

Return to:

DC 264

Little Calumet River Basin  
Development Commission  
8100 Southport Road  
Portage, IN 46368

**GARY PARK AND RECREATION BOARD**  
**FLOWAGE EASEMENT (OCCASIONAL FLOODING)**  
Stage II Phase 4

THE CITY OF GARY, A Municipal Corporation of Gary, of the County of Lake, State of Indiana, and THE GARY PARK AND RECREATION BOARD, of the County of Lake, State of Indiana, hereinafter called "Grantor", hereby grants, transfers, conveys and warrants to the STATE OF INDIANA, LITTLE CALUMET RIVER BASIN DEVELOPMENT COMMISSION, hereinafter called "Grantee", for One Dollar (\$1.00) and other Good and Valuable Consideration, the receipt and sufficiency of which is hereby acknowledged, a perpetual and assignable right, power, privilege and easement permanently in the following described Real Estate owned by the "Grantor" and situated in the County of Lake, State of Indiana, described as follows:

Document is NOT OFFICIAL!  
This Document is the property of the Lake County Recorder!

**STOP**

KEY# 45-0415-0012

(See Exhibit "A" and "B")

in connection with the Little Calumet River, Indiana Local Flood Protection and Recreation Project as authorized by Section 401 of the Water Resources Development Act of 1986 (P.L. 99-662), occasionally to overflow and submerge the land described in Schedule A and to maintain mosquito control in connection with the operation and maintenance of the Little Calumet river, Indiana Local Flood Protection and Recreation Project as authorized by Section 401 of the Water Development Act of 1986 (P.L. 99-662) as amended, together with all right, title and interest in and to the structures and improvements now situate on the land, except fencing; provided that no structures for human habitation shall be constructed or maintained on the land except as may be approved in writing by the representative of the Little Calumet River Basin Development Commission in charge of the project or the United States, and that no

96030837

RECORDED

96 MAY - 9 AM 11:13

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

**NOT-TAXABLE**

MAY 9 1996

SAM ORLICH  
AUDITOR LAKE COUNTY

1900  
5w

000677

excavation shall be conducted and no landfill placed on the land without such approval as the location and method of excavation and/or placement landfill; the above estate is taken subject to existing easements for public roads and highways, public utilities, railroads and pipelines; reserving, however, to the landowners, their heirs and assigns, all such rights and privileges as may be used and enjoyed without interfering with the use of the project for the purposes authorized by Congress or abridging the rights and easement hereby acquired; provided further that any use of the land shall be subject to Federal and State laws with respect to pollution.

IN WITNESS WHEREOF, the Parties have hereunto set their hands and seals this

1st day of April, 1996.

THE GARY PARK AND RECREATION BOARD

STATE OF INDIANA,  
LITTLE CALUMET RIVER BASIN  
DEVELOPMENT COMMISSION

[Signature]  
By:  
Title:



[Signature]  
By: William S. Tante  
Title: Chairman

ATTEST: [Signature]

ATTEST: [Signature]  
Robert Trelo  
Secretary

STATE OF INDIANA )  
 ) SS:  
COUNTY OF LAKE )

Before me, a Notary Public in and for said County and State, on this 1st  
day of APRIL, 1996, came George Rogge and  
Katherine Lorden, the \_\_\_\_\_ and \_\_\_\_\_,  
respectively, of the Gary Park & Recreation Board, and acknowledged the execution  
of the foregoing instrument.

Witness my Hand and Notarial Seals.

My Commission Expires: 8-8-97

Resident of: Porter County

NOTARY PUBLIC

STATE OF INDIANA )  
 ) SS:  
COUNTY OF LAKE )

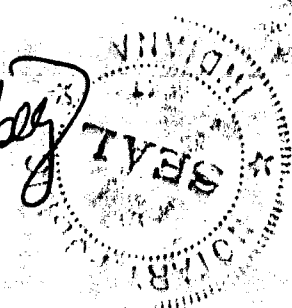
Before me, a Notary Public in and for said County and State, on this 1st  
day of April, 1996, came William S. Tanke and  
Robert Trelo, the Chairman and Secretary,  
respectively, of the Little Calumet River Basin Development Commission, and  
acknowledged the execution of the foregoing instrument.

Witness my Hand and Notarial Seals.

My Commission Expires: 8-8-97

Resident of: Porter

NOTARY PUBLIC



IN WITNESS WHEREOF, the Parties have hereunto set their hands and seals this

6<sup>th</sup> day of Dec, 1995.

