS LA PORTE COUNTY FREIGHT DEFAULT PARCEL NO. 6.

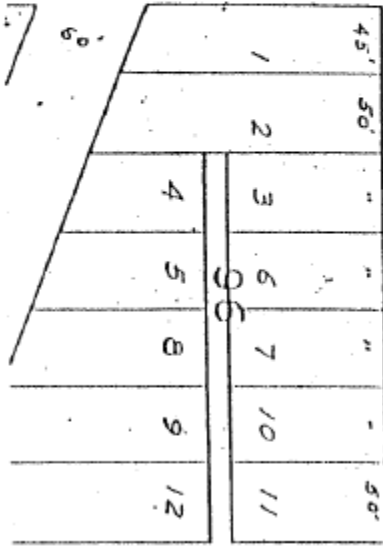
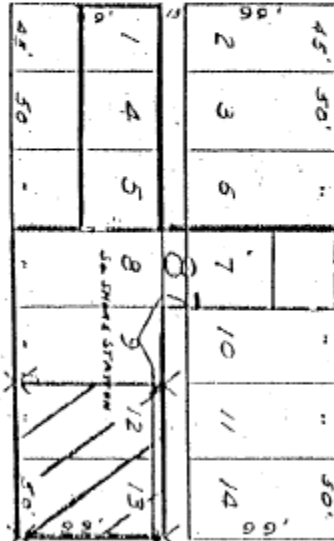
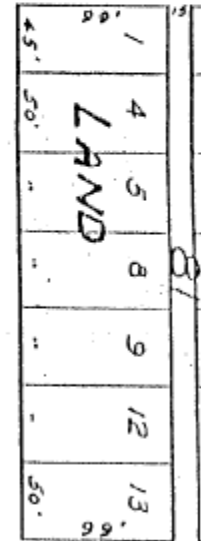
NICTD-6

Certain property situated in the Southeast Quarter of the Northeast Quarter of Section 30, Township 38 North, Range 4 West of the Second Principal Meridian at Michigan City, in La Porte County, Indiana, and more particularly described as follows:

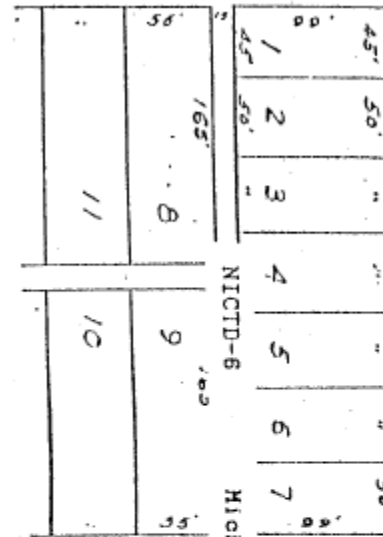
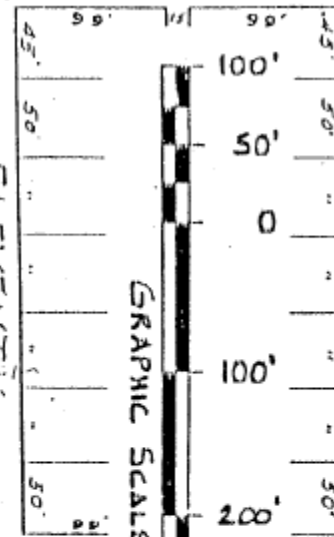
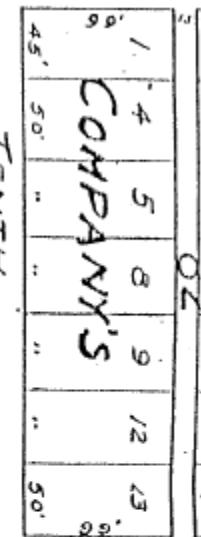
All of Lots 12 and 13, Block 87, Land Company's Addition to Michigan City.



STREET

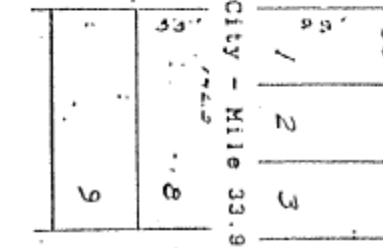
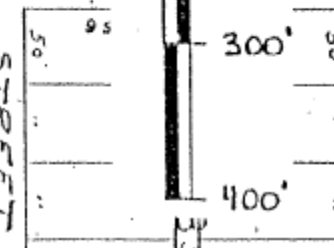
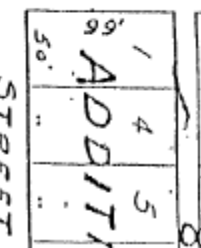


STREET



ELEVENTH

GRAPHIC SCALE



STREET

FRANKLIN

PINE

SPRING

NICTD-6

Michigan City - Mile 33.9

and also including all railroad passenger stations, platforms, catenary, power distribution systems, block signals, grade crossing signals, and all signage along the Chicago South Shore and South Bend Railroad right of way in LaPorte County, Indiana

Parcel 13:

LOTS NUMBERED SIXTY (60), SIXTY-ONE (61), SIXTY-TWO (62) AND SIXTY-THREE (63) IN BLOCK 4 AS SHOWN ON THE RECORDED PLAT OF BLAIR'S PARK ADDITION RECORDED IN PLAT BOOK 2 PAGE 92, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 1816 W. 10th Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-31-207-021.000-022

Parcels 18 and 18A:

LOTS 48 AND 49 IN BLOCK 4 IN BLAIR'S PARK ADDITION TO MICHIGAN CITY, WHICH IS RECORDED IN PLAT BOOK 2, PAGES 92 AND 93, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

LOTS 50 AND 51 IN BLOCK 4 IN BLAIR'S PARK ADDITION TO MICHIGAN CITY, WHICH IS RECORDED IN PLAT BOOK 2, PAGES 92 AND 93, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 1720 W. 10th Street., Michigan City, IN 46360
Parcel Tax ID#: 46-01-31-207-007.000-022;
46-01-31-207-008.000-022

Parcels 20, 20A and 20B:

LOTS FORTY-SIX (46) AND FORTY-SEVEN (47) IN BLOCK (4) IN BLAIR'S PARK ADDITION TO MICHIGAN CITY, SITUATE IN LAPORTE COUNTY, INDIANA.

LOTS 44 AND 45 IN BLOCK 4 IN BLAIR'S PARK ADDITION TO MICHIGAN CITY, INDIANA.

THAT PART OF OUTLOT "A" IN BLAIR'S PARK ADDITION TO MICHIGAN CITY, LYING SOUTHERLY OF LOTS 44 AND 45 IN BLOCK 4 IN SAID ADDITION, BOUNDED AS FOLLOWS: ON THE NORTH BY THE SOUTH LINE OF SAID LOTS 44 AND 45; ON THE SOUTH BY THE SOUTH LINE OF SAID OUTLOT "A"; ON THE EAST BY THE EAST LINE OF SAID LOT 44 PROLONGED 24.72 FEET; ON THE WEST BY THE WEST LINE OF LOT 45 PROLONGED 23.92 FEET.

Property Address/Location: 1712 W. 10th Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-31-207-009.000-022

46-01-31-207-010.000-022
46-01-31-207-018.000-022

Parcels 23 and 23A:

LOT 39 AND THE EAST 1/2 OF LOT 40 IN BLOCK 4, BLAIR'S PARK ADDITION TO MICHIGAN CITY, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 1 PAGE 198, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

THE WEST 1/2 OF LOT 40 AND ALL OF LOT 41 IN BLOCK 4, BLAIR'S PARK ADDITION TO MICHIGAN CITY, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 1 PAGE 198, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 1628 W. 10th Street, Michigan City, IN 46360
1708 W. 10th Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-31-207-013.000-022

Parcel 25:

LOTS 35 AND 36 IN BLOCK 4 IN BLAIR'S PARK ADDITION TO MICHIGAN CITY, WHICH IS RECORDED IN PLAT BOOK 2 PAGE 92, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: W. 10th Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-31-207-015.000-022

Parcels 26 and 26A:

LOTS 33 AND 34 IN BLOCK 4 IN BLAIR'S PARK ADDITION TO MICHIGAN CITY, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 2, PAGES 92 AND 93, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

LOTS 31 AND 32 IN BLOCK 4 IN BLAIR'S PARK ADDITION TO MICHIGAN CITY, WHICH IS RECORDED IN PLAT BOOK 2, PAGES 92 AND 93, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: W. 10th Street., Michigan City, IN
Parcel Tax ID#: 46-01-31-207-016.000-022;
46-01-31-238-001.000-022

Parcel 41:

LOTS 5 AND 15 IN BLOCK 3, DONNELLY'S RESUBDIVISION OF BLOCK 3 IN MICHIGAN CITY, WHICH IS RECORDED IN PLAT BOOK 5 PAGES 135 AND 136, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: W. 10th Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-31-238-034.000-022

Parcel 43:

LOT 3 IN BLOCK 3, EXCEPT THE SOUTH TWENTY(20) FEET THEREOF, IN DONNELLY'S ADDITION TO THE CITY OF MICHIGAN CITY, INDIANA, AS RECORDED IN PLAT BOOK 5, PAGE 134, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 1312 W. 10th Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-31-239-002.000-022

Parcels 46, 46A and 46B:

LOT 33 IN BLOCK 1 IN DONNELLY'S ADDITION TO THE CITY OF MICHIGAN CITY, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 5 PAGE 58, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

LOT 32 IN BLOCK 1 IN DONNELLY'S ADDITION TO THE CITY OF MICHIGAN CITY, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 5 PAGE 58, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

LOT 31 IN BLOCK 1 IN DONNELLY'S ADDITION TO MICHIGAN CITY, INDIANA, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 5 PAGE 58, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: W. 10th Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-31-240-001.000-022
46-01-31-240-002.000-022
46-01-31-240-003.000-022

Parcel 60:

THE WEST 32 FEET OF LOT 1, EXCEPT THE SOUTH 25 FEET THEREOF IN SENGBUSCH SUBDIVISION IN THE CITY OF MICHIGAN CITY, WHICH IS RECORDED IN PLAT BOOK 5 PAGE 5 IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT ON THE WEST LINE OF LOT ONE (1) IN SAID SENGBUSCH SUBDIVISION, WHICH IS 25 FEET NORTH OF THE SOUTHWEST CORNER OF SAID LOT 1; THENCE IN A NORTHERLY DIRECTION ALONG THE WEST LINE OF SAID LOT 1, A DISTANCE OF 153 FEET MORE OR LESS TO THE SOUTHERLY LINE OF 10TH STREET; THENCE EASTERLY ALONG THE SOUTHERLY LINE OF 10TH STREET, A DISTANCE OF 36.03 FEET MORE OR LESS, TO A POINT WHICH IS 88.50 FEET DISTANT MEASURED

AT RIGHT ANGLES, FROM THE EAST LINE OF SAID LOT 1; THENCE IN A SOUTHERLY DIRECTION ALONG A LINE PARALLEL TO THE WEST LINE OF SAID LOT 1, A DISTANCE OF 169.56 FEET MORE OR LESS, TO A POINT WHICH IS 25.00 FEET NORTH OF THE SOUTH LINE OF SAID LOT 1; THENCE IN A WESTERLY DIRECTION AT RIGHT ANGLES TO THE LAST DESCRIBED LINE PARALLEL TO THE SOUTH LINE OF SAID LOT 1, A DISTANCE OF 32 FEET TO THE PLACE OF BEGINNING.

