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STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

THIS DOCUMENT EXEMPT FROM DISCLOSURE

99084810

99 OCT 14 AM 11:06

EASEMENT 98-0029TB  
PIN #  
SEC.19 T35 N R8W  
LAKE COUNTY

MO... W. CARTER  
RECORDER

**EASEMENT**

For a valuable consideration of one dollar (\$1.00), receipt of which is hereby acknowledged, the undersigned ( Grantor ) hereby grants and conveys to Indiana Bell Telephone Company a.k.a. Ameritech Indiana, an Indiana Corporation, and its successors and assigns ( collectively " Grantees " ) an easement in, under, over, upon and across the Easement Area, as legally described in EXHIBIT A, said EXHIBIT A attached hereto and made part of hereof., for the purpose of and in order to construct, reconstruct, modify, supplement, maintain, operate and/or remove facilities for the transmisssion of signals used in the provision of communication, video and/or information services and/or other services or uses for which such facilities may be used including cables and wires, together with the right to have commercial electric service extended across the property to provide service to such facilities and such rights of ingress and egress over the property as are reasoonably necessary to permit Grantee access to the Easement area for the purposes set forth above.

Commonly known as Lot 1 BRS Industrial Park

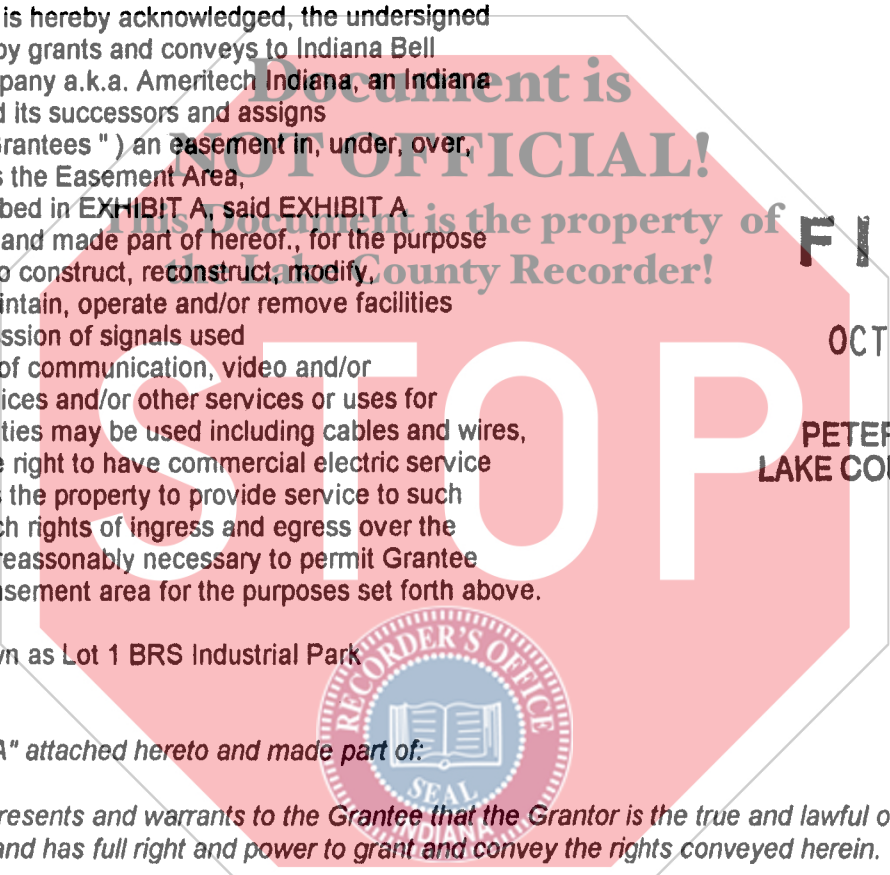
SEE EXHIBIT "A" attached hereto and made part of:

*The Grantor represents and warrants to the Grantee that the Grantor is the true and lawful owner of the Property and has full right and power to grant and convey the rights conveyed herein.*

*Grantee hereby agrees to restore all property disturbed by its activities in use of the easement .*

*Grantee shall have the right to remove or trim such trees and brush in the Easement area as is necessary to exercise the rights conveyed herein.*

*The Grantor shall not construct improvements in the Easement Area or change the finish grade of the Easement Area without the consent of the Grantee.*



