

8

June 1 - 1915

Department of Public Works.

THIS ENVELOPE CONTAINS PAPERS

Under ~~Vacation~~ Resolution No. 27

Adopted on the 4th day of May 1915

For Vacation of

On Alley 1st. alley

From north of Colfax Ave
Emerick Street

To East Pace

For Proof of Publication see Proof

Record _____ Page _____

COPY OF VACATION RESOLUTION.

No. 24, 1915

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF SOUTH BEND, INDIANA: That it is desirable to vacate the following: The First Alley north of Colfax Avenue from Emerick Street to the East Race as follows to-wit:-

Beginning at the north east corner of lot 40 Original Plat of the Town of Lowell now a part of the City of South Bend, Indiana. Thence west along the north line of said lot 40 to the East Race; thence north 14 feet to the south line of 39 in said Plat; thence east along the south line of said lot 39 to the west line of Emerick Street; thence south 14 feet to the place of beginning.

The following property may be injuriously or beneficially effected by such vacation; Lots numbered 38, 39, 40, 41 and 8 rods off east end of lot 42 Original Plat of Lowell now a part of the City of South Bend, Indiana. Owned by Michigan Central R.R.Co. Except 8 rods off east end of lot 42 in said Plat owned by Will G. Crabill.

The above property is leased by Staples-Hildebrand Supply Co. Samuel C.Lontz & Sons. William F.Martin and Frank J.Singler.

Notice of this resolution shall be published on the 6th day of May 1915 and on the 13th day of May 1915, in the South Bend Daily Tribune.

This Board, at its office in the City Hall on the 1st day of June 1915 at 7:15 p. m. will hear and receive remonstrances from all persons interested in or affected by these proceedings.

Adopted this 4th day of May, 1915

The following property may be injuriously or beneficially effected by such vacation: Lots numbered 38, 39, 40, 41 and 8 rods off east end of lot 42 Original Plat of Lowell now a part of the City of South Bend, Indiana. Owned by Michigan Central R.R.Co.

Except 8 rods off east end of lot 42 in said Plat owned by Will G. Crabill.

The above property is leased by Staples-Hildebrand Supply Co. Samuel C.Lontz & Sons. William F.Martin and Frank J.Singler.

Notice of this resolution shall be published on the *6th* day of *May* 19*15* and on the *13th* day of *May* 19*15*, in the South Bend Daily Tribune.

This Board, at its office in the City Hall on the *1st* day of *June* 19*15* at 7:15 p. m. will hear and receive remonstrances from all persons interested in or affected by these proceedings.

Adopted this *4th* day of *May*, 19*15*

BOARD OF PUBLIC WORKS.

W. M. Morris
A. Rice
John B. Heber

Heronica C. Sweeney
Clerk

CITY OF SOUTH BEND, INDIANA.

DEPARTMENT OF PUBLIC WORKS.

Notice of Resolution of VACATION NO. 24.1915.

Notice is hereby given that the Board of Public Works of said City at a meeting of said Board, held on the 4th. day of May, 1915. 190 , adopted a resolution for the Vacation of the following described property:

The First alley north of Colfax Avenue from Emerick Street to the East Race as follows, to-wit:-

Beginning at the northeast corner of Lot 40 Original Plat of the Town of Lowell now a part of the City of South Bend, Indiana. Thence west along the north line of said lot 40 to the East Race; thence north 14 feet to the south line of 39 in said Plat; thence east along the south line of said lot 39 to the west line of Emerick Street; thence south 14 feet to the place of beginning.

The following property may be injuriously or beneficially effected by such vacation: Bots numbered 38, 39, 40, 41, and 8 rods off east end of lot 42 Original Plat of Lowell now a part of the City of South Bend, Indiana. Owned by Michigan Central R.R.Co.

Except 8 rods off east end of lot 42 in said Plat owned by Will G. Crabill.

The above property is leased by Staples-Hildebrand Supply Co. Samuel C. Lontz & Sons, William F. Martin and Frank J. Singler.

The object of such VACATION OF ALLEY.

The following persons are interested in these proceedings:

The object of such **VACATION OF ALLEY.**

~~The following persons are interested in these proceedings:~~

Said Board will meet at **7:45** P. M., on the **1st.** day of **June, 1915.**
190, at its office in the City Hall and receive and hear remonstrances from all persons interested in or affected by these proceedings.

BOARD OF PUBLIC WORKS.
Veronica C. Sweeney,
Clerk of the Board.

E. M. MORRIS
A. H. RICE
JOHN B. WEBER



H BEND, IND.,

5/27

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Notice is hereby given that the BOARD OF PUBLIC WORKS has
fixed Tues June 1st, 1915 at 7:45 P.M. as a date on which
to hear all persons interested in or affected by Vacation

Resolution No. 23 the purpose of the same is for the Vacation

of 1st. alley North of Colfax from Emerick
St. to East Side

Said Board will meet at its office in the City Hall for the purpose of taking
final action thereon.