Property Address/Location: 1104 W. 10th Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-32-108-001.000-022

Parcel 61:

PART OF LOT 1 IN SENGBUSCH SUBDIVISION IN THE CITY OF MICHIGAN CITY, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 5 PAGE 5, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF SAID LOT 1 IN SENGBUSCH SUBDIVISION; THENCE IN A SOUTHERLY DIRECTION ALONG THE EAST LINE OF SAID LOT 1, A DISTANCE OF 190.37 FEET, MORE OR LESS, TO A POINT WHICH IS 50 FEET NORTH OF THE SOUTHEAST CORNER OF SAID LOT 1; THENCE IN A WESTERLY DIRECTION AT RIGHT ANGLES TO THE LAST DESCRIBED LINE, A DISTANCE OF 88.50 FEET; THENCE IN A NORTHERLY DIRECTION AT RIGHT ANGLES TO THE LAST DESCRIBED LINE, A DISTANCE OF 144.56 FEET, MORE OR LESS, TO THE SOUTHERLY LINE OF 10TH STREET; THENCE IN A NORTHERLY DIRECTION ALONG THE SOUTHERLY LINE OF 10TH STREET, A DISTANCE OF 99.65 FEET, MORE OR LESS, TO THE PLACE OF BEGINNING.

PART OF LOT 1 IN SENGBUSCH SUBDIVISION IN THE CITY OF MICHIGAN CITY, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 5 PAGE 5, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF SAID LOT 1; THENCE NORTH ALONG THE EAST LINE OF SAID LOT 1, A DISTANCE OF 25 FEET TO THE PLACE OF BEGINNING; THENCE CONTINUING SAME COURSE, A DISTANCE OF 25 FEET; THENCE WESTERLY PARALLEL WITH THE SOUTH LINE OF SAID LOT 1, A DISTANCE OF 88.50 FEET; THENCE SOUTH PARALLEL WITH THE SAID EAST LINE OF LOT 1, A DISTANCE OF 25 FEET; THENCE EAST PARALLEL WITH THE SOUTH LINE OF SAID LOT 1, A DISTANCE OF 88.50 FEET TO THE PLACE OF BEGINNING.

Property Address/Location: 1026 W. 10th Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-32-108-002.000-022

Parcel 65:

LOT 5 AND PART OF LOT 6 IN BLOCK 136 IN DEWOLF'S SOUTH ADDITION TO MICHIGAN CITY, WHICH IS RECORDED IN PLAT BOOK 2 PAGE 45, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA, SAID PART OF LOT 6 BEING MORE

PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF LOT 6 IN BLOCK 136 IN SAID DEWOLF'S SOUTH ADDITION TO THE CITY OF MICHIGAN CITY; THENCE NORTH ALONG THE EAST LINE OF SAID LOT 6, AND ALSO THE WEST RIGHT OF WAY LINE OF TENNESSEE STREET, A DISTANCE OF 4 FEET; THENCE WESTERLY AT RIGHT ANGLES WITH THE WEST RIGHT OF WAY LINE OF SAID TENNESSEE STREET, A DISTANCE OF 99 FEET; THENCE SOUTHERLY AT RIGHT ANGLES WITH THE AFOREDESCRIBED LINES, A DISTANCE OF 4 FEET TO THE SOUTH LINE OF SAID LOT 6; THENCE EASTERLY AT RIGHT ANGLES WITH THE AFOREDESCRIBED LINE, AND ALSO ALONG THE SOUTH LINE OF SAID LOT 6, A DISTANCE OF 99 FEET TO THE PLACE OF BEGINNING.

Property Address/Location: 1015 Tennessee St., Michigan City, IN 46304
Parcel Tax ID#: 46-01-32-130-009.000-022

Parcel 72:

LOT 1 IN BLOCK 86 IN LAND COMPANY'S ADDITION TO MICHIGAN CITY, WHICH IS RECORDED IN DEED RECORD "C" PAGES 10, 11 AND 13, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 2020 E. 11th Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-29-479-008.000-022

Parcel 73:

LOT 4 IN BLOCK 86 IN LAND COMPANY'S ADDITION TO MICHIGAN CITY, WHICH IS RECORDED IN DEED RECORD "C", PAGES 10, 11, AND 13, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 206 E. 11th Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-29-479-009.000-022

Parcel 76:

LOT 9 IN BLOCK 86 IN MICHIGAN CITY LAND COMPANY'S ADDITIONS, WHICH IS RECORDED IN DEED RECORD "C" PAGES 10, 11 AND 13, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 218 E. 11th Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-29-479-012.000-022

Parcel 79:

THE SOUTH 40 FEET OF 1 AND THE SOUTH 40 FEET OF THE WESTERLY 5 FEET OF LOT 4 IN BLOCK 85, IN LAND COMPANY'S ADDITION TO THE CITY OF MICHIGAN

CITY, AS PER PLAT THEREOF RECORDED IN PLAT BOOK "C" PAGE 13, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 1016 Spring Street, Michigan City, IN
Parcel Tax ID#: 46-01-29-480-010.000-022

Parcel 80:

LOT ONE (1), EXCEPT FORTY (40) FEET OFF THE SOUTH END THEREOF; ALSO A STRIP OF LAND FIVE (5) FEET WIDE AND SIXTY (60) FEET LONG OFF THE WEST SIDE AND NORTHERLY END OF LOT FOUR (4) ALL IN BLOCK EIGHTY-FIVE (85) IN LAND COMPANY'S ADDITION TO MICHIGAN CITY, RECORDED IN DEED RECORD "C" PAGE 10, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 1012 Spring Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-29-480-015.000-022

Parcels 81 and 81A:

LOT 4, EXCEPT THE WEST 5 FEET, IN BLOCK 85 IN LAND COMPANY'S ADDITION TO MICHIGAN CITY, WHICH IS RECORDED IN DEED RECORD "C", IN PAGES 10, 11, AND 13, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

LOT 5 IN BLOCK 85 IN LAND COMPANY'S ADDITION TO MICHIGAN CITY, WHICH IS RECORDED IN DEED RECORD "C" PAGES 10, 11 AND 13, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 304 & 306 E. 11th Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-29-480-011.000-022
46-01-29-480-012.000-022

Parcel 82:

LOT 8 IN BLOCK 85 IN LAND COMPANY ADDITION TO MICHIGAN CITY, INDIANA AS PER PAT THEREOF, RECORDED IN DEED RECORD "C" PAGES 10, 11 AND 13, IN THE OFFICE OF THE LAPORTE COUNTY RECORDER.

Property Address/Location: 314 E. 11th Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-29-480-013.000-022

Parcel 87:

LOT 6 IN BLOCK 7 IN BURR'S ADDITION, AS PER PLAT THEREOF, RECORDED IN DEED RECORD "B", PAGE 657, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 501 E. 11th Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-28-352-001.000-022

Parcel 89:

LOT 4 IN BLOCK 7 IN BURR'S ADDITION TO MICHIGAN CITY, AS PER PLAT THEREOF RECORDED IN PLAT BOOK "B", PAGE 657 IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 509 E. 11th Street, Michigan City, IN 46360
Parcel Tax ID: 46-01-28-352-003.000-022

Parcel 91:

LOT 2 IN BLOCK 7 IN BURR'S ADDITION AS PER PLAT THEREOF RECORDED IN DEED RECORD "B" PAGE 657, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 517 E. 11th Street, Michigan City, IN
Parcel Tax ID#: 46-01-28-352-005.000-022

Parcel 92:

LOT 1 IN BLOCK 7 IN BURR'S ADDITION TO MICHIGAN CITY, AS PER PLAT THEREOF, RECORDED IN DEED RECORD "B" PAGE 657, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 523 East 11th Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-28-352-006.000-022

Parcel 133:

LOT 4 AND THE WEST 14 FEET OF LOT 5 IN BLOCK 4 IN BURR'S ADDITION TO THE CITY OF MICHIGAN CITY, WHICH IS RECORDED IN DEED RECORD "B" PAGE 657, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 716 E. 11th Street, Michigan City, IN
Parcel Tax ID#: 46-01-28-316-012.000-022

Parcel 140:

LOT 1 IN BLOCK 2 IN BURR'S ADDITION TO THE CITY OF MICHIGAN CITY, EXCEPT 40 FEET OFF THE NORTH END THEREOF, RECORDED IN PLAT BOOK O, PAGE 657, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 314 Lafayette Street, Michigan City, IN

Parcel Tax ID#: 46-01-28-314-008.000-022

Parcel 142:

LOT 7 IN BLOCK 7 IN BURR'S ADDITION, WHICH IS RECORDED IN DEED RECORD
"B" PAGE 657, IN THE OFFICE OF THE RECORDER OF LAPORTE COUNTY, INDIANA.

Property Address/Location: 416 Lafayette Street, Michigan City, IN
Parcel Tax ID#: 46-01-28-352-007.000-022

The real property for the Double Track Project consists of the following described real estate located in Porter County, Indiana to-wit:

Porter County, Indiana

Township 38 North, Range 5 West of the Second Principal Meridian

Section 36

All of Grantor's operating right of way, 88 feet wide, lying 26 feet normally distant northerly of and 40 feet normally distant southerly of the center line of the Grantor's main track, as now located, and extending westerly from the Porter/La Porte County line, through the Southeast Quarter of Section 36, Township 38 North, Range 5 West, a distance of approximately 1,970 feet, as measured along said main track center line, to the South line of said Section 36.

Township 37 North, Range 5 West of the Second Principal Meridian

Section 1

All of Grantor's operating right of way, 66 feet wide, lying 26 feet normally distant northerly and 40 feet normally distant southerly of the centerline of Grantor's main track, as now located, and extending westerly from the North line of Section 1, Township 37 North, Range 5 West, approximately 4710 feet, as measured along said main track centerline, to the West line of said Section 1.

Also

Section 2

All of Grantor's operating right of way, 88 feet wide, lying 26 feet normally distant northerly of and 40 feet normally distant southerly of the center line of Grantor's main track, as now located, and extending westerly from the East line of Section 2, Township 37 North, Range 5 West approximately 1,580 feet, as measured along said main track centerline, to the West line of the Northeast Quarter of the Southwest Quarter of said Section 2.

Also

Section 2 and Section 11

All of Grantor's operating right of way, 80 feet wide, lying 33 feet normally distant northerly of and 47 feet normally distant

southerly of the center line of Grantor's main track, as now located, and extending westerly from the East line of the Northeast Quarter of the Southeast Quarter of Section 2, Township 37 North, Range 5 West, approximately 4,550 feet, as measured along said main track center line, through the Northwest Quarter of the Southeast Quarter, Southwest Quarter of the Southeast Quarter, Southeast Quarter of the Southwest Quarter, and the Southwest Quarter of the Southwest Quarter of said Section 2, and the Northwest Quarter of the Northwest Quarter of Section 11, Township 37 North, Range 5 West to the West line of the Northwest Quarter of the Northwest Quarter of said Section 11.

