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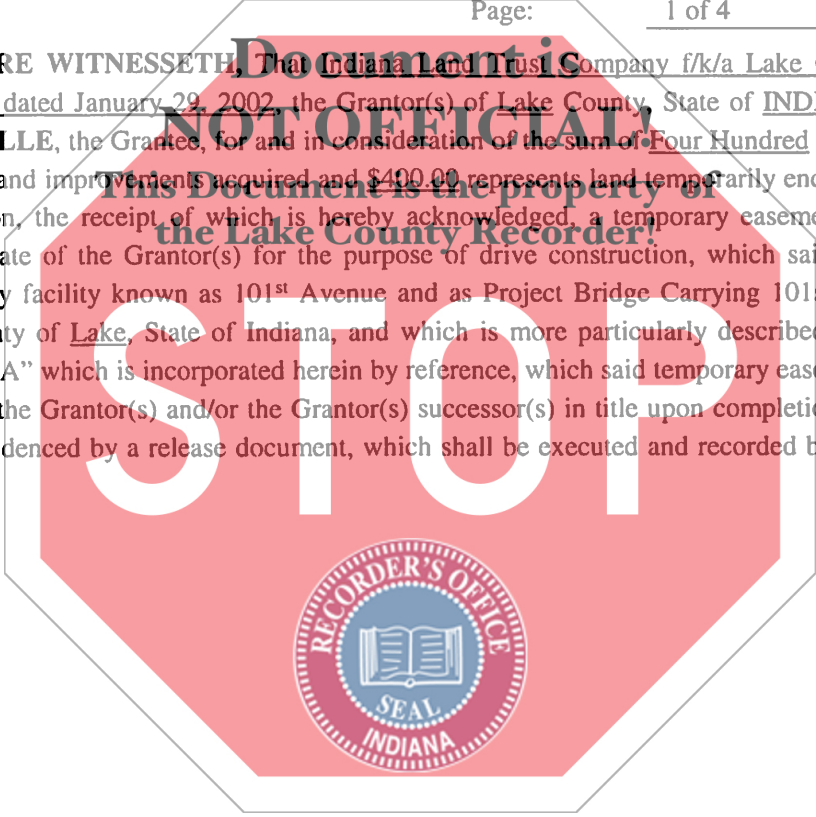
MICHAEL B. BROWN  
RECORDER

**TEMPORARY HIGHWAY EASEMENT GRANT**  
(GENERAL)

Form T-3  
Revised 07/2014

Project:	<u>Bridge Carrying 101<sup>st</sup> Avenue</u>
Code:	<u>N/A</u>
Parcel:	<u>2</u>
Page:	<u>1 of 4</u>

**THIS INDENTURE WITNESSETH**, That Indiana Land Trust Company f/k/a Lake County Trust Company, as Trustee of Trust No. 5316 dated January 29, 2002, the Grantor(s) of Lake County, State of INDIANA Grant(s) to the **THE TOWN OF MERRILLVILLE**, the Grantee, for and in consideration of the sum of Four Hundred Dollars (\$400.00) (of which said sum \$0.00 represents land improvements acquired and \$400.00 represents land temporarily encumbered and damages) and other valuable consideration, the receipt of which is hereby acknowledged, a temporary easement to enter upon and have possession of the Real Estate of the Grantor(s) for the purpose of drive construction, which said work is incidental to the construction of the highway facility known as 101<sup>st</sup> Avenue and as Project Bridge Carrying 101<sup>st</sup> Avenue, which said Real Estate situated in the County of Lake, State of Indiana, and which is more particularly described in the legal description(s) attached hereto as Exhibit "A" which is incorporated herein by reference, which said temporary easement shall be extinguished, become void and revert to the Grantor(s) and/or the Grantor(s) successor(s) in title upon completion of the said Project. Said extinguishment shall be evidenced by a release document, which shall be executed and recorded by the Grantee, at no cost to the Grantor(s).