MAYOR OF CITY OF GARY BOARD OF PUBLIC WORKS AND SAFETY

BY: Thomas V. Barnes

BY: Richard J. Comer

Thomas V. Barnes, Mayor

Richard J. Comer, President

Document is the property of  
**NOT OFFICIAL!**  
This Document is the property of  
the Lake County Recorder!

BY: Gilbert King, Jr.  
Gilbert King, Jr., Vice-President

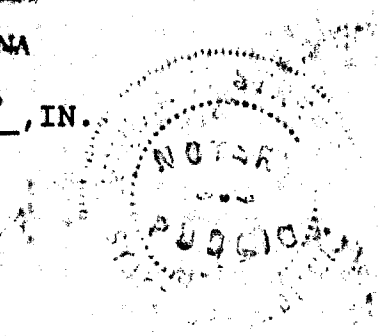
BY: Roland V. Elvambuena  
Roland V. Elvambuena, Secretary

STATE OF INDIANA )  
                          )SS:  
COUNTY OF LAKE )

Before me, a Notary Public in and for said County and State, personally appeared Thomas V. Barnes, the Mayor of the City of Gary, and Richard J. Comer, Gilbert King, Jr., and Roland P. Elvambuena, members of the Gary Board of Public Works and Safety, respectively of the City of Gary, Indiana, who acknowledged the execution of the foregoing instrument for and on behalf of said Grantor, and who, having been duly sworn, stat that the representations contained therein are true.

Witness my Hand and Notarial Seal this 6<sup>th</sup> day of Dec, 1995.

My Commission expires  
VIVIAN M STREETER  
NOTARY PUBLIC STATE OF INDIANA  
LAKE COUNTY  
MY COMMISSION EXP. JULY 6, 1996  
Resident of \_\_\_\_\_, IN.



Vivian M. Streeter  
NOTARY PUBLIC

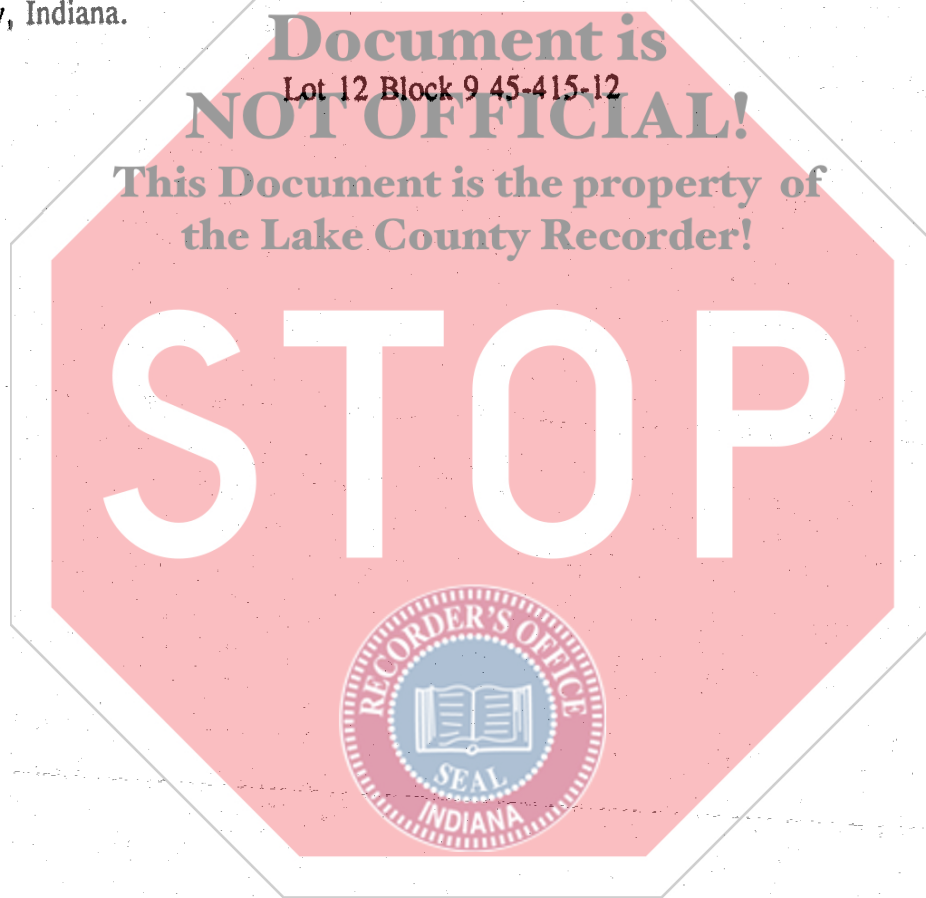
EXHIBIT "A"