Also

Section 10

All of Grantor's operating right of way, 80 feet wide, lying 33 feet normally distant northerly of and 47 feet normally distant southerly of the center line of Grantor's main track, so now located and extending westerly from the East line of the Northeast Quarter of the Northeast Quarter of Section 10, Township 37 North, Range 5 West, approximately 6,040 feet, as measured along said main track center line, through the Northeast Quarter of the Northeast Quarter, Northwest Quarter of the Northeast Quarter, Southwest Quarter of the Northeast Quarter, Southeast Quarter of the Northwest Quarter, Northeast Quarter of the Southwest Quarter and Northwest Quarter of the Southwest Quarter of said Section 10 to the West line of the Northwest Quarter of the Southwest Quarter of said Section 10.

LESS AND EXCEPT FROM THE PROPERTY IN SECTION 10 HEREINABOVE DESCRIBED THAT PARCEL OF LAND DESCRIBED AS PORTER COUNTY, NICTD, PARCEL NO. 8, IN EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF.

Also

Section 10

Block "A" in Frederick H. Bartlett's Beverly Shores Unit "A" being a subdivision of part of fractional Section Three, part of fractional East Half of Section Four, part of the North Half of the Northeast Quarter of Section Nine, part of the Northwest Quarter and part of the Southwest Quarter of Section 10, all in Township 37 North, Range 5 West of the Second Principal Meridian, more particularly described as follows, to-wit:

Beginning at the intersection of the northerly right-of-way line of the Northern Indiana Public Service Company and the

easterly line of Broadway is located in Beverly Shores Subdivision, thence, in a northerly direction along the east line of Broadway thirty and thirteen hundredths (30.13) feet to a point; thence, northeasterly along a line parallel to and thirty feet (30) north of the north right-of-way line of the Northern Indiana Public Service Company, a distance of three hundred thirty-seven and seventy-nine hundredths (337.79) feet to a point on said line, thence, continuing in a northeasterly direction, one hundred sixty-nine and sixty-four hundredths (169.64) feet to a point on the north right-of-way line of the Northern Indiana Public Service Company, thence, in a southwesterly direction five hundred seven and sixty-one hundredths (507.81) feet to the place of beginning, containing 12,681 square feet, or .291 acres more or less.

Also

Section 9

All of Grantor's operating right of way, 80 feet wide, lying 33 feet normally distant northerly of and 47 feet normally distant southerly of the centerline of Grantor's main track, as now located, and extending westerly from the East line of the Southeast Quarter of Section 9, Township 37 North, Range 5 West a distance of approximately 3,940 feet, as measured along said main track centerline, through the Southeast Quarter and the Southeast Quarter of the Southwest Quarter of said Section 9 to the South line of said Southeast Quarter Southwest Quarter, as measured along said main track center line.

Also

Section 16

All of Grantor's operating right of way, 80 feet wide, lying 33 feet normally distant northerly of and 47 feet normally distant southerly of the centerline of Grantor's main track, as now located, and extending westerly from the North line of Section 16, Township 37 North, Range 5 West approximately 2,000 feet, as measured along said main track centerline, through the Northeast Quarter of the Northwest Quarter and the Northwest Quarter of the Northwest Quarter of said Section 16 to the West line of the Northwest Quarter of the Northwest Quarter of said Section 16.

Also

Section 17

All of Grantor's operating right of way, 80 feet wide, lying

33 feet normally distant northerly of and 47 feet normally distant southerly of the center line of Grantor's main track, as now located, and extending westerly from the East line of Section 17, Township 37 North, Range 5 West approximately 5,830 feet, as measured along said main track centerline, through the Northeast Quarter, the Southeast Quarter of the Northwest Quarter and the North Half of the Southwest Quarter of said Section 17 to the West line of the Northwest Quarter of the Southwest Quarter of said Section 17.

Also

Section 18

All of Grantor's operating right of way, 80 feet wide, lying 33 feet normally distant northerly of and 47 feet normally distant southerly of the centerline of Grantor's main track, as now located, and extending westerly from the East line of Section 18, Township 37 North, Range 5 West, a distance of approximately 4,190 feet, as measured along said main track centerline, through the Northeast Quarter of the Southeast Quarter, Southeast Quarter of the Southeast Quarter, Southwest Quarter of the Southeast Quarter and the Southeast Quarter of the Southwest Quarter of said Section 18 to the South line of said Section 18.

Also

Section 19

All of Grantor's operating right of way, 80 feet wide, lying 33 feet normally distant northerly of and 47 feet normally distant southerly of the centerline of Grantor's main track, as now located, and extending westerly from the North line of Section 19, Township 37 North, Range 5 West approximately 1,460 feet, as measured along said main track centerline, through the Northeast Quarter of the Northwest Quarter and the Northwest Quarter of the Northwest Quarter of said Section 19 to the West line of the Northwest Quarter of the Northwest Quarter of said Section 19.

Also

Township 37 North, Range 6 West of the Second Principal Meridian

Section 24

All of Grantor's operating right of way, 80 feet wide, lying 33 feet normally distant northerly of and 47 feet normally distant southerly of the center line of Grantor's main track, as now

located, and extending westerly from the East line of Section 24, Township 37 North, Range 6 West, approximately 5,780 feet, as measured along said main track, through the Northeast Quarter of the Northeast Quarter, Southeast Quarter of the Northeast Quarter, the Northwest Quarter of the Northeast Quarter, Southwest Quarter of the Northeast Quarter, Southeast Quarter of the Northwest Quarter, Southwest Quarter of the Northwest Quarter and the Northwest Quarter of the Southwest Quarter of said Section 24 to the West line of the Northwest Quarter of the Southwest Quarter of said Section 24.

LESS AND EXCEPT FROM THE PROPERTY IN SECTION 24 HEREINABOVE DESCRIBED THAT PARCEL OF LAND DESCRIBED AS PORTER COUNTY, NICTD, PARCEL NO. 9, IN EXHIBIT "E" ATTACHED HERETO AND MADE A PART HEREOF.

Also

Section 23

All of Grantor's right of way, 80 feet wide, lying 33 feet normally distant northerly of and 47 feet normally distant southerly of the center line of Grantor's main track, as now located, and extending westerly from the East line of Section 23, Township 37 North, Range 6 West, approximately 5,440 feet, is measured along said main track center line, through the Northeast Quarter of the Southeast Quarter, Northwest Quarter of the Southeast Quarter, Southwest Quarter of the Southeast Quarter, Southeast Quarter of the Southwest Quarter and the Southwest Quarter of the Southwest Quarter of said Section 23 to the South line of the Southwest Quarter of the Southwest Quarter of said Section 23.

LESS AND EXCEPT FROM THE PROPERTY IN SECTION 23 HEREINABOVE DESCRIBED THAT PARCEL OF LAND DESCRIBED AS PORTER COUNTY, FREIGHT DEFAULT, PARCEL NO. 1, IN EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF.

Also

Section 26

All of Grantor's right of way, 80 feet wide, being 33 feet normally distant, northerly of and 47 feet normally distant southerly of the center line of Grantor's main track, as now located, and extending westerly from the North line of the Northwest Quarter of the Northwest Quarter of Section 26, Township 37 North, Range 6 West approximately 270 feet, as measured along said main track centerline, to the West line of said Northwest Quarter of the Northwest Quarter.

LESS AND EXCEPT FROM THE PROPERTY IN SECTION 26 HEREINABOVE DESCRIBED THAT PARCEL OF LAND DESCRIBED AS PORTER COUNTY, FREIGHT DEFAULT, PARCEL NO. 1, IN EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF.

Also

Section 27

All of Grantor's right of way, 80 feet wide, being 33 feet normally distant northerly of and 47 feet normally distant southerly of the center line of Grantor's main track, as now located, and extending westerly from the East line of Section 27, Township 37 North, Range 6 West, approximately 5,620 feet as measured along said main track center line, through the Northeast Quarter of the Northeast Quarter, Northwest Quarter of the Northeast Quarter, Northeast Quarter of the Northwest Quarter, Southeast Quarter of the Northwest Quarter and Southwest Quarter of the Northwest Quarter of said Section 27 to the West line of the Southwest Quarter of the Northwest Quarter of said Section 27.

LESS AND EXCEPT FROM THE PROPERTY IN SECTION 27 HEREINABOVE DESCRIBED THAT PARCEL OF LAND DESCRIBED AS PORTER COUNTY, FREIGHT DEFAULT, PARCEL NO. 1; FREIGHT DEFAULT, PARCEL NO. 2; AND NCTR, PARCEL NO. 10, IN EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF.

Also

Section 28

All of Grantor's operating right of way, 80 feet wide, lying 33 feet normally distant northerly of and 47 feet normally distant southerly of the center line of Grantor's main track, as now located, and extending westerly from the East line of Section 28, Township 37 North, Range 6 West, approximately 3,120 feet, as measured along said main track center line, through the Southeast Quarter of the Northeast Quarter, Northeast Quarter of the Southeast Quarter and Southwest Quarter of the Southeast Quarter of said Section 28 to the West line of the Northwest Quarter of the Southeast Quarter of said Section 28.

LESS AND EXCEPT FROM THE PROPERTY IN SECTION 28 HEREINABOVE DESCRIBED THAT PARCEL OF LAND DESCRIBED AS PORTER COUNTY, FREIGHT DEFAULT, PARCEL NO. 2, IN EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF.

Also

Section 28

A parcel of land in the Northeast Quarter (NE1/4) of Section 28, Township 37 North, Range 8 West of the Second Principal Meridian in Porter County, Indiana bounded and described as follows: Commencing at the Southeast (SE) corner of said Northeast Quarter (NE1/4), thence North Zero (0) degrees Two (02) minutes Eleven (11) seconds East along the East line of said Northeast Quarter (NE1/4) Two hundred forty-two and thirteen hundredths (242.13) feet to the point of beginning for said parcel, thence North Zero (0) degrees Two (02) minutes Eleven (11) seconds East along said East line Seventy-eight (78.0) feet to the Southerly Right of Way line of the Chicago South Shore and South Bend Railroad, thence South Sixty-seven (67) degrees Forty-two (42) minutes Twenty-one (21) seconds West Two hundred sixty-nine and eighty-three hundredths (269.83) feet along said Southerly Right of Way line, thence continuing along a curve to the left with a radius of Five thousand six hundred eighty-two and sixty-five hundredths (5682.65) feet a chord distance of Five hundred five and fifteen hundredths (505.15) feet and a chord bearing of South Sixty-five (65) degrees Nine (09) minutes Thirty (30) seconds West to the South line of said Northeast Quarter (NE1/4), thence South Eighty-nine (89) degrees Thirty-three (33) minutes East along the South line of said Northeast Quarter (NE1/4) Ninety-one and forty-nine hundredths (91.49) feet, thence Northeasterly along a curve to the right with a radius of Five thousand six hundred seventy-nine and sixty-five hundredths (5679.65) feet a chord distance of Six hundred sixty and sixty-two hundredths (660.62) feet and a chord bearing a North Sixty-eight (68) degrees Fifty-seven (57) minutes East to the Point of beginning.

