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STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

2000 019204

2000 MAR 21 PM 3:28

MORRIS W. CASPER  
RECORDER

GRANT OF EASEMENT

WATER ITEM:

LOT:

This Indenture Witnesseth that LAKE COUNTY TRUST COMPANY, a corporation of Indiana, as Trustee under the provisions of a trust agreement dated the 11th day of March, 1988 known as Trust Number 3823, is the owner of the following described real estate, in the County of Lake, State of Indiana, to-wit:

**PARCEL I**

(HERMAN)

The East 1/2 of the Northeast 1/4 of Section 31, Township 35 North, Range 9 West of the 2nd Principal Meridian, containing 80 acres, more or less, in Lake County, Indiana.

And that the aforementioned owner, for and in consideration of \$10.00, and other good and valuable consideration, hereby grants to the Waterworks District of the Town of St. John, Lake County, Indiana, its respective successors and assigns, an easement to install, lay, construct, renew and operate, repair, replace and maintain water lines along with all necessary valves, tees, and connections in, upon, along and over a parcel of land designated as:

**FILED**

MAR 21 2000

01493

PETER BENJAMIN  
LAKE COUNTY AUDITOR

17-  
em  
cash

mail to:  
ROSEWOOD Estates  
PO Box 36  
ST JOHN IN 46373

ATTN: PEG SCHILLING

A permanent easement as follows:

The East forty feet (40') of the south one thousand three hundred twenty feet (1,320') of the East 1/2 of the Northeast 1/4 of Section 31, Township 35 North, Range 9 West of the 2nd Principal Meridian.

together with the right to enter upon the said easement at all times for any and all of the purposes aforesaid. The grantee further warrants, that no permanent buildings shall be placed on said easement, but the same may be used for gardens, shrubs, landscaping and other purposes that do not interfere with the use of said easement for such water line purposes.

IN WITNESS WHEREOF, the said LAKE COUNTY TRUST COMPANY, as Trustee, has caused this Grant of Easement to be signed by its \_\_\_\_\_, and attested by its \_\_\_\_\_, this \_\_\_\_\_ day of March, 2000.

LAKE COUNTY TRUST COMPANY  
As Trustee Under Trust No. 3823

BY: \_\_\_\_\_ SEE SIGNATURE PAGE ATTACHED

ATTEST:  
\_\_\_\_\_

It is expressly understood and agreed by and between the parties hereto, anything herein to the contrary notwithstanding, that each and all of the warranties, indemnities, representations, covenants, undertakings and agreements herein made on the part of the Trustee while in form purporting to be the warranties, indemnities, representations, covenants, undertakings and agreements of said Trustee are nevertheless each and every one of them, made and intended not as personal warranties, indemnities, covenants, undertakings and agreements by the Trustee or for the purpose or with the intention of binding said Trustee personally but are made and intended for the purpose of binding only that portion of the trust property specifically described herein, and this instrument is executed and delivered by said Trustee not in its own right, but solely in the exercise of the powers conferred upon it as such Trustee; and that no personal liability or personal responsibility is assumed by nor shall at any time be asserted or enforceable against LAKE COUNTY TRUST COMPANY on account of this instrument or on account of any warranty, indemnity, representation, covenant, undertaking or agreement of the said Trustee in this instrument contained, either expressed or implied, all such personal liability, if any, being expressly waived and released.

Nothing contained herein shall be construed as creating any liability on LAKE COUNTY TRUST COMPANY, personally under the provisions of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) or the Indiana Responsible Property Transfer Law (the Act) as amended from time to time or any other Federal, State or local law, rule or regulation. LAKE COUNTY TRUST COMPANY, personally is not a "Transferor or Transferee" under the Act 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.

The information contained in this instrument has been furnished the undersigned by the beneficiaries under aforesaid Trust and the statements made therein are made solely in reliance thereon and no responsibility is assumed by the undersigned, in its individual capacity for the truth or accuracy of the facts herein stated.

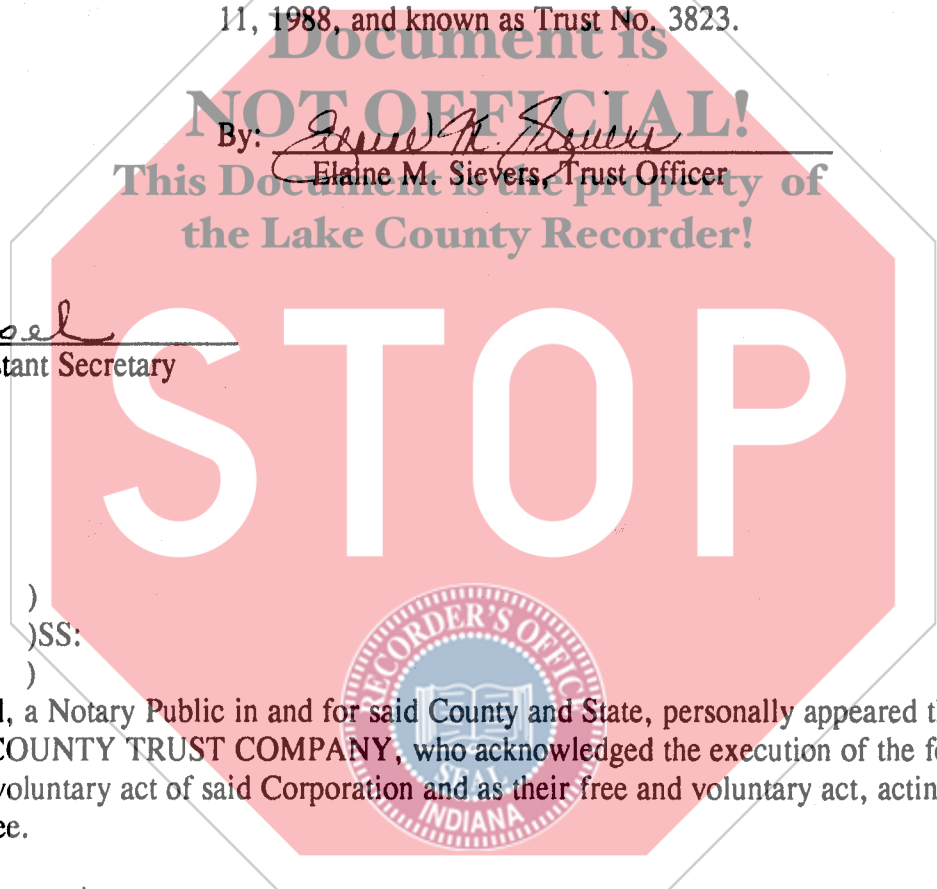
IN WITNESS WHEREOF, LAKE COUNTY TRUST COMPANY, not personally but as Trustee as aforesaid, has caused these presents to be signed by its Trust Officer and attested by its Assistant Secretary this 20<sup>th</sup> day of March, 2000.

