

STATE OF INDIANA
LAKE COUNTY
FILED FOR RECORD

2017 083219

2017 DEC -8 AM 9:47

MICHAEL B. BROWN
RECORDER

**GRANT OF PERMANENT EASEMENT FOR
PUBLIC HIGHWAY PURPOSES**

Project: 0088990
Code: N/A
Parcel: 4

THIS INDENTURE WITNESSETH, That the State of Indiana, Department of Natural Resources, f/k/a State of Indiana - Indiana Department of Conservation, Division of Lands and Waters, herein called Grantor, of Marion County, State of Indiana, hereby grants to the LAKE COUNTY BOARD OF COMMISSIONERS, of Lake County, Indiana, herein called Grantee, for and in consideration of the sum of Five Hundred Dollars (\$500.00) and other valuable consideration, the receipt of which is hereby acknowledged, the following described permanent easement and right-of-way in Lake County, in the State of Indiana, and more particularly described in the legal description attached hereto as Exhibit "A" and depicted upon the Right of Way Parcel Plat attached hereto as Exhibit "B", both of which exhibits are incorporated herein by reference.

This Right of Way is for the purpose of the construction, reconstruction, maintenance, operation and repair thereupon of a highway facility and appurtenances thereto, which said appurtenances may include but are not limited to, ditches and drainage facilities, slopes, rip rap, culverts, bridges and like features necessary for the said highway facility. After construction the Grantee will restore any disturbed area to its original condition or better.

Grantee, its employees, agents, contractors, subcontractors and assigns shall have the right to enter in, under, over, along and upon the area of the said right of way conveyed herein at will to construct, reconstruct, maintain, and continue to operate the highway facility and appurtenances thereon and to remove from the said area any encroaching trees or other vegetation, buildings or other obstructions to the free and unobstructed use of the said right of way, and to make such alteration and improvements to the highway facility and appurtenances as the Grantee may deem necessary or useful.

Grantor and its successors in title, covenant and agree not to erect, maintain or allow to continue within the area of the said right of way any building, structure, fence, plantings or other obstruction to the Grantee's free and unobstructed use of the said right of way, highway facilities or appurtenances thereto without the prior express written permission of the Grantee. Such permission shall not be effective unless and until recorded.

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RW

FILED

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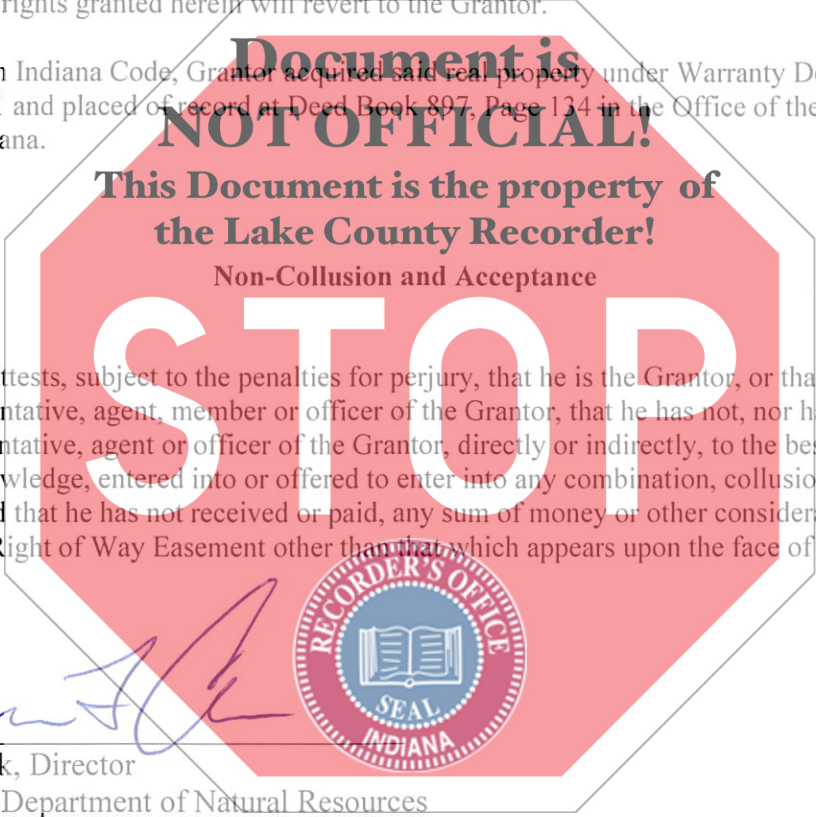
JOHN E. PETALAS
LAKE COUNTY AUDITOR