Interests in land acquired by The Town Of  
Merrillville, Indiana  
Grantee mailing address:  
7820 Broadway, Merrillville, IN 46410  
I.C. 8-23-7-31

25. —  
CASH  
18

**FILED**

**JUL 06 2017**

**JOHN E. PETALAS  
LAKE COUNTY AUDITOR**

**031079**

Form T-3  
Revised 07/2014

Project:	<u>Bridge Carrying 101<sup>st</sup> Avenue</u>
Code:	<u>N/A</u>
Parcel:	<u>2</u>
Page:	<u>2 of 4</u>

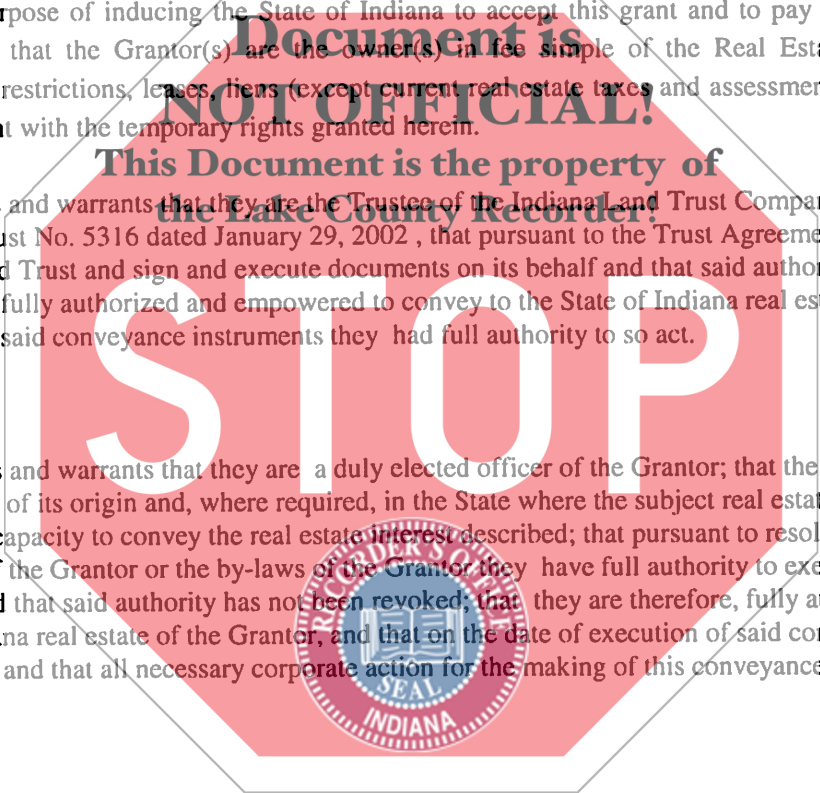
Any and all timber, shrubbery, fences, buildings and any other improvements situated within the area of the temporary easement granted herein shall become the property of the State of Indiana except: *NONE*

The said Grantor(s) acknowledge(s) that all provisions of this grant of temporary easement are as stated and set forth herein and that no verbal agreements or promises exist with respect thereto.

This temporary conveyance is subject to any and all easements, conditions and restrictions of record. However, the said Grantor(s), for the purpose of inducing the State of Indiana to accept this grant and to pay the hereinbefore referenced consideration, represent(s) that the Grantor(s) are the owner(s) in fee simple of the Real Estate and that there exist no encumbrances, conditions, restrictions, leases, liens (except current real estate taxes and assessments) of any kind or character which would be inconsistent with the temporary rights granted herein.

The undersigned represents and warrants that they are the Trustee of the Indiana Land and Trust Company f/k/a Lake County Trust Company, as Trustee of Trust No. 5316 dated January 29, 2002, that pursuant to the Trust Agreement they have full authority to manage the affairs of said Trust and sign and execute documents on its behalf and that said authority has not been revoked, and that they are therefore, fully authorized and empowered to convey to the State of Indiana real estate of this Trust, and that on the date of execution of said conveyance instruments they had full authority to so act.

