

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

Little Calumet River Basin
Development Commission
6100 Southport Road
Portage, IN 46368

TEMPORARY WORK AREA EASEMENT

99 OCT - 5 AM 10:32

DC 609 99081901

MORRIS W. CARTER
RECORDER

BERNARD AND LENORA SWETS, 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 temporary and assignable easement and right-of-way in, on, over and across the land described as follows:

SEE EXHIBITS "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), as amended, for a period to expire on May 30, 2001, beginning with the date possession of the land is granted to the Little Calumet River Basin Development Commission, for use by the United States, its representatives, agents and contractors to use as a work area, including the right to move, store and remove equipment and supplies, and erect and remove temporary structures on the land and to perform any other work necessary and incident to the construction of the Little Calumet River, Indiana Local Flood Control Protection and Recreation Project, together with the right to trim, cut, fell and remove therefrom all trees, underbrush, obstructions, and any other vegetation, structures, or obstacles within the limits of the right-of-way; reserving, however, to the landowners, their successors and assigns, all such rights and privileges as may be used without interfering with or abridging the rights and easement hereby acquired; subject, however, to existing easements for public roads and highways, public utilities, railroads and pipelines.

The easement hereby created, or any lesser estate therein, shall be assignable by the "Grantee" without "Grantor's" consent.

NOT-TAXABLE

OCT 05 1999

PETER BENJAMIN
LAKE COUNTY AUDITOR

000372

24/99
sw

006381

In Witness Whereof, the Parties have hereunto set their hands and seals this

+ 26 day of September, 1999.

BERNARD AND LENORA SWETS

+ Bernard H. Swets Jr.
+ Lenora S. Swets 9.20.99

STATE OF INDIANA,
LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION

Emerson Delaney
By: Emerson Delaney
Title: Chairman

ATTEST: _____

ATTEST: Dan Gardner
Dan Gardner
Executive Director

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

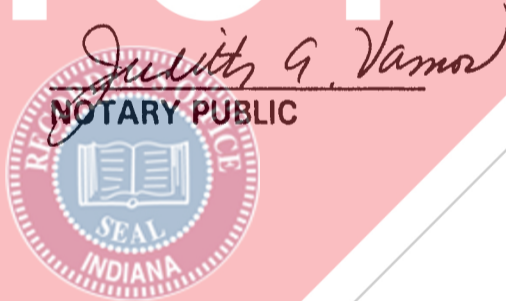
Before me, a Notary Public in and for said County and State, on this 20th
day of September, 1999, came BERNARD H. SWETS
and LENORA S. SWETS the OWNER
and Co-OWNER, and acknowledged the execution of the
foregoing instrument.

Witness my Hand and Notarial Seals.

JUDITH A VAMOS
NOTARY PUBLIC STATE OF INDIANA
LAKE COUNTY
MY COMMISSION EXP. APR. 14, 2000

My Commission Expires:
4/14/2000

Resident of: Lake



STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

Before me, a Notary Public in and for said County and State, on this 23rd
day of September, 1999, came Emerson Delaney
and Dan Gardner, the Chairman
and Executive Director, 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:
APRIL 14, 2000

