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Re-Recording to correct
Legal - Parcel 2

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2014 078661
EASEMENT FOR GAS MAINS

2014 DEC 10 PM 1:33

EASEMENT # 39905

MICHAEL D. BROWN
RECORDER

Know All Men, That **CITY OF WHITING**, herein called the "grantors", in consideration of the sum of one dollar (\$1.00) and other valuable considerations in hand paid to the grantors, hereby grant to Northern Indiana Public Service Company, an Indiana corporation, and to its successors and assigns, a right-of-way to lay, install, maintain, operate, repair, replace and renew gas mains and a line or lines of pipe for the transportation and distribution of gas to the public in general, with all necessary and convenient equipment, facilities, service pipes, lines and connections therefor, and to operate by means thereof a system for such transportation and distribution of gas, to be used for light, heat, power and other purposes, in, upon, along and over a strip of land situated in Sections **5, 6 and 8**, Township **37N**, Range **9W** of the second Principal Meridian, in the county of Lake, State of Indiana, described as follows:

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2014 DEC 10 PM 1:33

SEE EXHIBITS "A", "B", "C" AND "D" ATTACHED HERETO AND MADE A PART HEREOF FOR LEGAL DESCRIPTION
DEED REFERENCES: Exhibit "A" - 2011-014166, Exhibit "B" - DR 147 PG 321, Exhibit "C" - 2013-001181 & Exhibit "D" - DR 343974

Exhibits "A", "B" and "C", Access to adjoining property of easement is hereby granted for the installation and maintenance of the gas line. Any damage done will be paid according to the terms of the easement.

Access to the above described strip of land over the adjoining lands of the grantors is hereby granted. Any pipe line, or lines, shall, at the time of the construction thereof, be buried to such depth as shall not interfere with the cultivation of said premises. Grantee shall replace in a good and workmanlike manner all tiles cut in the construction of its line or lines hereunder. Any damage to the crops, fences or improvements of the grantors on said strip of land, or on the lands of the grantors adjoining said strip of land, done by the grantee in the installation, maintenance, operation, repair, replacement or renewal of said line or lines of pipe and the equipment and facilities connected therewith, shall be promptly paid for by the grantee and said costs shall include the costs for restoring the area to its original condition prior to grantee's installation, maintenance, operation, repair, replacement or renewal of said line or lines of pipe and the equipment and facilities connected therewith. The grantee may cut or trim trees, bushes and saplings growing upon or extending over said strip of land so far as may be reasonably necessary in the installation, maintenance, operation, repair, replacement or renewal of said line or lines of pipe and the equipment and facilities connected therewith, subject however, to obtaining written approval of the Grantor prior to doing any such work. Grantee will send such notice to grantor at: City of Whiting, Board of Public Works, 1443 119th Street, Whiting, Indiana 46394. Grantor will provide grantee with notice of its approval within ten (10) days from the date of such notice. In the event that grantee does not receive notice of grantor's disapproval of its noticed work, grantor will be deemed to have approved the work provided for in the notice. Patrolling said line or lines of pipe on foot shall not constitute grounds for a claim for crop damage.

The grantors reserve the use of said strip of land not inconsistent herewith, but no buildings or structures shall be erected or placed on said strip of land by grantors.

The rights herein granted may be assigned in whole or in part, subject to Grantee obtaining prior written consent of grantor, which consent shall not be unreasonably withheld.

6/21/14

016971

FILED
DEC 10 2014

PEGGY HOLINGA KATONA
LAKE COUNTY AUDITOR

FILED

JUN 26 2014

PEGGY HOLINGA KATON
LAKE COUNTY AUDITOR

1267 / 13658
non-com
\$29.00
M. &
CASH

2014 078661
EASEMENT # 39905

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

The grantee shall and will indemnify and save the grantors 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 installation, maintenance, operation, repair, replacement or renewal of said line or lines of pipe, and the equipment and facilities connected therewith, over and across said strip of land.