The undersigned represents and warrants that they are a duly elected officer of the Grantor; that the Grantor is a corporation validly existing in the State of its origin and, where required, in the State where the subject real estate is situated; that the Grantor has full corporate capacity to convey the real estate interest described; that pursuant to resolution of the board of directors or shareholders of the Grantor or the by-laws of the Grantor they have full authority to execute and deliver this instrument on its behalf and that said authority has not been revoked; that they are therefore, fully authorized and empowered to convey to the State of Indiana real estate of the Grantor, and that on the date of execution of said conveyance instruments they had full authority to so act; and that all necessary corporate action for the making of this conveyance has been duly taken.



Form T-3  
Revised 07/2014

Project: Bridge Carrying 101<sup>st</sup> Avenue  
Code: N/A  
Parcel: 2  
Page: 3 of 4

IN WITNESS WHEREOF, the said Grantor(s) have executed this instrument  
this 28<sup>th</sup> day of May, 2017.

Indiana Land Trust Company f/k/a Lake County Trust Company, as Trustee of Trust No. 5316 dated January 29, 2002

[Signature] \_\_\_\_\_ Signature \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_, Trustee \_\_\_\_\_, Trustee

Richard Copis, Trust Officer \_\_\_\_\_  
Printed Name \_\_\_\_\_ Printed Name \_\_\_\_\_

Signature \_\_\_\_\_ Signature \_\_\_\_\_  
\_\_\_\_\_, Trustee \_\_\_\_\_, Trustee

Printed Name \_\_\_\_\_ Printed Name \_\_\_\_\_

STATE OF INDIANA:  
COUNTY OF LAKE:

SS:

Before me, a Notary Public in and for said State and County, personally appeared Indiana Land Trust Company f/k/a Lake County Trust Company, as Trustee of Trust No. 5316 dated January 29, 2002, the Grantor(s) in the above conveyance, and acknowledged the execution of the same on the date above said to be their voluntary act and deed and who, being duly sworn, stated that any representations contained therein are true.

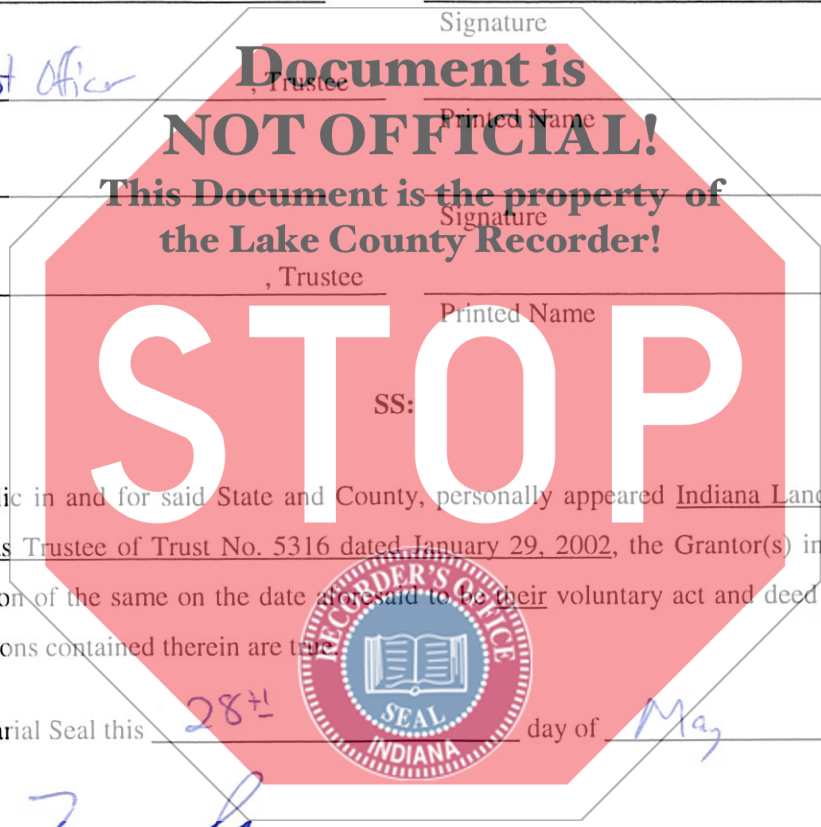
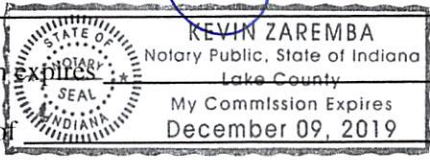
Witness my hand and Notarial Seal this 28<sup>th</sup> day of May, 2017.

