

DECLARATION OF THE TRANSFER OF USE AND POSSESSION
OF REAL ESTATE FROM THE INDIANA DEPARTMENT OF TRANSPORTATION
TO THE INDIANA DEPARTMENT OF ENVIRONMENTAL MANAGEMENT

93040317

WHEREAS, the State of Indiana is the owner of certain real estate in Lake
County, Indiana; and

WHEREAS, the use and possession of said real estate is presently vested in the
Indiana Department of Transportation and said real estate in Lake County is
described more particularly as follows, to wit:

Project IN-265(22)
Tract No. 101E

Situated in the State of Indiana, County of Lake, Calumet Township,
Township 36 North, Range 8 West of the 2nd Principal Meridian, being a part of
the Southeast Quarter of the Southwest Quarter of Section 18 and being a strip
of land 10.00 feet in width required for the installation of an underground
water main and more particularly described as follows:

Being the South 10.00 feet of Lot 20 of Block 11, as marked and platted on
the recorded plat of the "Tolleston Club Property", in Plat Book 26, Page 56,
in Lake County, Crown Point, Indiana, containing 0.01 of an acre, more or
less.

It being the intent of the foregoing description to include a part of the same
lands as described in a warranty deed from Robert Barom and Daisy Lee Barom,
husband and wife, dated January 11, 1950, recorded in Deed Book 856, Page 10
on February 24, 1950, in the records of Lake County, Crown Point, Indiana, to
the State of Indiana, acting through the Indiana Department of Transportation.

SUBJECT TO: All easements and rights-of-way of record.

WHEREAS, the Indiana Department of Transportation, a state agency, its
chief administrative authority, has adopted an order finding that the above
described real estate is surplus to its needs and further requested the
Governor to make a departmental transfer of an easement over and across the
above described real estate from the Department of Transportation to the
Department of Environmental Management; and

