WX 4974

UTILITY EASEMENT

Return: 8393 Indiana St.,
Merrillville, In 46410

Project 85586
Parcel No. 9637 933998

Tax Key No. 12-7-12

Easement No. 1

The undersigned, in consideration of the sum of One Dollar ($1.00) and other consideration, receipt of which is hereby acknowledged, hereby grants unto Indiana Bell Telephone Company, Incorporated, its successors and assigns, a right of way and easement to install, construct, operate, maintain, repair, supplement, and remove, at any time or times hereafter, its communication systems consisting of conduits, cables, and as it may from time to time require or deem proper therefore, in, under, and upon a strip of land located in Section 33, Township 35N, Range 9W, Township of St. John, County of Lake, State of Indiana, more particularly described as follows:

An easement ten (10) feet in width beginning at a point 858.23 feet east of the center line of Hart Street, St. John, Indiana as found in Section 33, Township 35 North, Range 9 West and the north right-of-way line of Joliet Street, thence west, lying north of, parallel and abutting the north right-of-way line of Joliet Street for a distance of 78 feet more or less. See Deed Record 1111, Page 580 for the description of the property.

Also the right of ingress and egress over and across said strip and land adjacent to said strip for the purpose of exercising the rights herein granted.

The Grantee agrees to be responsible and pay for all damages to the Grantor's property and/or crops that have been caused by the construction and maintenance of said communication systems.

The Grantor warrants that no structure or building, except fencing, driveways, or streets, shall be erected upon said easement. The Grantor agrees to notify the Grantee before any construction of any fences, driveways, or streets is started.

The Grantor reserves, after the completion of said systems, the full use of the land which is not inconsistent with the existence and maintenance of said communication systems but does agree to notify the Grantee of any proposed change in elevation or grade within the area of said easement.

Witness our hands this 24TH day of FEBRUARY, 1987, at St. John, Indiana.

Garnella N. Myers
GARNELLA N. MYERS

Elizabeth E. Myers
ELIZABETH E. MYERS

STATE OF INDIANA)
) SS:
COUNTY OF Lake)

Personally appeared before me, a Notary Public, in and for said County and State, this 24TH day of FEBRUARY, 1987, GARNELLA N. & ELIZABETH E. MYERS, who acknowledged the execution of the above easement.

Dwane E. Carden
Notary Public, ~~Dwane E. Carden~~
Resident of Lake County

FILED JUNE 23, 1989

My commission expires _____

This instrument was prepared by D. E. Westerhaus, Attorney

AUG 20 1987

Anna R. Antoci
AUDITOR LAKE COUNTY

NOTARY PUBLIC SEAL INDIANA

LILLIAN BLASTICK
RECORDER

1219

4.00