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2012 JUN 27 PM 12: 14

EASEMENT FOR ELECTRICAL LINES

MICHELLE R. FAJMAN  
RECEIVED EASEMENT #33930-58A

KNOW ALL MEN, That **Paul V. Hein, Trustee of Paul V. Hein Revocable Trust dated 2/11/2005 (undivided 1/2 interest)** and **Nancy M. Hein, Trustee of Nancy M. Hein Revocable Trust dated 2/11/2005 (undivided 1/2 interest)**, herein called the "Grantor", in consideration of the sum of one dollar (\$1.00) and other valuable considerations, in hand paid to the Grantor, hereby grant to Northern Indiana Public Service Company, an Indiana Corporation, and to its successors and assigns, an easement, right and authority, from time to time, to construct, erect, maintain, operate, repair, replace, renew and remove towers and poles, and to string, install, construct, erect, maintain, operate, repair, replace, renew and remove wires, cables, conductors, guy wires, and other necessary equipment upon and between such towers and poles, together with all the rights and privileges necessary or convenient for the full enjoyment or use thereof, for the purposes herein described, including the right of ingress and egress to and from the strip of easement land, over adjoining lands of Grantor and the right to trim, or control by herbicides, or at Grantee's option, to cut down and remove from the premises hereinafter described and from the adjoining lands of Grantor any overhanging branches or undergrowth, or any trees of such height which may, in the sole judgment of Grantee, endanger the safety of, or interfere with the use or enjoyment of, any of Grantee's facilities and to operate by means thereof one or more line or lines for the transmission, distribution and delivery of electrical energy to the public in general, to be used for light, heat, power, telephone and other purposes, in, upon, along and over a strip of land or right-of-way situated in Section 5, Township 33 North, Range 8 West of the Second Principal Meridian in the County of Lake, State of Indiana, described as,

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF FOR LEGAL DESCRIPTION

DEED REFERENCE: 2005-030392

Access to the above described land over the adjoining lands of Grantor's is hereby granted. Any damages to the crops, tile, fences, or buildings of the Grantor on said right-of-way, or on lands of the Grantor adjoining the said right-of-way, done by the Grantee in the construction, erection, installation, repair, replacement or renewal of said towers, poles, wires, cables, conductors, guy wires, or equipment, shall be promptly paid by the Grantee. Patrolling said line or lines shall not constitute grounds for a claim for crop damage.

The Grantor reserves the use of the above described land not inconsistent with this grant, but no buildings or permanent structures shall be placed on the right-of-way by Grantor.

The Grantee shall and will indemnify and save the Grantor harmless from and against any and all damage, injuries, losses, claims, demands or costs proximately caused by the fault, culpability, or negligence of the Grantee in the construction, erection, maintenance, operation, repair or renewal of said line or lines and the structures and appurtenances connected therewith.

The rights herein granted may be assigned in whole or in part.

The undersigned Grantor hereby covenants to be the owner in fee simple of said real estate, lawfully seized thereof, with good right to grant and convey said easement herein, and guarantees the quiet possession thereof, that the said real estate is free from all encumbrances, and that the Grantor will warrant and defend the title to the said easement against all lawful claims.

These presents to be binding on the heirs, executors, administrators, grantees and assigns of the Grantor, and upon the Grantee, its successors and assigns.

IN WITNESS WHEREOF, the Grantor has duly executed this instrument this 30 day of MAY A.D. 2012.

(Signed) By: Paul Hein  
Paul V. Hein, as Trustee

(Signed) By: Paul Hein Trustee  
Paul V. Hein, as Trust Fiduciary of the Nancy M. Hein Revocable Trust

This instrument prepared by: Jill J. Boganwright

**FILED**

JUN 27 2012

PEGGY HOLINGA KATONA  
LAKE COUNTY AUDITOR

15.00  
CS  
40

4-19-12

STATE OF INDIANA, )  
COUNTY OF \_\_\_\_\_ ) SS.