The undersigned grantors hereby covenant that they are the owners in fee simple of said strip of land, are lawfully seized thereof, and have good right to grant and convey said easement herein, and guarantee the quiet possession thereof, that the said strip of land is free from all encumbrances, and that the grantors will warrant and defend the title to said easement against all lawful claims.

These presents shall be binding on the heirs, executors, administrators, grantees and assigns of the grantors, and upon the grantee, its successors and assigns.

IN WITNESS WHEREOF, the grantors have duly executed this instrument this 24th day of June, 2014.

(Signed) Joseph M. Stahura, Mayor



STATE OF INDIANA)
COUNTY OF LAKE) ss.

Joseph M. Stahura, Mayor 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 his voluntary act and deed.

WITNESS my hand and notarial seal this 24th day of June, 2014.

Print Name Jennifer M. Giancola Jennifer M. Giancola
(SEAL) Notary Public

My Commission Expires 02-18-2017 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." John R. Henry

This instrument was prepared by: John R. Henry.

Mail Recorded Document to: NIPSCO – Real Estate
Attn: John R. Henry
801 East, 86th Avenue
Merrillville, IN 46410



REVISION 3 - PARCEL 2 - LEGAL DESCRIPTION OF 30' WIDE GAS EASEMENT
- CITY OF WHITING

A STRIP OF LAND IN SECTION 6, T37N, R9W OF THE SECOND PRINCIPAL
MERIDIAN IN THE COUNTY OF LAKE, STATE OF INDIANA, DESCRIBED AS
FOLLOWS:

A STRIP OF LAND IN THE SOUTHEAST QUARTER (SE1/4) OF SAID SECTION
6, SAID STRIP OF LAND BEING 30 FEET WIDE ADJOINING THE
NORTHEASTERLY SIDE OF A BASE LINE AND SAID BASE LINE EXTENDED,
SAID BASE LINE BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE NORTHEASTERLY LINE OF THE
EJ&E WEST COMPANY (FORMERLY ELGIN, JOLIET & EASTERN RAILROAD)
WITH THE WEST LINE OF THE SOUTHEAST QUARTER (SE1/4) OF SAID
SECTION 6; THENCE SOUTH 53° 17' EAST ALONG THE NORTHEASTERLY
LINE OF SAID COMPANY LAND A DISTANCE OF 1636.2 FEET TO THE POINT
OF CURVATURE OF A CURVE TO THE LEFT; THENCE ALONG SAID CURVE
TO THE LEFT (R=1040.3 FEET) A DISTANCE OF 240.9 FEET (CHORD: SOUTH
59° 55' EAST 240.4 FEET) TO THE POINT OF REVERSE CURVATURE OF A
CURVE TO THE RIGHT; THENCE ALONG SAID CURVE TO THE RIGHT
(R=1020.2 FEET) A DISTANCE OF 236.3 FEET (CHORD: SOUTH 59° 55' EAST
235.7 FEET) TO A POINT; THENCE SOUTH 53° 17' EAST A DISTANCE OF 674.0
TO A POINT; THENCE NORTH 36° 43' EAST A DISTANCE OF 5.0 FEET TO THE
POINT OF CURVATURE OF A CURVE TO THE LEFT; THENCE ALONG SAID
CURVE TO THE LEFT (R=726.9 FEET) A DISTANCE OF 123.7 FEET (CHORD:
SOUTH 58° 09' EAST 123.6 FEET) TO A POINT; THENCE SOUTH 63° 02' EAST A
DISTANCE OF 273 FEET MORE OR LESS TO THE POINT OF ENDING ON THE
EAST LINE OF THE SOUTHEAST QUARTER (SE1/4) OF SAID SECTION 6, SAID
POINT BEING NORTH 0° 17' WEST A DISTANCE OF 146.1 FEET FROM THE
INTERSECTION OF THE EAST LINE OF THE SOUTHEAST QUARTER (SE1/4) OF
SAID SECTION 6 WITH THE NORTHEASTERLY LINE OF SAID COMPANY
LAND.