Signature [Signature] \_\_\_\_\_

Printed Name \_\_\_\_\_

My Commission expires \_\_\_\_\_

I am a resident of \_\_\_\_\_ County.



Form T-33  
Revised 07/2014

Project:	<u>Bridge Carrying 101<sup>st</sup> Avenue</u>
Code:	<u>N/A</u>
Parcel:	<u>2</u>
Page:	<u>4 of 4</u>

Interests in land acquired by, The Town of Merrillville, Indiana

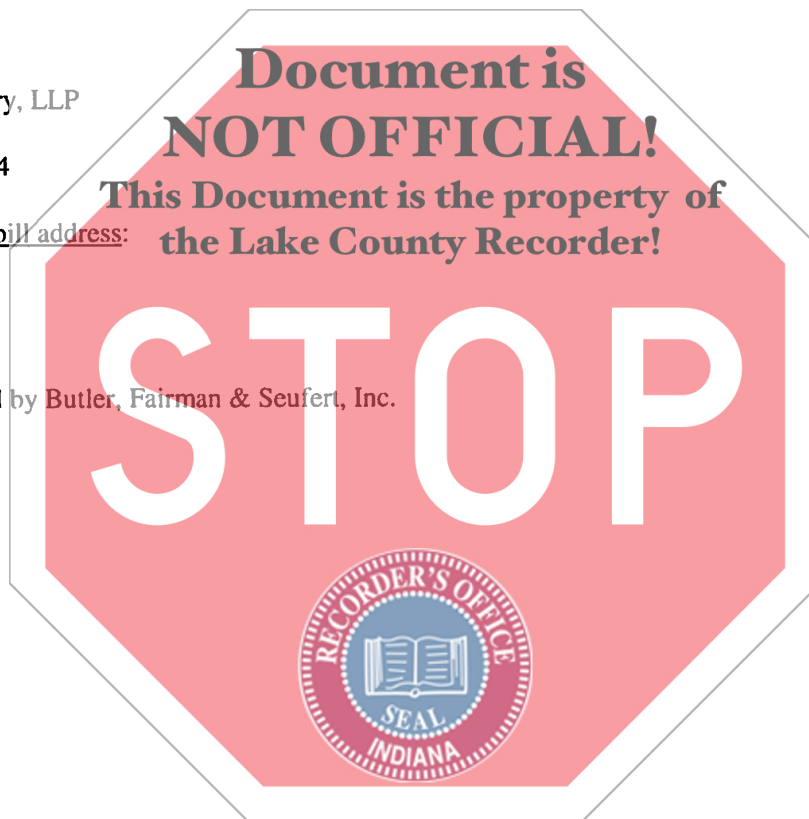
This instrument prepared by, John C. Bushemi, Attorney at Law

I affirm under penalties for perjury, that I have taken reasonable care to redact each Social Security Number in this document, unless required by law.

No. 3042-45  
Burke, Costanza & Carberry, LLP  
9191 Broadway  
Merrillville, IN 46410-7064

Grantee's mailing and tax bill address:  
Town of Merrillville  
7820 Broadway  
Merrillville, IN 46410

Legal Description prepared by Butler, Fairman & Seufert, Inc.