Also

Section 28

All of Grantor's operating right of way, 80 feet wide, lying 33 feet normally distant northerly and 47 feet normally distant southerly of the centerline of Grantor's main track, as now located, and extending westerly from the East line of the Southwest Quarter of Section 28, Township 37 North, Range 6 West, approximately 2,310 feet, as measured along said main track centerline, through the Northeast Quarter of the Southwest Quarter, Southeast Quarter of the Southwest Quarter and the Southwest Quarter of the Southwest Quarter of said Section 28 to the South line of said Southwest Quarter of the Southwest Quarter. LESS AND EXCEPT a 7' x 400' parcel of land as excepted and reserved in a deed of conveyance from Swan J. Johnson and Mary Johnson to

Chicago, Lake Shore and South Bend Railway Company by deed dated April 12, 1907 and recorded in Book 68 at page 188.

Also

Section 33

All of Grantor's operating right of way, 100 feet wide, being 43 feet normally distant northerly of and 57 feet normally distant southerly of the centerline of Grantor's main track, as now located, and extending westerly from the North line of the Northwest Quarter of the Northwest Quarter of Section 33, Township 37 North, Range 6 West, approximately 990 feet, as measured along said main track centerline, to the West line of said Northwest Quarter of the Northwest Quarter.

Also

Section 32

All of Grantor's operating right of way, 80 feet wide, being 33 feet normally distant northerly of and 47 feet normally distant southerly of the center line of Grantor's main track, as now located and extending westerly from the East line of Section 32, Township 37 North, Range 6 West, approximately 4,850 feet, as measured along said main track centerline, through Northeast Quarter of the Northeast Quarter, Southeast Quarter of the Northeast Quarter, Southwest Quarter of the Northeast Quarter, Southeast Quarter of the Northwest Quarter, and the Southwest Quarter of the Northwest Quarter of said Section 32 to the West line of land granted to Chicago, Lake Shore and South Bend Railway Company by S. August Samuelson by deed dated March 5, 1907 and recorded in Deed Record Book 68 on page 107.

Also

Section 32

All of Grantor's operating right of way, 73 feet wide, being 26 feet normally distant northerly of and 47 feet normally distant southerly of the center line of Grantor's main track, as now located, and extending westerly from the West line of land granted to Chicago, Lake Shore and South Bend Railway Company by S. August Samuelson by deed dated March 5, 1907 and recorded in Deed Record Book 68 on page 107, approximately 653 feet, as measured along said main track centerline, through the West Half of the Northwest Quarter of Section 32, Township 37 North, Range 6 West, to the West line of said Section 32.

Also

Section 31

All of Grantor's operating right of way, 73 feet wide, being 26 feet normally distant northerly of and 47 feet normally distant southerly of the center line of Grantor's main track, as now located, and extending westerly from the East line of Section 31, Township 37 North, Range 6 West, approximately 5,300 feet, as measured along said main track center line, through the North Half of the Northeast and the North Half of the Northwest Quarter of said Section 31 to the West line of said Section 31.

~~LESS AND EXCEPT FROM THE PROPERTY IN SECTION 31 HEREINABOVE DESCRIBED THAT PARCEL OF LAND DESCRIBED AS PORTER COUNTY, FREIGHT DEFAULT, PARCEL NO. 3, IN EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF.~~

Also

Township 37 North, Range 7 West

Section 36

All of Grantor's operating right of way of various widths, lying north of Dunes Highway (U.S. Highway 12), and south of the south right of way of Consolidated Rail Corp., and extending westerly from the East line of Section 36, Township 37 North, Range 7 West to the West line of said Section 36.

~~LESS AND EXCEPT FROM THE PROPERTY IN SECTION 36 HEREINABOVE DESCRIBED THAT PARCEL OF LAND DESCRIBED AS PORTER COUNTY, FREIGHT DEFAULT, PARCEL NO. 4, IN EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF.~~

Also

Section 35

All of Grantor's operating right of way, 66 feet wide, being 26 feet normally distant northerly of and 40 feet normally distant southerly of the centerline of Grantor's main track, as now located, and extending westerly from the East line of Section 35, Township 37 North, Range 7 West, approximately 5,440 feet, as measured along said main track centerline, through the Northeast Quarter and the Northwest Quarter of said Section 35, to the West line of said Section 35.

LESS AND EXCEPT FROM THE PROPERTY IN SECTION 35 HEREINAFORE DESCRIBED THAT PARCEL OF LAND DESCRIBED AS PORTER COUNTY, NIDID PARCEL NO. 11, IN EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF.

Also

Section 35

A strip and parcel of land located in the West Half (W1/2) of the Northeast Quarter (NE1/4) of Section 35 Township 37 North Range 7 West of the Second Principal Meridian, in Porter County, Indiana, more particularly described as follows:

Beginning at the intersection point of the South right of way line of the Lake Shore and Michigan Southern Railroad (now known as the main line of Consolidated Rail Corp.) and the center line of Section 35, said point of beginning being 202.5 feet South of the intersection of the center line of Section 35, and the Indian boundary line; thence, northeasterly along the South right of way line of the Lake Shore and Michigan Southern Railroad (now known as the main line of Consolidated Rail Corp.) 1039.14 feet to the intersection of said South right of way line of said Lake Shore and Michigan South Railroad (now known as the main line of Consolidated Rail Corp.) and Indiana boundary line; thence, easterly along the said Indian boundary line 258.56 feet to the intersection of the said Indian boundary line and the North right of way line of the Chicago South Shore and South Bend Railroad; thence, in a westerly direction along the North right of way line of the Chicago South Shore and South Bend Railroad 1302.86 feet to the intersection of the North right of way line of the Chicago South Shore and South Bend Railroad and the center of Section 35; thence, North along the center line of Section 35, 51.44 feet to the place of beginning. Being all that property conveyed by Indiana Industrial Land Company of Chicago South Shore and South Bend Railroad predecessor of Grantor by deed dated October 22, 1929, and recorded in Book 95, page 402.

Also

Section 34

All of Grantor's operating right of way, 66 feet wide, being 26 feet normally distant northerly of and 40 feet normally distant southerly of the centerline of Grantor's main track, as now located, and extending westerly from the East line of Section 34, Township 37 North, Range 7 West approximately 5,620 feet, as measured along said main track centerline, through the North Half of the Southeast Quarter, Northeast Quarter of the Southwest Quarter, Northwest Quarter of the Southwest Quarter and the Southwest Quarter of the Southwest Quarter of said Section 34 to the West line of said Section 34.

NICTD-8

That tract of land situated in the South Half of the Northwest Quarter and in the North Half of the Southwest Quarter of Section 10, Township 37 North, Range 5 West of the Second Principal Meridian at Beverly Shores, in Porter County, Indiana, and more particularly described as follows:

Begin at the point where a line that lies parallel with and 33 feet normally distant northwesterly from the center of Grantor's main track intersects the east line of 80 foot wide Broadway, said point situated 155.69 feet southerly from the intersection of said east line of Broadway with the south line of 50 foot wide Service Avenue as measured along said east line of Broadway; Thence run northeasterly along said parallel line, being along Grantor's north property line, a distance of 300 feet; Thence southeasterly at a right angle to the last described course, a distance of 23 feet more or less to a line that lies parallel with and 10 feet normally distant northwesterly from said main track center; Thence southwesterly along the last said parallel line, a distance of 300 feet more or less to the aforesaid east line of Broadway; Thence northwesterly along said east line of Broadway, a distance of 23 feet more or less to return to the point of beginning.

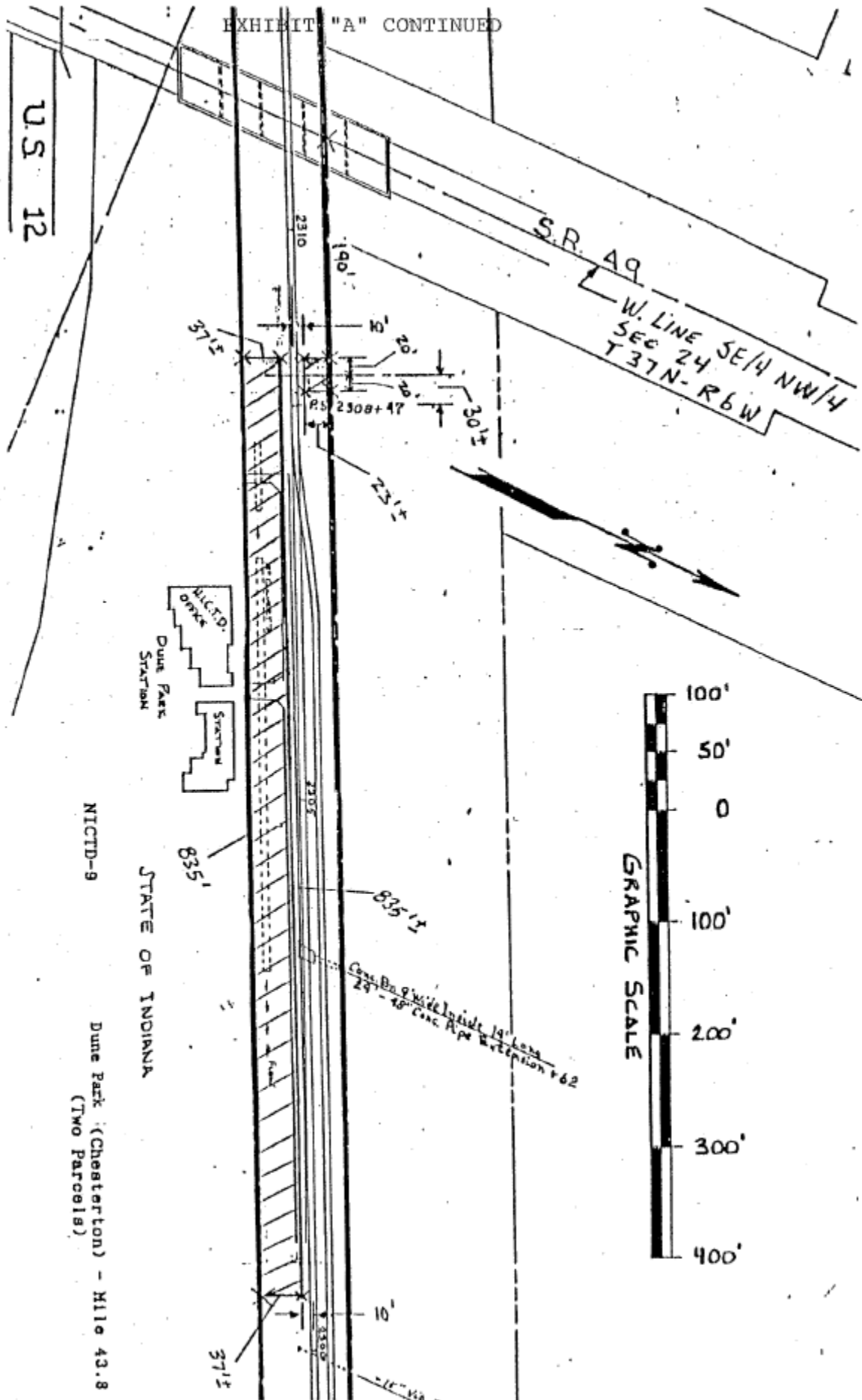
Also, all right, title, and interest, if any, that the Grantor may have to the east half of Broadway situated westerly of and adjacent to the west line of the above described parcel.

