WX 5021

Project 85586
Parcel No. 9652

934007

UTILITY EASEMENT

Tax Key No. 12-3-4

Return: 8393 Indiana St.
Merrillville, In 46410
Easement No. 4

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 28, Township 35N, Range 9W, Township of St. John, County of Lake, State of Indiana, more particularly described as follows:

An easement fifteen (15) feet in width beginning at a point 660 feet south of the north line of the southeast quarter of the southwest quarter of Section 28, Township 35 North, Range 9 West and the east right-of-way line of the Penn Central Railroad, thence north, lying east of, parallel and abutting the east right-of-way line of the Penn Central Railroad for a distance of 330 feet more or less. See Deed Record 1137, Page 480 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 4TH day of MARCH, 1987, at St. John, Indiana.

Nicholas Egnatz
NICHOLAS EGNATZ

Louise Egnatz
LOUISE EGNATZ

STATE OF INDIANA)
) SS:
COUNTY OF Lake)

Personally appeared before me, a Notary Public, in and for said County and State, this 4TH day of MARCH, 1987, NICHOLAS & LOUISE EGNATZ

who acknowledged the execution of the above easement.

Dwane E. Carden
Notary Public, DWANE E. CARDEN
Resident of LAKE County

FILED
AUG 20 1987
AUDITOR LAKE COUNTY

My commission expires JUNE 23, 1989

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

NOTARY PUBLIC STATE OF INDIANA

1229 4.00