PREPARED BY MARBACH, BRADY & WEAVER

CONTAINING 2.19 ACRES OF LAND

RE: DR 2011-014166
(STATE PARCEL NUMBERS:
45-03-06-401-001.000-025 &
45-03-06-477-001.000-025)

EXHIBIT B

REVISION 2 – PARCEL 3 – LEGAL DESCRIPTION OF 30' WIDE GAS EASEMENT – CITY OF WHITING

A STRIP OF LAND IN SECTIONS 5 & 8, T37N, R9W OF THE SECOND PRINCIPAL MERIDIAN IN THE COUNTY OF LAKE, STATE OF INDIANA, DESCRIBED AS FOLLOWS:

A STRIP OF LAND IN THE SOUTHWEST QUARTER (SW1/4) OF SAID SECTION 5 AND THE NORTHWEST QUARTER (NW1/4) OF SAID SECTION 8, SAID STRIP OF LAND BEING 30 FEET WIDE ADJOINING THE EASTERLY AND NORTHEASTERLY SIDE OF A BASE LINE AND SAID BASE LINE EXTENDED, SAID BASE LINE BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE NORTHEASTERLY LINE OF THE EJ&E WEST COMPANY (FORMERLY ELGIN, JOLIET & EASTERN RAILROAD) WITH THE WEST LINE OF THE SOUTHWEST QUARTER (SW1/4) OF SAID SECTION 5; THENCE NORTH 0° 17' WEST ALONG THE WEST LINE OF THE SOUTHWEST QUARTER (SW1/4) OF SAID SECTION 5 A DISTANCE OF 166.0 FEET TO THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE SOUTH 0° 17' EAST ALONG THE WEST LINE OF THE SOUTHWEST QUARTER (SW1/4) OF SAID SECTION 5 A DISTANCE OF 166.0 FEET TO THE NORTHEASTERLY LINE OF SAID COMPANY LAND; THENCE SOUTH 53° 17' EAST ALONG THE NORTHEASTERLY LINE OF SAID COMPANY LAND A DISTANCE OF 1659 FEET MORE OR LESS TO THE POINT OF ENDING ON THE EAST LINE OF THE WEST HALF (W1/2) OF THE NORTHWEST QUARTER (NW1/4) OF SAID SECTION 8.

PREPARED BY MARBACH, BRADY & WEAVER

CONTAINING 1.26 ACRES OF LAND

RE: DR 147 PG 321
(STATE PARCEL NUMBERS:
45-03-05-351-001.000-025 &
45-03-08-101-001.000-025)

