

8228 W. 82nd St.
Or 16 46307

846333

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FILED

GRANT OF PERPETUAL EASEMENT

MAR 2 1986 THIS GRANT OF EASEMENT MADE this 1st day of April, 1986, by *OR* *Trust*
AUDITOR *OR* COUNTY
Otto R. Fifield, Betty J. Fifield, and Otto R. Fifield, as Trustee of the Residuary Trust under the Will of Shirley D. Fifield, deceased, all of Lake County, State of Indiana, hereinafter individually referred to as "Grantor" and collectively as "Grantors,"

TO

Otto R. Fifield, Trustee of the Residuary Trust under the Will of Shirley D. Fifield, deceased, hereinafter called "Grantee."

WITNESSETH:

For and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the Grantors for themselves, their administrators, successors and assigns do hereby grant, bargain, sell, convey, warrant, declare and dedicate unto the Grantee, his grantees, successors and assigns forever a perpetual right-of-way and easement with the right, privilege and authority in Grantee, his grantees, successors and assigns, to enter upon, dig, lay, erect, construct, install, reconstruct, renew and to operate, maintain, patrol, replace, repair and continue one or more sanitary sewer lines, including, but not limited to, a main, sub-main, local, lateral, outfall, force and interceptor sewer for the collection, carriage, treatment and disposal of sewage and waste water as it shall be hereafter located and constructed within, under, upon, over and across the following described real estate owned by the Grantors in Lake County, Indiana:

A 10 foot sewer easement lying 5 feet on each side of the following center line: Beginning at a point on the Southerly line of Lot 12 in Schererville Heights, Unit 3, Section 1 and 186.75 feet Southeasterly of the Southwest corner of said Lot 12; thence South 69 degrees 05 minutes 04 seconds West to a point on the South line of Lot 2 in said Schererville Heights and 38.46 feet West of the Southeast corner thereof.

11-190-12

This easement shall be for the benefit of the following described real estate:

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD
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RUDOLPH
RECORD
CLAY

1061 8.50

Part of the Southwest quarter of the Southwest quarter of Section 23, Township 35 North, Range 9 West of the 2nd P.M., described as follows: Commencing at the Northwest corner of said Southwest quarter, Southwest quarter; thence North 89 degrees 59 minutes 08 seconds East 861 feet; thence South 44 degrees 55 minutes 42 seconds West 254.26 feet; thence South 89 degrees 59 minutes 08 seconds West 43 feet; thence South 17 degrees 44 minutes 14 seconds West 188.96 feet; thence South 89 degrees 59 minutes 08 seconds West 350 feet; thence South 01 degrees 05 minutes 32 seconds East 193.03 feet; thence South 89 degrees 59 minutes 08 seconds West 224 feet; thence North 01 degrees 05 minutes 32 seconds West 541.04 feet; more or less, to the place of beginning, Lake County, Indiana.

Grantee covenants that in the installation, maintenance or operation of his sewer and appurtenances under, upon, over and across the tract of land across which this easement is granted, he will restore the area disturbed by his work to as nearly the original condition as is practicable.

Grantors herein covenant for themselves, their grantees, successors and assigns that they will not erect or maintain any building or other structure or obstruction except as permitted herein on or over said sewer and appurtenances on said tract of land across which this perpetual easement is granted, except by express written permission from the Grantee and in accordance with the terms thereof, and which permission when in writing and recorded shall run with the real estate.

A diagram map showing the route, courses and distances through and above premises and lands and width of right-of-way is attached hereto and made a part of this indenture by reference as Exhibit "A."

Grantors covenant that they are the owners in fee simple of said real estate, are lawfully seized thereof and have a good right to grant and convey the foregoing easement therein; that they guarantee the quiet possession thereof; and that said real estate is free from any and all encumbrances except for the lien of current taxes and that Grantors will warrant and defend Grantee's title to said easement against all lawful claims.

IN WITNESS WHEREOF, the Grantors have hereunto set their hands the day and year first above written.

Otto R. Fifield
OTTO R. FIFIELD

Betty J. Fifield
BETTY J. FIFIELD

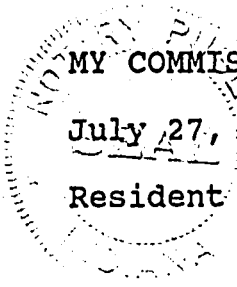
Otto R. Fifield as Trustee
OTTO R. FIFIELD, as Trustee under the Residuary Trust under the Will of Shirley D. Fifield, Deceased

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

Before me, a Notary Public in and for said County and State, this 1st day of April, 1986, personally appeared Otto R. Fifield, Betty J. Fifield and Otto R. Fifield, as Trustee of the Residuary Trust under the Will of Shirley D. Fifield, deceased, each of whom acknowledged the execution of the above and foregoing Grant of Perpetual Easement as their free and voluntary act.

WITNESS my hand and Notarial Seal.

Edward L. Burke
EDWARD L. BURKE, Notary Public



MY COMMISSION EXPIRES:
July 27, 1988
Resident of Lake County

This instrument prepared by Edward L. Burke, Attorney At Law, 8585 Broadway, Suite 610, Merrillville, Indiana 46410

EXHIBIT "A"

CIVIL ENGINEERS AND SURVEYORS

LAKE & PORTER COUNTIES, IND.

