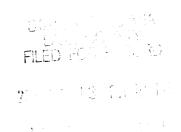


2007 030965



(Do Note Type Above This Line—For Recording Purposes Only)

Exhibit A **GRANT OF EASEMENT**

This Grant of Easement (the "Easement") is made and entered into this __1st___ December, 2006, by Heritage Court Apartments, LLC, hereinafter referred to as "Grantor," whose address is 905-28 Heritage Court, Crown Point, IN, 46307, and Comcast of Illinois/Indiana/Michigan, Inc., its successors and assigns, hereinafter referred to as "Grantee," whose address is 1500 McConnor Parkway, Schaumburg, IL 60173.

Grantor and Grantee are parties to a certain Service Agreement dated December 1, 2006 pursuant to which Grantee provides certain broadband communications services to the Premises.

Document 1s In consideration of One Dollar (\$1.00), Grantor, owner of the Property described below, hereby grants to Grantee, its successors and assigns, an easement in gross and right-of-way to construct, use, maintain, operate, alter, add to, repair, replace, reconstruct, inspect and remove at any time and from time to time a broadband communications system (hereinafter referred to as the "System") consisting of wires, underground conduits, cables, pedestals, vaults, and including but not limited to above ground enclosures, markers and concrete pads or other appurtenant fixtures and equipment necessary or useful for distributing broadband services and other like communications, in, on, over, under, across and along that certain real property (the "Property"), commonly known as Heritage Court Apartments, located 905-28 Heritage Court, City of Crown Point in the County of Lake State of Indiana, described as follows:

See Attached Exhibit B—Legal Description

Grantor agrees for itself and its heirs and assigns that the System on the Property shall be and remain the personal property of the Grantee and may not be altered, obstructed or removed without the express written consent of the Grantee. The Grantee, and its contractors, agents and employees shall have the right to trim or cut trees and/or roots which may endanger or interfere with said System and shall have free access to said System and every part thereof, at all times for the purpose of exercising the rights herein granted; provided, however, that in making any excavation on said Property of the Grantor, the Grantee shall make the same in such manner as will cause the least injury to the surface of the ground around such excavation, and shall replace the earth so removed by it and restore the area to as near the same condition as at was prior to such excavation as is practical.

This easement shall run with the land for so long as Grantee, its successors or assigns PEGGYCHOUNG/EXCONA provides broadband service to the Property. LAKE COUNTS AUDITOR

2CCC 43342

23- 20-

11095

The undersigned affirms, under the penalties for perjury, that the undersigned has taken reasonable care to redact each Social Security number in this document, unless required by law.

IN WITNESS WHEREOF, this Grant of Easement has been executed as of the day and year first above written.

GRANTOR: WITNESS/ATTEST: Name: Kristine Kozul Title: Manager ACKNOWLEDGEMENT OF GRANTOR STATE OF MOLANA COUNTY OF ocument is the property of The foregoing instrument was acknowledged before me, a Notary Public, this day of NIKWAL 200 0, by LICTINE LOCAL , of DAY HOLES , on behalf of the He/she is (personally known to me) or (has presented LDL 5/45 084 Toype of identification) as identification and did/did not take an oath. Witness my hand and official seal. Notary Public My Commission Expires: 107908 Comm. Expires When Recorded, Return To: Drafted By: Paul J. Neefe Comcast 2001 York Road Oak Brook, IL 60523 Parcel Number:

CORPORATION SERVICE CO.

33 N. LASALLE STREET

SUITE 2320

CHICAGO IL 60602-3413

EXHIBIT B

Legal Description

PIN#:





RETURN TO:

LAKE COUNTY TRUST COMPANY 2200 NORTH MAIN STREET CROWN POINT, IN 46307

DEED IN TRUST

THIS INDENTURE WITNESSETH that HERITAGE COURT, LLC, an Indiana limited liability company (the "Grantor"), for and in consideration of Ten Dollars (\$10.00) and other good and valuable consideration in hand paid CONVEYS AND WARRANTS unto LAKE COUNTY TRUST COMPANY, a corporation of Indiana, as Trustee under the provisions of a Trust Agreement dated the 25th day of July, 2002, known as Trust Number 5353, the following described real estate in the County of Lake and State of Indiana, to-wit:

