

3

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2004 100279

2004 NOV 29 PM 3:59

MORRIS W. CARTER
RECORDER

**TEMPORARY HIGHWAY EASEMENT GRANT
(FOR CURB and DRIVE CONSTRUCTION)**

Project: DP-0024(1)
Parcel: 41A

THIS INDENTURE WITNESSETH, That Burke Plaza, LLC

the Grantor(s), of Lake County, in the State of Indiana, Grant(s) to the **CITY OF HOBART**, of Lake County, in the State of Indiana, the Grantee, for and in consideration of the sum of Ten and 00/100 Dollars (\$ 10.00), 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(s) for the purpose of construction thereupon a curb and driveway servicing to the Grantor's(s') property to and from that highway facility known as Ridge Road and as Project DP-0024(1), which said Real Estate situated in Lake County, State of Indiana, and being 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(s) and/or the Grantor's(s') successor(s) in title upon completion of the said Project.

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 City of Hobart except: None

The Grantor(s) acknowledge(s) that all provisions of this grant of temporary easement are as stated and set forth herein and that no verbal agreements or promises exist with respect thereto.

The undersigned person executing this grant represents and certifies on behalf of the Grantor, that he is the Manager of the Grantor and has been fully empowered by the Grantor, to execute and deliver this grant and all other such instruments of transfer; that the Grantor is a Limited Liability Company in good standing in the State of its origin and, where required, in the State where the subject real estate is situate; that the Grantor has full capacity to convey the real estate described; and that all necessary action for the making of this conveyance has been duly taken.

IN WITNESS WHEREOF, the said Grantor(s) has executed this instrument this 29 day of July, 2004.

Burke Plaza, LLC

By Michael W. Burke
Michael W. Burke, Manager

FILED

NOV 29 2004

STEPHEN R. STIGLICH
LAKE COUNTY AUDITOR

002096

Butler Garman, Seifert, Inc

*1300
CR# 38751
CP
16-*

Project: DP-0024(1)
Parcel: 41A

Florida
STATE OF INDIANA)
Palm Beach) SS:
COUNTY OF LAKE)

Before me, the undersigned, a Notary Public in and for said State and County, personally appeared Michael W. Burke, Manager of Burke Plaza, LLC the Grantor(s) in the above conveyance, and acknowledge 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 26th day of July, 2004.

6/9/2008
My Commission Expires:


Estelle G. Husselman
SIGNATURE NOTARY PUBLIC

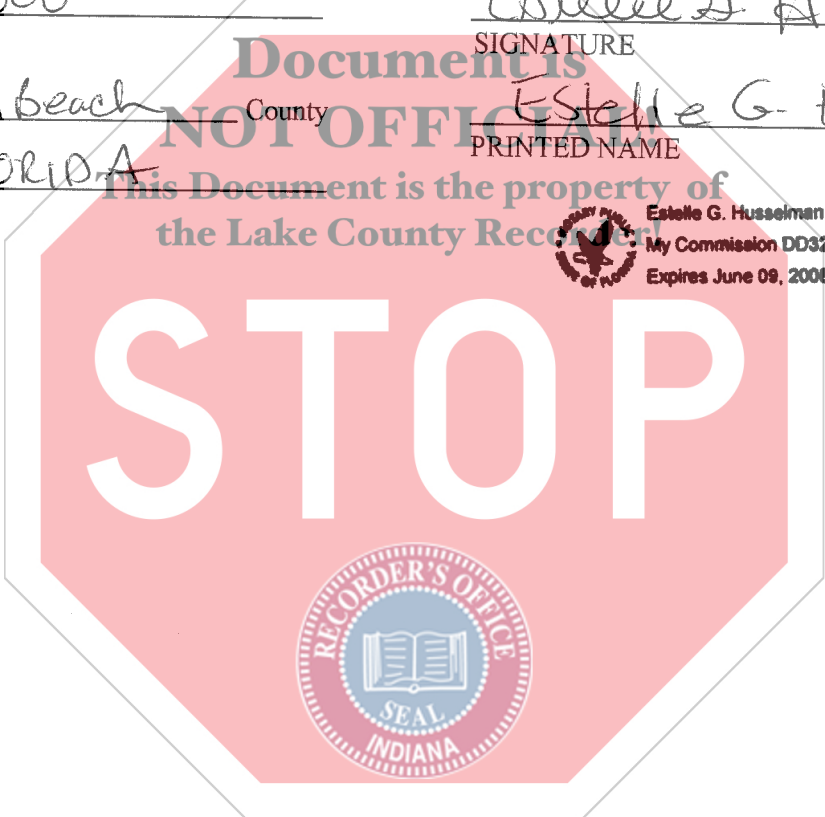
A resident of Palm beach County

Estelle G. Husselman
PRINTED NAME NOTARY PUBLIC

The State of FLORIDA

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

 Estelle G. Husselman
My Commission DD320337
Expires June 09, 2008



This instrument Prepared by John P. Bushemi, Attorney at Law

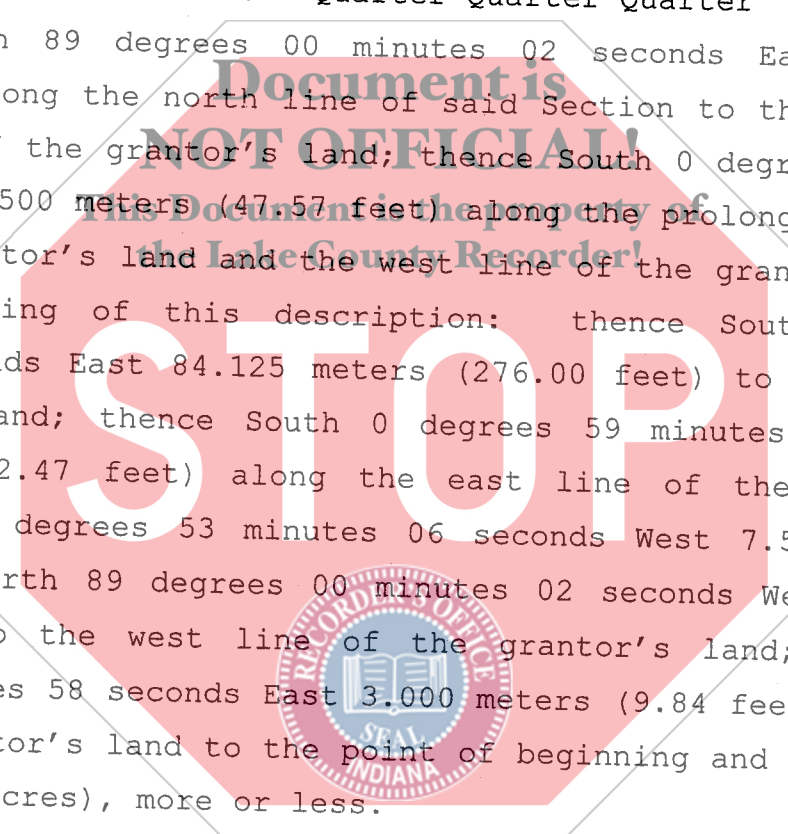
RETURN DEED TO: Clerk Treasurer, City of Hobart, 414 Main Street, Hobart, IN 46342

EXHIBIT "A"

Project: DPU-0024(1)
Parcel: 41A Temporary Right of Way
for Curb and Drive Construction

Sheet: 1 of 1

A part of the Northwest Quarter of the Northeast Quarter of the Northwest Quarter of Section 30, Township 36 North, Range 7 West of Lake County, Indiana, and being a part of the land of Instrument Number 2003-122783, described as follows: Commencing at the northwest corner of said Section; thence South 89 degrees 00 minutes 02 seconds East (assumed bearing) 327.218 meters (1,073.55 feet) along the north line of said Section to the northwest corner of said Quarter-Quarter-Quarter Section; thence continuing South 89 degrees 00 minutes 02 seconds East 85.930 meters (281.92 feet) along the north line of said Section to the prolongation of the west line of the grantor's land; thence South 0 degrees 59 minutes 58 seconds West 14.500 meters (47.57 feet) along the prolongation of the west line of the grantor's land and the west line of the grantor's land to the point of beginning of this description: thence South 89 degrees 00 minutes 02 seconds East 84.125 meters (276.00 feet) to the east line of the grantor's land; thence South 0 degrees 59 minutes 58 seconds West 3.801 meters (12.47 feet) along the east line of the grantor's land; thence North 82 degrees 53 minutes 06 seconds West 7.522 meters (24.68 feet); thence North 89 degrees 00 minutes 02 seconds West 76.646 meters (251.46 feet) to the west line of the grantor's land; thence North 0 degrees 59 minutes 58 seconds East 3.000 meters (9.84 feet) along the west line of the grantor's land to the point of beginning and containing 0.0255 hectares (0.063 acres), more or less.



Given under my hand and seal this 18TH day of March, 2004.



Douglas K. Herenden
Douglas K. Herenden, L.S.
Registered Land Surveyor
State of Indiana, Surveyor No. S0468