FILED

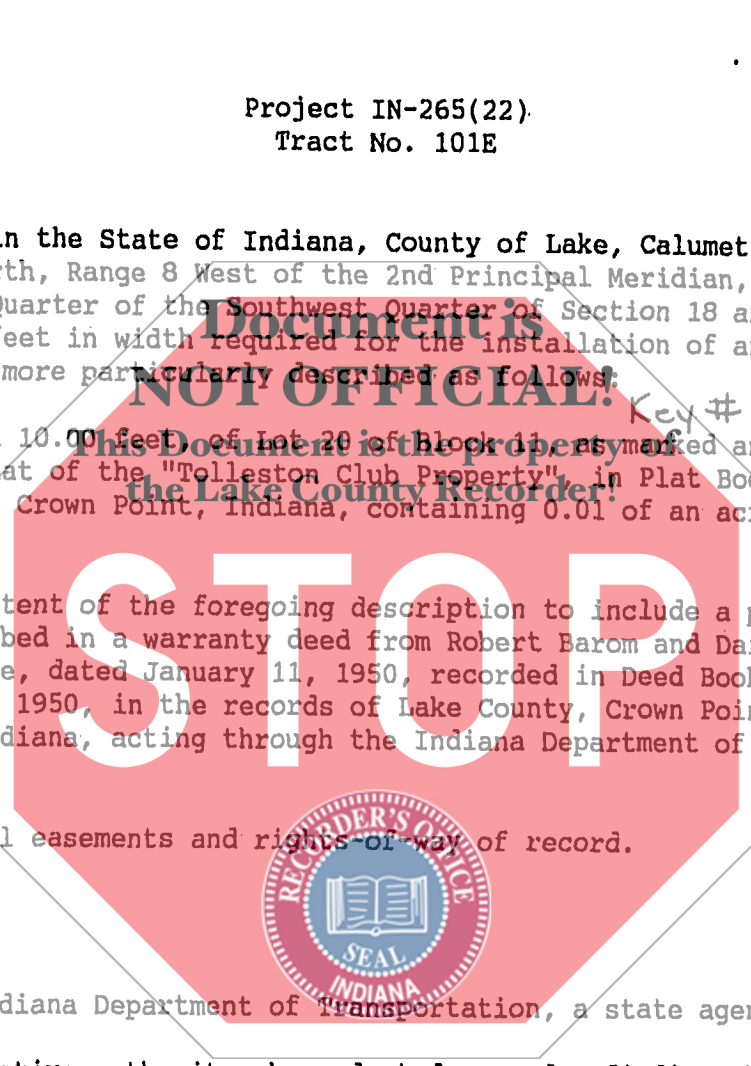
JUN 21 1993

Anna N. Antone
AUDITOR LAKE COUNTY

ATTN. STEVEN F. ALLEN
105 SOUTH MERIDIAN ST.
P.O. BOX 6015
INDIANAPOLIS, IN
46206-6015

↑

1700



Key # 49-403-20

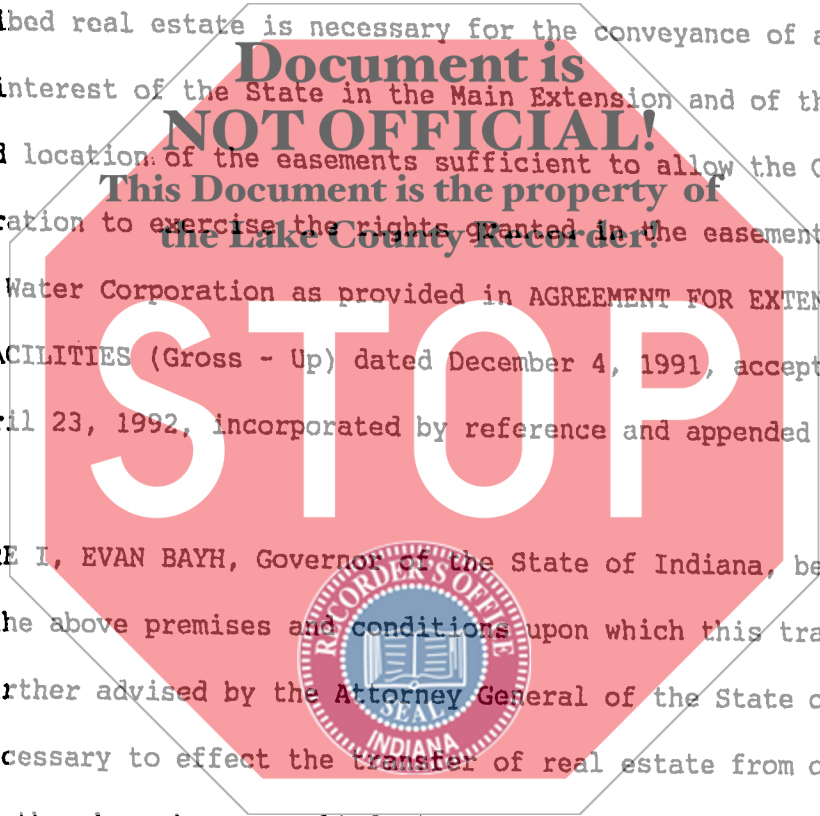
JUN 23 10 12 AM '93
SAMUEL ORLICH
RECORDER

STATE OF INDIANA/S.S.NO.
LAKE COUNTY
FILED FOR RECORD

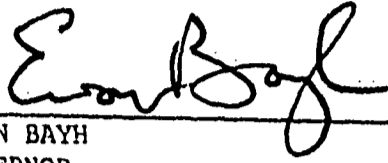
WHEREAS, the Department of Environmental Management, by its chief administrative authority, has adopted a resolution finding that the use and possession of the above described real estate is necessary and convenient for its use and further requested the Governor to make a departmental transfer from the Department of Transportation to the Department of Environmental Management for such use and possession; and

WHEREAS, it has been found by the Indiana Department of Environmental Management that the use and possession of the interests below described of the above described real estate is necessary for the conveyance of all the right, title, and interest of the State in the Main Extension and of the easements, the size and location of the easements sufficient to allow the Gary-Hobart Water Corporation to exercise the rights granted in the easements, to the Gary-Hobart Water Corporation as provided in AGREEMENT FOR EXTENSION OF WATER MAINS AND FACILITIES (Gross - Up) dated December 4, 1991, accepted by the State on April 23, 1992, incorporated by reference and appended hereto; and

NOW THEREFORE I, EVAN BAYH, Governor of the State of Indiana, being duly advised in the above premises and conditions upon which this transfer is made, and being further advised by the Attorney General of the State of Indiana that all steps necessary to effect the transfer of real estate from one state agency to another have been complied with according to I.C. 4-16-1-1, do now deem it necessary and desirable for the welfare and convenience of the State of Indiana to transfer an easement over and across the described real estate from the Indiana Department of Transportation to the Indiana Department of Environmental Management, and said transfer shall be and the same is hereby declared made on the last date written below.

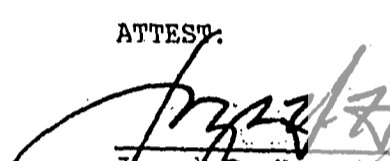


IN WITNESS WHEREOF, Evan Bayh, Governor of the State of Indiana, has herunto
set his hand and seal this date March 26, 1993.