Parcel 1 No. 908: Part of the Northwest Quarter of the Southwest Quarter of Section 9, Township 34 North, Range 8 West of the 2nd Principal Meridian, described as follows: Beginning at a point 198 feet South and 298.80 feet East of the Northwest corner of the Northwest Quarter of the Southwest Quarter of said Section 9; thence West and parallel with the North line of the Northwest Quarter of the Southwest Quarter of said Section 9 a distance of 65 feet; thence Southwesterly to a point 335 feet South and 96 feet East of the Northwest corner of the Northwest Quarter of the Southwest Quarter of said Section 9 a distance of 194.05 feet; thence South and parallel with the West line of the Northwest Quarter of the Southwest Quarter of said Section 9, a distance of 38 feet; thence West and parallel with the North line of the Northwest Quarter of the Southwest Quarter of said Section 9 a distance of 96 feet to a point on the West line of the Northwest Quarter of the Southwest Quarter of said Section 9 and 373 feet South of the Northwest corner thereof; thence South along the West line of the Northwest Quarter of the Southwest Quarter of said Section 9 a distance of 12 feet, thence East and parallel with the North line of the Northwest Quarter of the Southwest Quarter of said Section 9 a distance of 298.8 feet; thence North and parallel with the West line of the Northwest Quarter of the Southwest Quarter of said Section 9 a distance of 187 feet to the point of commencement, all in the City of Crown Point, Indiana.

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Parcel 2 No. 918: The South 187 feet of the North 385 feet of the East 100 feet of the West 398.80 feet and the South 38 feet of the North 385 feet of the East 80 feet of the West 478.8 feet of the Northwest Quarter of the Southwest Quarter of Section 9, Township 34 North, Range 8 West of the 2nd Principal Meridian, all in the City of Crown Point, Lake County, Indiana.

Parcel 3 No. 928: The South 149 feet of the North 347 feet of the East 50 feet of the West 448.8 feet and the South 200 feet of the North 347 feet of the East 30 feet of the West 478.8 feet; and the South 238 feet of the North 385 feet of the East 50 feet of the West 528.8 feet; and the South 223 feet of the North 385 feet of the East 52 feet of the West 580.80 feet; all in the Northwest Quarter of the Southwest Quarter of Section 9. Township 34 North, Range 8 West of the 2nd Principal Meridian, all in the City of Crown Point, Lake County, Indiana.

Parcel 4 No. 905: The South 182.5 feet of the North 567.50 feet of the West 208.8 feet, and the South 144.5 feet of the North 567.50 feet of the East 40 feet of the West 248.8 feet of the Northwest Quarter of the Southwest Quarter of Section 9, Township 34 North, Range 8 West of the 2nd Principal Meridian, all in the City of Crown Point, Lake County, Indiana.

Parcel 5 No. 915: The South 38 feet of the North 423 feet of the East 40 feet of the West 248.8 feet; and the South 182.5 feet of the North 567.50 feet of the East 140 feet of the West 388.8 feet; and the South 38 feet of the North 423 feet of the East 60 feet of the West 448.8 feet of the Northwest Quarter of the Southwest Quarter of Section 9, Township 34 North, Range 8 West of the 2nd Principal Meridian, all in the City of Crown Point, Lake County, Indiana.

Parcel 6 No. 925: The South 144.5 feet of the North 567.50 feet of the East 60 feet of the West 448.8 feet; and the South 182.5 feet of the North 567.50 feet of the East 132 feet of the West 580.8 feet of the Northwest Quarter of the Southwest Quarter of Section 9, Township 34 North, Range 8 West of the 2nd Principal Meridian, all in the City of Crown Point, Lake County, Indiana.

