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MICHAEL A. BROWN
RECORDER

Rev. Form T-1
4/23/02

**TEMPORARY HIGHWAY EASEMENT GRANT
(FOR CONSTRUCTION OF A DRIVEWAY)**

TITLE ACQUIRED BY :

DR 196 PGS. 79-80, 08/30/1952
DR 310 PGS. 96-97, 11/03/1970
DR 292 PG. 75, 12/30/68

Project: NH-219-5(026)
Code: 4153
Parcel: 21A
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THIS INDENTURE WITNESSETH, That Northern Indiana Public Service Company, an Indiana

corporation

the Grantor(s), of Lake County, State of Indiana Grant(s) to the
STATE OF INDIANA, the Grantee, for and in consideration of One thousand sixty Dollars and NO/100
(\$ 1,060.00) (of which said sum \$ 0.00 represents land
improvements acquired and \$ 1,060.00 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 constructing thereupon a driveway servicing to the
Grantor(s) property to and from the highway facility known as U.S.R. 33 and as Project NH-219-5(026),
which said Real Estate situated in the County of Elkhart, 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).

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

MARK G. AHEARN
ATTORNEY AT LAW
Attorney at Law

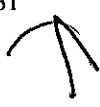
TRANSACTION EXEMPT FROM SALES
DISCLOSURE REQUIREMENTS UNDER
IC6-1-1-5-5

005473

FILED

MAR 13 2006

PEGGY HOLCOMB RATHMA
LAKE COUNTY AUDITOR



Handwritten initials 'NC' and a signature.

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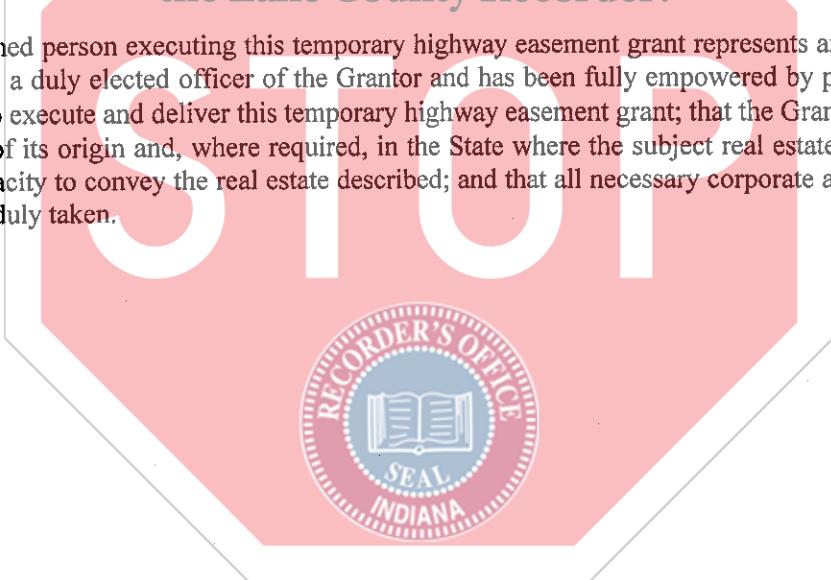
Any and all timber, shrubbery, fences, buildings and any other improvements situated within the area of the temporary easement granted herein shall become the property of the State of Indiana except:

NONE

The said Grantor(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) _____ is _____ the owner(s) 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.

The undersigned person executing this temporary highway easement grant represents and certifies on behalf of the Grantor, that he/she is a duly elected officer of the Grantor and has been fully empowered by proper resolution, or the by-laws of the Grantor, to execute and deliver this temporary highway easement grant; that the Grantor is a corporation 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 corporate capacity to convey the real estate described; and that all necessary corporate action for the making of this conveyance has been duly taken.



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IN WITNESS WHEREOF, the said Grantor(s) has executed this instrument this 6TH day of DECEMBER, 2005.

Northern Indiana Public Service Company, an Indiana corporation

By Gail W. Harowski (Seal) _____ (Seal)
Signature Signature

GAIL W. HAROWSKI
Printed Name and Title Printed Name and Title
V.P. REAL ESTATE

STATE OF INDIANA SS:
COUNTY OF LAKE

Before me, a Notary Public in and for said State and County, personally appeared Gail W. Harowski,
V.P. Real Estate of Northern Indiana Public Service Company, an Indiana corporation,
the Grantor(s) in the above conveyance, and acknowledged the execution of the same on the date aforesaid to be
his/her voluntary act and deed and who, being duly sworn, stated that any representations contained therein are true.

Witness my hand and Notarial Seal this 6TH day of DECEMBER, 2005.

John R Carr
Signature
John Carr
Printed Name

My Commission expires MAY 02, 2007

I am a resident of LAPORTE County.

