

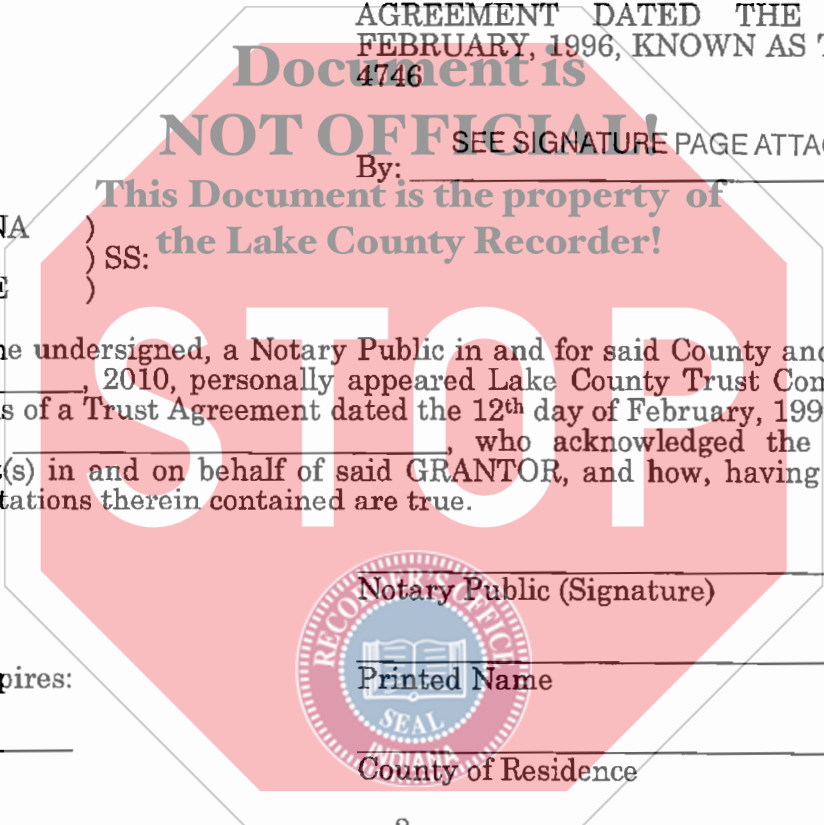
The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of GRANTEE, its successors and assigns.

Upon one (1) year after final completion of construction, any said temporary easements that may be described herein will terminate.

The undersigned person executing this easement on behalf of GRANTOR represents and certifies that he/she has been authorized to execute and deliver this easement.

IN WITNESS WHEREOF, the said GRANTOR has hereunto affixed its name, this ____ day of _____, 2010.

LAKE COUNTY TRUST COMPANY, AS TRUSTEE
UNDER THE PROVISIONS OF A TRUST
AGREEMENT DATED THE 12TH DAY OF
FEBRUARY, 1996, KNOWN AS TRUST NUMBER
4746



By: _____
SEE SIGNATURE PAGE ATTACHED

STATE OF INDIANA)
COUNTY OF LAKE)

SS: _____
This Document is the property of
the Lake County Recorder!

Before me, the undersigned, a Notary Public in and for said County and State, this ____ day of _____, 2010, personally appeared Lake County Trust Company, as Trustee under the provisions of a Trust Agreement dated the 12th day of February, 1996, known as Trust Number 4746, by _____, who acknowledged the execution of the foregoing easement(s) in and on behalf of said GRANTOR, and how, having been duly sworn, stated the representations therein contained are true.

Notary Public (Signature)

My Commission Expires:

Printed Name

County of Residence

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

**SANITARY SEWER EASEMENT
TOWN OF LOWELL, INDIANA
(Permanent and Temporary)**

That in consideration of Six Thousand Six Hundred Fifty Six Dollars (\$6,656.00) and other good and valuable consideration paid to LAKE COUNTY TRUST hereinafter referred to as GRANTOR, by and on behalf of the Town of Lowell, Lake County, Indiana, hereinafter referred to as GRANTEE, the receipt of which is hereby acknowledged, GRANTOR hereby warrants that GRANTOR has title to said real estate, and GRANTOR does hereby grant, bargain, sell, transfer, dedicate and convey unto the GRANTEE, its successors and assigns, an easement with the right to erect, construct, install and lay, and therefore use, operate, inspect, repair, maintain, replace and remove, sanitary sewer, and appurtenances thereto, all of which is a part of the GRANTEE's sanitary sewer system over, under, across, and through the land of the GRANTOR situated in Town of Lowell, Lake County, State of Indiana, together with the right of ingress and egress over the adjacent lands of the GRANTOR, his successors and assigns, for the purpose of this easement, and said easement being described as follows:

The Permanent and Temporary Easements, if applicable, are described in the easement descriptions which are attached as Exhibit "A".