**FILED**

OCT 14 1999

PETER BENJAMIN  
LAKE COUNTY AUDITOR

17.00  
E.P.

000957 177

*This Easement is binding upon and shall inure to the benefit of the heirs, successors, assigns, and licensees of the parties hereto.*

EXECUTED THIS \_\_\_\_\_

**Document is**  
day of \_\_\_\_\_ 1999

**NOT OFFICIAL!**

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

**STOP**

**BRS DEVELOPMENT**

By \_\_\_\_\_

TITLE

(SEAL)

ATTEST \_\_\_\_\_

TITLE

(SEAL)



ACKNOWLEDGMENT

( STATE OF \_\_\_\_\_ )

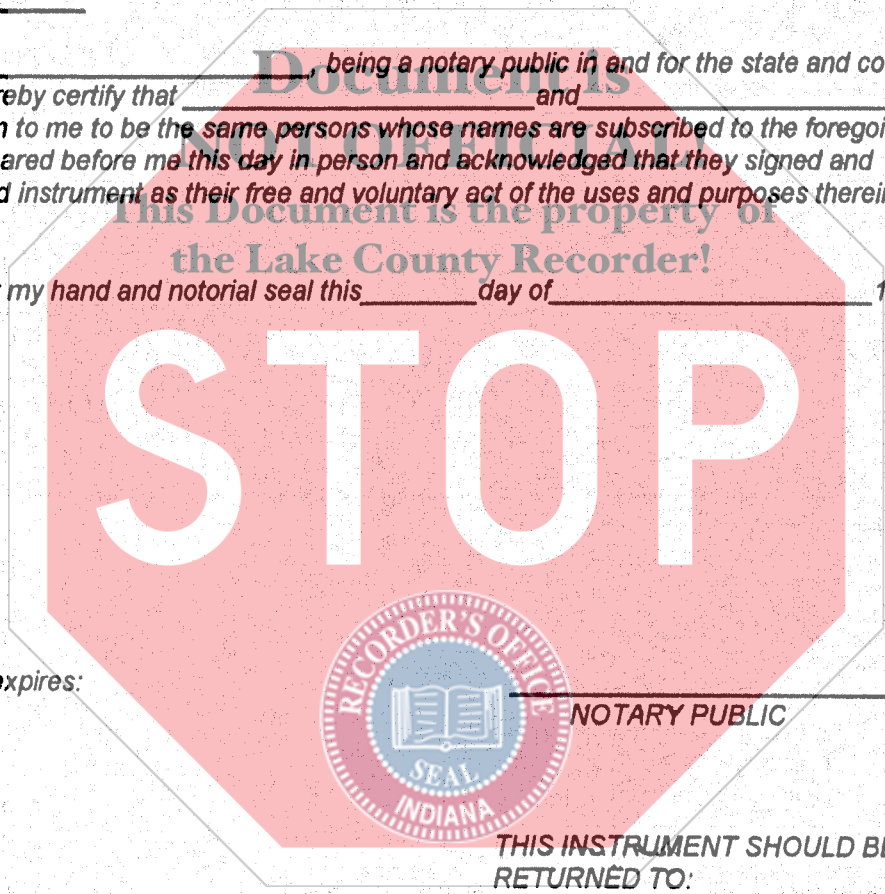
COUNTY OF \_\_\_\_\_

I, \_\_\_\_\_, being a notary public in and for the state and county aforesaid, do hereby certify that \_\_\_\_\_ and \_\_\_\_\_ personally known to me to be the same persons whose names are subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their free and voluntary act of the uses and purposes therein set forth.

Given under my hand and notarial seal this \_\_\_\_\_ day of \_\_\_\_\_ 1999

(SEAL)

My commission expires:



THIS INSTRUMENT SHOULD BE RETURNED TO:

THOMAS J. BELL  
ENGINEER RIGHT OF WAY  
2427 UNION STREET  
BLUE ISLAND, ILLINOIS  
60406

This Document was drafted by the Ameritech Legal Department, 30 South Wacker Drive, Chicago, Illinois 60606