Certain property situated in the Southeast Quarter of the Northwest Quarter of Section 24, Township 37 North, Range 6 West of the Second Principal Meridian, Porter County, Indiana, and more particularly described as follows:

North Parcel - Commence at the point where a line that lies parallel with and 33 feet normally distant northwesterly from the center of Grantor's main track intersects the west line of said Southeast Quarter of the Northwest Quarter of Section 24, and run northeasterly along said parallel line, a distance of 190 feet to the Point of Beginning; Thence continue northeasterly along the straight line extension of the last described course, a distance of 40 feet; Thence southeasterly at a right angle to the last described course, a distance of 23 feet more or less to a line that lies parallel with and 10 feet normally distant northerly from the center of Grantor's main track; Thence southwesterly along the last said parallel line, a distance of 40 feet; Thence northwesterly at a right angle to the last described course, a distance of 23 feet more or less to return to the point of beginning.

South Parcel - Commence at the point where a line that lies parallel with and 33 feet normally distant northwesterly from the center of Grantor's main track intersects the west line of said Southeast Quarter of the Northwest Quarter of Section 24, and run northeasterly along said parallel line, a distance of 190 feet to a point; Thence southeasterly at a right angle to the last described course, a distance of 43 feet more or less to the Point of Beginning in a line that lies parallel with and 10 feet normally distant southerly from the center of Grantor's main track; Thence continue southeasterly along the straight line extension of the last described course, a distance of 37 feet more or less to a line that lies parallel with and 47 feet normally distant southeasterly from said main track center; Thence northeasterly along the last said parallel line, a distance of 835 feet to a point; Thence northwesterly at a right angle to the last described course, a distance of 37 feet more or less to the aforesaid line that lies parallel with and 10 feet normally distant southeasterly from said main track center; Thence southwesterly along the last said parallel line, a distance of 835 feet more or less to return to the point of beginning.

U.S. 12



NICTD 10.

A tract of land situated in the Northeast Quarter of the Northeast Quarter of Section 27, Township 37 North, Range 6 West of the Second Principal Meridian at Dunes Acres, in Porter County, Indiana, and more particularly described as follows:

Begin at a point on a line that lies parallel with and 33 feet normally distant northwesterly from the center of Grantor's main track, 142 feet southwesterly from the east line of said Northeast Quarter of the Northeast Quarter of Section 27 as measured along said parallel line; Thence run southeasterly perpendicular to said parallel line, a distance of 23 feet more or less to a line that lies parallel with and 10 feet normally distant northwesterly from said main track center; Thence northeasterly along the last said parallel line, a distance of 100 feet more or less to the west line of Mineral Springs Road; Thence northerly along said west line of Mineral Springs Road, a distance of 24 feet more or less to the aforesaid line that lies parallel with and 33 feet normally distant northwesterly from said main track center; Thence southwesterly along the last said parallel line, being along Grantor's north property line, a distance of 112 feet more or less to return to the point of beginning.

Also, all right, title, and interest, if any, that the Grantor may have to the west half of Mineral Springs Road situated east of and adjacent to the east line of the above described parcel.

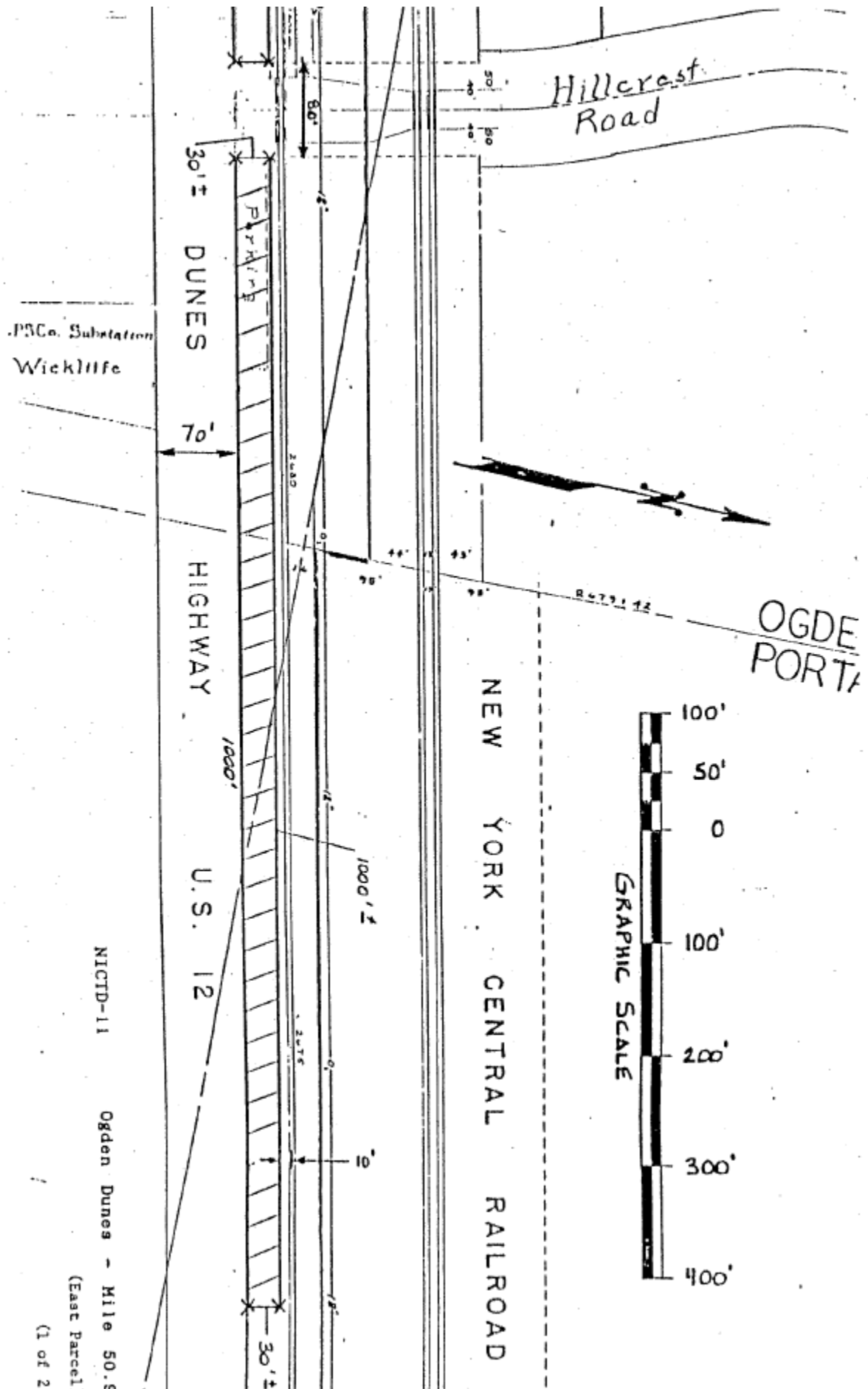
Certain property situated in the Southwest Quarter of the Northeast Quarter and in the East Half of the Northeast Quarter of Section 35, Township 37 North, Range 7 West of the Second Principal Meridian, Porter County, Indiana, and more particularly described as follows:

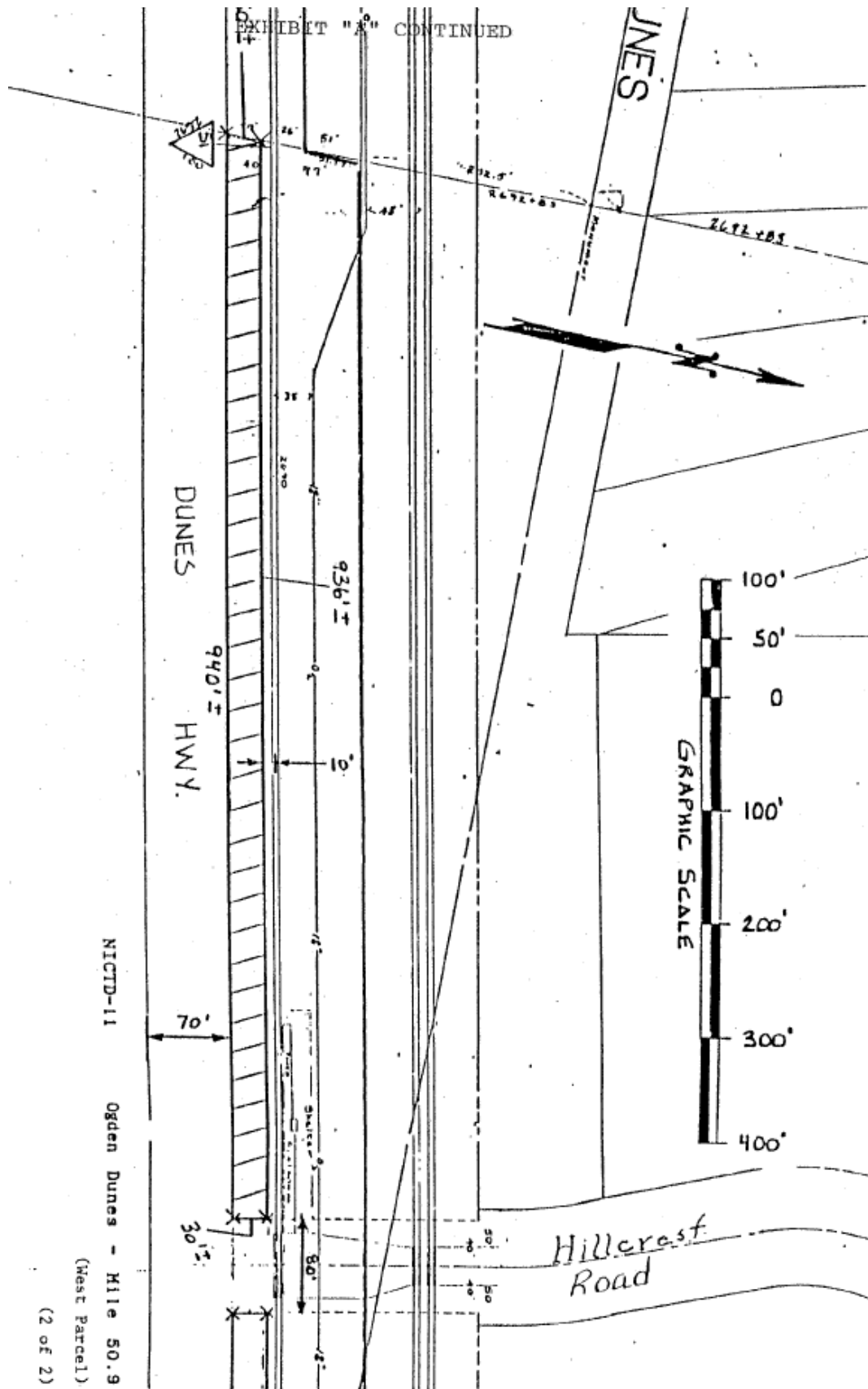
East Parcel - Begin at the intersection of the east line of 80 foot wide Hillcrest Road with the north line of 70 foot wide Dunes Highway, said point being 40 feet perpendicularly distant southerly from the center of Grantor's main track; Thence run easterly parallel with said main track center, and along said north line of Dunes Highway, a distance of 1000 feet; Thence northerly at a right angle to the last described course, a distance of 30 feet more or less to a line that lies parallel with and 10 feet normally distant southerly from said main track center; Thence westerly along the last said parallel line, a distance of 1000 feet more or less to the aforesaid east line of Hillcrest Road; Thence southerly along said east line of Hillcrest Road, a distance of 30 feet more or less to return to the point of beginning.