315 CENTER STREET
HOBART, INDIANA
OFFICE PHONE 947 2568

SUPERVISION

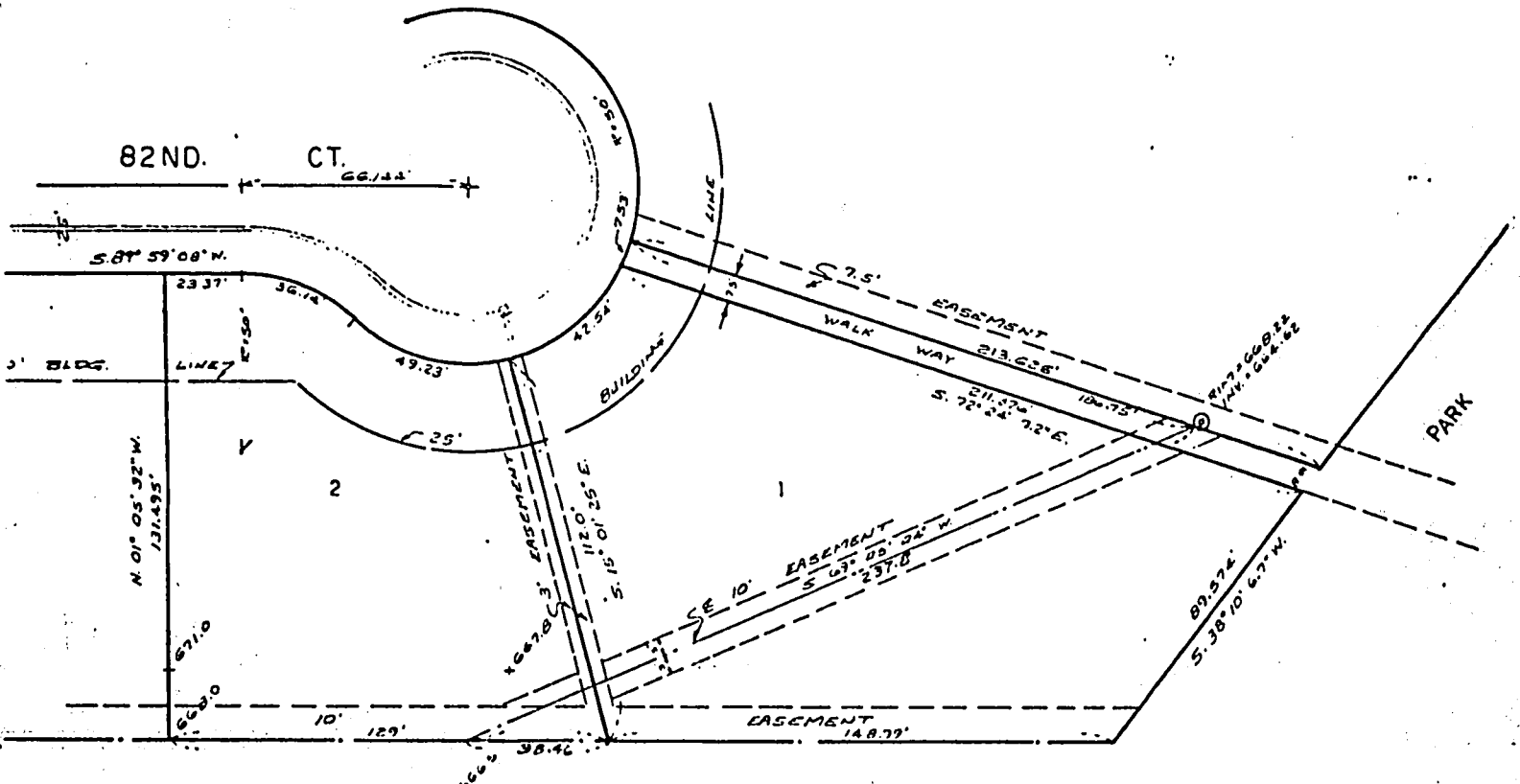
ROBERT A. KRULL
REGISTERED ENGINEER NO. 5000
REG. LAND SURVEYOR NO 10010

LIAM J. KRULL
REGISTERED ENGINEER NO. 5000

PLAT OF SURVEY

SEWER EASEMENT ACROSS LOTS 1 & 2, In SCHERERVILLE HEIGHTS, Unit #3, Section 1

A 10 foot sewer easement lying 5 feet on each side of the following center line: Beginning at a point on the Southerly line of Lot 12 in Schererville Heights, Unit 3, Section 1 and 186.75 feet Southeasterly of the Southwest corner of said Lot 12; thence South 69°05'04" West to a point ~~186.75 feet Southeasterly of the Southwest corner of said Lot 12~~ ON THE South line of Lot 2 in said Schererville Heights and 38.46 feet West of the Southeast corner thereof.



EXPLANATIONS

DIMENSIONS SHOULD BE ASSUMED BY SCALE MEASUREMENTS UPON THE PLAT
 -Constructors or builders should be notified to carefully test and compare on the ground the points, marks, etc., as noted in this certificate, with the stakes, points, etc., given on the property, before on the same, and AT ONCE report any seeming or apparent difference between the same to the surveyor, that misunderstanding, displacement of points, etc., may be corrected before damage is done.



STATE OF INDIANA, COUNTY OF LAKE, HOBART, IND., March 17, 1986

THIS IS TO CERTIFY THAT I HAVE SURVEYED THE ABOVE DESCRIBED PROPERTY ACCORDING TO THE OFFICIAL RECORDS AND THAT THE PLAT HEREON DRAWN CORRECTLY REPRESENTS SAID SURVEY.