**LANDMETER**

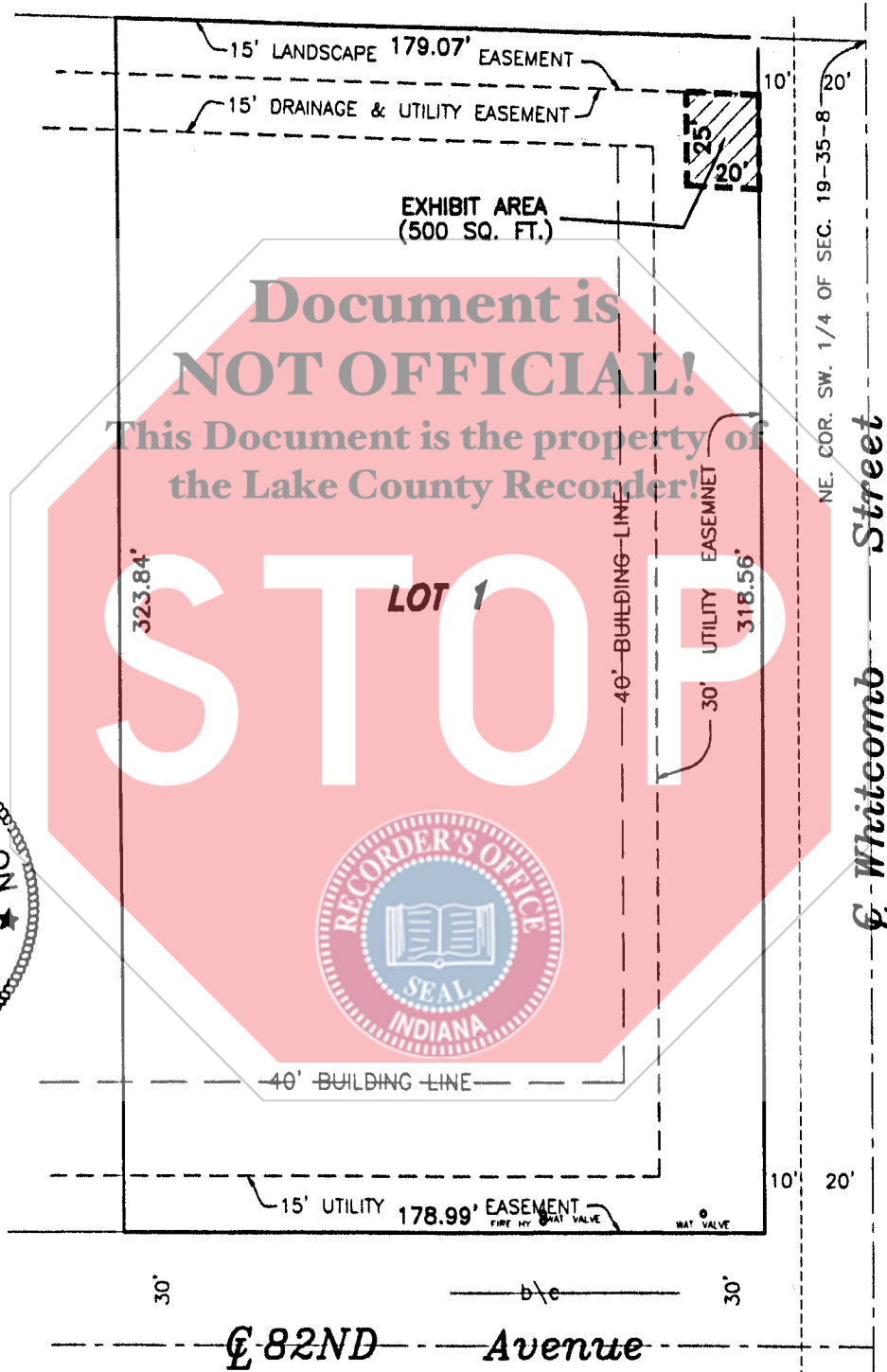
LAND SURVEYING CONSTRUCTION SURVEYING  
1821 E. RAINBOW LN.  
CRETE, IL. 60417

**EXHIBIT**

**EXHIBIT "A"**

PH# (708) 672-7949  
(219) 730-8623  
FAX (708) 672-3816

of  
THE SOUTH 25 FEET OF THE NORTH 40 FEET OF THE EAST 20 FEET OF LOT 1 OF BRS INDUSTRIAL PARK, AN ADDITION TO THE TOWN OF MERRILLVILLE AS SHOWN IN PLAT BOOK 85, PAGE 17, IN LAKE COUNTY, INDIANA.