The GRANTEE covenants to maintain the easement in good repair so that no damage will result from its use to the adjacent land of the GRANTOR, his successors and assigns.

In acquiring said easements and rights-of-way, the right shall be reserved to the GRANTORS of the real estate to use and fully enjoy said easement and right-of-way for all purposes not inconsistent with the necessary and convenient uses thereof by GRANTEE, its successors and assigns, for the purposes aforesaid; provided that no structure shall be erected or permitted on the easement and right-of-way. The rights reserved by the GRANTOR shall include, but shall not be limited to, the right to cross small sections of the easement and right-of-way with roads, utilities, drains and the like in such fashion as not to disturb GRANTEE's facilities or the operation or maintenance thereof.

The grant and other provisions of this easement shall constitute a covenant running with the land for the benefit of GRANTEE, its successors and assigns.

Upon one (1) year after final completion of construction, any said temporary easements that may be described herein will terminate.

The undersigned persons executing this easement on behalf of GRANTOR represent and certify that they have been authorized to execute and deliver this easement.

IN WITNESS WHEREOF, the said GRANTOR has hereunto affixed its name, this _____ day of _____, 2010.

LAKE COUNTY TRUST # 4746

IN WITNESS WHEREOF, LAKE COUNTY TRUST COMPANY, not personally but as Trustee as aforesaid, has caused these presents to be signed by its Trust Officer this 11th day of March 2010.

LAKE COUNTY TRUST COMPANY, not personally but as Trustee under the provisions of a Trust Agreement dated February 12, 1996 and known as Trust No. 4746.

By: *Elaine M. Sievers*
Elaine M. Sievers, Trust Officer

STATE OF INDIANA)
) SS:
COUNTY OF LAKE)

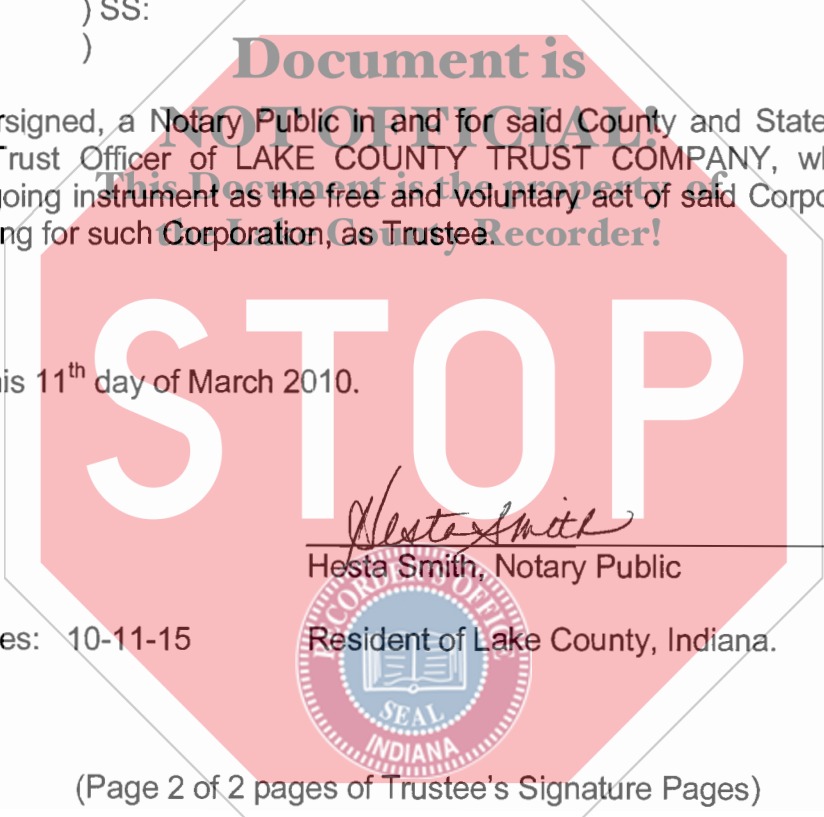
Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Elaine M. Sievers, Trust Officer of LAKE COUNTY TRUST COMPANY, who acknowledged the execution of the foregoing instrument as the free and voluntary act of said Corporation and as her free and voluntary act, acting for such Corporation, as Trustee.

WITNESS my hand this 11th day of March 2010.

Hesta Smith
Hesta Smith, Notary Public

My Commission Expires: 10-11-15

Resident of Lake County, Indiana.

