

665677

EASEMENT

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THIS INDENTURE made this 13th day of April, 1982, by and between Marianne Marlowe, in Lake County, Indiana, hereinafter known as Grantor, and Town of Lowell, Lowell, Indiana, hereinafter known as Grantee. The grant of this Easement is for the purpose of constructing a sewer line for the Union Street Sewer Project, and is not granted for the benefit of the Grantor.

W I T N E S S E T H:

That the Grantor, for and in consideration of the sum of Five Hundred Dollars (\$500.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, gives, grants and conveys to Grantee, an easement 20 feet in width to construct, install, operate, renew, maintain, repair and replace a sanitary sewer along, through and under the following described real estate situated in Lake County, Indiana, to-wit:

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD  
APR 15 2 31 PM '82  
WILLIAM BIELSKI JR  
RECORDER

LEGAL DESCRIPTION for the Centerline of 20 feet wide easement: Located in the S.W. 1/4 of the N.E. 1/4 of Section 23, Township 33 North, Range 9 West of the 2nd P.M. in Cedar Creek Township, Lake County, Indiana, described as follows: Commencing at the N.W. corner of said S.W. 1/4 1/4; thence S 0°18'44" W along the West line of said S.W. 1/4 1/4, 442.99 feet; thence N 88°55'55" E, 210.34 feet; thence S 80°49'33" E, 89.43 feet; thence S 3°23'13" E, 44 feet, more or less, to a point on the North line of Grantee's property (Marlowe); said point being the point of beginning; thence continuing S 3°23'13" E, 70 feet, more or less, to a point on the West line of Grantee's (Marlowe) property and there terminating.

**FILED**  
APR 15 1982  
*Lucas D. ...*  
AUDITOR LAKE COUNTY

TO HAVE AND TO HOLD the same for the purpose of constructing one sanitary sewer line not to exceed twelve (12") inches in diameter, per the attached plans; with excavation for said construction not to exceed seven (7') feet in depth with a minimum of four (4') foot cover for the construction line and twenty-four (24") inches cover for all manholes.

Grantee further agrees that the construction of said sewer shall take no longer than six (6) calendar weeks for the construction of said sewer on the easement and that Grantee will replace and restore the property of Grantor in as good or better condition as exists prior to construction.

Grantor, however, reserves the right to use the above-described property in any manner not inconsistent with the uses for which this easement is given, but expressly agrees that it will not injure, disturb, molest or in any manner interfere with any sewer of Grantee

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or any material or equipment of Grantee for the construction, operation, maintenance and/or repair of any sewer line upon the said premises.

Grantee further agrees as consideration for said easement to provide one sewer tap and a service line from the sewer constructed within the afore-described easement to a point within three feet (3') of the Grantor's resident, without charge, when requested to do so by Grantor. The Grantee further agrees that the service line will be constructed in a workmanlike manner with material free of defects and that any defective material or workmanship will be replaced in a timely manner by Grantee. The right to request a sewer tap and service line on the above-described real estate is assignable by the Grantor and may be exercised by the Grantor's heirs, assigns, or successors in title.

IN WITNESS WHEREOF, the Grantor and Grantee herein have hereunto set their hands and affixed their seals the day and year first above written.

GRANTOR:

Marianne Marlowe  
Marianne Marlowe

STATE OF INDIANA )  
                          ) SS:  
COUNTY OF LAKE )

Before me, the undersigned, a Notary Public in and for said County and State this 7th day of April, 1982, personally appeared wherein named Marianne Marlowe and acknowledged the execution of the foregoing easement for and on behalf of said corporation and by its authority.

Witness my hand and notarial seal this 7th day of April, 1982.

Marian Carbon  
NOTARY PUBLIC

My Commission Expires:

July 14, 1982

My County of Residence:

Lake County

The Town of Lowell does hereby accept this Easement.

BOARD OF TRUSTEES  
TOWN OF LOWELL, INDIANA

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