Grantee agrees to indemnify and hold harmless Grantor from and against any and all damages, claims, costs and expenses suffered, sustained or incurred solely during and as a result of Grantee's construction, reconstruction, maintenance, operation and repair activity in the easement strip.

Grantor is the fee owner of the easement strip and has the right, title, and capacity to grant the Right of Way Easement herein conveyed.

Grantor prohibits the Grantee from transferring the easement to another, granting use of the easement to another, or burdening the easement with a purpose other than that specified in this easement. Grantor reserves the right to grant an easement to another person or persons to use the same corridor as long as it is not adverse to this easement. If the Grantee exceeded a limitation in, or otherwise violated the terms of this easement, the rights granted herein will revert to the Grantor.

In accordance with Indiana Code, Grantor acquired said real property under Warranty Deed dated September 4, 1951 and placed of record at Deed Book 897, Page 134 in the Office of the Recorder of Lake County, Indiana.

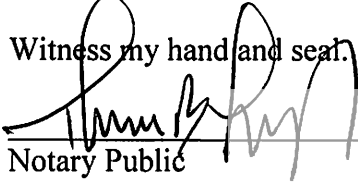


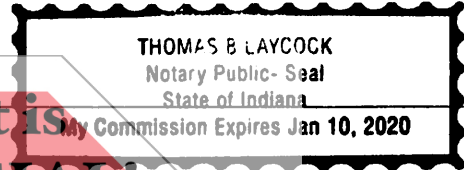
The undersigned attests, subject to the penalties for perjury, that he is the Grantor, or that he is the properly authorized representative, agent, member or officer of the Grantor, that he has not, nor has any other member, employee, representative, agent or officer of the Grantor, directly or indirectly, to the best of the undersigned's knowledge, entered into or offered to enter into any combination, collusion or agreement to receive or pay, and that he has not received or paid, any sum of money or other consideration for the execution of this Right of Way Easement other than that which appears upon the face of this Right of Way Easement.

Cameron F. Clark, Director
State of Indiana, Department of Natural Resources

STATE OF INDIANA, MARION COUNTY, SS:

Before me the undersigned, a Notary Public in and for said County and State, personally appeared Cameron F. Clark, Director, State of Indiana, Department of Natural Resources, f/k/a State of Indiana, Indiana Department of Conservation, Division of Lands and Waters, and acknowledged the execution of the foregoing instrument this 1st day of December, 2017.