Resident of: LAKE

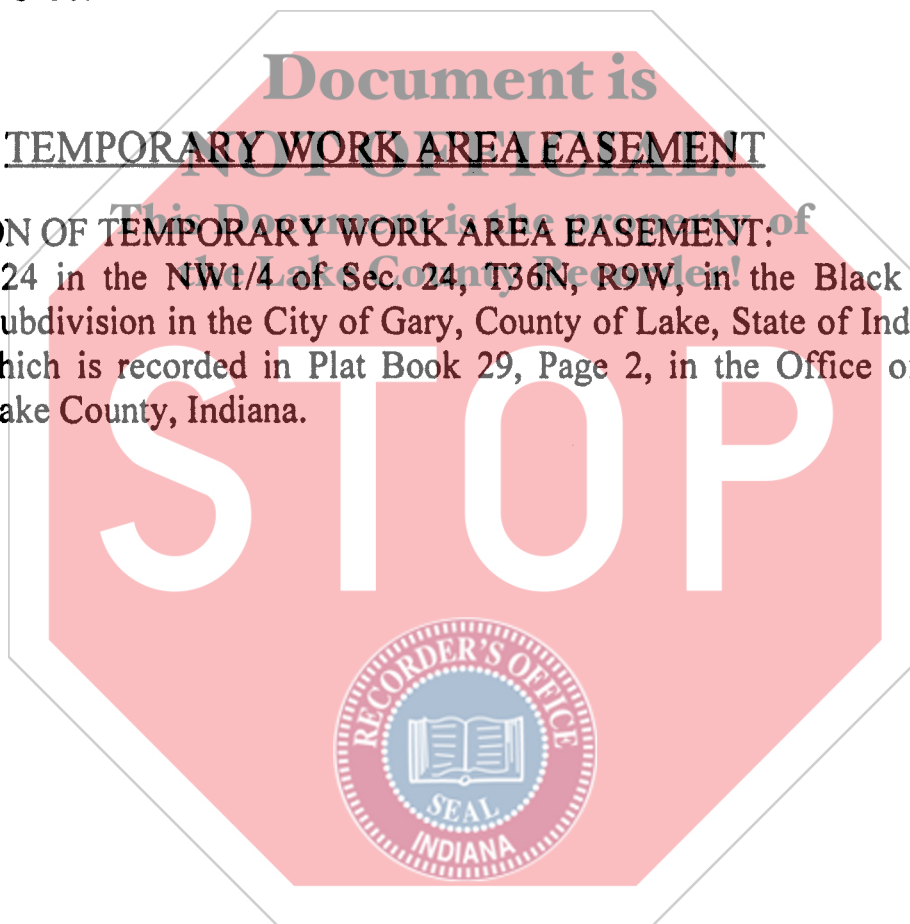
Sandra J. Mondus
NOTARY PUBLIC
Sandra J. Mondus

COUNTY: LAKE
SECTION: 24
TOWNSHIP: 36 NORTH
RANGE: 9 WEST

OWNER: BERNARD AND LENORA SWETS
DC-609

Document is
TEMPORARY WORK AREA EASEMENT

DESCRIPTION OF TEMPORARY WORK AREA EASEMENT:
Lots 23 and 24 in the NW1/4 of Sec. 24, T36N, R9W, in the Black Oak Gardens 2nd Subdivision in the City of Gary, County of Lake, State of Indiana, the plat of which is recorded in Plat Book 29, Page 2, in the Office of the Recorder of Lake County, Indiana.

