

OC 824

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

FLOWAGE EASEMENT (Occasional Flooding)

2000 073958

2000 OCT 11 AM 10:05

THE NORTHERN INDIANA PUBLIC SERVICE COMPANY, AN INDIANA CORPORATION, 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 and other Good and Valuable Consideration, the receipt and sufficiency of which is hereby acknowledged, a perpetual and assignable right, power, privilege and easement occasionally to overflow, flood and submerge and to maintain mosquito control in, over and across the following described Real Estate owned by the "Grantor" and situated in the County of Lake, State of Indiana, described as follows:

(EXHIBITS "A" AND "B" ATTACHED HERETO)

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), as amended, together with all right, title, and interest in and to the structures and improvements now situated on the land, except fencing; provided that no structures for human habitation shall be constructed or maintained on the land, except as may be approved in writing by the representative of the Little Calumet River Basin Development Commission in charge of the project or the United States, and that no excavation shall be conducted and 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 easement hereby acquired; provided further that any use of the land shall be subject to Federal and State laws with respect to pollution.

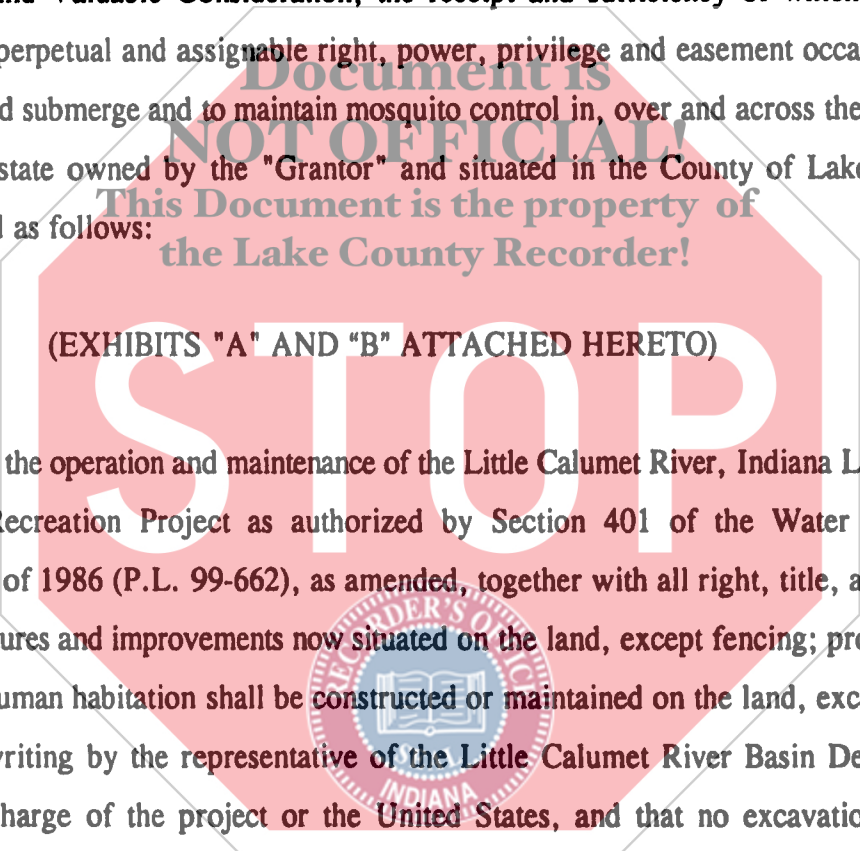
NOT-TAXABLE

Please return to:
Little Calumet River Basin
Development Commission
6100 Southport Road
Portage, IN 46368

OCT 11 2000
PETER BENJAMIN
LAKE COUNTY AUDITOR

00985

20.00
E.P.
6868



IN WITNESS WHEREOF, the Parties have hereunto set their hands and seals
this 5th day of October, 2000.