BOARD OF PUBLIC WORKS.

THIS NOTICE IS NOT REQUIRED BY LAW

Veronica C. Smeene, Clerk.

VACATION OF A CERTAIN ALLEY
IN THE ORIGINAL PLAT OF LOWELL
(described herein).

PETITION and WAIVER

FILED
MAY 4 1888
BOARD OF PUBLIC WORKS
GENERAL

*Conferred
6/1 - 15
C. W. ...
Cre*

P E T I T I O N

South Bend, Ind. May 3, 1915.

TO THE HONORABLE BOARD OF PUBLIC WORKS,
OF THE CITY OF SOUTH BEND, INDIANA.

Gentlemen:

We, the undersigned owners of _____ and tenants upon the lands abutting upon the alley hereinafter described, petition your honorable body to vacate a certain alley in said city in the Original Plat of Lowell, more particularly described as follows, to-wit:

East "Beginning at the North East corner of Lot Number Forty (40) in the Original Plat of Lowell, thence West along the North line of said Lot Number Forty (40) to the West Race; thence North Fourteen (14) feet to the South line of Lot Number Thirty-nine (39) in said Original Plat of Lowell, thence East along said South line of said Lot Number Thirty-nine (39) to the West line of Emerick Street, thence South Fourteen (14) feet to the place of beginning."

Yours respectfully,

NAMES

ADDRESSES

NAMES	ADDRESSES
CC	
Mich Cent RR Co by CC's attorney	Mich Mich
Sp Louth & Son by J. R. Loub	So Bend Ind
Staples-Hildebrand Co By Guy H. Staples	" " "

W A I V E R

South Bend, Ind. May 4, 1915.

TO THE HONORABLE BOARD OF PUBLIC WORKS,
OF THE CITY OF SOUTH BEND, INDIANA.

WHEREAS, the Michigan Central Railroad Company and others heretofore filed before this Board a petition that this Board vacate a certain alley in the Original Plat of Lowell, more particularly described as follows:

"Beginning at the North East corner of Lot Number Forty (40) in the Original Plat of Lowell, thence West along the North line of said Lot Number Forty (40) to the West Race; thence North Fourteen (14) feet to the South line of Lot Number Thirty-nine (39) in said Original Plat of Lowell, thence East along said South line of said Lot Number Thirty-nine (39) to the West line of Emerick Street, thence South Fourteen (14) feet to the place of beginning;" and

WHEREAS, the undersigned Michigan Central Railroad Company owns all the property abutting on said alley and owns all the property that can be in any way affected by the vacation of said alley;

THEREFORE, in consideration that said Board of Public Works proceed to vacate said alley as prayed in said petition, and for the further purpose of saving time and expense, we, the undersigned, do hereby waive all objections and defenses to any defect in said proceedings and hereby waive the notice and publication of notice provided by Section 8700 of Burns' Revised Statutes 1914, or any other Statute to be given of the adoption of the original resolution vacating said alley described herein, and further waive notice and service of notice showing the assessment or award of benefits and damages required by Statute, particularly referring to Section 8702 of Burns' Revised Statutes 1914. We also waive all right to remonstrance with regard to our awards or assessments and waive the fixing of a day for hearing remonstrances as provided by

alley;

THEREFORE, in consideration that said Board of Public Works proceed to vacate said alley as prayed in said petition, and for the further purpose of saving time and expense, we, the undersigned, do hereby waive all objections and defenses to any defect in said proceedings and hereby waive the notice and publication of notice provided by Section 8700 of Burns' Revised Statutes 1914, or any other Statute to be given of the adoption of the original resolution vacating said alley described herein, and further waive notice and service of notice showing the assessment or award of benefits and damages required by Statute, particularly referring to Section 8702 of Burns' Revised Statutes 1914. We also waive all right to remonstrance with regard to our awards or assessments and waive the fixing of a day for hearing remonstrances as provided by Section 8702 of Burns' Revised Statutes 1914.

We further expressly waive all notice, service of notice and publication of notice provided by statute in connection with the proceedings to vacate said alley, and consent to the vacation of same without notice, and waive all claims for damages by reason thereof.

NAMES

ADDRESSES

NAMES	ADDRESSES
<i>Mich Cent R.R. Co. by Oskar A. Burdette</i>	<i>Miss Munk</i>
<i>A. C. Lutz & Sons by DR Lutz</i>	<i>40 Buel Street</i>
<i>Staples-Hildebrand Co. By Guy D. Staples</i>	<i>" " "</i>