

RELEASE OF EASEMENT

THIS AGREEMENT is made this 29th day of December, 2003, between Merrillville Conservancy District, a sewer district established under the Indiana Conservancy Act, with offices at 6250 Broadway Avenue, Merrillville, Indiana 46410, hereinafter called "first party," and Grand Trunk Western Railroad Incorporated, a Delaware corporation, with offices at 2800 Livernois, Troy, Michigan 48083, as deed holder of record, hereinafter called "second party."

WITNESSETH:

In consideration of the sum of One Dollar (\$1.00) to it paid by second party, receipt of which first party hereby acknowledges, first party hereby RELEASES and QUITCLAIMS to second party all of first party's rights and interests set forth in the following easement granted to Merrillville Conservancy District by Grand Trunk Western Railroad Incorporated covering certain land in Section 8, T35N, R8W, Ross Township, Lake County, Indiana:

Easement dated December 27, 2001, and recorded January 15, 2002, in Liber 005324 at Page 000935, Lake County Records.

IN WITNESS WHEREOF, Merrillville Conservancy District has caused this instrument to be executed in its corporate name and by its duly authorized office as of the day and year first hereinabove written.

MERRILLVILLE CONSERVANCY DISTRICT

By: *Paul L. Volk*
Paul L. Volk, its Chairman

The foregoing instrument was acknowledged before me on December 29th, 2003, by Paul L. Volk, of Merrillville Conservancy Dist. on behalf of said District.

Uelise A. Edwards
Notary Public
LAKE County, State of Indiana
My Commission Expires: 9-21-07

Document prepared by:

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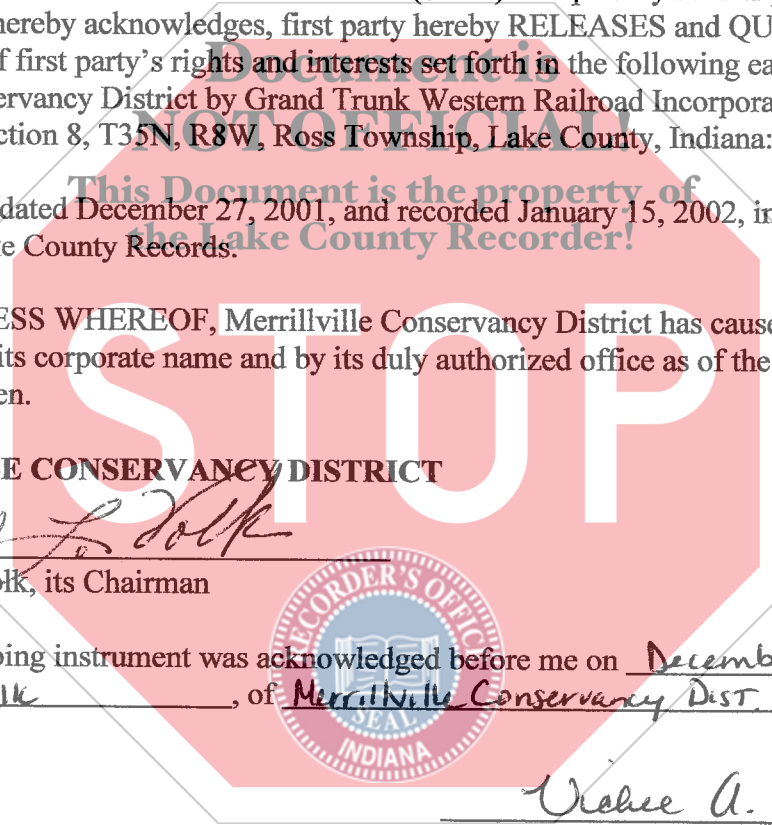
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SEP 15 2004

Return to: **STEPHEN R. STIGLICH**
LAKE COUNTY AUDITOR
William Touchette
Attorney at Law
P.O. Box 10038
Merrillville, IN 46411-0038

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CK# 2019
\$11.00



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STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD
2004 SEP 15 AM 9:51
MORRIS V. CARTER
RECORDER