EVAN BAYH
GOVERNOR

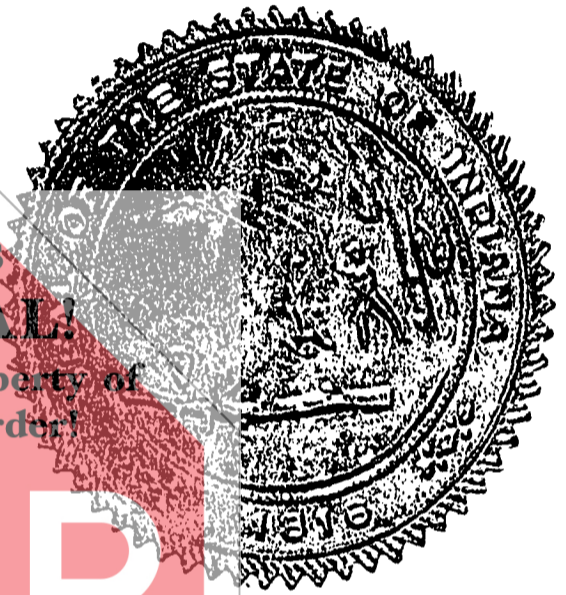
ATTEST:


Joseph D. Hogsett
Secretary of State
State of Indiana

**Document is
NOT OFFICIAL!**

**This Document is the property of
the Lake County Recorder!**

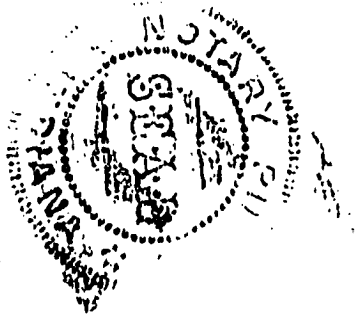
STOP



STATE OF INDIANA, MARION COUNTY, SS:

Before me, the undersigned, a Notary Public in and for said County, this 26th day of March, 1993, came Evan Bayh, Governor of Indiana, and acknowledged the execution of the foregoing instrument.

Witness my hand and seal.



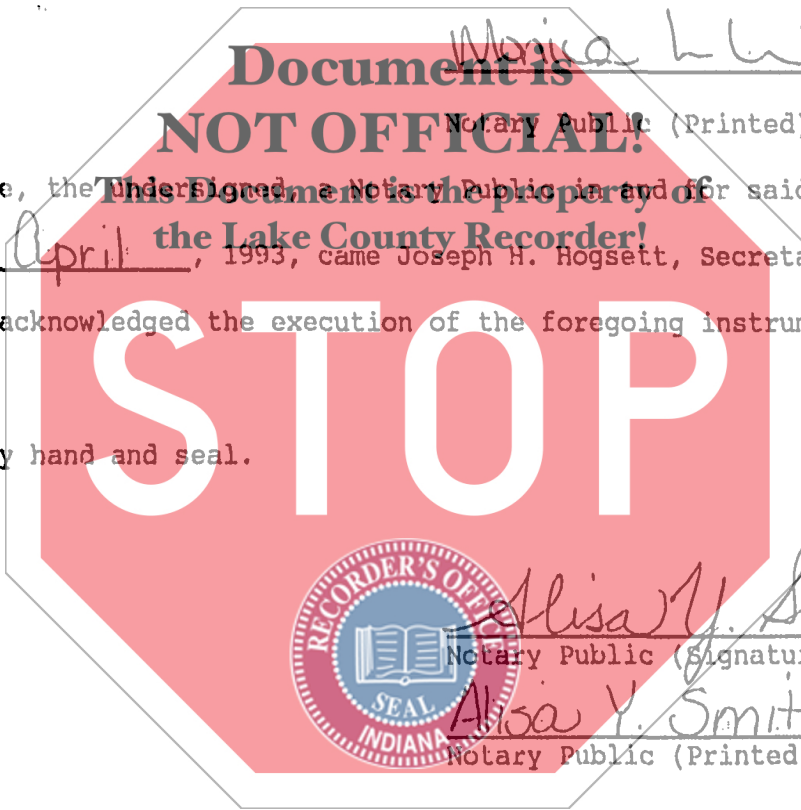
Monica L Whitfield
Notary Public (Signature)

Document is NOT OFFICIAL
Notary Public (Printed)

Monica L Whitfield

Before me, the undersigned, a Notary Public in and for said County, this 1st day of April, 1993, came Joseph H. Hogsett, Secretary of State of Indiana, and acknowledged the execution of the foregoing instrument.

Witness my hand and seal.



Alisa Y. Smith
Notary Public (Signature)

Alisa Y. Smith
Notary Public (Printed)

My Commission expires: 1-14-97

County of Residence: Marion

APPROVED:

APPROVED AS TO FORM & LEGALITY:
THIS 16 DAY OF March, 1993

THIS INSTRUMENT PREPARED BY:

[Signature]
DENNIS K. MCKINNEY
Section Chief/Real Estate Litigation
Office of the Attorney General
State of Indiana