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

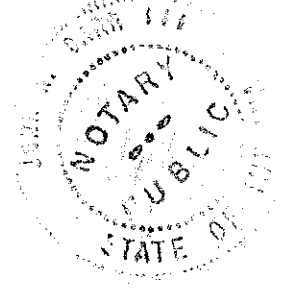
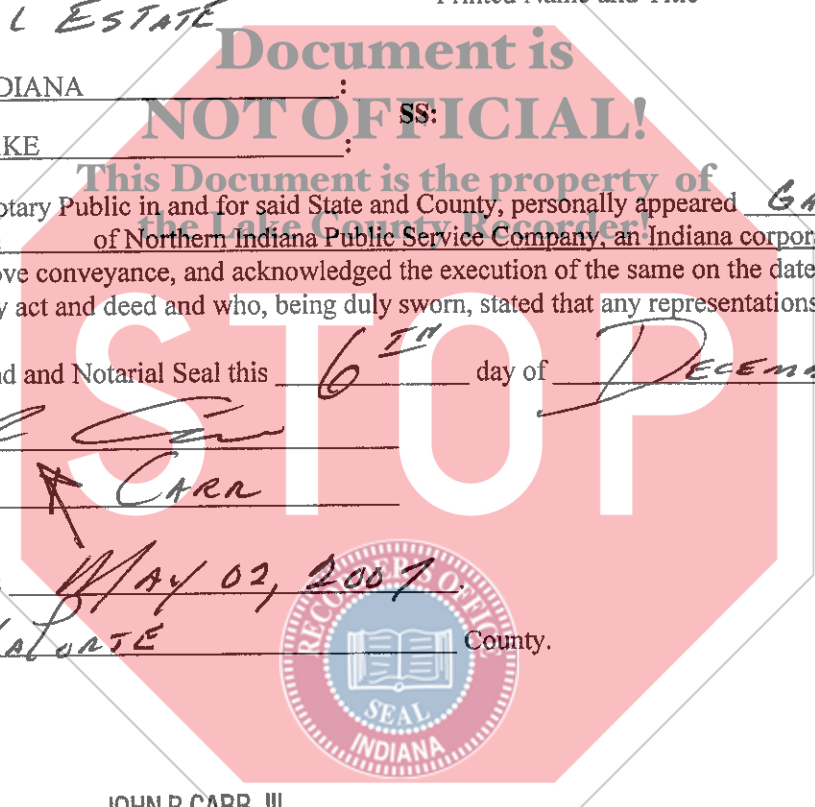


EXHIBIT "A"

Project: NH-219-5(026)
Parcel: 21A Temporary Right-of-Way for
Drive Construction
Form: T-1

Sheet: 1 of 1
Code: 4153

A part of the Northeast Quarter of the Southeast Quarter of Section 22, Township 37 North, Range 5 East, Elkhart County, Indiana, and being a part of the land of Deed Record 196, Pages 79-80, described as follows: Commencing at the northwest corner of said Quarter-Quarter Section; thence South 0 degrees 26 minutes 09 seconds East (bearings based on the Location Control Route Survey Plat, Project NH-219-5(), recorded in Instrument Number 2002-09261, in the Office of the Recorder of Elkhart County) 283.85 feet along the west line of said Quarter-Quarter Section to the centerline of U.S.R. 33 per Project F-420(9), 1969; thence South 51 degrees 59 minutes 00 seconds East 492.74 feet along the centerline of said U.S.R. 33; thence along the centerline of said U.S.R. 33 Southeasterly 29.95 feet along an arc to the right and having a radius of 3,125.23 feet and subtended by a long chord having a bearing of South 51 degrees 42 minutes 32 seconds East and a length of 29.95 feet; thence South 38 degrees 33 minutes 57 seconds West 50.00 feet to the north corner of the grantor's land; thence along the southwestern boundary of said U.S.R. 33 Southeasterly 70.03 feet along an arc to the right and having a radius of 3,075.23 feet and subtended by a long chord having a bearing of South 50 degrees 46 minutes 55 seconds East and a length of 70.03 feet to the point of beginning of this description: thence continuing along said boundary Southeasterly 59.04 feet along an arc to the right and having a radius of 3,075.23 feet and subtended by a long chord having a bearing of South 49 degrees 34 minutes 46 seconds East and a length of 59.04 feet; thence South 40 degrees 58 minutes 14 seconds West 20.00 feet; thence North 49 degrees 23 minutes 46 seconds West 39.10 feet; thence North 4 degrees 23 minutes 28 seconds West 28.01 feet to the point of beginning and containing 0.023 acres, more or less.

Given under my hand and seal this 30th day of June, 2004.



Douglas K. Herendeen

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

Declaration

This form is to be signed by the preparer of a document and recorded with each document in accordance with IC 36-2-7.5-5(a).

I, the undersigned preparer of the attached document, in accordance with IC 36-2-7.5, do hereby affirm under the penalties of perjury:

1. I have reviewed the attached document for the purpose of identifying and, to the extent permitted by law, redacting all Social Security numbers;
2. I have redacted, to the extent permitted by law, each Social Security number in the attached document.

I, the undersigned, affirm under the penalties of perjury, that the foregoing declarations are true.