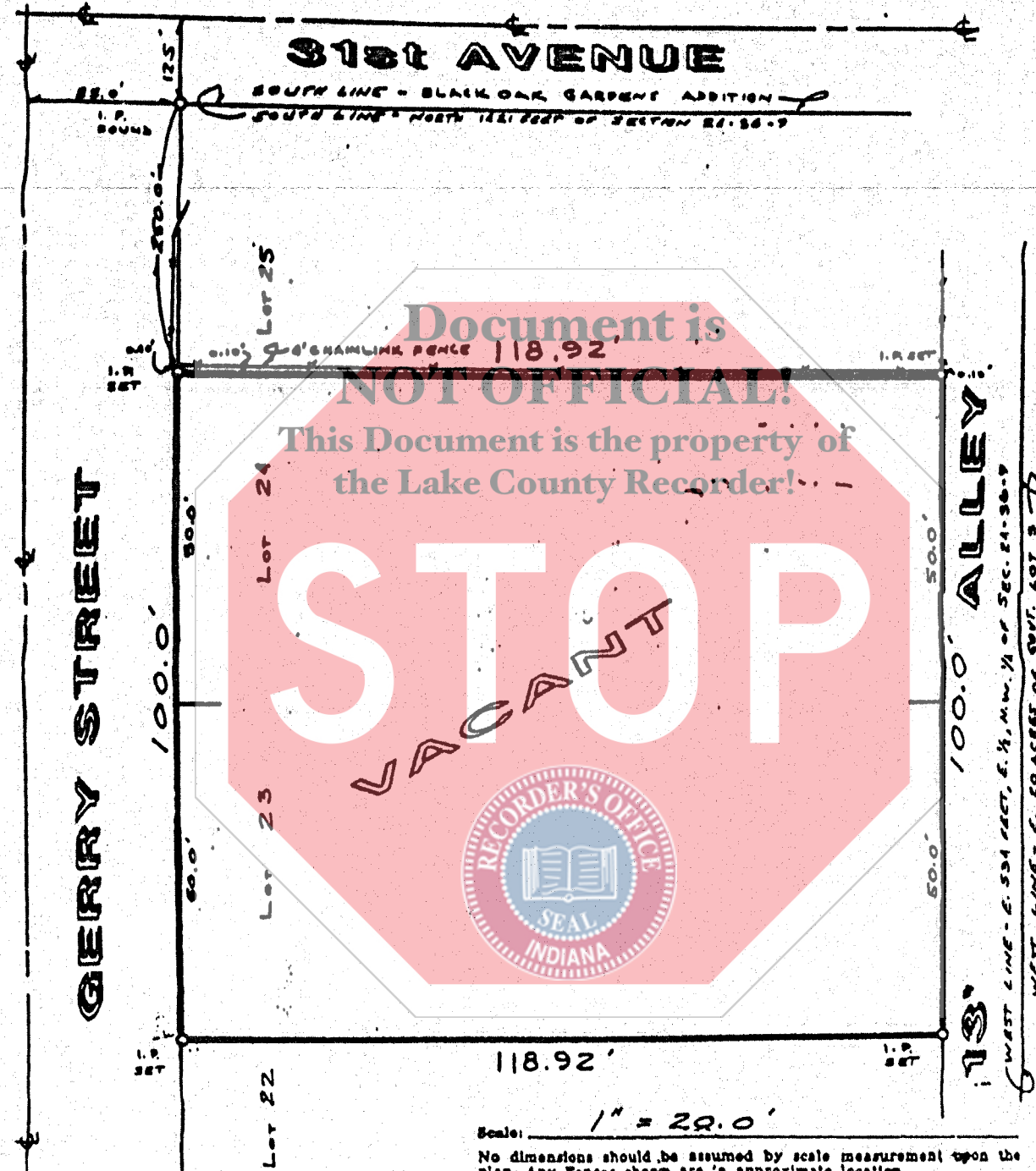


**BERNARD AND LENORA SWETS
PLAT OF SURVEY**

989-0693

3125 Gerry Street
Gary, Indiana

Lots 23 and 24, in Black Oak Gardens 2nd Subdivision, as per plat thereof, recorded in Plat Book 29, page 2, in the Office of the Recorder of Lake County, Indiana.



Scale: 1" = 20.0'

No dimensions should be assumed by scale measurement upon the plan. Any Fences shown are in approximate location.

All stakes and markers noted hereon should be carefully identified and compared with each other upon the ground by the builder in order to prevent the possibility of error or misunderstanding. All such stakes and markers should be used in connection with all the others and with this plat.

Do not use to locate lot corners. House corners may be located from lot lines, lot corners cannot be reestablished from the house corners.

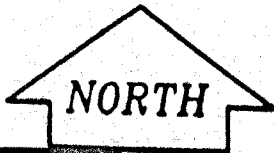
This is to certify that I have surveyed the hereon described property and that the plat hereon drawn to the best of my knowledge, correctly represents said survey.

6-22-99 *Frank J. ...*
Date Registered Land Surveyor

FABIAN ENGINEERS & ASSOCIATES
ENGINEER & LAND SURVEYOR
(219) 923-6000 - (708) 895-6300
FAX (708) 895-3230

99-68

EXHIBIT
B



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

STOP

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+ 20 day of September, 1999.

