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KCY # 15-0014-0037 STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2000 061613

2000 AUG 24 PM 1:26

MORRIS W. CARTER
RECORDER

AMERITECH NON-EXCLUSIVE EASEMENT

CROSS REFERENCE TO: Portion of Government Lot 3, comprising the fractional north half the Southwest Quarter of Section 26, Township 23 North, Range 9 West of the 2nd Principal Meridian, Center Township, Lake County, Indiana.

UNDERTAKING NO. 7149016
REQUEST NO. #24640

EASEMENT NO: 179103

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 affiliates and licensees, successors and assigns (collectively "Grantees") a non-exclusive easement in, under, over, upon and across the Easement Area (described below), for the purposes of and in order to construct, reconstruct, modify, supplement, maintain, operate and/or remove facilities for the transmission of signals used in the provision of communication, video and/or information services and/or any other services or uses for which such facilities may be used including, but not limited to, messenger strand, equipment cabinets or enclosures and support posts or pads, cables, wires, pedestals or other above-ground cable or wire enclosures, marker posts and signs, and other related or useful equipment, fixtures, appurtenances and facilities, together with the right to have commercial electrical service extended within the Easement Area to provide service to such facilities and the right of ingress and egress across the Property and the Easement Area for the purpose of access to and use of the easement granted herein.

The Easement Area is legally described as: **SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.**

The Property is legally described as: **SEE EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF.**

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

The Grantee hereby agrees to restore all property disturbed by its activities in use of the easement to the condition existing prior to the disturbance.

The 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.

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

GRANTOR: TOWN OF CEDAR LAKE, A MUNICIPAL CORPORATION

BY: *Robert Brannon*

STATE OF INDIANA

COUNTY OF LAKE

Personally appeared before me, a Notary Public, in and for said County and State,

this 24th day of AUGUST, 2000,

who acknowledged the execution of the above easement.

ADDRESS OF GRANTEE

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AMERITECH TELEPHONE COMPANY
RIGHT OF WAY DEPARTMENT
2141 NORTH MITTHOEFFER ROAD
INDIANAPOLIS, INDIANA 46229

This document was prepared by:
C. S. Mahlke, Manager Right of Way
Ameritech Indiana

Bansara L. Koryokrax
Notary Public Signature
BANSARA L. KORYOKRAX
Notary Public Printed

Resident of FILED County

My Commission expires 2000-26-01
AUG 24 2000

PETER BENJAMIN
LAKE COUNTY AUDITOR

01920

1300
EP.
3038

EXHIBIT "A"

EASEMENT DESCRIPTION

THAT PORTION OF GOVERNMENT LOT 3, COMPRISING THE FRACTIONAL NORTH HALF OF THE SOUTHWEST QUARTER, IN SECTION 26, TOWNSHIP 34 NORTH, RANGE 9 WEST OF THE 2ND PRINCIPAL MERIDIAN, IN THE TOWN OF CEDAR LAKE IN LAKE COUNTY, INDIANA, DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT IN THE WEST RIGHT OF WAY LINE OF MORSE AVENUE WHICH IS SOUTH, ALONG THE EAST LINE OF SAID LOT 3, A DISTANCE OF 285.00 FEET AND WEST, PARALLEL TO THE NORTH LINE OF SAID LOT 3, A DISTANCE OF 30.00 FEET FROM THE NORTHEAST CORNER OF SAID LOT 3 (SAID POINT BEING THE TRUE POINT OF BEGINNING OF THE HEREIN DESCRIBED EASEMENT); THENCE WEST, PARALLEL TO THE NORTH LINE OF SAID LOT 3, A DISTANCE OF 10.00 FEET; THENCE NORTH, PARALLEL TO THE EAST LINE OF SAID LOT 3, A DISTANCE OF 10.00 FEET; THENCE WEST, PARALLEL TO THE NORTH LINE OF SAID LOT 3, A DISTANCE OF 10.00 FEET TO A POINT IN THE WEST RIGHT OF WAY LINE OF MORSE AVENUE, WHICH POINT IS 10.00 FEET NORTH OF THE TRUE POINT OF BEGINNING; THENCE SOUTH, PARALLEL TO THE EAST LINE OF SAID LOT 3, A DISTANCE OF 10.00 FEET TO THE TRUE POINT OF BEGINNING.