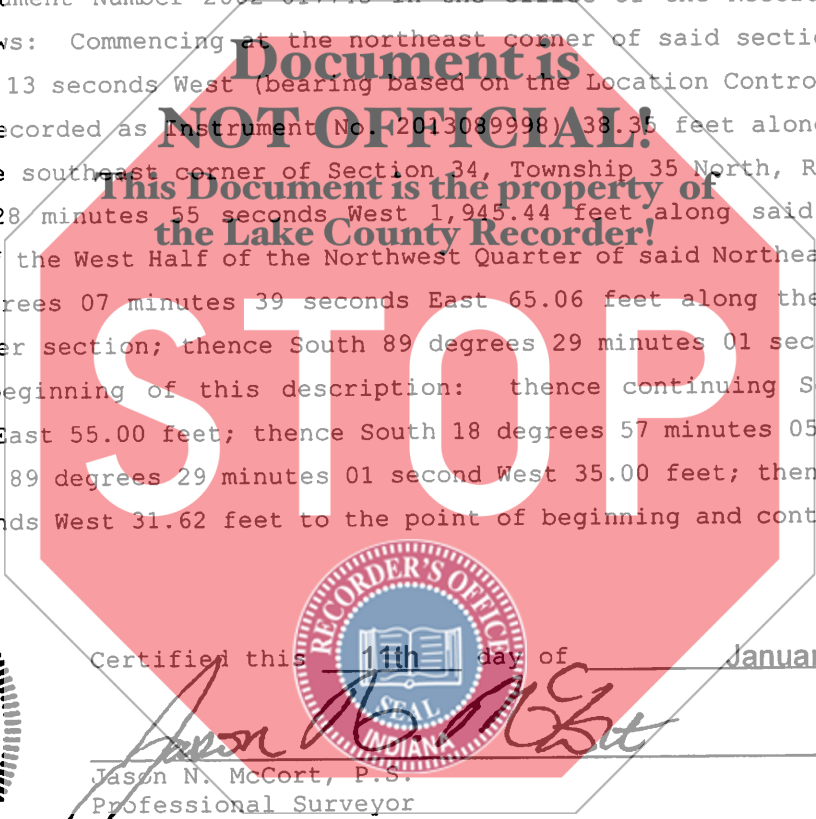


**EXHIBIT "A"**

Project: 1601891  
Temporary Right of Way for Drive Construction

Parcel: 2A  
Sheet: 1 of 1

A part of the North Half of the West Half of the Northeast Quarter of Section 3, Township 34 North, Range 8 West, Lake County, Indiana, and being a part of the grantor's land described in Instrument Number 2002-017745 in the Office of the Recorder of Lake County, described as follows: Commencing at the northeast corner of said section; thence North 89 degrees 52 minutes 13 seconds West (bearing based on the Location Control Route Survey Plat for this project recorded as Instrument No. 2013089998) 38.35 feet along the north line of said section to the southeast corner of Section 34, Township 35 North, Range 8 West; thence North 89 degrees 28 minutes 55 seconds West 1,945.44 feet along said north line to the northwest corner of the West Half of the Northwest Quarter of said Northeast Quarter Section; thence South 0 degrees 07 minutes 39 seconds East 65.06 feet along the west line of said half-quarter-quarter section; thence South 89 degrees 29 minutes 01 second East 27.81 feet to the point of beginning of this description: thence continuing South 89 degrees 29 minutes 01 second East 55.00 feet; thence South 18 degrees 57 minutes 05 seconds West 31.62 feet; thence North 89 degrees 29 minutes 01 second West 35.00 feet; thence North 17 degrees 55 minutes 06 seconds West 31.62 feet to the point of beginning and containing 0.031 acres, more or less.



Certified this 11th day of January, 2017.

*Jason N. McCort*  
\_\_\_\_\_  
Jason N. McCort, P.S.  
Professional Surveyor  
State of Indiana, Surveyor No. 20300004

This description was prepared for the Town of Merrillville by Butler, Fairman & Seufert, Inc.