BERNARD AND LENORA SWETS

STATE OF INDIANA,
LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION

+ Bernard H Swets jr.
+ Lenora A. Swets 9.20.99

Emerson Delaney
By: Emerson Delaney
Title: Chairman

ATTEST: _____

ATTEST: Dan Gardner
Dan Gardner
Executive Director

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

Before me, a Notary Public in and for said County and State, on this 20
day of September, 1999, came Bernard H. Swets
and Lenora A. Swets the owner
and Co-owner and acknowledged the execution of the
foregoing instrument.

Witness my Hand and Notarial Seals.

My Commission Expires:
4/14/2000

Resident of: Lake

JUDITH A VAMOS
NOTARY PUBLIC STATE OF INDIANA
LAKE COUNTY
MY COMMISSION EXP APR. 14, 2000

Judith A. Vamos
NOTARY PUBLIC



STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

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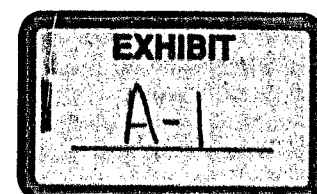
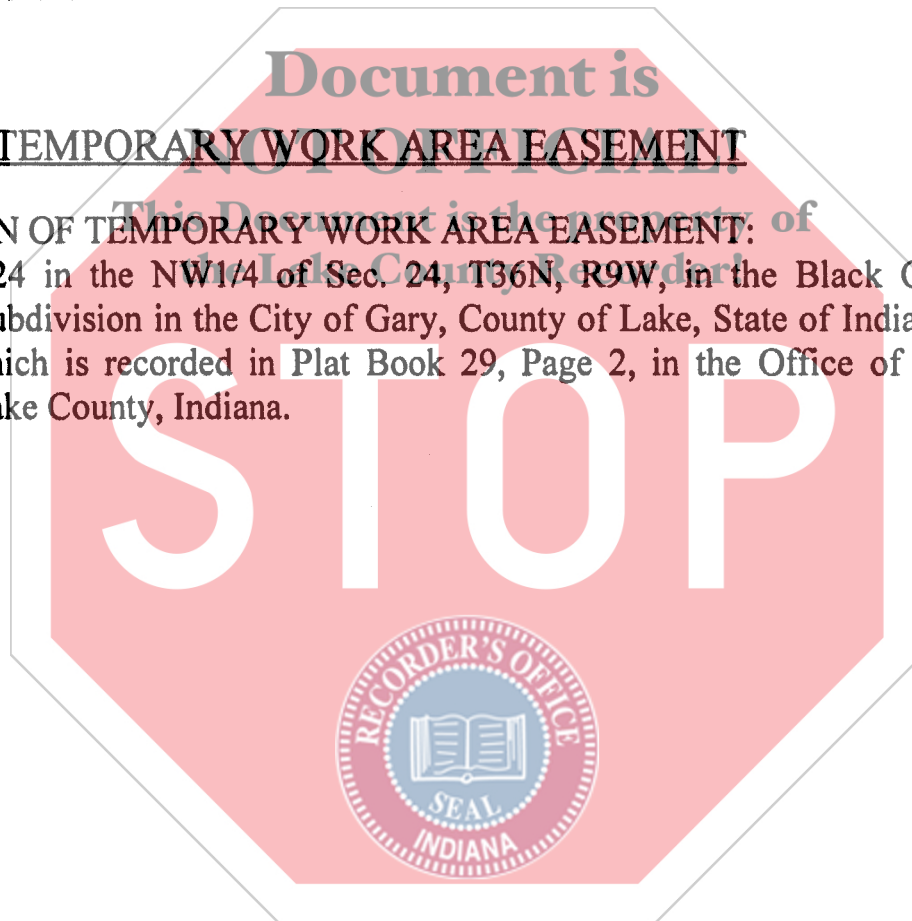
Sandra J. Mordas
NOTARY PUBLIC
Sandra J. Mordas