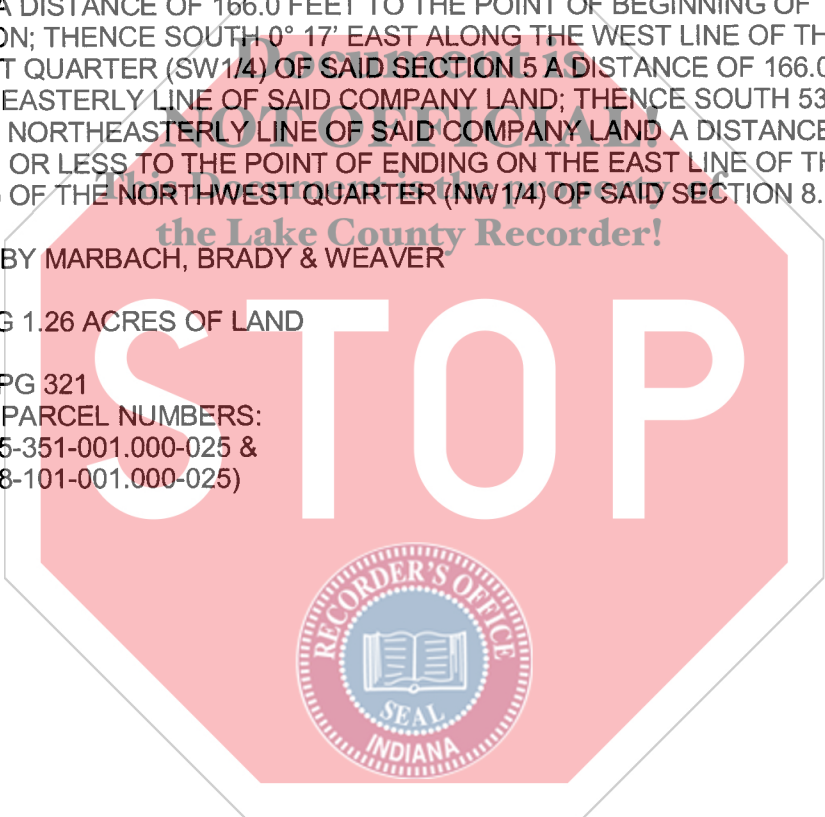


EXHIBIT C

PARCEL 4 – LEGAL DESCRIPTION OF 30' WIDE GAS EASEMENT – CITY OF WHITING

A STRIP OF LAND IN SECTION 8, T37N, R9W OF THE SECOND PRINCIPAL MERIDIAN IN THE COUNTY OF LAKE, STATE OF INDIANA, DESCRIBED AS FOLLOWS:

A STRIP OF LAND IN THE NORTHWEST QUARTER (NW1/4) OF SAID SECTION 8, SAID STRIP OF LAND BEING 30 FEET WIDE ADJOINING THE NORTHEASTERLY SIDE OF A BASE LINE AND SAID BASE LINE EXTENDED, SAID BASE LINE BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE NORTHEASTERLY LINE OF THE EJ&E WEST COMPANY (FORMERLY ELGIN, JOLIET & EASTERN RAILROAD) WITH THE WEST LINE OF THE EAST HALF (E1/2) OF THE NORTHWEST QUARTER (NW1/4) OF SAID SECTION 8; THENCE SOUTH 53° 17' EAST ALONG THE NORTHEASTERLY LINE OF SAID COMPANY LAND A DISTANCE OF 85 FEET TO THE POINT OF ENDING OF THIS DESCRIPTION.

PREPARED BY MARBACH, BRADY & WEAVER

CONTAINING 0.07 OF AN ACRE OF LAND

RE: DR 2013-001181
(STATE PARCEL NUMBER:
45-03-08-176-008.000-025)



6/21/14

EXHIBIT D

PARCEL 7 - LEGAL DESCRIPTION OF 20' WIDE GAS EASEMENT – CITY OF WHITING

A STRIP OF LAND IN SECTION 8, T37N, R9W OF THE SECOND PRINCIPAL MERIDIAN IN THE COUNTY OF LAKE, STATE OF INDIANA, DESCRIBED AS FOLLOWS:

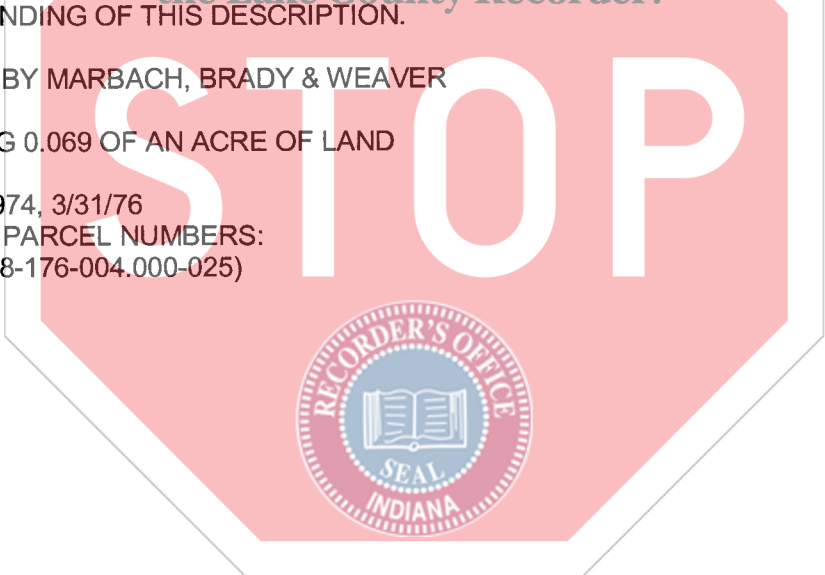
A STRIP OF LAND IN THE NORTHWEST QUARTER (NW1/4) OF SAID SECTION 8, SAID STRIP OF LAND BEING 20 FEET WIDE ADJOINING THE EAST SIDE OF A BASE LINE AND SAID BASE LINE EXTENDED, SAID BASE LINE BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE SOUTHEAST QUARTER (SE1/4) OF THE NORTHWEST QUARTER (NW1/4) OF SAID SECTION 8; THENCE SOUTH 0° 22' WEST ALONG THE WEST LINE OF THE SOUTHEAST QUARTER (SE1/4) OF THE NORTHWEST QUARTER (NW1/4) OF SAID SECTION 8 A DISTANCE OF 363.45 FEET TO THE NORTHWESTMOST CORNER OF LAND DEEDED TO CITY OF WHITING IN