

00139

STATE OF INDIANA )  
 ) SS:  
COUNTY OF LAKE 99063896

STATE OF INDIANA )  
 ) IN THE LAKE SUPERIOR COURT  
 ) ROOM NO. THREE  
 ) SITTING AT GARY, INDIANA  
99 AUG -2 11:11:58

STATE OF INDIANA, LITTLE CALUMET RIVER )  
BASIN DEVELOPMENT COMMISSION, )  
Plaintiffs, )

vs. ) Cause No.45D03-9902-CP-00409

WILLIE ANITA JOHNSON, and all unknown )  
heirs and devisees, if any, and all persons )  
claiming by through or under them, including )  
judgment and decree creditors and lienholders; and )

LAKE COUNTY AUDITOR; and )

LAKE COUNTY COMMISSIONERS; and )

LAKE COUNTY TREASURER; and )

GARY SANITARY DISTRICT, )  
Defendants. )



CLERK'S DEED OF EASEMENT

I, Anna N. Anton, Clerk of the Superior Court of Lake County, State of Indiana pursuant to proceedings had in the case of the State of Indiana, Little Calumet River Basin Development Commission versus Willie Anita Johnson, and all unknown heirs and devisees, if any, and all persons claiming by through or under them, including judgment and decree creditors and lienholders; Lake County Auditor; Lake County Commissioners; Lake County Treasurer; and Gary Sanitary District in said Court, effective as of June 29, 1999, do hereby convey to the State of Indiana, Little Calumet River Basin Development Commission an easement on the following real estate located in Lake County, Indiana, which is described as follows:

**NOT-TAXABLE**

AUG 2 1999

PETER BENJAMIN  
LAKE COUNTY AUDITOR

Return to -  
Little Calumet River Basin  
Development Commission  
6100 Southport Road  
Portage, IN 46368  
000061

19.00  
00406318

**FLOWAGE EASEMENT (Occasional Flooding)**

The perpetual right, power, privilege and easement occasionally to overflow, flood, and submerge the land described as follows:

TRACT NO.88 AS MARKED AND LAID DOWN ON THE RECORDED PLAT OF THE U.S. GOVERNMENT, LOTS 6 AND 7, AS SHOWN BY U.S. GOVERNMENT SURVEY OF 1872 IN SECTION 17, TOWNSHIP 36 NORTH, RANGE 8 WEST OF THE 2<sup>ND</sup> P.M., IN LAKE COUNTY, INDIANA, GRANT STREET PLAT, AS THE SAME APPEARS OF RECORD IN PLAT BOOK 26, PAGE 52, IN THE RECORDER'S OFFICE OF LAKE COUNTY, INDIANA.

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 Resources Development Act of 1986 (P.L. 99-662), 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, that no other structure shall be constructed or maintained on the land except as may be approved in writing by the representative of the United States in charge of the project, and that no excavation shall be conducted and/or no landfill placed on the land without such approval as to the location and method of excavation and/or placement of 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 easements hereby acquired; provided further that any use of the land shall be subject to Federal and State laws with respect to pollution.

EXECUTED at Lake County, Indiana, June 29, 1999, but effective as of June 29, 1999, by the undersigned Clerk of the Superior Court of Lake County, State of Indiana, pursuant to the Order of said Court entered on June 29, 1999, in the above described proceedings.



Anna N. Anton  
ANNA N. ANTON, CLERK  
LAKE SUPERIOR COURT

BY: Elyette Piment

Prepared by:  
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