

3

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2011 069372

2011 DEC -2 AM 10:00

MICHAEL S. RAJMAN
RECORDER

AT&T INDIANA NON-EXCLUSIVE EASEMENT

CROSS REFERENCE TO: 2006-037588; 2011-040159 (Deed, Plat, or Parcel Number)

UNDERTAKING 8511260
R/W REQUEST NUMBER 65505

EASEMENT 239543

For one dollar (\$1.00) and other good and valuable considerations, receipt of which is hereby acknowledged, the undersigned

BURGESS, LLC (Grantor)

hereby grants and conveys to **Indiana Bell Telephone Company, Incorporated dba AT&T Indiana, an Indiana Corporation**, and its affiliates and licensees, successors and assigns (collectively "**Grantees**") a non-exclusive easement for placement of service wires in the Easement Area (described below); for the purposes of and in order to construct, reconstruct, modify, supplement, maintain, operate and/or remove facilities for the transmission of signals used in the provision of communication, video and/or information services and/or any other services or uses for which such facilities may be used limited to one above ground enclosure, and the right of ingress and egress across the Property and the Easement Area for the purpose of access to and use of the easement granted herein.

The Property is legally described as:

SEE EXHIBIT A - PAGE 3 OF 3

The Easement Area is legally described as:

SEE EXHIBIT A - PAGE 3 OF 3

The Grantor represents and warrants to the Grantee that Grantor is the true and lawful owner of the Property and has full right and power to grant and convey the rights conveyed herein.

Grantee hereby agrees to restore all property disturbed by its activities in use of the easement to the condition existing prior to the disturbance.

Grantee shall have the right to remove or trim such trees and brush in the Easement Area as is necessary to exercise the rights conveyed herein.

The Grantor shall not construct improvements in the Easement Area or change the finish grade of the Easement Area without the consent of the Grantee.

FILED

DEC 02 2011

PEGGY HOLINGA KATONA
LAKE COUNTY AUDITOR

AMOUNT \$ 17⁰⁰
CASH CHARGE
CHECK # _____
OVERAGE _____
COPY _____
NON-COM _____
CLERK RP

Ref2

004568

AT&T INDIANA NON-EXCLUSIVE EASEMENT

With our hands this 30th day of NOVEMBER, 2011, at _____
County, Indiana

GRANTOR: BURGESS, LLC

By: David W Burgess By: _____

Title: MANAGER Title: _____

Print Name: DAVID W BURGESS Print Name: _____

State of Indiana
County of LAKE

Document is NOT OFFICIAL!

Personally appeared before me, a Notary Public, in and for said County and State, this
30th day of November, 2011

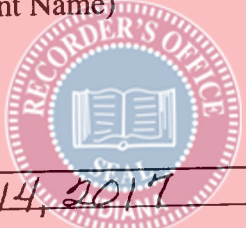
Who acknowledged the execution of the above easement.

LOLA E. MCKAY
NOTARY PUBLIC
SEAL
STATE OF INDIANA

Lola E. McKay
(Signed)

Lola E. McKay, Notary Public
(Print Name)

County of Residence LAKE
My commission expires JUNE 14, 2017



This document was drafted by:
Gerald Friederichs, General Attorney
AT&T Legal Department
225 W. Randolph Drive
Chicago, IL 60606

Address of Grantee:
AT&T Indiana
Right-of-Way Department
-> 302 W. Washington St.
Lebanon, IN 46052

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.

SIGNED Denny Esslinger
PRINT NAME DENNY ESSLINGER

LOJEK SURVEY COMPANY, P.C.