LAKE COUNTY TRUST COMPANY, not personally but as Trustee under the provisions of a Trust Agreement dated March 11, 1988, and known as Trust No. 3823.

Document is NOT OFFICIAL!  
By: Elaine M. Sievers  
Elaine M. Sievers, Trust Officer  
This Document is the property of the Lake County Recorder!

ATTEST:

By: Judy Griesel  
Judy Griesel, Assistant Secretary



STATE OF INDIANA )

)SS:

COUNTY OF LAKE )

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared the within named Officers of LAKE COUNTY TRUST COMPANY, who acknowledged the execution of the foregoing instrument as the free and voluntary act of said Corporation and as their free and voluntary act, acting for such Corporation, as Trustee.

Witness my hand and seal this 20<sup>th</sup> day of March, 2000.

Laura T. Kleven  
Laura T. Kleven - Notary Public

My Commission Expires: 5-8-2000

Resident Lake County, Indiana

(Page 2 of 2 pages of Trustee's Signature Pages)

STATE OF INDIANA     )  
                                  )SS:  
COUNTY OF LAKE     )

Before me, a Notary Public, in and for the above County and State, personally appeared \_\_\_\_\_ and \_\_\_\_\_ and

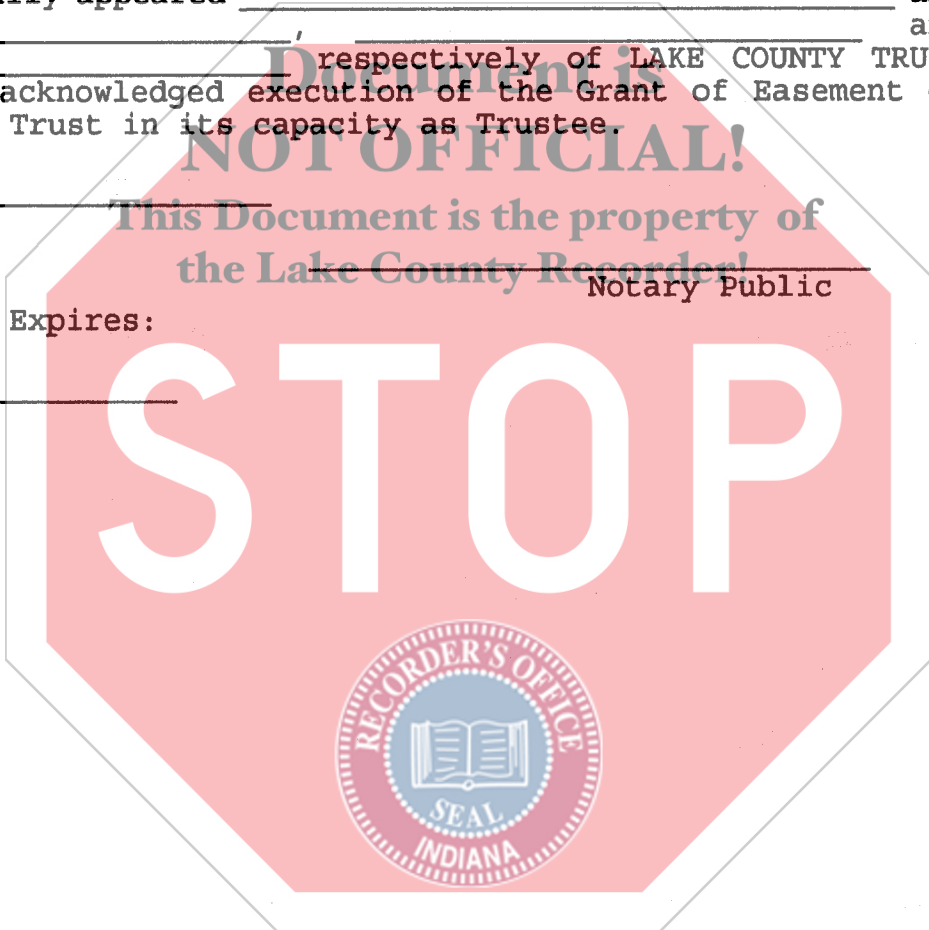
\_\_\_\_\_ respectively of LAKE COUNTY TRUST COMPANY, and acknowledged execution of the Grant of Easement on behalf of the Trust in its capacity as Trustee.

DATED: \_\_\_\_\_

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

\_\_\_\_\_  
Notary Public

My Commission Expires: \_\_\_\_\_



Prepared By: MICHAEL L. MUENICH  
Attorney at Law  
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Highland, Indiana 46322  
219/922-4141