DEED RECORD 343974, 3/31/76; THENCE SOUTH 53° 17' EAST ALONG THE NORTHEAST LINE OF SAID CITY LAND A DISTANCE OF 32.28 FEET TO A POINT ON THE EAST 26 FOOT RIGHT-OF-WAY LINE OF FRONT STREET, SAID POINT BEING THE POINT OF BEGINNING OF THIS DESCRIPTION; THENCE SOUTH 0° 22' WEST ALONG SAID 26 FOOT EAST RIGHT-OF-WAY LINE A DISTANCE OF 150 FEET MORE OR LESS TO THE NORTHEASTERLY LINE OF (FORMER) STANDARD AVENUE, SAID POINT BEING THE POINT OF ENDING OF THIS DESCRIPTION.

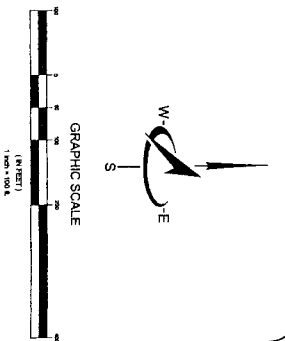
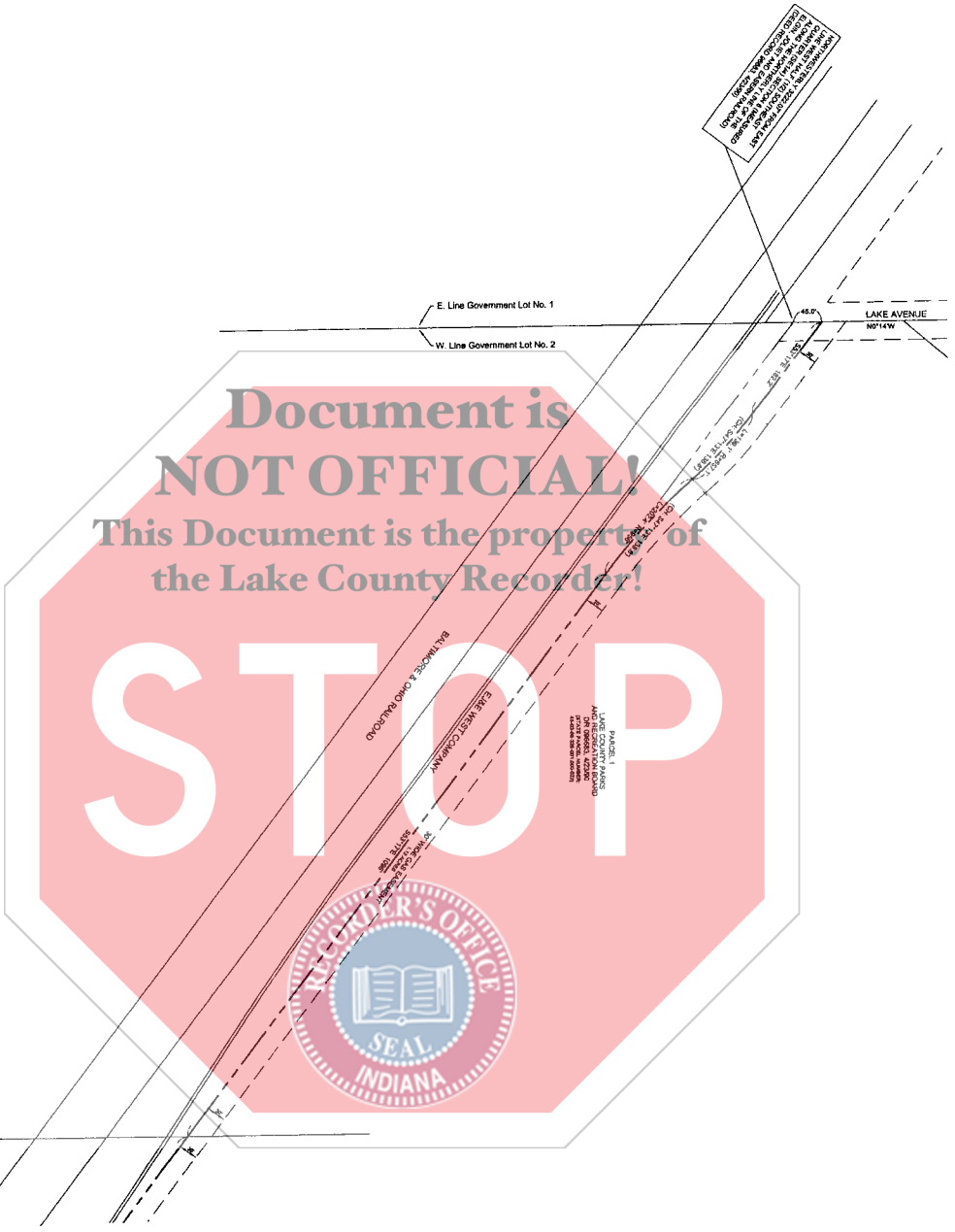
PREPARED BY MARBACH, BRADY & WEAVER