NORTHERN INDIANA PUBLIC
SERVICE COMPANY

STATE OF INDIANA
LITTLE CALUMET RIVER BASIN
DEVELOPMENT COMMISSION

Robert Schacht
By: President
VICE ROBERT SCHACHT

Emerson Delaney
By: EMERSON DELANEY, Chairman

ATTEST:

ATTEST:

Nina M. Rausch
Secretary
NINA RAUSCH

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 27 day of SEPT, 2000, came ROBERT SCHACHT and NINA RAUSCH, the President and Secretary, respectively of the Northern Indiana Public Service Company, and acknowledged the execution of the foregoing instrument.

Witness my Hand and Notarial Seal.

My Commission Expires:
May 02, 2007
Resident of LAPORTE County, IN

John R. Carr
NOTARY PUBLIC

JOHN R CARR, III
Notary Public, State of Indiana
County of Laporte
My Commission Expires May 02, 2007

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

Before, me a Notary Public in and for said, County and State, on this 5th day of October, 2000, 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.

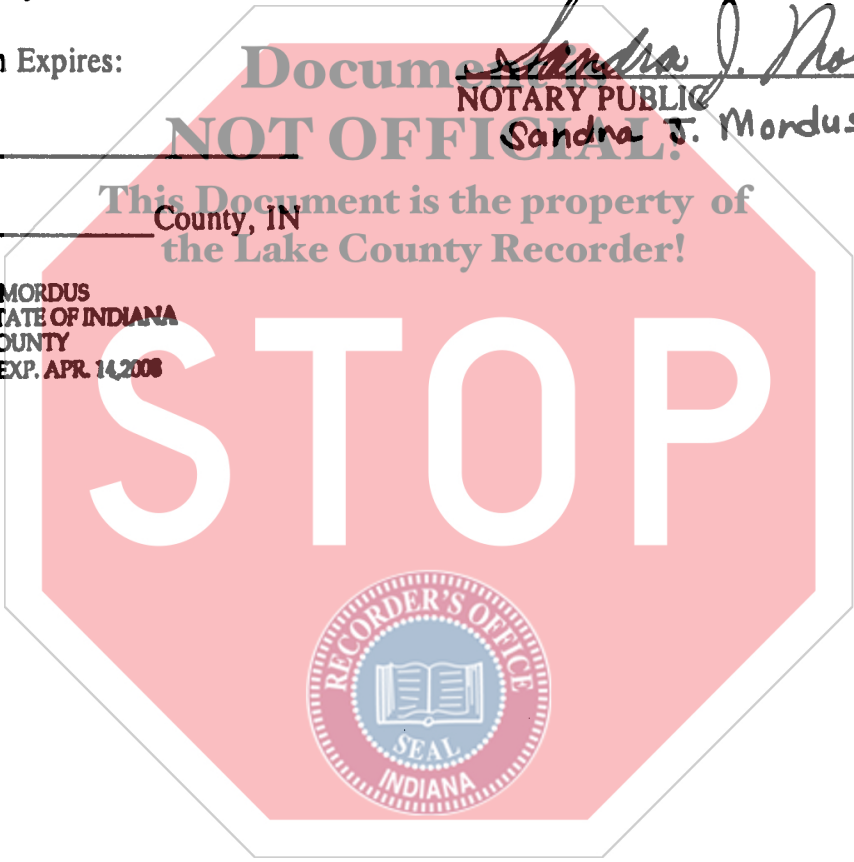
Witness my hand and Notarial Seal.

My Commission Expires: _____

Sandra J. Mordus
NOTARY PUBLIC
Sandra J. Mordus

Resident of _____ County, IN

**SANDRA J MORDUS
NOTARY PUBLIC STATE OF INDIANA
LAKE COUNTY
MY COMMISSION EXP. APR. 14, 2008**



This Instrument prepared by:

LOUIS M. CASALE
Lucas, Holcomb & Medrea
300 East 90th Drive
Merrillville, Indiana 46410

PARCEL NO.:
COUNTY: Lake
SECTION: 14
TOWNSHIP: T36N
RANGE: R8W

OWNER: **NIPSCO**
FLOWAGE EASEMENT F1

DRAWN BY: LMD
DATE: 04/05/00
CHECKED BY: GLH
DATE: 04/05/00
SCALE: 1"=600'

This Plat was prepared from information obtained from the Recorder's Office and other sources which were not necessarily checked by a field survey or Ute report.



