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2005 005857

STATE OF INDIANA  
LAKE COUNTY  
FILED FOR RECORD

2005 JAN 26 AM 9:40

Rev. Form T-3  
4/23/02

**TEMPORARY HIGHWAY EASEMENT GRANT  
(GENERAL)**

PAUL A. CAPPELLO  
RECORDER

**TITLE ACQUIRED BY :**

Inst. # 19504  
06/10/1969

Project: STP-019-6(049)  
Code: 4158  
Parcel: 61  
Page: 1 of 3

THIS INDENTURE WITNESSETH, That Paul A. Cappello and Elayne D. Cappello

the Grantor(s), of Lake County, State of Indiana Grant(s) to the  
**STATE OF INDIANA**, the Grantee, for and in consideration of the sum of Six hundred forty-five Dollars  
and NO/100 (\$ 645.00 ) (of which said sum \$ 50.00 represents land  
improvements acquired and \$ 595.00 represents land temporarily encumbered and 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(s) for the purpose of Grading and Drive Construction, which said work is  
incidental to the construction of the highway facility known as U.S. 41 and as Project STP-019-6(049), which said  
Real Estate situated in the County of Lake, State of Indiana, and which is more particularly described in the legal  
description(s) 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) successor(s) in title upon completion  
of the said Project. Said extinguishment shall be evidenced by a release document, which shall be executed and recorded  
by the Grantee, at no cost to the Grantor(s).

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

**ANNE M. O'CONNOR  
ATTORNEY AT LAW**

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: Alan L. Whitted  
Attorney at Law  
Attorney No. 1635-03  
431 Washington Street  
P.O. Box 1101  
Columbus, IN 47202  
Phone: 812/376-6676

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**FILED**

JAN 27 2005

**STEPHEN R. STIGLICH  
LAKE COUNTY AUDITOR**

001364

N/c  
km

Project: STP-019-6(049)  
Code: 4158  
Parcel: 61  
Page: 2 of 3

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 Trees* *Rob*

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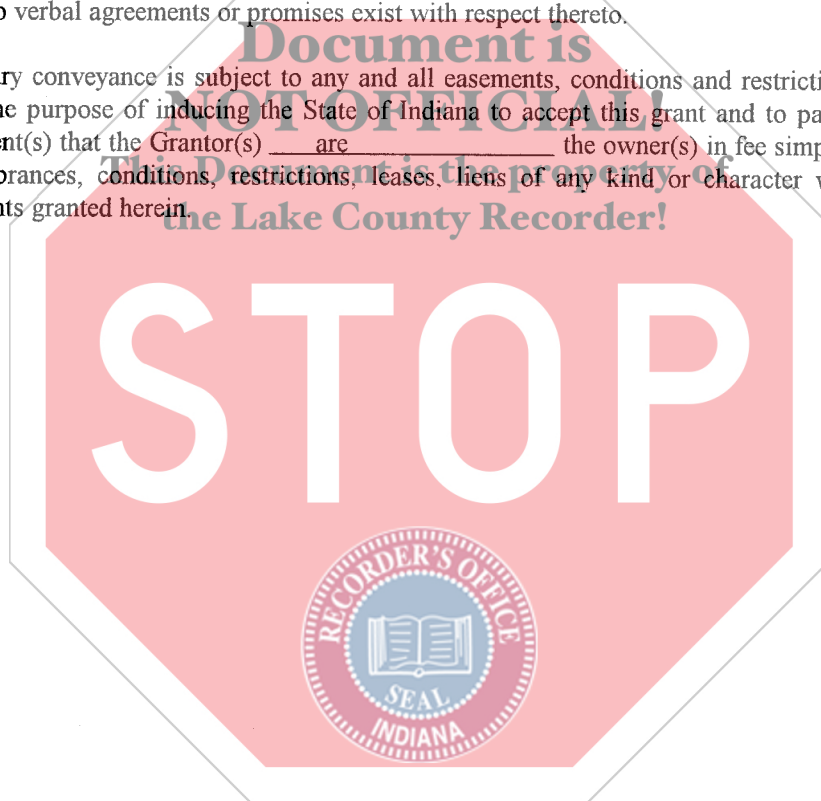
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The said Grantor(s) acknowledge(s) that all provisions of this grant of temporary easement are as stated and set forth herein and that no verbal agreements or promises exist with respect thereto.

This temporary conveyance is subject to any and all easements, conditions and restrictions of record. However, the said Grantor(s), for the purpose of inducing the State of Indiana to accept this grant and to pay the hereinbefore referenced consideration, represent(s) that the Grantor(s) \_\_\_\_\_ are \_\_\_\_\_ the owner(s) in fee simple of the Real Estate and that there exist no encumbrances, conditions, restrictions, leases, liens of any kind or character which would be inconsistent with the temporary rights granted herein.



Project: STP-019-6(049)  
Code: 4158  
Parcel: 61  
Page: 3 of 3

IN WITNESS WHEREOF, the said Grantor(s) have executed this instrument this 23 day of Nov., 2004.

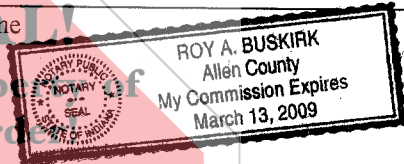
Paul A. Cappello (Seal) \_\_\_\_\_ (Seal)  
Signature Signature

Paul A. Cappello  
Printed Name Printed Name

Elayne D. Cappello (Seal) \_\_\_\_\_ (Seal)  
Signature Signature

Elayne D. Cappello  
Printed Name Printed Name

STATE OF INDIANA SS:  
COUNTY OF LAKE



Before me, a Notary Public in and for said State and County, personally appeared Paul A. Cappello and Elayne D. Cappello, the Grantor(s) in the above conveyance, and acknowledged the execution of the same on the date aforesaid to be their voluntary act and deed and who, being duly sworn, stated that any representations contained therein are true.

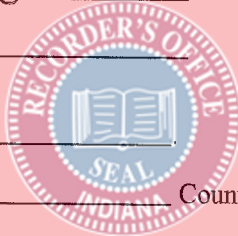
Witness my hand and Notarial Seal this 23 day of Nov, 2004.

Roy A. Buskirk  
Signature

Printed Name

My Commission expires \_\_\_\_\_

I am a resident of \_\_\_\_\_ County.



**EXHIBIT "A"**

Project: STP-019-6(049)  
Code: 4158  
Parcel: 61 Temporary Right of Way for Grading and Drive Construction  
Form: T-3

Sheet 1 of 1

The West 3.308 meters (10.85 feet) of Lot 23 in Block 4 in Sheffield, a subdivision in the City of Hammond, Indiana, the plat of which subdivision is recorded in Plat Book 14, page 6, in the Office of the Recorder of Lake County, Indiana. Containing 40.3 square meters (434 square feet), more or less.

This description was prepared from information obtained from the Recorder's Office and other sources which were not necessarily checked by a field survey and has been prepared for the Indiana Department of Transportation, Land Acquisition.