LAND SURVEYING LAND PLANNING & DESIGN

EXCELLENT SERVICE UNMATCHED VALUE OF ACCURACY

P.O. BOX 294
NEW HAVEN, IN. 46774
PH: (260) 316-7725



ON THE WEB: www.lojeksurvey.com
E-MAIL: info.custer@lojeksurvey.com

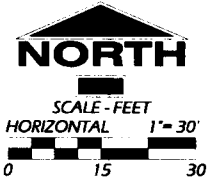
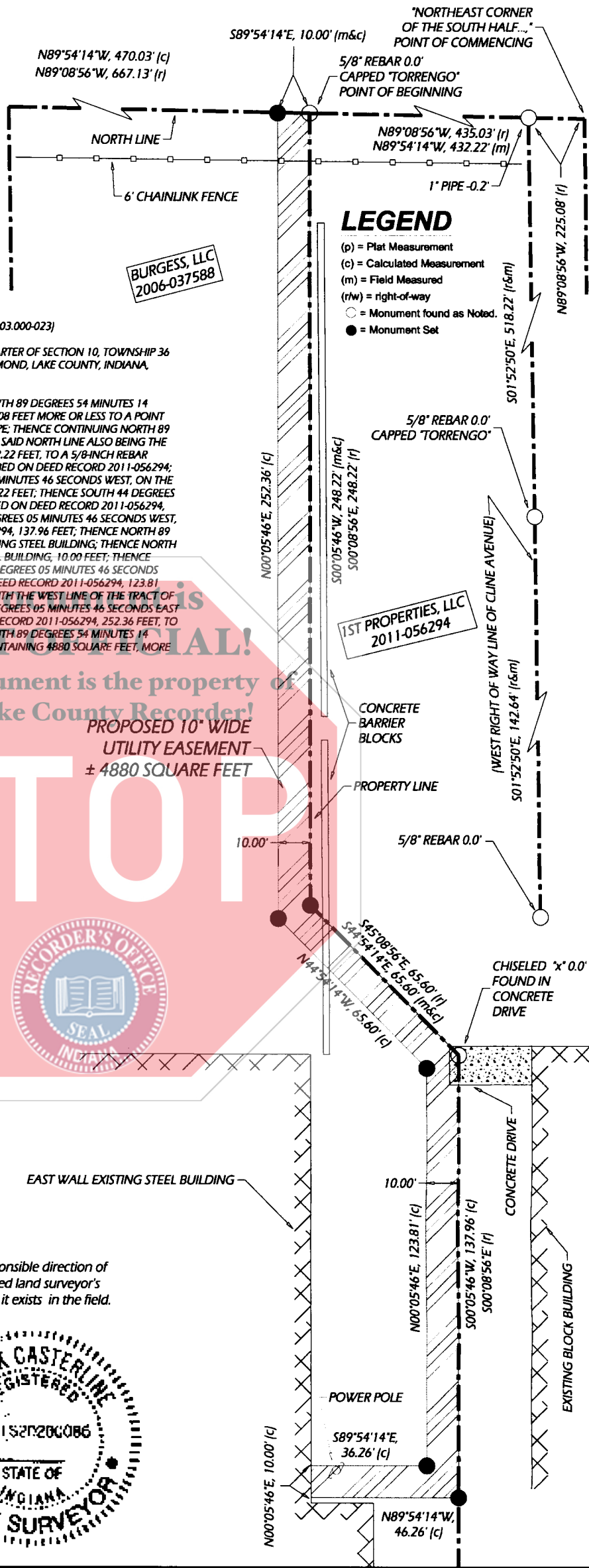


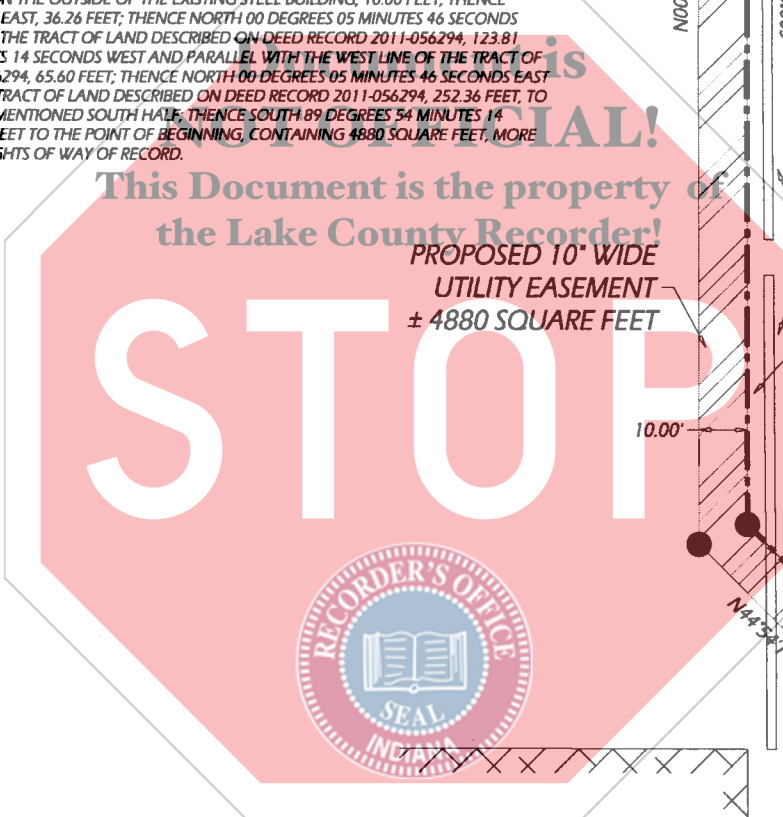
EXHIBIT "A"



EASEMENT DESCRIPTION: FROM DOCUMENT# 2006-037588. (PARCEL #45-07-10-426-003.000-023)