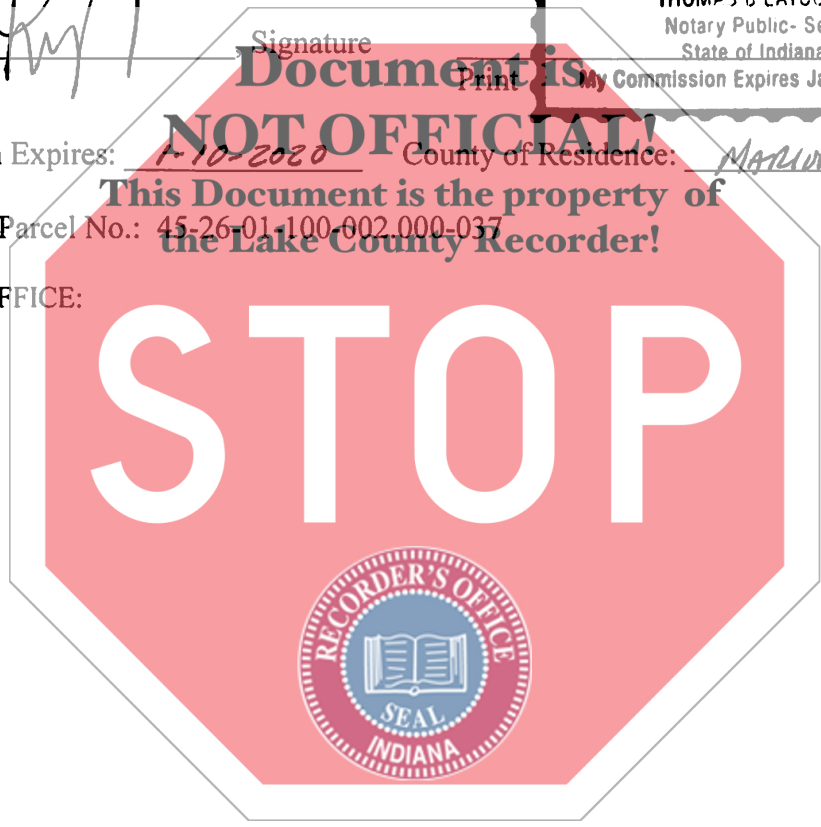
Witness my hand and seal.

Notary Public



My Commission Expires: 1-10-2020 County of Residence: MARION

Affects Auditor Parcel No.: 45-26-01-100-002-000-037

STATE LAND OFFICE:



THIS DOCUMENT PREPARED BY: Samantha E. DeWester, General Counsel, Indiana Department of Natural Resources, 402 West Washington Street, Room W261, Indianapolis, IN 46204

I AFFIRM, UNDER THE PENALTIES FOR PURJURY, THAT I HAVE TAKEN REASONABLE CARE TO REDACT EACH SOCIAL SECURITY NUMBER IN THIS DOCUMENT, UNLESS REQUIRED BY LAW:
Samantha E. DeWester, General Counsel, Indiana Department of Natural Resources, 402 West Washington Street, Room W261, Indianapolis, IN 46204

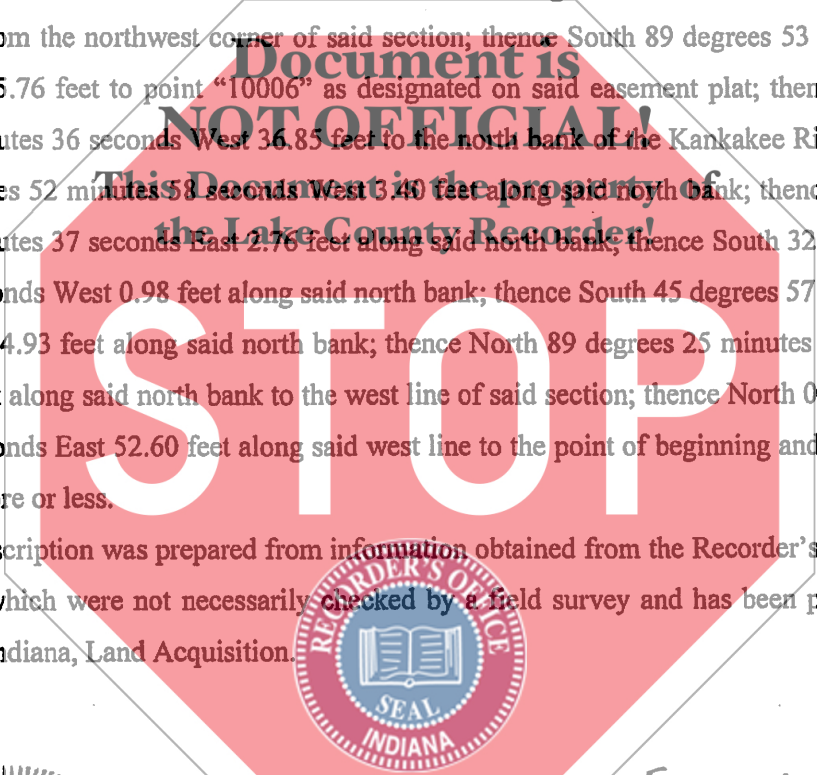
EXHIBIT "A"

