

**EASEMENT FOR THE CONSTRUCTION AND
MAINTENANCE OF STORM SEWER INFRASTRUCTURE**

John Y.D. Tse, called Grantor, grants and conveys to the City of West Lafayette of Tippecanoe County, State of Indiana, in consideration of one dollar (\$1) and other good and valuable consideration, the receipt of which is acknowledged, an exclusive Permanent Easement for the purpose of installing, maintaining, repairing and using City Storm Sewer Infrastructure (provided by the City of West Lafayette), including but not limited to, inlet structures, storm sewer pipe and erosion control measures, over and across the real estate described in the Proposed Drainage Easement Exhibit.

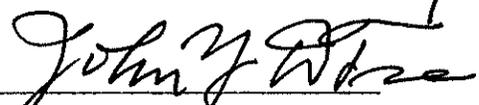
Grantor shall not erect any permanent structure in such easement (excepting any privately used driveways) or construct or maintain any other obstruction to the use of the easement for its intended purpose, including any repair thereof.

The City of West Lafayette, its agents, servants and employees, shall have the right and authority to enter at all times upon the premises for the purpose of constructing and maintaining the above-described City Storm Sewer Infrastructure. The City of West Lafayette agrees that it will promptly restore the premises as near to the original condition as possible after both the installation and any subsequent maintenance and repair of the same.

This agreement shall inure to and be binding upon the parties hereto, their agents and successors and/or assigns, and shall terminate whenever the City of West Lafayette ceases use of the easement for the purposes specified herein.

Grantor has caused this Permanent Easement to be executed on Nov 16, 2009

GRANTOR:



John Y.D. Tse

ACCEPTED:

BOARD OF PUBLIC WORKS AND SAFETY OF
THE CITY OF WEST LAFAYETTE

John R. Dennis, Mayor

Sana G. Booker, Member

Bradley W. Marley, Member

Attest:

Clerk-Treasurer

STATE OF INDIANA)
) SS:
COUNTY OF TIPPECANOE)

Before me the undersigned, a notary public, personally appeared John Y.D. Tse, and acknowledged the execution of the foregoing Easement for the Construction and Maintenance of Storm Sewer Infrastructure on 16 November, 2009.



GAIL THAYER-COPELAND
Notary Public State of Indiana
My Commission Expires May 31, 2012

Gail Thayer-Copeland
Gail Thayer-Copeland, notary public
Resident of Tippecanoe County.

My commission expires:

May 31, 2012

STATE OF INDIANA)
) SS:
COUNTY OF TIPPECANOE)

Before me the undersigned, a notary public, personally appeared John R. Dennis, Sana G. Booker and Bradley W. Marley of the West Lafayette Board of Public Works and Safety, and acknowledged the execution of the foregoing Easement for the Construction and Maintenance of Storm Sewer Infrastructure on _____, _____.

_____, notary public
Resident of _____ County.

My commission expires:

LAND DESCRIPTION – Proposed Drainage Easement

A part of the Northeast Quarter of Section 12, Township 23 North, Range 5 West in Wabash Township, Tippecanoe County, Indiana described as follows:

Commencing at the Southwest corner of land described in a deed to John Y.D. Tse Revocable Living Trust described in Record #004034491 in the Office of the Recorder of Tippecanoe County, Indiana; thence North 89 degrees 31 minutes 55 seconds East along the south line of said land a distance of 20.00 feet to the southeast corner of an easement area in favor of the City of West Lafayette described in Record #04015898 and the Point of Beginning; thence North 0 degrees 28 minutes 05 seconds West along the east line of said easement a distance of 333.83 feet to the north line of said Tse land; thence South 89 degrees 21 minutes 13 seconds East along said north line a distance of 10.00 feet; thence South 0 degrees 28 minutes 05 seconds East a distance of 333.64 feet to the south line of said Tse land; thence South 89 degrees 31 minutes 55 seconds West along said south line a distance of 10.00 feet to the point of beginning, containing 0.08 acre, more or less.

The above description and accompanying drawing are not intended to be represented as an Original or Retracement Boundary Survey, a Route Survey or a Surveyor Location Report.

Prepared by:
Dale L. Grimes, PLS
Director West Lafayette Operations

Date: January 13, 2009

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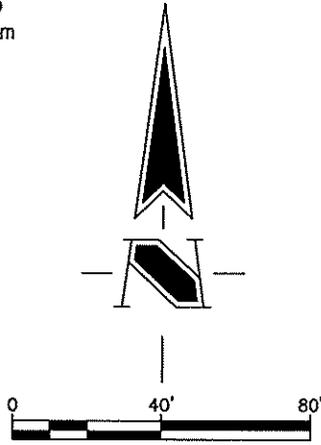
PROPOSED DRAINAGE EASEMENT



THE SCHNEIDER CORPORATION

1330 WIN HENTSCHEL BLVD, SUITE 100
 WEST LAFAYETTE, IN 47906-4156
 TELEPHONE: 765-448-6661
 FAX: 765-448-6665
 www.schneidercorp.com

LAND OWNER: JOHN Y.D. TSE TRUST
 TAX KEY #: 170-05701-0013



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 Dale L. Grimes, PLS
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