

3

TEMPORARY HIGHWAY EASEMENT GRANT (FOR CONSTRUCTION OF A DRIVEWAY)

2003 0814264

BE ACQUIRED

IN# 767934 08/08/84
DEED REC. 1132 PG. 464, 11/14/59

Project: DSB-N632(009)
Code: 3835
Parcel: 14A
Page: 1 of 2

THIS INDENTURE WITNESSETH, That **THOMAS GARDNER**, the Grantor, of Lake County, and State of Indiana, Grants to the STATE OF INDIANA, the Grantee, for and in consideration of the sum of Three Dollars and ~~SIXTEEN~~ Cents (\$3.16) (of which said sum \$ -0- represents land temporarily encumbered, and improvements acquired and \$ 3.16 represents damages) and other valuable consideration, the receipt of which is hereby acknowledged, a temporary easement to enter upon and have possession of the real estate of the Grantor for the purpose of constructing thereupon a driveway servicing to the Grantor property to and from that highway facility known as S.R. 53/Broadway Street and as Project DSB-N632(009), which said real estate situated in the County of Lake, State of Indiana, and which is more particularly described in the legal description attached hereto as Exhibit "A" which is incorporated herein by reference, which said temporary easement shall be extinguished, become void and revert to the Grantor and/or the Grantor's successor(s) in title upon completion of the said Project. Said extinguishments shall be evidenced by a release document, which shall be executed and recorded by the Grantee, at no cost to the Grantor.

Any and all timber, shrubbery, fences, buildings and any other improvements situated within the area of the temporary easement granted herein shall become the property of the State of Indiana except: None

The said Grantor acknowledges that all provisions of this grant of temporary easement are as stated and set forth herein and that no verbal agreement or promises exist with respect thereto.

This temporary conveyance is subject to any and all easements, conditions and restrictions of record. However, the said Grantor, for the purpose of inducing the State of Indiana to accept this grant and to pay the hereinbefore referenced consideration, represents that the Grantor, **THOMAS GARDNER**, is one of the owners in fee simple of the real estate and that there exist no encumbrances, conditions, restrictions, leases, liens (except current real estate taxes and assessments) of any kind or character which would be inconsistent with the temporary rights granted herein.