DLZ ACCOUNT 0064-3010-70

EAST REACH REMEDIATION



LAND PLAT

DLZ
INDIANA, INC.

7011 Indianapolis Boulevard
Hammond, IN 46324
TELEPHONE (219) 845-1750 FAX (219) 845-1755

CAD FILE: M:\PROJ\0064\3010\SURVEY\PLAT\3010P55.DWG

PARCEL NO.:
COUNTY: Lake
SECTION: 14
TOWNSHIP: T36N
RANGE: R8W

OWNER:

NIPSCO
FLOWAGE EASEMENT F1

DRAWN BY: LMD
DATE: 04/05/00
CHECKED BY: GLH
DATE: 04/05/00

This Plat was prepared from information obtained from the Recorder's Office and other sources which were not necessarily checked by a field survey or title report.

NIPSCO FLOWAGE EASEMENT F1

A parcel of land in Section 14, Township 36 North, Range 8 West of the Second Principal Meridian, in the City of Gary, Lake County, Indiana, more particularly described as follows:

Commencing at the Northwest corner of said Section 14; thence South 89°00'37" East, a distance of 5226.88 feet; thence South 00°00'00" West, a distance of 768.43 feet to the Point of Beginning on the South right-of-way of Central Avenue;

- 1) thence South 58°32'38" East along the northerly line of the owner's land a distance of 708.77 feet to the northeast corner of the owner's land;
 - 2) thence South 00°42'22" East along the southeasterly line of the owner's land, said line also being the northwesterly line of the State of Indiana right-of-way, for this and the next five courses, a distance of 320.52 feet;
 - 3) thence South 10°21'27" West, a distance of 461.54 feet;
 - 4) thence South 22°40'58" West, a distance of 459.07 feet;
 - 5) thence South 33°03'45" West, a distance of 370.54 feet;
 - 6) thence South 48°28'57" West, a distance of 46.40 feet;
 - 7) thence South 42°41'55" West, a distance of 11.41 feet to a southeasterly corner of the owner's land, said point being on the North line of the Southeast Quarter of said Section;
 - 8) thence North 88°11'51" West along said North line a distance of 224.60 feet;
 - 9) thence South 45°37'05" West along the southeasterly line of the owner's land, said line also being the northwesterly line of said State of Indiana right-of-way, for this and the next four courses, a distance of 1905.36 feet;
 - 10) thence South 72°32'21" West, a distance of 207.39 feet;
- (CONTINUED)

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EAST REACH REMEDIATION



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PARCEL NO.:
COUNTY: Lake
SECTION: 14
TOWNSHIP: T36N
RANGE: RBW

OWNER:

NIPSCO
FLOWAGE EASEMENT F1

DRAWN BY: LMD
DATE: 04/05/00
CHECKED BY: GLH
DATE: 04/05/00

This Plot was prepared from information obtained from the Recorder's Office and other sources which were not necessarily checked by a field survey or title report.

NIPSCO FLOWAGE EASEMENT F1

(CONTINUED)

- 11) thence South 75°45'27" West, a distance of 342.36 feet;
- 12) thence South 76°01'31" West, a distance of 320.50 feet;
- 13) thence South 82°46'54" West, a distance of 144.21 feet to the southwesterly corner of the owner's land;
- 14) thence North 45°36'20" East along the northwesterly line of the owner's land to a westerly line of the owner's land, a distance of 1761.78 feet;
- 15) thence North 00°34'29" West along said westerly line a distance of 376.72 feet to a northerly line of the owner's land;
- 16) thence South 85°11'51" East along said northerly line of the owner's land a distance of 376.62 feet;
- 17) thence North 47°04'55" East along a northwesterly line of the owner's land, a distance of 850.94 feet;
- 18) thence North 01°17'29" West along a westerly line of the owner's land a distance of 79.86 feet;
- 19) thence North 85°16'41" East along a northerly line of the owner's land a distance of 219.52 feet;
- 20) thence North 00°33'27" West along a westerly line of the owner's land a distance of 1200.19 feet to the Point of Beginning, containing 53.321 acres, more or less.



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