Also, all right, title and interest, if any, that the Grantor may have to the east half of Hillcrest Road lying west of and adjacent to the west line of the above described parcel.

West Parcel - Begin at the intersection of the west line of 80 foot wide Hillcrest Road with the north line of 70 foot wide Dunes Highway, said point being 40 feet perpendicularly distant southerly from the center of Grantor's main track; Thence run westerly parallel with said main track center, and along said north line of Dunes Highway, a distance of 940 feet more or less to the west line of the aforesaid Southwest Quarter of the Northeast Quarter of Section 35; Thence northerly along the last said west line, a distance of 30 feet more or less to a line that lies parallel with and 10 feet normally distant southerly from said main track center; Thence easterly along the last said parallel line, a distance of 936 feet more or less to the aforesaid west line of Hillcrest Road; Thence southerly along said west line of Hillcrest Road, a distance of 30 feet more or less to return to the point of beginning.

Also, all right, title and interest, if any, that the Grantor may have to the west half of Hillcrest Road lying east of and adjacent to the east line of the above described parcel.





and also including all railroad passenger stations, platforms, catenary, power distribution systems, block signals, grade crossing signals, and all signage along the Chicago South Shore and South Bend Railroad right of way in Porter County, Indiana

Parcel 101:

A part of the East half of the Northeast Quarter of Section 35, Township 37 North, Range 7 West of the Second Principal Meridian in Porter County, Indiana, lying South of the South right-of-way line of U.S. Highway 12, and North of the South line of the Old Chicago to Detroit Road, referenced to the Southeast corner of the Northeast Quarter of Section 35; thence North $0^{\circ}16'9''$ West, 227.24 feet along the East line of said Northeast Quarter to a point on the South line of said Chicago to Detroit Road (the aforementioned bearing assumed and all subsequent bearings related thereto); thence South $86^{\circ}7'35''$ West, 18.09 feet along the South line of road; thence North $77^{\circ}56'17''$ West, 107.24 feet along said South line of road; thence North $74^{\circ}5'59''$ West, 229.96 feet along said South line of road; thence South $88^{\circ}49'56''$ West, 347.87 feet along said South line of road; thence North $87^{\circ}13'14''$ West, 94.97 feet along said South line of road; thence North $84^{\circ}5'1''$ West, 467.42 feet along said South line of road; thence South $62^{\circ}34'24''$ West, 72.27 feet along said South line of road to the West line of the East half of the Northeast Quarter of Section 35; thence North $0^{\circ}14'5''$ West 29.30 feet along said West line to the point of beginning, which is on the centerline of a public road (Stagecoach Road); thence continuing North $0^{\circ}14'5''$ West, 555.31 feet along said West line to the South right-of-way line of U.S. Highway 12 (as shown on Indiana State Highway plans for Federal Aid Project No. 31 Section "A" sheet No. 6 of 47, dated 1922); thence North $87^{\circ}23'54''$ East, 136.01 feet along said South right-of-way line; (the foregoing portion of this description was taken from Document No. 2017-025262 as recorded in the Office of the Recorder of Porter County, Indiana) thence North 78 degrees 52 minutes 09 seconds East 32.57 feet along said South right-of-way line; thence South 5 degrees 13 minutes 47 seconds East 220.09 feet along the proposed West boundary of Burns Parkway; thence continuing along said proposed boundary Southwesterly 196.95 feet along an arc to the right having a radius of 210.00 feet and being subtended by a long chord having a bearing of South 21 degrees 38 minutes 15 seconds West 189.81 feet; thence continuing along said proposed boundary Southwesterly 195.57 feet along an arc to the left having a radius of 350.00 feet and being subtended by a long chord having a bearing of South 31 degrees 55 minutes 52 seconds West and a distance of 193.03 feet to a Southeast line of the grantor's land; thence South 58 degrees 21 minutes 54 seconds West 15.89 feet along said Southeast line to the point of beginning and containing 1.748 acres, more or less.

Property Address/Location: 5865 U.S. Highway 12, Portage, Indiana
Parcel Tax ID#: 64-02-35-276-001.000-016

Parcel 171:

PARCEL I: Part of Block 1, in Ogden Dunes Highway Subdivision, in the Town of Ogden Dunes, as per plat thereof recorded in Miscellaneous Record "P", page 584 (Plat File 5-E-4), in the Office of the Recorder of Porter County, Indiana, described as follows:

BEGINNING at a point on the East line of said Block 1 and 58.7 feet North of the Southeast corner thereof, thence South 83 degrees 12 minutes 13 seconds West 83.84 feet; thence North 06 degrees 47 minutes 30 seconds West 84.35 feet; thence South 83 degrees 12 minutes 30 seconds West 29.48 feet; thence North 08 degrees 07 minutes 46 seconds West 195.53 feet, more or less, to a point 225 feet Southerly of the Southerly line of Dunes Highway, thence North 79 degrees 00 minutes 00 seconds East 21.32 feet; thence South 17 degrees 16 minutes 14 seconds East 76.19 feet; thence South 88 degrees 53 minutes 15 seconds East 105.09 feet, more or less to the East line of Block 1; thence South, along the East line of said Block 1, a distance of 192.85 feet, more or less, to the point of beginning.

PARCEL EAS-1: The non-exclusive right and easement to go upon, over, under, across, and to use a strip of real estate described as follows:

The Northerly 225 feet of the Easterly 10 feet of the Westerly 160.4 feet, by parallel lines, of block 1, in Ogden Dunes Highway Subdivision, in the Town of Ogden Dunes, as per plat thereof recorded in Miscellaneous Record "P", page 584 (Plat File 5-E-4), in the Office of the Recorder of Porter County, Indiana.

For purposes of ingress, egress and utilities appurtenant to Parcel I described above, as created in Warranty Deeds recorded October 28, 1992, in Deed Record 431, pages 265 and 266.

PARCEL EAS-2: The non-exclusive right and easement to go upon, over, under, across, and to use a strip of real estate described as follows:

A part of Block 1, in Ogden Dunes Highway Subdivision, in the Town of Ogden Dunes, as per plat thereof recorded in Miscellaneous Record "P", page 584 (Plat File 5-E-4), in the Office of the Recorder of Porter County, Indiana, described as follows:

Commencing at the Southwest corner of said Block 1; thence North 11 degrees 00 minutes 00 seconds West, along the West line of said Block 1, a distance of 346.23 feet; thence North 79 degrees 00 minutes 00 seconds East 70.39 feet to the POINT OF BEGINNING;

Thence continuing North 79 degrees 00 minutes 00 seconds East 90.05 feet; thence South 11 degrees 00 minutes 00 seconds East 10.00 feet; thence South 79 degrees 00 minutes 00 seconds West 90.55 feet; thence North 08 degrees 07 minutes 46 seconds West 10.01 feet to the point of beginning; EXCEPT the West 21.32 feet thereof;

For purposes of ingress, egress and utilities appurtenant to Parcel I described above, as created in Warranty Deeds recorded November 30, 1998, in Deed Record 495, page 589.

Property Address/Location: 5869 U.S. Highway 12, Portage, IN 46368
Parcel Tax ID#: 64-02-35-252-013.000-017

Parcel 173:

PARCEL 1: PART OF BLOCK 1 IN OGDEN DUNES HIGHWAY SUBDIVISION, AS PER PLAT THEREOF, RECORDED IN MISCELLANEOUS RECORD "P", PAGE 584, NOW PLAT FILE 5-E-4, IN THE OFFICE OF THE RECORDER OF PORTER COUNTY, INDIANA, DESCRIBED AS: COMMENCING AT A POINT ON THE EAST LINE OF SAID BLOCK 1 AND 251.35 FEET NORTH OF THE SOUTHEAST CORNER THEREOF, THENCE NORTH 88 DEGREES 3 MINUTES 13 SECONDS WEST 105.09 FEET; THENCE NORTH 17 DEGREES 16 MINUTES 14 SECONDS WEST, 76.19 FEET MORE OR LESS TO A POINT 255 FEET SOUTHERLY OF THE SOUTHERLY LINE OF DUNES HIGHWAY; THENCE NORTH 79 DEGREES 00 MINUTES 00 SECONDS EAST 68.73 FEET; THENCE NORTH 79 DEGREES 00 MINUTES 00 SECONDS WEST 77.65 FEET, MORE OR LESS TO A POINT 147.35 FEET SOUTHERLY OF THE SOUTHERLY LINE OF DUNES HIGHWAY; THENCE NORTH 79 DEGREES 00 MINUTES 00 SECONDS EAST 75.00 FEET TO THE EAST LINE OF BLOCK 1; THENCE SOUTH ALONG THE EAST LINE OF BLOCK 1, 14 FEET; THENCE SOUTHERLY 80 FEET TO A POINT 1.0 FEET WEST OF THE EAST LINE OF BLOCK 1; THENCE EAST 1.0 FEET TO THE EAST LINE OF BLOCK 1; THENCE SOUTH 84.45 FEET MORE OR LESS TO THE POINT OF BEGINNING.

PARCEL 2: EASEMENT FOR INGRESS AND EGRESS AND UTILITY PURPOSES CREATED AS CREATED IN WARRANTY DEEDS RECORDED OCTOBER 28, 1992 AS DOCUMENT NOS. 92-25110 AND 92-26111 IN DEED RECORD 431, PAGES 265 AND 266, DESCRIBED AS THE NORTHERLY 225 FEET OF THE EASTERLY 10 FEET OF THE WESTERLY 160.4 FEET BY PARALLEL LINES OF BLOCK 1, OGDEN DUNES HIGHWAY SUBDIVISION, AS PER PLAT THEREOF RECORDED IN MISCELLANEOUS RECORD "P" PAGE 584, NOW PLAT FILE 5-E-4, IN THE OFFICE OF THE RECORDER OF PORTER COUNTY, INDIANA.

PARCEL 3: EASEMENT FOR INGRESS AND EGRESS AND UTILITY PURPOSES DESCRIBED AS FOLLOWS: AN EASEMENT OVER PART OF BLOCK 1, OGDEN DUNES HIGHWAY SUBDIVISION, AS PER PLAT THEREOF RECORDED IN MISCELLANEOUS RECORD "P" PAGE 584, NOW PLAT FILE 5-E-4, IN THE OFFICE OF THE RECORDER OF PORTER COUNTY, INDIANA, DESCRIBED AS: COMMENCING AT THE SOUTHWEST CORNER OF SAID BLOCK 1; THENCE NORTH 11 DEGREES 00 MINUTES 00 SECONDS WEST, ALONG THE WEST LINE OF SAID BLOCK 1, A DISTANCE OF 346.23 FEET; THENCE NORTH 79 DEGREES 00 MINUTES 00 SECONDS EAST 70.39 FEET TO THE POINT OF BEGINNING OF THIS DESCRIBED EASEMENT; THENCE CONTINUING NORTH 79 DEGREES 00 MINUTES 00 SECONDS EAST 90.00 FEET; THENCE SOUTH 11 DEGREES 00 MINUTES 00 SECONDS EAST 10.00 FEET; THENCE SOUTH 79 DEGREES 00 MINUTES 00 SECONDS WEST 90.55 FEET; THENCE NORTH 08 DEGREES 07 MINUTES 46 SECONDS WEST 10.01 FEET TO THE POINT OF BEGINNING; EXCEPT THE WEST 21.32 FEET THEREOF.