CONTAINING 0.069 OF AN ACRE OF LAND

RE: DR 343974, 3/31/76
(STATE PARCEL NUMBERS:
45-03-08-176-004.000-025)



6/21/14



SCALE: 1"=100'	
DATE OF REVISIONS:	
DATE OF DRAWING DESIGN:	
DATE OF CERTIFICATION:	
DATE:	REVISION
CAD FILE:	
DRAWN BY:	
CHECKED BY:	
DATE:	

112th Street Gas Line
 Pt. SE1/4 Section 6, T37N, R9W
 North Twp., Lake Co.
 Whiting, INDIANA

3220 Southview Drive
 Elkhart, Indiana 46514
 (574) 265-1010
 Fax: (574) 262-3040
 info@marbach.com
 www.marbach.com

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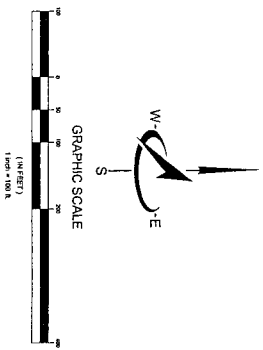
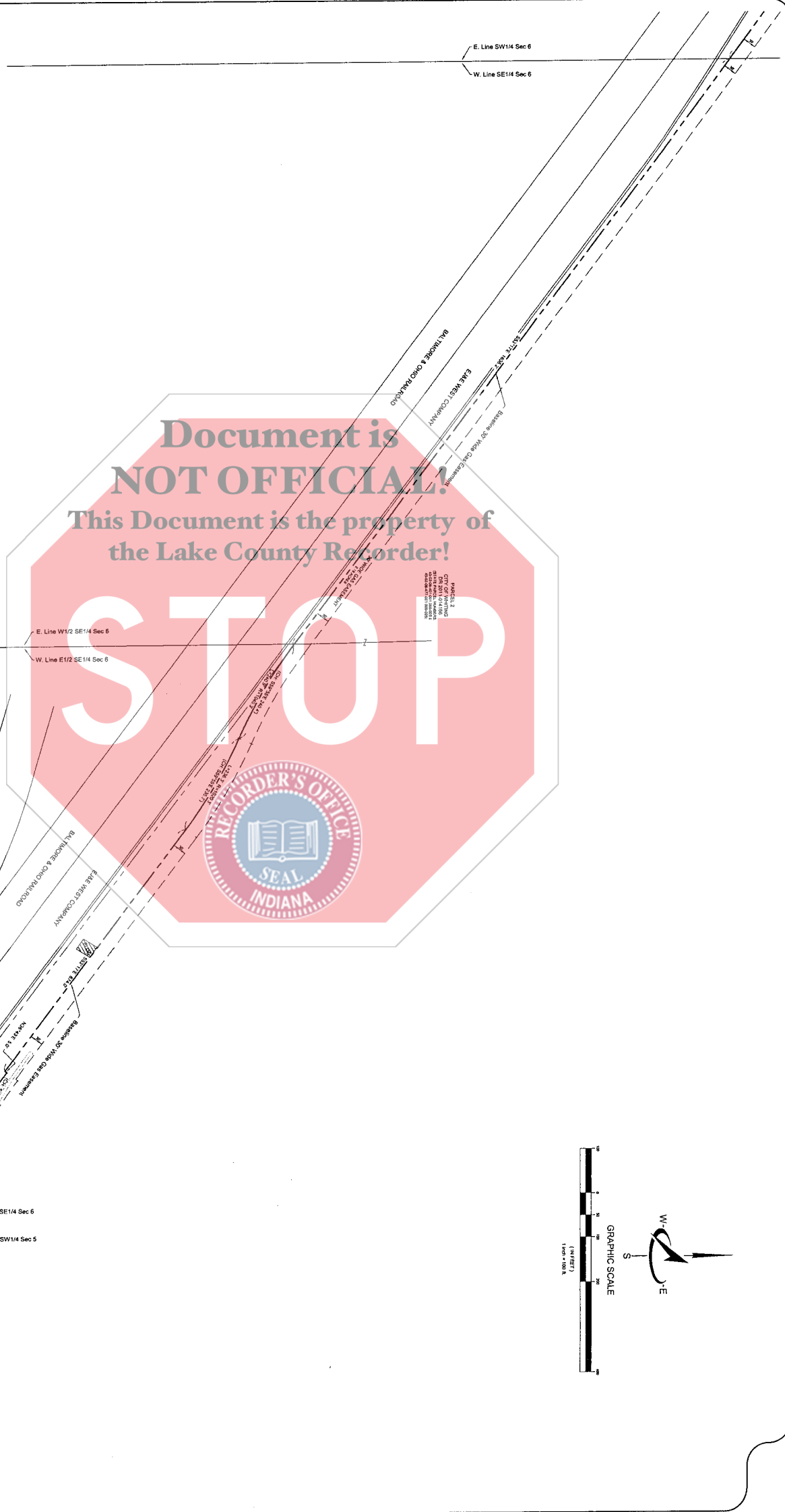
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 SHEET 1 OF 3
 DRAWING NO. A-32651

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DATE OF DRAWING: 10/20/14	
DATE OF CERTIFICATION:	
DATE:	REVISION:
REV 1:	CHANGE PER ES&T LOG
REV 2:	REVERSE PARCELS 2
REV 3:	REVERSE PARCELS 3
DATE FILED:	3/26/2014
CAD FILE:	3/26/2014.dwg
JOB NUMBER:	0006 2014
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CHECKED BY:	