Project: 0088990
Code: N/A
Parcel: 4 Perpetual Easment
Key No. 45-26-01-100-002.000-037

Sheet 1 of 1

A part of Government Lot Number Four, Section 1, Township 31 North, Range 10 West, Lake County, Indiana, and being that part of the grantors' land lying within the easement lines depicted on the attached Perpetual Easment Plat, marked EXHIBIT "B", described as follows: Beginning at a point on the west line of said section South 0 degrees 16 minutes 32 seconds West 2720.70 feet from the northwest corner of said section; thence South 89 degrees 53 minutes 24 seconds East 25.76 feet to point "10006" as designated on said easement plat; thence South 0 degrees 06 minutes 36 seconds West 36.85 feet to the north bank of the Kankakee River; thence South 52 degrees 52 minutes 58 seconds West 3.40 feet along said north bank; thence South 20 degrees 55 minutes 37 seconds East 2.76 feet along said north bank; thence South 32 degrees 29 minutes 03 seconds West 0.98 feet along said north bank; thence South 45 degrees 57 minutes 35 seconds West 14.93 feet along said north bank; thence North 89 degrees 25 minutes 33 seconds West 12.97 feet along said north bank to the west line of said section; thence North 0 degrees 16 minutes 32 seconds East 52.60 feet along said west line to the point of beginning and containing 0.029 acres, more or less.

This description was prepared from information obtained from the Recorder's Office and other sources which were not necessarily checked by a field survey and has been prepared for Lake County, Indiana, Land Acquisition.