Property Address/Location: 5871 U.S. Highway 12, Portage, IN 46368
Parcel Tax ID#: 64-02-35-252-010.000-017

The real property for the Double Track Project consists of the following described real estate located in Lake County, Indiana to-wit:

Lake County, Indiana

Township 37 North, Range 7 West of the Second Principal Meridian

Section 33

All of Grantor's operating right of way 68 feet wide, being 26 feet on the North side and 40 feet on the South side of the center line of Grantor's main track and extending westerly across the South Half of said Section, from the East line of said South Half to the South line thereof.

Township 37 North, Range 7 West of the Second Principal Meridian

Section 4

All of Grantor's operating right of way 86 feet wide, being 26 feet on the North side and 40 feet on the South side of the center line of Grantor's main track and extending westerly across the Northwest Quarter of said Section, from the North side of said Northwest Quarter to the West line thereof.

Section 5

All of Grantor's operating right of way 66 feet wide, being 26 feet on the North side and 40 feet on the South side of the center line of Grantor's main track and extending westerly across the North Half of said Section 5, from the East line of the North Half of said Section 5 to the South line of said North Half.

Also

All of Grantor's operating right of way 100 feet wide, being 43 feet on the North side and 57 feet on the South side of the center line of Grantor's main track and extending southwesterly from the North line of the Southwest Quarter of said Section, to the East line Hobart Road;

Also

All of Grantor's operating right of way 115 feet wide, being 58 feet on the North side and 57 feet wide on the South side of the center line of Grantor's main track and extending southwesterly from the West line of Hobart Road to the West line of said Section 5.

Less and Except the original 100 foot wide right of way of the former B & O Railroad.

Section 6

All that part of Grantor's operating right of way lying northerly of Dunes Highway (U.S. No. 12), and lying southerly of the following described line: Beginning at the intersection of the East line of Lake Street in the Town of Miller and a line that lies equidistant between the center of Grantor's main track and the center of B & O Railroad connecting track # 5155; thence easterly along said equidistant line, a distance of 420 feet, more or less, to a point on a line parallel with and 10 feet normally distant southerly from the center line of said connecting track # 5155; thence northeasterly along the last said parallel line 1050 feet, more or less, to the South line of the original 100 foot wide right of way of the former B & O Railroad; and extending westerly from the South line of last said 100 foot wide right of way to the East line of Lake Street.

LESS AND EXCEPT FROM THE PROPERTY IN SECTION 6 HEREINAFORE DESCRIBED THAT PARCEL OF LAND DESCRIBED AS LAKE COUNTY NICTD PARCEL NO. 12.

Also

All that part of Grantor's operating right of way extending westerly from the West line of Lake Street, a distance of 1080.4 feet, more or less, to the East line of 60 foot wide Gibson Street, and lying northerly of a line that lies parallel with and 10 feet southerly from the center line of Grantor's main track and southerly of the following described line:

Beginning at the intersection of the West line of Lake Street and a line that lies equidistant between the center of Grantor's main track and "B & O Railroad connecting track # 5155"; thence westerly along said equidistant line and its westerly straight line extension, 1080.4 feet, more or less, to the East line of Gibson Street.

Also

All of Grantor's operating right of way lying southerly of present Gleason Road and lying northerly of present Dunes Highway (U.S. 12), and extends westerly across the Southwest Quarter of said Section from the West line of Gibson Street to the West line of said Section 6.

Township 36 North, Range 8 West of the Second Principal Meridian

Section 1

A parcel of land in the Southeast Quarter of said Section described as follows:

Beginning at a point on the East line of said Southeast Quarter, a distance of 799.02 feet North of Southeast corner of said Southeast Quarter; thence southwesterly at an angle of 72 degrees 43 minutes 30 seconds with said East line, 700.00 feet; thence southwesterly at an angle of 27 degrees, 20 minutes West to South with the last said course a distance of 270 feet, more or less, to a point on the North line of Dunes Highway (U.S. Hwy 12); thence easterly along last said North line, a distance of 873.06 feet, more or less, to the East line of said Southeast Quarter; thence North 111.53 feet to the point of beginning, being a portion of that property conveyed by The Aetna Powder Company to the Chicago, Lake Shore & South Bend Railway Company by deed dated July 16, 1907 and recorded in Book 132, page 453. Subject to the rights of the public for Clay Street.

Also

All that part of Grantor's operating right of way lying southerly of 7th Avenue (Gleason Road) and northerly of Dunes Highway (U.S. No. 12), and extending across the South Half of said Section from the West line of the above described parcel to the center line of 7th Avenue (Gleason Road); thence westerly said right of way lying northerly of Dunes Highway and southerly of a line that lies equidistant between the center of Grantor's main track and center of Goff side track No. 6055 and the easterly straight line extension (said extension being parallel with the center line of said main track) a distance of 1800 feet, more or less, to the West line of said South Half of Section 1. Subject to the rights of the public to 7th Avenue and Gleason Road.

Section 2

All that part of Grantor's operating right of way described as follows:

Beginning at the point of intersection of the East line of Taylor Road and the North line of Dunes Highway (U.S. Hwy 12); thence southeasterly along said North line 590 feet to Grantor's property corner; thence easterly parallel with and 100 feet southerly from the South of Grantor's original 68 foot wide right of way 957.69 feet to property corner; thence northerly at right angle 100 feet to the South line of said 66 foot right of way, said South line being parallel with and 39 feet normally distant southerly from the centerline of Grantor's main track; thence easterly along said parallel line 906 feet, more or less, to the East line of said Section; thence North along said East line 48 feet, more or less, to a line that lies equidistant between the center of Grantor's main track and the center of Goff side track No. 6055; thence westerly along said equidistant line and the westerly straight line extension (said extension being parallel with the center line of said main track), a distance of 2,208 feet more or less, to the East line of the Indiana Toll Road; thence northwesterly along last said East line a distance of 95 feet, more

or less, to the South right of way line of the E. J. & E. Railway Company; thence westerly along last said South right of way line a distance of 150 feet, more or less, to the East line of Taylor Street; thence southerly 118 feet, more or less, the point of beginning.

Also

All that part of Grantor's operating right of way, described as follows:

Beginning at the intersection of the West line of Taylor Road and a line that lies equidistant between the center of Grantor's main track and the center of side track No. 6003 and the easterly and westerly extension thereof (said extension being parallel with the said main track); thence westerly along said equidistant line, 1,870 feet, more or less, to a line that lies parallel with and 25 feet normally distant easterly from the center of a spur track of the E. J. & E. Railway; thence northwesterly along said parallel line 22 feet, more or less, to a line that lies parallel with and 25 feet northerly from the center line of Grantor's main track; thence westerly along the last said parallel line 100 feet, more or less, to a line that lies parallel with and 25 feet normally distant westerly from the center line of said spur track; thence northwesterly along said parallel line, 100 feet, more or less, to the North line of Grantor's 100 foot wide right of way; thence westerly along said North line 90 feet, more or less, to the West right of way line of the Indiana Harbor Belt Railroad Company; thence southerly along said West right of way, line 55 feet, more or less, to a point on a line that lies parallel with and 25 feet normally distant northerly of the center line of Grantor's main track; thence westerly along said parallel line, 1,120 feet, more or less, to the West line of said Section 2; thence South along said West line 50 feet, more or less, to the North line of Dunes Highway (U.S. No. 12); thence easterly along said North line 3,085 feet, more or less, to the point of beginning.

Section 3

All that part of Grantor's operating right of way lying southerly of a line that lies parallel with and 25 feet northerly from the center line of Grantor's main track (also southerly of the southerly right of way line of the Indiana Toll Road at the Northwest corner), and lying northerly of Dunes Highway (U.S. No. 12), and extending westerly from the East line of said Section 3 to the center line of Virginia Street; thence continuing westerly said right of way lying southerly of the southerly right of way line of the Indiana Toll Road, and northerly of Dunes Highway and the North line of Gateway Park to the West line of said Section 3. Subject to the rights of the public for Ohio Street, Tennessee Street, Virginia Street, and Broadway Street.

Certain property situated in the Southeast Quarter of Section 6, Township 36 North, Range 7 West of the Second Principal Meridian at Gary, in Lake County, Indiana, and more particularly described as follows:

East Parcel - Begin at the intersection of the north line of 80 foot wide Dunes Highway and the northerly extension of the east line of 84 foot wide Lake Street, said point being 40 feet perpendicularly distant southerly from the center of Grantor's main track (southernmost track); Thence run easterly parallel with said main track center, and along said north line of Dunes Highway, a distance of 367 feet to a point; Thence northerly at a right angle to the last described course, a distance of 30 feet more or less to a line that lies parallel with and 10 feet normally distant southerly from said main track center; Thence westerly along the last said parallel line, a distance of 369 feet more or less to the aforesaid northerly extension of the east line of 84 foot wide Lake Street; Thence southerly along the last said east line extended, a distance of 30 feet more or less to return to the point of beginning.

Also, all right, title and interest, if any, that the Grantor may have to the east half of Lake Street situated westerly of and adjacent to the west line of the above described parcel.

West Parcel - Begin at the intersection of the north line of 80 foot wide Dunes Highway and the northerly extension of the east line of 60 foot wide Gibson Street, said point being 40 feet perpendicularly distance southerly from said main track center; Thence run easterly parallel with said main track center, and along said north line of Dunes Highway, a distance of 1080 feet more or less to the northerly extension of the east line of the west 18 feet in equal width of 84 foot wide Lake Street; Thence northerly along said northerly extension of the east line of the west 18 foot of 84 foot wide lake Street, a distance of 30 feet more or less to a line that lies parallel with and 10 feet normally distant southerly from the center of Grantor's main track (southernmost track); Thence westerly along the last said parallel line, a distance of 1080 feet more or less to the aforesaid northerly extension of the east line of 60 foot wide Gibson Street; Thence southerly along the aforesaid east line of Gibson Street extended, a distance of 30 feet more or less to return to the point of beginning.

Also, all right, title and interest, if any, that the Grantor may have to the east half of Gibson Street situated westerly of and adjacent to the west line of the above described parcel, and to the west half of Lake Street situated east of and adjacent to the east line of the above described parcel.

Certain property situated in the West Half of Section 5, Township 36 North, Range 8 West of the Second Principal Meridian at Gary, in Lake County, Indiana, and more particularly described as follows:

East (North) Parcel - Begin at the intersection of the east line of 60 foot wide Bridge Street and the south line of 30 foot wide Second Place; Thence run easterly along said south line of Second Place, a distance of 120 feet to a point; Thence southerly at a right angle to the last described course, a distance of 7 feet more or less to a line that lies parallel with and 10 feet normally distant northerly from the center of Grantor's northernmost track; Thence westerly along said parallel line, a distance of 120 feet more or less to the aforesaid east line of Bridge street; Thence northerly along said east line of Bridge Street, 7 feet more or less to return to the point of beginning.

Also, all right, title, and interest, if any, that the Grantor may have to the east half of Bridge Street situated west of and adjacent to the west line of the above described parcel.