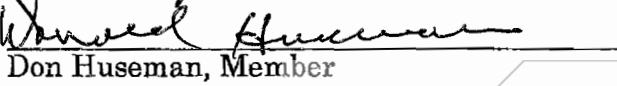


ACCEPTANCE

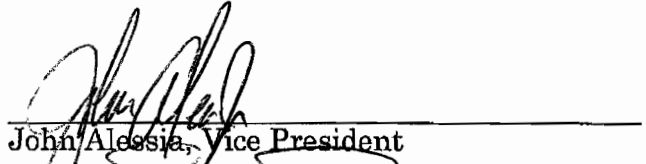
The foregoing Sanitary Sewer Easement is hereby accepted by GRANTEE on the 22nd day of March, 2010, and Grantee agrees to be bound by its provisions.

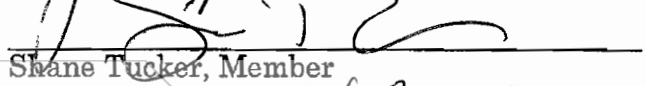
TOWN OF LOWELL, INDIANA
TOWN COUNCIL


Phillip Kuiper, President


Don Huseman, Member

David Gard, Member


John Alessia, Vice President


Shane Tucker, Member


Judith Walters, Clerk-Treasurer

**Document is the property of
NOT OFFICIAL!**

I affirm, under the penalties for perjury, that I have taken reasonable care to redact each social security number in this document, unless required by law.


Gregory A. Sobkowski

This instrument prepared by:

Gregory A. Sobkowski
Attorney at Law
8700 Broadway
Merrillville, Indiana 46410

66111.1
17,309-16



EXHIBIT "A"**LAKE COUNTY TRUST****TO****TOWN OF LOWELL, INDIANA****DESCRIPTION****PERMANENT AND TEMPORARY SANITARY SEWER EASEMENT**

A Permanent Sanitary Sewer Easement over, under and across a part of the land of LAKE COUNTY TRUST, (as recorded in the LAKE County Recorder's Office, LAKE County, Indiana) and being more particularly described as follows:

A permanent easement for the purpose of constructing, operating, and maintaining a sanitary sewer, said easement being a strip of land 20 feet in width adjacent to and parallel to the west right of way line of Cline Avenue from the north right of way line of Belshaw Avenue north to the north property line of the owner's property approximately 1695 feet in length as measured along the centerline of the 20 feet strip and containing approximately 0.78 acres more or less as generally shown on the attached drawing Exhibit "B".

Also, a permanent easement for the purpose of constructing, operating, and maintaining a sanitary sewer, said easement being a strip of land 20 feet in width adjacent to and parallel to the west right of way line of Cline Avenue from the south right of way line of Belshaw Avenue south to approximately 20 feet in length as measured along the centerline of the 20 feet strip and containing approximately 0.01 acres more or less as generally shown on the attached drawing Exhibit "B".

A Temporary Sanitary Sewer Easement over, under and across a part of the land of LAKE COUNTY TRUST, (as recorded in the LAKE County Recorder's Office, LAKE County, Indiana) and being more particularly described as follows:

A temporary easement for the purpose of constructing a sanitary sewer, said temporary easement will revert back to the Owner upon completion of the construction, said easement being a strip of land 10 feet in width adjacent to and parallel to the west side of the permanent easement and extending from the north right of way line of Belshaw Avenue north to the north property line of the owner's property and containing approximately 0.39 acres more or less as generally shown on the attached drawing Exhibit "B".

Also, a temporary easement for the purpose of constructing a sanitary sewer, said temporary easement will revert back to the Owner upon completion of the construction, said easement being a strip of land 20 feet in width adjacent to and parallel to the west side and south side of the permanent easement and extending from the south right of way line of Belshaw Avenue south and containing approximately 0.03 acres more or less as generally shown on the attached drawing Exhibit "B".

Subject to all highways, rights-of-way, easements and restrictions of record.

CERTIFICATION

I, Judith Walters, the duly qualified and serving Clerk-Treasurer of the Civil Town of Lowell, Lake County, Indiana, do hereby certify that the attached is a true and accurate copy of a Municipal Sanitary Sewer Easement between Lake County Trust #4736 and the Town of Lowell approved by the Lowell Town Council during a duly advertised and conducted meeting held on the 22nd day of March, 2010. The original of which is on file in the Clerk-Treasurer's Office.



Judith Walters
Judith Walters, IAMC,CMC
Clerk-Treasurer, Town of Lowell
March 26, 2010

MAIL TO:

TOWN OF LOWELL
ATTENTION: JUDITH WALTERS
P.O. BOX 157
LOWELL, IN 46356

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