Parcel 7: Non-exclusive easements for the purposes set forth below as established by Declaration of Easements dated March 2, 1973, and recorded March 16, 1973, as Document No. 193217, made by Lake County Trust Company, as Trustee, under Trust Agreement dated May 7, 1971, and known as Trust No. 1699, and Financial Federal Savings and Loan Association of Olympia Fields for the benefit of Parcels 1 to 6 above and other real estate:

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COMCAST

- (B) Storm Sewers: The South 398 feet of the North 750 feet of the East 47 feet of the West 580.80 feet of the Northwest Quarter of the Southwest Quarter of Section 9, Township 34 North, Range 8 West of the 2nd Principal Meridian; also the South 65 feet of the North 418 feet of the East 325 feet of the West 580.80 feet of the Northwest Quarter of the Southwest Quarter of Section 9, Township 34 North, Range 8 West of the East 480.80 feet of the West 580.8 feet of the Northwest Quarter of the Southwest Quarter of West 580.8 feet of the Northwest Quarter of the Southwest Quarter of Section 9, Township 34 North, Range 8 West of the 2nd Principal Meridian, all in the City of Crown Point, Lake County, Indiana.
- Water Mains: The South 603 feet of the North 750 feet of the East 47 feet of the West 580.3 feet of the Northwest Quarter of the Southwest Quarter of Section 9, Township 34 North, Range 8 West of the 2nd Principal Meridian; also, the South 377 feet of the North 750 feet of the East 50 feet of the West 100 feet of the Northwest Quarter of the Southwest Quarter of Section 9, Township 34 North, Range 8 West of the 2nd Principal Meridian; also the South 20 feet of the North 577.50 feet of the East 480.8 feet of the West 580.80 feet of the Northwest Quarter of the Southwest Quarter of Section 9, Township 34 North, Range & West of the 2nd Principal Meridian; also the South 12 feet of the North 352 feet of the East 484.8 feet of the West 580.80 feet of the Northwest Quarter of the Southwest Quarter of Section 9, Township 34 North, Range 6 West of the 2nd Principal Meridian; and the South 21 feet of the North 373 feet of the East 9 feet of the West 105 feet of the Northwest Quarter of the Southwest Quarter of Section 9, Township 34 North, Range 9 West of the 2nd Principal Meridian, all in the City of Crown Point, Lake County, Indiana.

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- (D) Ingress and Egress: The South 420.50 feet of the North 567.50 feet of the East 47 feet of the West 580.8 feet of the Northwest Quarter of the Southwest Quarter of Section 9, Township 34 North, Range 8 West of the 2nd Principal Meridian; and the South 194.5 feet of the North 567.50 feet of the East 50 feet of the West 100 feet of the Northwest Quarter of the Southwest Quarter of Section 9, Township 34 North, Range 8 West of the 2nd Principal Meridian, all in the City of Crown Point, Lake County, Indiana.
- (E) Easements over all driveways and parking lots: The South 603 feet of the North 750 feet of the East 47 feet of the West 580.0 feet; and the South 377 feet of the North 750 feet of the East 50 feet of the West 100 feet; and the South 66 feet of the North 418 feet of the East 484.80 feet of the West 580.8 feet; and the South 47 feet of the North 750 feet of the East 530.8 feet of the West 580.8 feet of the Northwest Quarter of the Southwest Quarter of Section 9. Township 34 North, Range 8 West of the 2nd Principal Meridian, all in the City of Crown Point, Lake County, Indiana.

Commonly known as 905, 908, 915, 918, 925 and 928 Heritage Court, Crown Point, Indiana.

Tax Key No.: 9-374-23, 24, 25, 26, 27 and 28

Tax Unit No.: 23 This Doc

This Document is the property of

SUBJECT, NEVERTHELESS, TO THE FOLLOWING:

- Taxes for 2002, payable in 2003, and for all years thereafter.
- 2. Rights of way for drainage tiles, ditches, feeders and laterals, if any
- 3. Rights of way for any roads, highways, streets or alleys.
- 4. Rights of the public, the State of Indiana and/or the municipality, and others entitled thereto, in and to that part of the land taken for or lying within Indiana Street also known as State Road No. 55.
- 5. Consequences of the possible application of the Doctrine of Merger as to the easement parcels described above.
- Declaration of Easements dated March 2,1973, and recorded March 16, 1973, as Document No. 193217, affecting Parcels 1 to 6, and the rights of the owners of Sitc No. 7 to 9, as described in item 11 thereof, to use Parcel 7 described above for the purposes set forth therein.

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