A PART OF THE SOUTH HALF OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 10, TOWNSHIP 36 NORTH, RANGE 9 WEST OF THE SECONDS PRINCIPLE MERIDIAN, IN THE CITY OF HAMMOND, LAKE COUNTY, INDIANA, DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF THE SAID SOUTH HALF; THENCE NORTH 89 DEGREES 54 MINUTES 14 SECONDS WEST ALONG THE NORTH LINE OF SAID SOUTH HALF, A DISTANCE OF 225.08 FEET MORE OR LESS TO A POINT ON THE WEST RIGHT OF WAY LINE OF CLINE AVENUE AND MONUMENTED BY A 1" PIPE; THENCE CONTINUING NORTH 89 DEGREES 54 MINUTES 14 SECONDS WEST ON THE NORTH LINE OF SAID SOUTH HALF, SAID NORTH LINE ALSO BEING THE NORTH LINE OF THE TRACT OF LAND DESCRIBED ON DEED RECORD 2011-056294, 432.22 FEET, TO A 5/8-INCH REBAR CAPPED 'TORRENTO', AT THE NORTH-WEST CORNER OF THE TRACT OF LAND DESCRIBED ON DEED RECORD 2011-056294; SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE SOUTH 00 DEGREES 05 MINUTES 46 SECONDS WEST, ON THE WEST LINE OF THE TRACT OF LAND DESCRIBED ON DEED RECORD 2011-056294, 248.22 FEET; THENCE SOUTH 44 DEGREES 54 MINUTES 14 SECONDS EAST, ON THE WEST LINE OF THE TRACT OF LAND DESCRIBED ON DEED RECORD 2011-056294, 65.60 FEET TO A CHISELED 'X' FOUND IN A CONCRETE DRIVE; THENCE SOUTH 00 DEGREES 05 MINUTES 46 SECONDS WEST, ON THE WEST LINE OF THE TRACT OF LAND DESCRIBED ON DEED RECORD 2011-056294, 137.96 FEET; THENCE NORTH 89 DEGREES 54 MINUTES 14 SECONDS WEST 46.26 FEET TO THE EAST WALL OF AN EXISTING STEEL BUILDING; THENCE NORTH 00 DEGREES 05 MINUTES 46 SECONDS EAST, ON THE OUTSIDE OF THE EXISTING STEEL BUILDING, 10.00 FEET; THENCE SOUTH 89 DEGREES 54 MINUTES 14 SECONDS EAST, 36.26 FEET; THENCE NORTH 00 DEGREES 05 MINUTES 46 SECONDS EAST AND PARALLEL WITH THE WEST LINE OF THE TRACT OF LAND DESCRIBED ON DEED RECORD 2011-056294, 123.81 FEET; THENCE NORTH 44 DEGREES 54 MINUTES 14 SECONDS WEST AND PARALLEL WITH THE WEST LINE OF THE TRACT OF LAND DESCRIBED ON DEED RECORD 2011-056294, 65.60 FEET; THENCE NORTH 00 DEGREES 05 MINUTES 46 SECONDS EAST AND PARALLEL WITH THE WEST LINE OF THE TRACT OF LAND DESCRIBED ON DEED RECORD 2011-056294, 252.36 FEET, TO A POINT ON THE NORTH LINE OF THE AFOREMENTIONED SOUTH HALF; THENCE SOUTH 89 DEGREES 54 MINUTES 14 SECONDS EAST, ON SAID NORTH LINE, 10.00 FEET TO THE POINT OF BEGINNING, CONTAINING 4880 SQUARE FEET, MORE OR LESS, SUBJECT TO EASEMENTS AND/OR RIGHTS OF WAY OF RECORD.



SURVEYOR'S CERTIFICATION

This descriptive sketch of easement was performed by, or under the responsible direction of the undersigned registered land surveyor and to the best of said registered land surveyor's knowledge and belief, said sketch accurately represents the easement as it exists in the field.

DATED THIS 2ND Day of NOVEMBER, 2011.

Certified By:
S. Kirk Casterline, R.L.S. #20200086



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, S Kirk Casterline.

DRAWN BY: MLR

REQUEST NUMBER: 65505
ACAS NUMBER: 00464310
EASEMENT NUMBER: 239543
U.T. NUMBER: 8511260

7018 CLINE AVENUE
LAKE COUNTY
HAMMOND, INDIANA,

JOB NUMBER: 1110-05

THIS DESCRIPTIVE SKETCH OF EASEMENT IS PREPARED FOR:

PROGRESSIVE COMMUNICATION SERVICES, INC.
26 Waters Edge
Mount Vernon, Ohio 43050