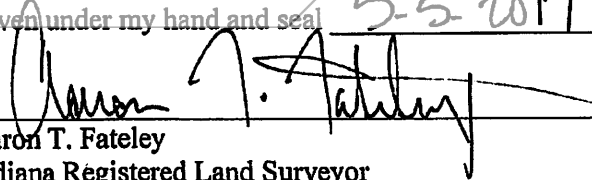
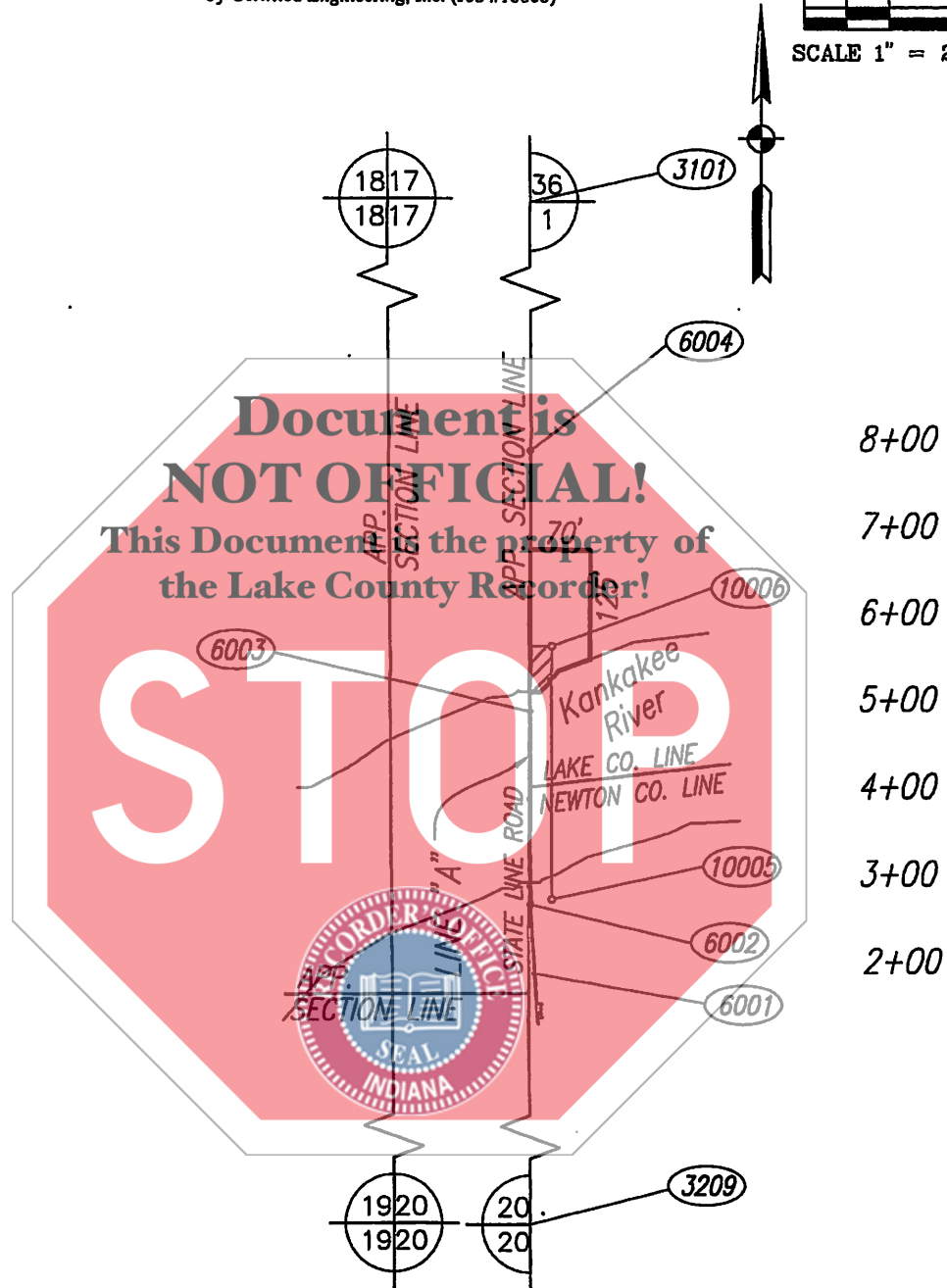
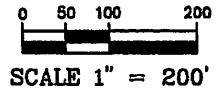
Given under my hand and seal 5-5-2017

Aaron T. Fateley
Indiana Registered Land Surveyor
License Number LS20700097


EXHIBIT "B"
PERPETUAL EASEMENT PLAT

SHEET 1 OF 2

Prepared for Indiana Department of Transportation
by Certified Engineering, Inc. (Job #16808)



PARCEL: 4	OWNER: STATE OF INDIANA -	DRAWN BY: C.E.B. 11/09/16
CODE: N/A	INDIANA DEPARTMENT OF CONSERVATION	CHECKED BY: A.T.F. 11/09/16
PROJECT: 0088990		REVISED BY: T.A.H. 05/05/17
ROAD: STATE LINE RD		DES. NO.: 0088990
COUNTY: LAKE		
SECTION: 1		
TOWNSHIP: 31 N.		
RANGE: 10 W.		