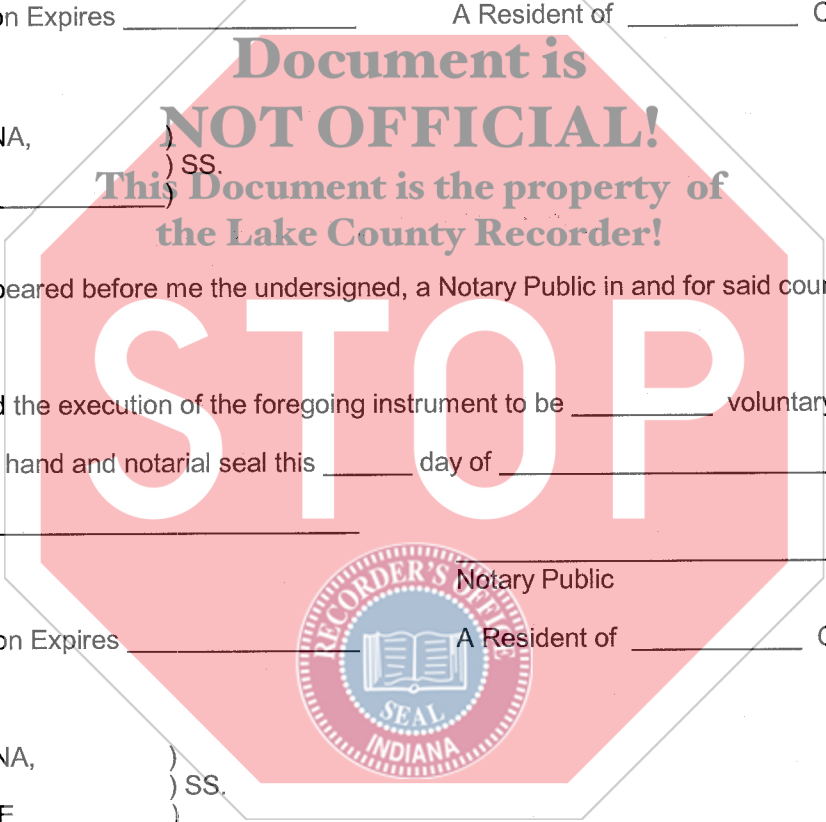
Personally appeared before me the undersigned, a Notary Public in and for said county and state who acknowledged the execution of the foregoing instrument to be \_\_\_\_\_ voluntary act and deed.

WITNESS my hand and notarial seal this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

Print Name \_\_\_\_\_ (SEAL)  
Notary Public

My Commission Expires \_\_\_\_\_ A Resident of \_\_\_\_\_ County, Indiana

STATE OF INDIANA, )  
COUNTY OF \_\_\_\_\_ ) SS.



Personally appeared before me the undersigned, a Notary Public in and for said county and state who acknowledged the execution of the foregoing instrument to be \_\_\_\_\_ voluntary act and deed.

WITNESS my hand and notarial seal this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_.

Print Name \_\_\_\_\_ (SEAL)  
Notary Public

My Commission Expires \_\_\_\_\_ A Resident of \_\_\_\_\_ County, Indiana

STATE OF INDIANA, )  
COUNTY OF LAKE ) SS.

BE IT REMEMBERED that on this 30 day of MAY, A.D., 2012, before me, a Notary Public in and for said county and state aforesaid, personally appeared Paul V. Hein, as Trustee and Trust Fiduciary, respectively of the Paul V. Hein Revocable Trust and Nancy M. Hein Revocable Trust, acknowledged the execution of the foregoing instrument in behalf of said Trusts as his voluntary act and deed of said Trusts, for the uses and purposes set forth.

WITNESS my hand and notarial seal the day and year first above written.

Print Name Don W. Carnahan

Don W. Carnahan (SEAL)  
Notary Public

My Commission Expires January 17, 2019 A Resident of Lake County, Indiana

"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."

Don W. Carnahan

# EXHIBIT "A"

DESCRIPTION - PARCEL 58 - SCHAFER TO ST. JOHN RIGHT-OF-WAY

Part of the Fractional Northeast Quarter (Fr. NE $\frac{1}{4}$ ) of Section 5, Township 33 North, Range 8 West of the Second Principal Meridian, situate in Lake County, State of Indiana, and being more particularly described as follows:

Beginning at the Southeast corner of the Fractional Northeast Quarter (Fr. NE  $\frac{1}{4}$ ) of said Section 5; thence North 89°-33'-51" West along the South line of the Fractional Northeast Quarter (Fr. NE  $\frac{1}{4}$ ) of said Section 5 a distance of 942.19 feet to the TRUE POINT OF BEGINNING of this description; thence continuing North 89°-33'-51" West along the South line of the Fractional Northeast Quarter (Fr. NE  $\frac{1}{4}$ ) of said Section 5 a distance of 267.66 feet to a point; thence North 55°-28'-49" West a distance of 1775.36 feet to a point on the West line of the Fractional Northeast Quarter (Fr. NE  $\frac{1}{4}$ ) of said Section 5, said point being North 0°-08'-45" West a distance of 994.97 feet from the Southwest corner of the Fractional Northeast Quarter (Fr. NE  $\frac{1}{4}$ ) of said Section 5; thence North 0°-08'-45" West along the West line of the Fractional Northeast Quarter (Fr. NE  $\frac{1}{4}$ ) of said Section 5 a distance of 182.37 feet to a point; thence South 55°-28'-49" East a distance of 2100.77 feet to the true point of beginning of this description.

Containing 6.67 acres of land.

Subject to legal highway.