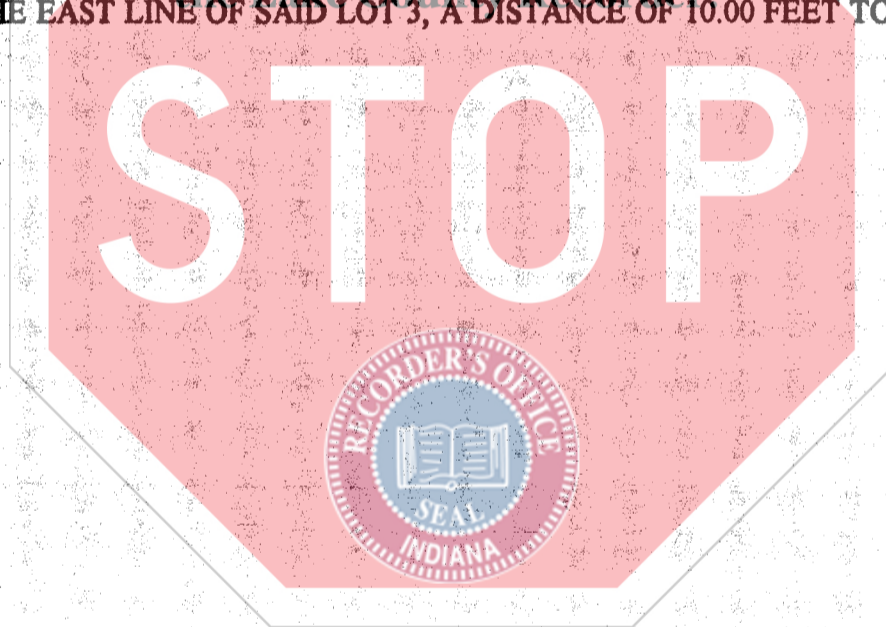


EXHIBIT "B"

PROPERTY DESCRIPTION

INSTRUMENT NO. 90-001015

LEGAL DESCRIPTION:

Part of Government Lot 3, comprising the Fractional North half of the Southwest quarter of Section 26, Township 34 North, Range 9 West of the 2nd P.M., in the Town of Cedar Lake in Lake County, Indiana, bounded as follows: Beginning at a point 117 feet South of the Northeast corner of said Lot 3; thence running South 782.7 feet to a point; thence West parallel with the North line of said Lot 3 to Cedar Lake; thence Northerly with the meanderings of the shore of Cedar Lake to a point 229 feet South of the North line of said Lot 3; thence East parallel to the North line of said Lot 3 a distance of 226 feet more or less to a point 894.30 feet West of the East line of said Lot 3; thence North parallel to the East line of said Lot 3 a distance of 112.5 feet; thence East parallel to the North line of said Lot 3 a distance of 894.3 feet to the point of beginning, excepting the following described parcels: Commencing at a point on the East line of said Government Lot 3, 879 feet South of the Northeast corner thereof; thence North 90 degrees 00 minutes 00 seconds West and parallel to the North line of said Lot 3 a distance of 1096.15 feet to the point of beginning; thence continuing North 90 degrees 00 minutes 00 seconds West 106 feet more or less to the meander line of Cedar Lake; thence Northerly along the meander line of Cedar Lake to a point that is parallel to and 75 feet North of the South line of the herein described tract; thence North 90 degrees 00 minutes 00 seconds East a distance of 107 feet more or less to a point that is due North of the point of beginning thence South 00 degrees 35 minutes 30 seconds West 75 feet to the point of beginning; also except the North 100 feet of the South 120 feet of the West 48 feet of the East 418 feet thereof; and the North 100 feet of the South 120 feet of the West 50 feet of the East 710 feet thereof, also known as Lots 22 and 28, Block "A", on the unrecorded plat of Lake Region Christian Assembly.

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