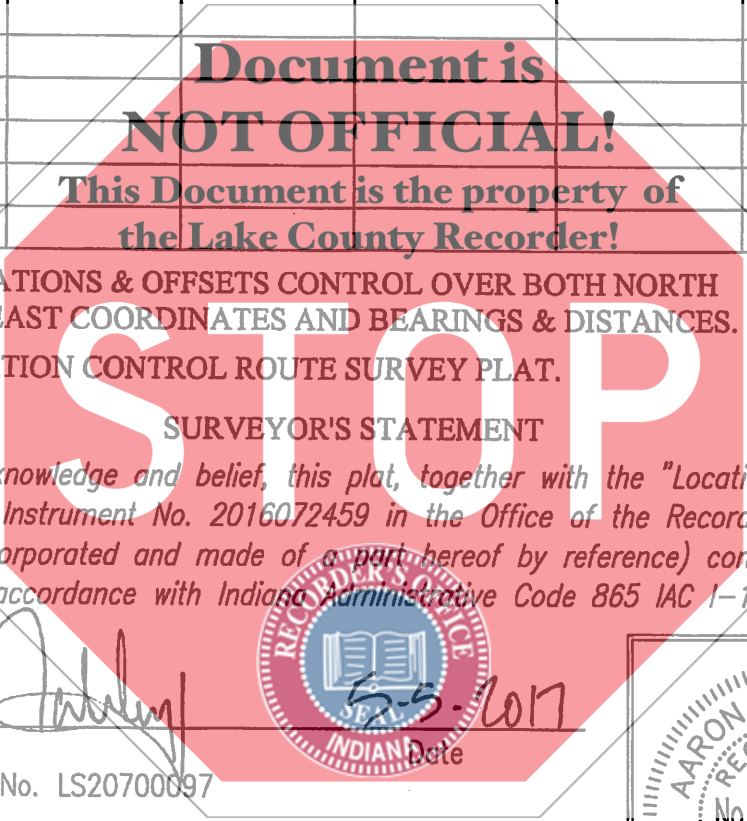
	HATCHED AREA IS THE APPROXIMATE EASEMENT PERPETUAL EASEMENT
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INSTRUMENT NO. 563127, BOOK: 897, PAGE: 134, DATED: SEPT. 4, 1951
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DIMENSIONS SHOWN ARE FROM THE ABOVE LISTED RECORD DOCUMENTS.

EASEMENT COORDINATE CHART (shown in feet)

Point	Centerline	Station	Offset	Northing	Easting
10005	"A"	2+85	25' Rt.	49628.9364	70029.8662
10006	"A"	5+75	25' Rt.	49918.9359	70030.4232
3101*					
3209*					
6001*					
6002*					
6003*					
6004*					



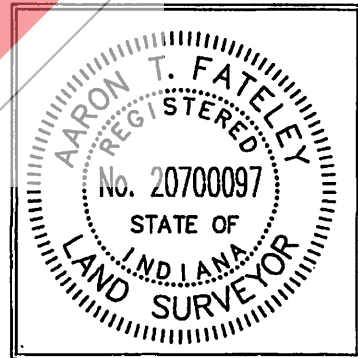
NOTE: STATIONS & OFFSETS CONTROL OVER BOTH NORTH & EAST COORDINATES AND BEARINGS & DISTANCES.

* SEE LOCATION CONTROL ROUTE SURVEY PLAT.

SURVEYOR'S STATEMENT

To the best of my knowledge and belief, this plat, together with the "Location Control Route Survey" recorded in Instrument No. 2016072459 in the Office of the Recorder of Lake County, Indiana, (Incorporated and made of a part hereof by reference) comprise a Route Survey executed in accordance with Indiana Administrative Code 865 IAC 1-12, ("Rule 12").

[Handwritten Signature]
 Aaron T. Fateley
 Reg. Land Surveyor No. LS20700097
 State of Indiana



3939 MILLERSVILLE ROAD
 INDIANAPOLIS, INDIANA 46205
 PHONE: 317-546-1599
 FAX: 317-546-2599
 E-MAIL: CERTIFIED@CERTIFIEDENGINEERING.COM

PARCEL: 4	OWNER: STATE OF INDIANA -	DRAWN BY: C.E.B. 11/09/16
CODE: N/A	INDIANA DEPARTMENT OF CONSERVATION	CHECKED BY: A.T.F. 11/09/16
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INSTRUMENT NO. 563127, BOOK: 897,
 PAGE: 134, DATED: SEPT. 4, 1951