TRANSACTION EXEMPT FROM SALES
DISCLOSURE REQUIREMENTS UNDER
IC6-1-1-5-5

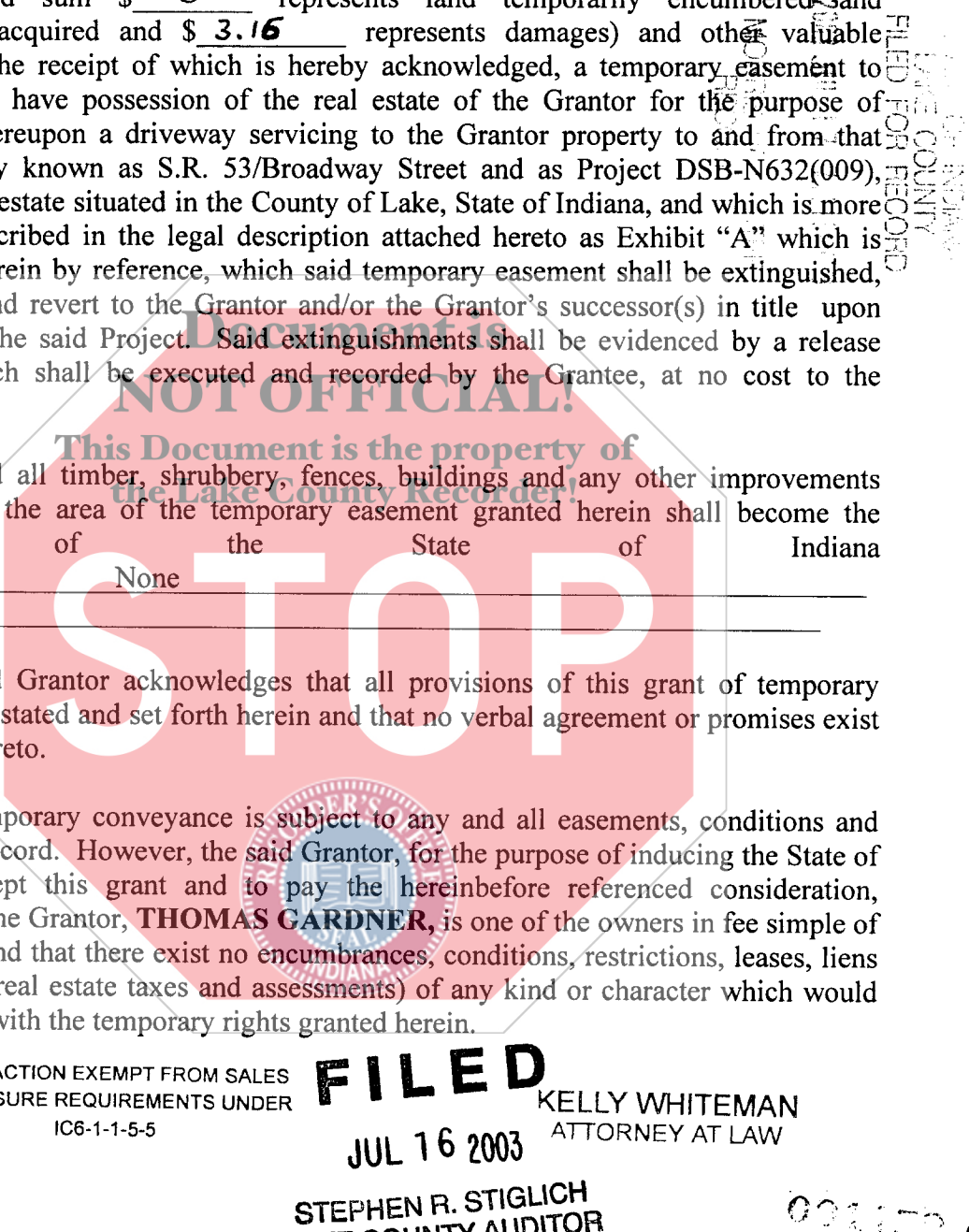
FILED

JUL 16 2003

KELLY WHITEMAN
ATTORNEY AT LAW

STEPHEN R. STIGLICH
LAKE COUNTY AUDITOR

002175 NC
V JG



FILED FOR RECORD
LAKE COUNTY
INDIANA

IN WITNESS WHEREOF, the said Grantor has executed this instrument this 22nd day of October, 2002.

Thomas Gardner (Seal)

Signature
THOMAS GARDNER
Printed Name

STATE OF INDIANA, COUNTY OF LAKE, SS:

Before me, a Notary Public, in an for said State and County, personally appeared **THOMAS GARDNER**, the Grantor, in the above conveyance, and acknowledged the execution of the same on the date aforesaid to be his voluntary act and deed and who, being duly sworn, stated that any representations contained therein are true.

Witness my hand and Notarial Seal this 22nd day of October, 2002.

Georgene Rosinko
Notary Public, Georgene Rosinko

My commission expires: 8/30/06
County of residence: Lake

Interests in land acquired by the
Indiana Department of Transportation
Grantee mailing address:
100 North Senate Avenue
Indianapolis, IN 46204-2219
I.C. 8-23-7-31

This instrument prepared by:
Herman Barber, Attorney at Law

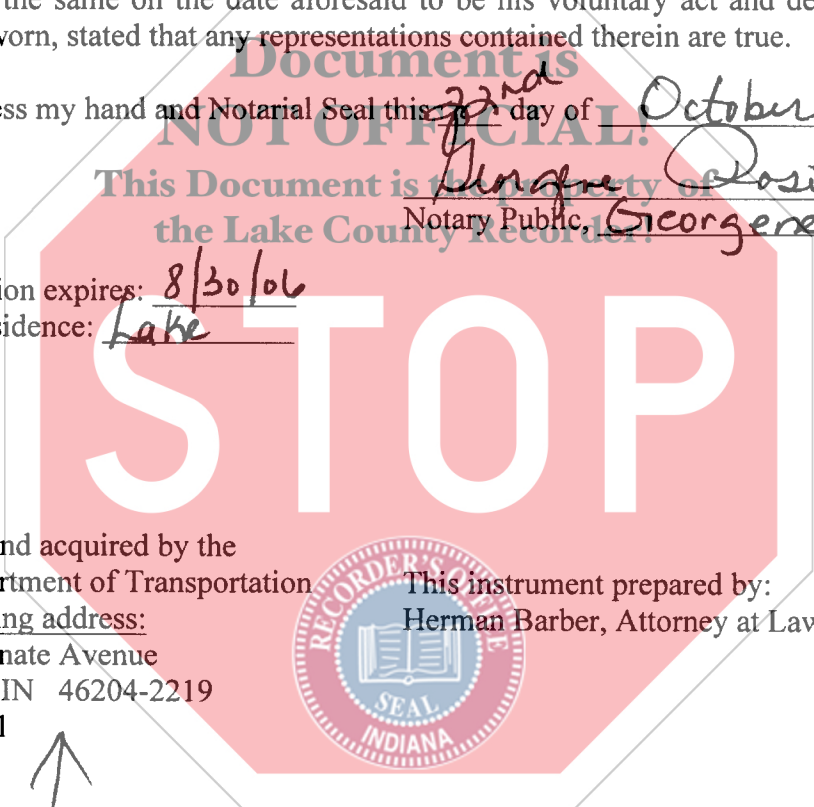


EXHIBIT "A"