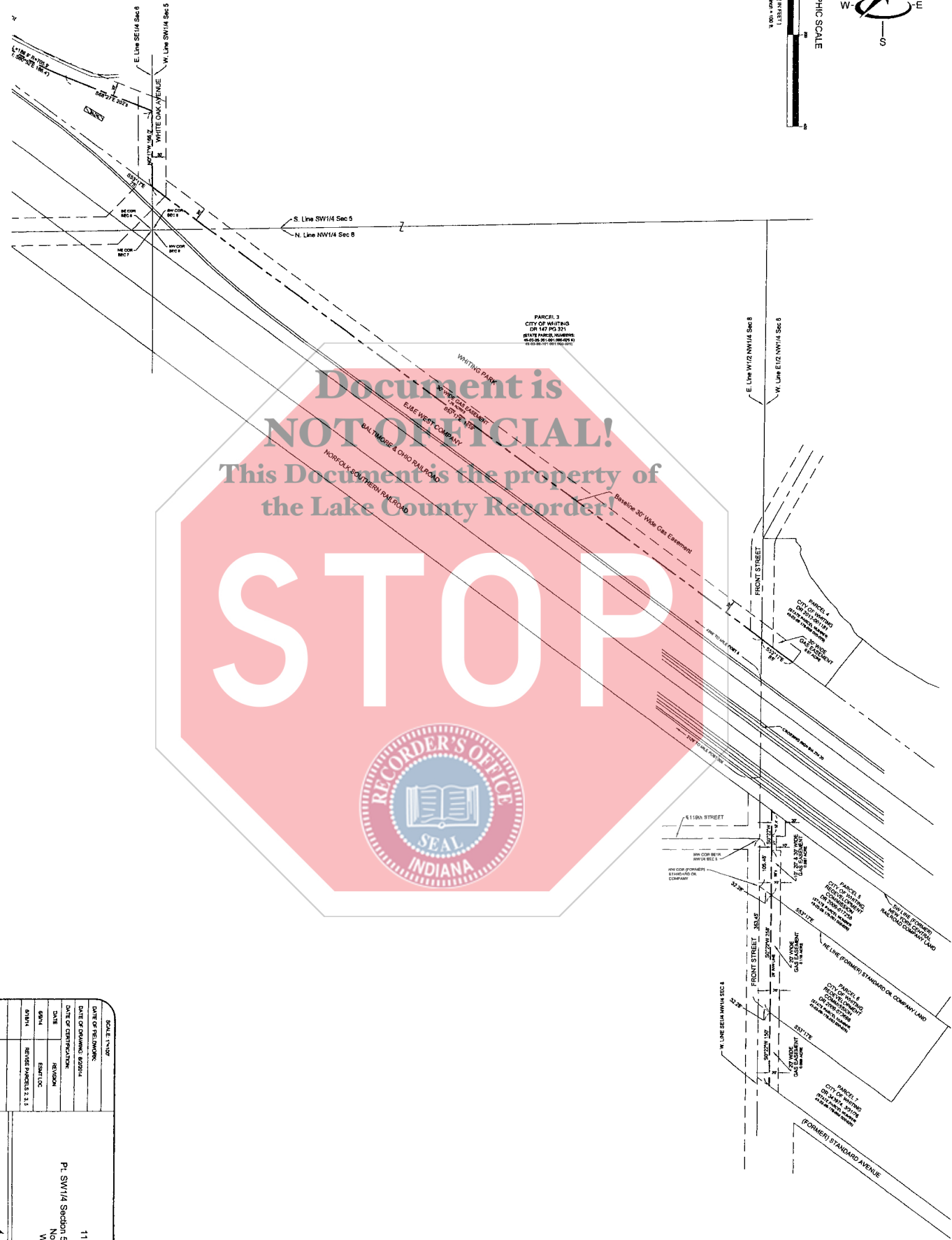
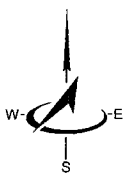
112th Street Gas Line
 PL SE1/4 Section 6, T37N, R9W
 North Twp., Lake Co.
 WYHING, INDIANA

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GRAPHIC SCALE
1" = 100'
1" = 100'



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STOP



SCALE 1" = 100'	
DATE OF RECORDING	
DATE OF EXAMINATION	02/03/14
DATE OF CERTIFICATION	
DATE	REVISION
BY	ESKAT LUC
BY	REVISION PARCELS 2, 3, 4
DATE FILED	
BOOK NUMBER	
SHEET NUMBER	3 OF 3
PREPARED BY	AMM/LUC

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ENGINEERING & SURVEYING, INC.
112th Street Gas Line
P.L. SW1/4 Section 5 & Pl. NW1/4 Section 8, T37N, R9W
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Whiting, INDIANA

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A-33891