SCALE: 1" = 50'



NOTES:

1. A CURRENT TITLE REPORT WAS NOT FURNISHED, THEREFORE ALL BUILDING RESTRICTIONS AND EASEMENTS MAY NOT BE SHOWN.
2. ALL UTILITIES ARE NOT SHOWN. [CALL HOLEY MOLEY AT 1-800-382-5544]
3. THIS PROPERTY MAY BE WITHIN THE CORPORATE LIMITS OF A MUNICIPALITY AND MAY BE SUBJECT TO ZONING AND BUILDING RESTRICTIONS.
4. THIS IS NOT A BOUNDARY SURVEY.

STATE OF INDIANA }  
COUNTY OF LAKE }SS

This is to certify that I have surveyed the described property, and the "EXHIBIT" drawn, to the best of my knowledge, correctly represents said exhibit.

DATE: 03/05/99

RUSSELL WAID DILLON *RWD*  
INDIANA PROFESSIONAL LAND SURVEYOR No. LS29500005  
ILLINOIS PROFESSIONAL LAND SURVEYOR No. 3153

PREPARED FOR: AMERITECH [TOM BELL]  
JOB #: 9812L7a  
DATE: 03/03/99



Attachment to Easement  
to Ameritech for  
Land Trust # 10232.

THIS INSTRUMENT is executed by the undersigned Trustee, not personally but solely as Trustee under the terms of that certain agreement dated the 22nd day of September, A.D. 1997, creating Trust No. 10232; and it is expressly understood and agreed by the parties hereto, anything herein to the contrary notwithstanding, that each and all of the covenants, undertakings, representations and agreements herein made are made and intended not as personal covenants, undertakings, representations and agreements of the trustee, individually or for the purpose of binding it personally, but this instrument is executed and delivered by Peoples Bank SB f/k/a Peoples Bank, A Federal Savings Bank as trustee, solely in the exercise of the powers conferred upon it as such Trustee under said agreement and no personal liability or personal responsibility is assumed by, nor shall at any time be asserted or enforced against Peoples Bank SB f/k/a Peoples Bank, A Federal Savings Bank, on account hereof, or on account of any covenant, undertaking, representation or agreement herein contained, either expressed or implied, all such personal liability, if any, being hereby expressly waived and released by the parties hereto or holder hereof, and by all persons claiming by or through or under said parties or holder hereof. Nothing contained herein will be construed as creating any liability on said Trustee, personally under the provisions of the Comprehensive Environmental Response, Compensation and Liability Act, (CERCLA) or the Indiana Responsible Property Transfer Law ("RPTL") as amended from time to time or any other federal, state or local law, rule or regulation. Said Trustee, personally, is not a "Transferor" or "Transferee" under RPTL and makes no representations concerning any possible environmental defects. In making any warranty herein the Trustee is relying solely on information furnished to it by the beneficiaries and not of its own knowledge and specifically exculpates itself from any liabilities, responsibilities or damages as a result of including any warranty in this instrument. IN WITNESS WHEREOF, Peoples Bank SB f/k/a Peoples Bank, A Federal Savings Bank has caused its name to be signed to these presents by its Executive Vice-President and Trust Officer and attested by its Administrative Secretary the day and year first above written.

Peoples Bank SB f/k/a Peoples Bank, A Federal Savings Bank as Trustee aforesaid and not personally,

By: Frank J. Bochnowski  
Frank J. Bochnowski  
Executive Vice-President and Trust Officer

ATTEST:-

By: Janine K. Mahala  
Janine K. Mahala  
Administrative Secretary

State of Indiana )  
) SS:  
County of Lake )

I, Kelly Levine a Notary Public in and for said County in the State aforesaid, DO HEREBY CERTIFY, that Frank J. Bochnowski and Janine K. Mahala of PEOPLES BANK SB an Indiana Corporation, f/k/a Peoples Bank, A Federal Savings Bank personally known to me to be the same persons whose names are subscribed to the foregoing instrument as such Executive Vice-President and Trust Officer and Administrative Secretary, respectively, appeared before me this day in person and acknowledged that they signed and delivered the said instrument as their own free and voluntary acts, and as the free and voluntary act of the said Indiana Corporation, as Trustee, for the uses and purposes therein set forth.

GIVEN under my hand and Notarial Seal this 17th day of May, 1999.  
My Commission Expires:  
04/07/08

Kelly Levine  
Notary Public Signature