Project: DSB-N632(009)

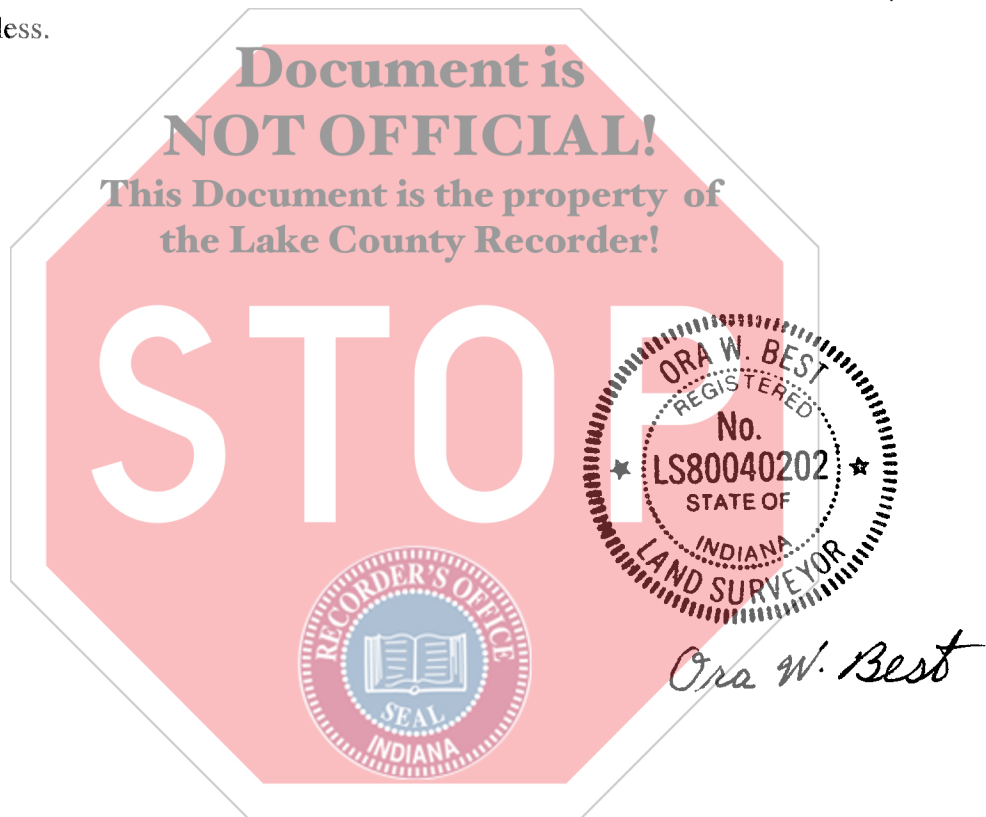
Sheet: 1 of 1

Code: 3835

Parcel: 14A Temporary Right of Way for Drive Construction

Form: T-1

A part of the Northeast Quarter of Section 16, Township 35 North, Range 8 West, Lake County, Indiana, described as follows: Commencing at the Southeast corner of said quarter section; thence North 89 degrees 26 minutes 54 seconds West 133.221 meters (437.08 feet) along the south line of said quarter section to the southeast corner of the grantor's land; thence North 0 degrees 10 minutes 56 seconds West 10.668 meters (35.00 feet) along the east line of the grantor's land to the point of beginning of this description: thence North 89 degrees 26 minutes 54 seconds West 6.643 meters (21.79 feet); thence North 0 degrees 33 minutes 06 seconds East 3.332 meters (10.93 feet); thence South 89 degrees 26 minutes 54 seconds East 6.600 meters (21.65 feet) to the east line of the grantor's land; thence South 0 degrees 10 minutes 56 seconds East 3.333 meters (10.94 feet) along said east line to the point of beginning and containing 22.1 square meters (238 square feet), more or less.



This description was prepared for the Indiana Department of Transportation by Ora W. Best, Indiana Registered Land Surveyor, License Number LS80040202, on the 12th day of Oct., 2000