East (South) Parcel - Begin at the intersection of the east line of 60 foot wide Bridge Street and the north line of 30 foot wide Third Avenue; Thence run easterly along said north line of Third Avenue, a distance of 120 feet; Thence northerly at a right angle to the last described course, a distance of 22.5 feet more or less to a line that lies parallel with and 10 feet normally distant southerly from the center Grantor's southernmost track; Thence westerly along said parallel line, a distance of 120 feet more or less to the aforesaid east line of Bridge Street; Thence southerly along said east line of Bridge Street, a distance of 22.5 feet more or less to return to the point of beginning.

Also, all right, title land interest, if any, that the Grantor may have to the east half of Bridge Street situated west of and adjacent to the west line of the above described parcel.

West (North) Parcel - Begin at the intersection of the west line of 60 foot wide Bridge Street and the south line of 30 foot wide Second Place; Thence run westerly along said south line of Second Place, a distance of 120 feet to a point; Thence southerly at a right angle to the last described course, a distance of 7 feet more or less to a line that lies parallel with and 10 feet normally distant northerly from the center of Grantor's main track; Thence easterly along said parallel line, a distance of 120 feet more or less to the aforesaid west line of Bridge Street; Thence northerly along said west line of Bridge Street, a distance of 7 feet more or less to return to the point of beginning.

NICTD-13 (continued)

Also, all right, title, and interest, if any, that the Grantor may have to the west half of Bridge Street situated east of and adjacent to the east line of the above described parcel.

West (South) Parcel - Begin at the intersection of the west line of 60 foot wide Bridge Street and the north line of 30 foot wide Third Avenue; Thence run westerly along said north line of Third Avenue, a distance of 120 feet to a point; Thence northerly at a right angle to the last described course, a distance of 22.5 feet more or less to a line that lies parallel with and 10 feet normally distant southerly from the center of Grantor's southernmost track; Thence easterly along said parallel line, a distance of 120 feet more or less to the aforesaid west line of Bridge Street; Thence southerly along said west line of Bridge Street, a distance of 22.5 feet more or less to return to the point of beginning.

Also, all right, title and interest, if any, that the Grantor may have to the west half of Bridge Street situated east of and adjacent to the east line of the above described parcel.

Parcel 96:

LOTS FOURTEEN (14) AND FIFTEEN (15), BLOCK "E", DUNES HIGHWAY REALTY COMPANY'S SECOND SUBDIVISION, IN THE CITY OF GARY, AS SHOWN IN PLAT BOOK 20, PAGE 11, IN LAKE COUNTY, INDIANA.

Property Address/Location: 6005 E. Dunes Highway, Gary, IN 46403

Parcel Tax ID#: 45-09-06-476-003.000-004

Parcel 98:

ALL OF LOT 19, BLOCK "E", IN DUNES HIGHWAY REALTY COMPANY'S 2ND SUBDIVISION, IN THE CITY OF GARY, LAKE COUNTY, INDIANA.

Property Address/Location: 6021-6023 E. Dunes Hwy., Gary, IN 46403

Parcel Tax ID#: 45-09-06-476-007.000-004

Parcel 111:

LOTS 35 AND 36 IN BLOCK "E" IN DUNES HIGHWAY REALTY CO'S 2ND SUBDIVISION, IN THE CITY OF GARY, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 20 PAGE 11, IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA.

EXCEPT THAT PART OF LOTS 35 AND 36 BOTH INCLUSIVE IN BLOCK "E" DUNES HIGHWAY REALTY SECOND SUBDIVISION IN THE CITY OF GARY (PLAT BOOK 20, PAGE 11) CONVEYED TO THE STATE OF INDIANA BY THAT CERTAIN DEED

RECORDED FEBRUARY 24, 2020 UNDER INSTRUMENT NUMBER 2020-013077 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY.

Property Address/Location: 6000 - 6006 Melton Rd., Gary, IN 46403
Parcel Tax ID: 45-09-06-476-014.000-004

Parcel 111A:

LOT 37 IN BLOCK "E" IN DUNES HIGHWAY REALTY CO'S 2ND SUBDIVISION, IN THE CITY OF GARY, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 20 PAGE 11, IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA.

EXCEPT THAT PART OF LOT 37 IN BLOCK "E" DUNES HIGHWAY REALTY SECOND SUBDIVISION IN THE CITY OF GARY (PLAT BOOK 20, PAGE 11) CONVEYED TO THE STATE OF INDIANA BY THAT CERTAIN DEED RECORDED FEBRUARY 24, 2020 UNDER INSTRUMENT NUMBER 2020-013077 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY.

Property Address/Location: 6008 - 6010 Melton Rd., Gary, IN 46403
Parcel Tax ID: 45-09-06-476-015.000-004

Parcel 111B:

LOT 38 IN BLOCK "E" IN DUNES HIGHWAY REALTY CO'S 2ND SUBDIVISION, IN THE CITY OF GARY, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 20 PAGE 11, IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA.

EXCEPT THAT PART OF LOT 38 IN BLOCK "E" DUNES HIGHWAY REALTY SECOND SUBDIVISION IN THE CITY OF GARY (PLAT BOOK 20, PAGE 11) CONVEYED TO THE STATE OF INDIANA BY THAT CERTAIN DEED RECORDED FEBRUARY 24, 2020 UNDER INSTRUMENT NUMBER 2020-013077 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY.

Property Address/Location: 6012 - 6014 MELTON RD., GARY, IN 46403
Parcel Tax ID: 45-09-06-476-016.000-004

Parcel 111C:

LOT 39 IN BLOCK "E" IN DUNES HIGHWAY REALTY CO'S 2ND SUBDIVISION, IN THE CITY OF GARY, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 20 PAGE 11, IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA.

EXCEPT THAT PART OF LOT 39 IN BLOCK "E" DUNES HIGHWAY REALTY SECOND SUBDIVISION IN THE CITY OF GARY (PLAT BOOK 20, PAGE 11) CONVEYED TO THE STATE OF INDIANA BY THAT CERTAIN DEED RECORDED FEBRUARY 24, 2020

UNDER INSTRUMENT NUMBER 2020-013077 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY.

Property Address/Location: 6016 - 6018 MELTON RD., GARY, IN 46403
Parcel Tax ID: 45-09-06-476-017.000-004

Parcel 111D:

LOT 40, AND THE WEST 1/2 OF VACATED ALLEY EAST AND ADJOINING SAID LOT 40 IN BLOCK "E" IN DUNES HIGHWAY REALTY CO'S 2ND SUBDIVISION, IN THE CITY OF GARY, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 20 PAGE 11, IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA.

EXCEPT THAT PART OF LOT 40 AND THE WEST 1/2 OF VACATED ALLEY EAST AND ADJOINING SAID LOT 40 IN BLOCK "E" DUNES HIGHWAY REALTY SECOND SUBDIVISION IN THE CITY OF GARY (PLAT BOOK 20, PAGE 11) CONVEYED TO THE STATE OF INDIANA BY THAT CERTAIN DEED RECORDED FEBRUARY 24, 2020 UNDER INSTRUMENT NUMBER 2020-013077 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY.

Property Address/Location: 6020 - 6024 MELTON RD., GARY, IN 46403
Parcel Tax ID: 45-09-06-476-018.000-004

Parcel 111E:

LOTS 41 TO 44 BOTH INCLUSIVE BLOCK "E" DUNES HIGHWAY REALTY SECOND SUBDIVISION, IN THE CITY OF GARY, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 20, PAGE 11, IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA, TOGETHER WITH THE EAST HALF OF THE VACATED ALLEY 60 EAST, BORDERING LOTS 41 TO 44, BOTH INCLUSIVE ON THE WEST, AND THE SOUTH HALF OF THE VACATED ALLEY 7-B SOUTH BORDERING LOT 41 ON THE NORTH, AS EVIDENCED BY CONFIRMATORY RESOLUTION NO. 20214 OF THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF GARY, ADOPTED JULY 20, 1963 & RECORDED AUGUST 6, 1963 IN MISCELLANEOUS RECORD 866, PAGE 412, AS DOCUMENT NO. 499490.

EXCEPT THAT PART OF LOT 44 AND THE EAST 1/2 OF THE VACATED ALLEY 60 EAST, BORDERING LOT 44 ON THE WEST IN BLOCK "E" DUNES HIGHWAY REALTY SECOND SUBDIVISION IN THE CITY OF GARY (PLAT BOOK 20, PAGE 11) CONVEYED TO THE STATE OF INDIANA BY THAT CERTAIN DEED RECORDED FEBRUARY 24, 2020 UNDER INSTRUMENT NUMBER 2020-013077 IN THE OFFICE OF THE RECORDER OF LAKE COUNTY.

Property Address/Location: 6026 - 6048 MELTON RD., GARY, IN 46403
Parcel Tax ID: 45-09-06-476-019.000-004

Parcel 111F:

LOTS 21 TO 25, BOTH INCLUSIVE BLOCK "E" DUNES HIGHWAY REALTY SECOND SUBDIVISION, IN THE CITY OF GARY, AS PER PLAT THEREOF, RECORDED IN PLAT BOOK 20, PAGE 11, IN THE OFFICE OF THE RECORDER OF LAKE COUNTY, INDIANA, TOGETHER WITH THE NORTH HALF OF THE VACATED ALLEY 7-B SOUTH BORDERING LOTS 22 TO 25 BOTH INCLUSIVE, AND LOT 21 (EXCEPT THE WEST 10 FEET THEREOF) ON THE SOUTH, AS EVIDENCED BY CONFIRMATORY RESOLUTION NO. 20214 OF THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF GARY, ADOPTED JULY 20, 1963 & RECORDED AUGUST 6, 1963 IN MISCELLANEOUS RECORD 866, PAGE 412, AS DOCUMENT NO. 499490.

Property Address/Location: 6029 - 6047 US HWY 12, Gary, IN 46403
Parcel Tax ID: 45-09-06-476-009.000-004

PART B:

The following described real estate located in Lake, Porter and LaPorte Counties, Indiana to-wit:

Part of the South 1/2 of Lots 12 and 13 in Block 88 in Land Company's Addition to Michigan City, which is recorded in Deed Record C pages 10, 11 and 13, in the Office of the Recorder of LaPorte County, Indiana, being more particularly described as follows: Commencing at the Southeasterly corner of said Lot 13; thence Westerly along the South lines of Lots 12 and 13, a distance of 79.78 feet to the center line of a common wall, the true Point of Beginning; thence Westerly, continuing along the Southerly line of said lot 12, a distance of 15.62 feet, more or less, to the Southwesterly corner of said Lot 12; thence Northwesterly along the West line of said Lot 12, a distance of 49.50 feet to an iron pipe; thence Easterly along the Northerly line of the South 1/2 of Lots 12 and 13, a distance of 95.60 feet, more or less, to the Easterly line of said Lot 13; thence Southeasterly along the Easterly line of said Lot 13, a distance of 32.67 feet to the center line of a common wall; thence Westerly along the center line of the common wall, a distance of 79.78 feet; thence Southeasterly, continuing along the center line of said common wall, a distance of 16.83 feet to the point of beginning.

Property Address: 1015 Franklin Street, Michigan City, IN 46360
Parcel Tax ID#: 46-01-29-462-019.000-022