GARY PARK AND RECREATION DEPARTMENT

PERPETUAL FLOWAGE EASEMENT TO OCCASIONALLY OVERFLOW

Part of the East 1/2 of Southeast Quarter Section 15, T36N, R8W in the city of Gary, County of Lake, in the State of Indiana, more precisely described as:

The South 150 Feet of the following Lot of the Liberty Farmettes Subdivision in the city of Gary, as shown and described in Plat Book 26 Page 77 in the Lake County Recorder's Office, Lake County, Indiana.



GEORGIA ST.

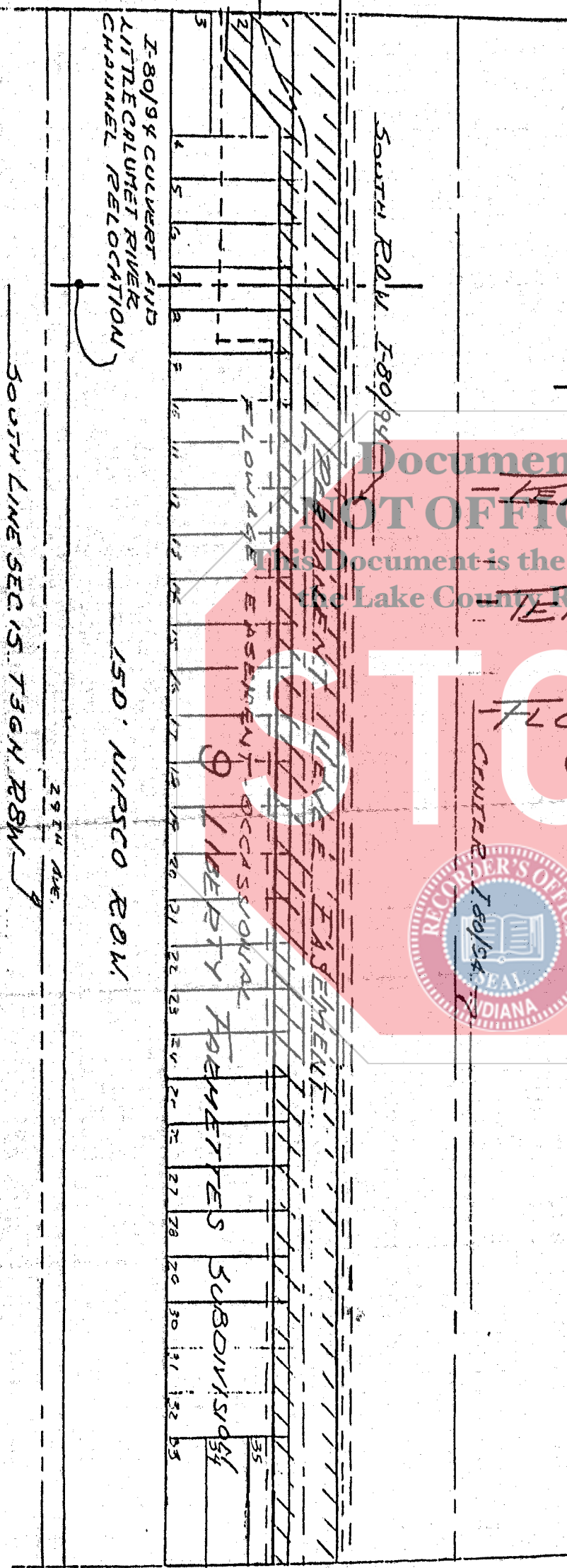
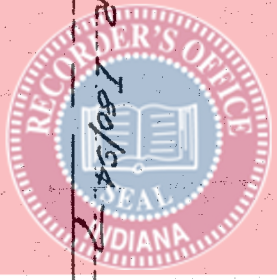


EXHIBIT "B"

Document is NOT OFFICIAL!  
 This document is the property of the Lake County Recorder!

- PERMANENT LEVEL EASEMENT
- TEMPORARY WORK EASEMENT
- FLOWAGE EASEMENT
- OCCASIONAL FLOODING



MARTIN LUTHER KING DRIVE