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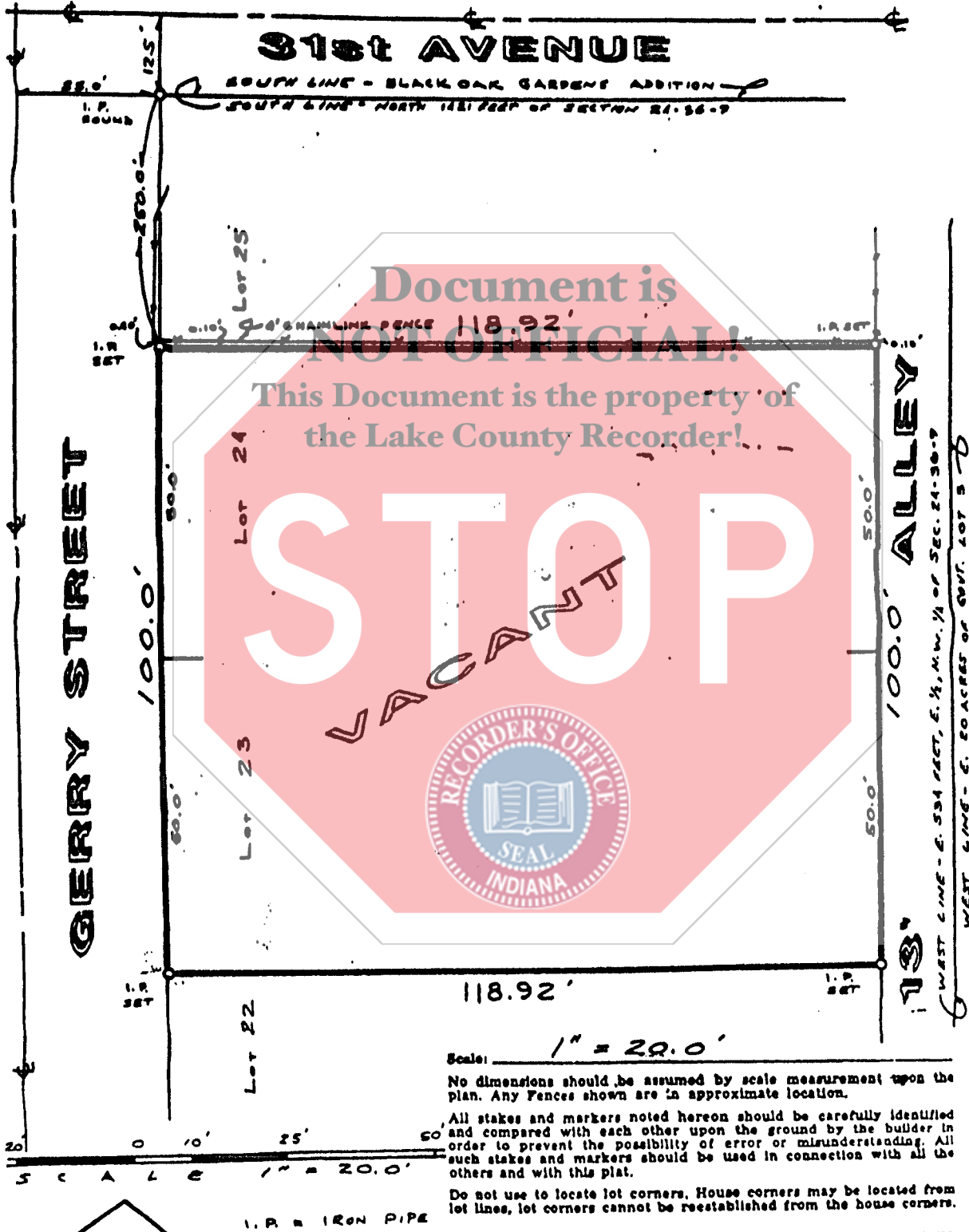


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This is to certify that I have surveyed the hereon described property and that the plat hereon drawn to the best of my knowledge, correctly represents said survey.

Date: 6-22-79 *Frank J. Gustafson*
Registered Land Surveyor

FABIAN ENGINEERS & ASSOCIATES
ENGINEER & LAND SURVEYOR
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FAX (708) 895-3230