

93030912

ASSIGNMENT OF RIGHT OF WAY EASEMENT

KNOW ALL MEN BY THESE PRESENTS that Tecumseh Pipe Line Company, an Ohio corporation whose mailing address is 300 Oceangate, Long Beach, California 90802 ("TPL"), in consideration of the sum of One and No/100 Dollars (\$1.00) and other good and valuable consideration to it in hand paid by NI Pipeline Company, an Indiana corporation whose mailing address is 801 East 86th Avenue, Merrillville, Indiana 46410 ("Assignee"), the receipt of which is hereby acknowledged, does hereby grant, sell, assign, convey, and set over to Assignee, its successors and assigns, all of the right, title, interest and estate of TPL in, to and under the right of way easement covering land located in Lake County, Indiana, as more fully described in Exhibit "A," attached hereto and made a part hereof (the "Right of Way").

TO HAVE AND TO HOLD the same unto Assignee, its successors and assigns, forever; it being understood that this Assignment is subject to the respective terms and conditions of each Right of Way hereby assigned.

TPL represents that it is the owner of the Right of Way but with respect to the Rights of Way makes no further warranties, either expressly or impliedly, except as set forth in the Asset Purchase Agreement between TPL and NIPSCO Industries, Inc. dated December 1, 1992.

Assignee hereby accepts this Assignment of Right of Way Easement and agrees to keep and perform all the conditions and covenants in each Right of Way required to be kept and performed by TPL from and after the effective date of this Assignment.

Assignee hereby waives any prior breaches, defaults, failures of performance or obligations under the Right of Way occurring prior to this Assignment and hereby expressly waives any right to proceed against TPL for said defaults, breaches, failures of performance or obligations.

This Assignment shall be binding upon, and inure to the benefit of TPL and Assignee, and their respective successors and assigns.

This Assignment has been executed on the date of the acknowledgement hereto but shall be effective for all purposes as of April 13, 1993.

Attest:

Tecumseh Pipe Line Company

C. Saichompoo
C. Saichompoo
Secretary-Treasurer

By W R F
W. R. Fay
President

FILED

MAY 12 1993

- TPL

NI Pipeline Company

Attest:

Anna N. Anton
AUDITOR LAKE COUNTY

STATE OF INDIANA/S.S.N.C.
LAKE COUNTY
FILED FOR RECORD
MAY 12 3 18 PM '93
SAMUEL ORLICH
RECORDER

R. M. Schumacher
R. M. Schumacher
Assistant Secretary

By P. J. Mulchay
P. J. Mulchay
Vice President

- Assignee

00750

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STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

Before me, Lottie Cocanig, a Notary Public, this 13 day of April, 1993, personally appeared Tecumseh Pipe Line Company, by W.R. Fay and C. Saichompoo, its President and Secretary-Treasurer respectively, and acknowledged the execution of the foregoing instrument.

In witness whereof, I have hereunto set my hand and fixed my seal the date and year above written.

OFFICIAL SEAL
LOTTIE COCANIG
NOTARY PUBLIC STATE OF ILLINOIS
MY COMMISSION EXP. AUG. 7, 1996

Lottie Cocanig
Notary Public,
County, _____

My commission expires:

STATE OF ILLINOIS)
) SS
COUNTY OF COOK)

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Before me, Lottie Cocanig, a Notary Public, this 13 day of April, 1993, personally appeared NI Pipeline Company by P. J. Mulchay and R. M. Schumacher, its Vice President and Assistant Secretary respectively, and acknowledged the execution of the foregoing instrument.

In witness whereof, I have hereunto set my hand and fixed my seal the date and year above written.

OFFICIAL SEAL
LOTTIE COCANIG
NOTARY PUBLIC STATE OF ILLINOIS
MY COMMISSION EXP. AUG. 7, 1996

Lottie Cocanig
Notary Public,
County, _____

My commission expires:

This instrument was prepared by:
Kristina S. Lindqvist, Attorney
Atlantic Richfield Company
ARCO Transportation Company
300 Oceangate
Long Beach, California 90802

TECUMSEH PIPE LINE CO.

LAKE

COUNTY, STATE OF INDIANA

LINE NO.	GRANTORS	PROPERTY DESCRIPTION	DATE	INSTRUMENT RECORDED	
				VOLUME	PAGE
13	Elmer D. Stevenson, Margaret E. Stevenson	East 100 feet of West 630 feet of South 660 feet of Southeast Quarter (SE/4) of Southeast Quarter (SE/4) of Section 3, Township 35 North, Range 9 West of 2nd Principal Meridian in Town of Griffith.	Nov. 5, 1956	676 Doc. No. 967166	314/315

