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Anna N. Anton
AUDITOR LAKE COUNTY

GRANT OF EASEMENT

THIS Indenture, made this *18th* day of *December* A.D. 1991

by and between **CONSOLIDATED RAIL CORPORATION**, a Corporation of the Commonwealth of Pennsylvania, having a mailing address of Room 1500, Six Penn Center Plaza, Philadelphia, Pennsylvania 19103 ("Grantor") and **CRC PROPERTIES, INC.**, a Corporation of the State of Delaware, having a mailing address of Room 1418, Six Penn Center Plaza, Philadelphia, Pennsylvania 19103 ("Grantee").

WITNESSETH, that Grantor, in consideration of ONE DOLLAR (\$1.00), receipt of which is hereby acknowledged, and of the mutual covenants and agreements hereinafter set forth, has granted, bargained and sold, and by these presents does grant, bargain and sell unto the Grantee and its successors and assigns, the exclusive, perpetual and assignable easements in, on, over, under, within, above, along, through and across the property and lands located in Lake County, Indiana and described in Exhibit "A" hereinafter referred to as the "Property") for existing and future installations and related operation, use, maintenance, repair, replacement, augmentation, modification, enlargement, renewal and removal of any and all communication, fiber optic and telecommunication lines and systems of every kind and character, and any and all associated facilities and appurtenances (hereinafter collectively referred to as the "Facilities"), for any uses and purpose, without limitation.

TOGETHER with the free and unimpeded right of ingress, egress and regress to, from and through the Property as may be necessary in order to permit the installation, operation, use, maintenance, repair, augmentation, modification, enlargement, renewal, replacement and removal of the Facilities.

IT BEING UNDERSTOOD AND AGREED that the easements and rights hereby granted, transferred and conveyed shall not



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unreasonably interfere with Grantor's continued ability to perform its common carrier freight rail service obligations.

TO HAVE AND TO HOLD the aforesaid easements and rights, unto the said Grantee, its successors and assigns, forever.

THE words "Grantor" and "Grantee" used herein shall be construed as if they read "Grantors" and "Grantees", respectively, whenever the sense of this instrument so requires and whether singular or plural, such words shall be deemed to include at all times and in all cases the heirs, legal representatives or successors and assigns of Grantor and Grantee.



IN WITNESS WHEREOF, the said Grantor has caused

this Indenture to be executed by M. Virginia Ebert, its Director-Management Services, and attested by

J. D. McGEEHAN

its Assistant Secretary, this 18th

day of December A.D. 1991.

Signed, sealed and delivered in the presence of:

CONSOLIDATED RAIL CORPORATION:
By:

Juliana R. Sparks
JULIANA R. SPARKS

M. Virginia Ebert
M. Virginia Ebert, Director-Management Services

ATTEST:

Juliana R. Sparks
JULIANA R. SPARKS

J. D. McGeehan
Assistant Secretary
J. D. McGEEHAN

COMMONWEALTH OF PENNSYLVANIA)
COUNTY OF PHILADELPHIA)
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BEFORE ME, the undersigned, a Notary Public in and for said Commonwealth and County, personally appeared M. Virginia Ebert, as Director-Management Services and J. D. McGEEHAN, its Assistant Secretary, respectively, of CONSOLIDATED RAIL CORPORATION, and severally acknowledged the execution of the foregoing Instrument to be the voluntary act and deed of said CONSOLIDATED RAIL CORPORATION, and their voluntary act and deed as such officers.

WITNESS my hand and notarial seal, this 18th day of December A. D. 1991.

Francis C. Flynn
Notary Public

THIS DOCUMENT HAS BEEN PREPARED BY AND SHOULD BE RETURNED TO:

Juliana R. Sparks
Consolidated Rail Corporation
Fifteenth Floor, Six Penn Center
Philadelphia, PA 19103
Case No. 70203

Notarial Seal
Francis C. Flynn, Notary Public
Philadelphia, Philadelphia County
My Commission Expires July 2, 1995
Member, Pennsylvania Association of Notaries

:nl:

CASE NO. 70203

FORT WAYNE CLUSTER

EXHIBIT "A"

EASEMENT TO
CRC PROPERTIES, INC.

Lake County, Indiana

Penn Central Pittsburgh-Chicago Main Line Line Code 3102/3202

ALL THAT CERTAIN property of the Grantor, being the portions of the line of railroad known as the Penn Central Pittsburgh-Chicago Main Line, and identified as Line Code 3102/3202 in the Recorder's Office of Lake County, Indiana in Book 49 at page 71&c.; being further described as follows:

SITUATE in the County of Lake, State of Indiana, and being the Pittsburgh, Fort Wayne and Chicago Railway Company's line of railroad known as the Penn Central Pittsburgh-Chicago Main Line (former Pennsylvania Railroad), and being all the above property property county lying in, under, above, along, contiguous to, adjacent to or connecting to such line.

SUCH LINE enters the County near Hobart Township, passes through Hobart, Gary and East Chicago, Indiana, and leaves the County near Hammond.

THE LINE of railroad described herein is identified as Line Code 3202 in the records of the United States Railway Association.

BEING a part or portion of the same premises which Robert W. Valimont, as Trustee of the Property of the Pittsburgh, Fort Wayne and Chicago Railway Company, Debtor, by Conveyance Document No. PFCW&C-CRC-RP-4, dated March 31, 1976 and recorded on October 17, 1978, in the Recorder's Office of Lake County, Indiana, in Record Book 49 at page 66&c., granted and conveyed unto Consolidated Rail Corporation.

7 0 2 0 3

G R A N T O F E A S E M E N T

CONSOLIDATED RAIL CORPORATION

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CRC PROPERTIES, INC.

STOP

For: Fiber optic easement rights over
the Fort Wayne Cluster and situate
in the County of Lake, Indiana.



Prep:
Chkd:
Apvd:

Descp:
Compd: