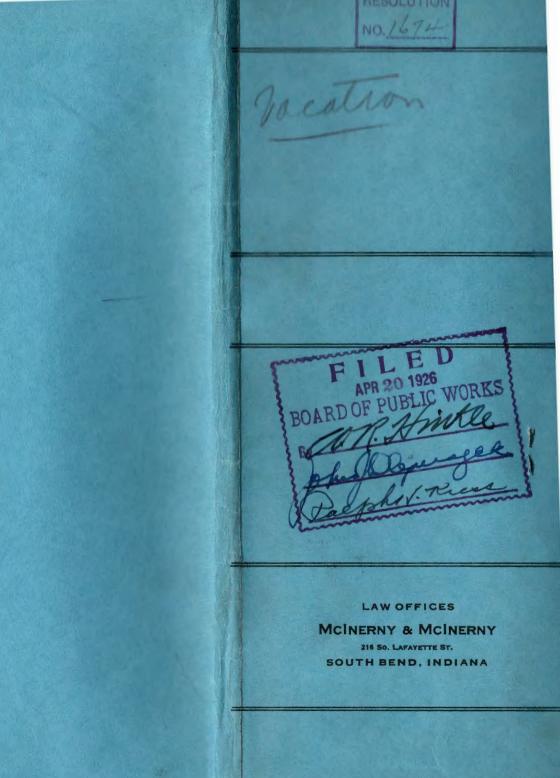
DEPARTMENT OF PUBLIC WORKS THIS ENVELOPE CONTAINS PAPERS Under Jac Resolution No. 1674 Adopted on the H day of May 192 For Marshall Vacat Marie 6le to Ze alley reast of N 26 1 dus



STATE OF INDIANA

South Bend, Ind., April 20, 1926.

PETITION.

SS:

To the Renovable Board of Public Works of the City of South Bend: Oome now your petitioners, Northern Indiana Gas and Electric Company and Reliable Dairy Company, both Indiana Corporations, and respectfully represent and say:

First. That your petitioner, Northern Indiana Gas and Electric Company, is the owner in fee simple of the following described real estate in St. Joseph County, Indiana:

> Lots lettered "A" and "B" and Lots Numbered Onehundred thirty-nine (139), One hundred forty (140), One hundred forty-one (141), One hundred forty-two (142), One hundred forty-three (143), One hundred forty-four (144), One Hundred Twentyfive (125), One hundred twenty-six (126), One hundred twenty-seven (127), One hundred twentysight (128), and One hundred twenty-nine (129), and the vacated alley between Lots One hundred thirty-nine (139) and One Hundred Forty (140) in Wenger & Krieghbaum's Second Addition to the City of South Bend.

Second. That your petitioner, Reliable Dairy Company, is the owner in fee simple of the following described real estate in St. Joseph County, Indiana:

> Lot Number One Hundred and Twenty-four (124) in Wenger & Krieghbaum's Second Addition to the Oity of South Bend.

Third. That of said above described real estate, the following lots front on Pennsylvania Avenue in the Gity of South Bend: "A," One Hundred thirty-nine (139), One Hundred Forty (140), One hundred forty-one (141), One hundred forty-two (142), One hundred forty-three (143), and One hundred forty-four (144), and the vacated alley between Lots One hundred thirty-nine (139) and One hundred forty (140). tions, and respectfully represent and say:

First. That your petitioner, Northern Indiana Gas and Electric Company, is the owner in fee simple of the following described real estate in St. Joseph County, Indiana:

> Lots lettered "A" and "B" and Lots Numbered Onehundred thirty-nine (139), One hundred forty (140), One hundred forty-one (141), One hundred forty-two (142), One hundred forty-three (143), One hundred forty-four (144), One Hundred Twentyfive (125), One hundred twenty-six (126), One hundred twenty-seven (127), One hundred twentyeight (128), and One hundred twenty-nine (129), and the vacated alley between Lots One hundred thirty-nine (139) and One Hundred Forty (140) in Wenger & Krieghbaum's Second Addition to the City of South Bend.

Second. That your petitioner, Reliable Dairy Company, is the owner in fee simple of the following described real estate in St. Joseph County, Indiana:

> Lot Number One Hundred and Twenty-four (124) in Wenger & Krieghbaum's Second Addition to the Oity of South Bend.

Third. That of said above described real estate, the following lots front on Pennsylvania Avenue in the Gity of South Bend: "A," One Hundred thirty-nine (139), One Hundred Forty (140), One hundred forty-one (141), One hundred forty-two (142), One hundred forty-three (143), and One hundred forty-four (144), and the vacated alley between Lots One hundred thirty-nine (139) and One hundred forty (140). Fourth. That of said above described real estate, the following lots front on Broadway in the City of South Bend: One Eundred twenty-four (124), One hundred twenty-five (125), One hundred twenty-six (126), One hundred twenty-seven (127), One hundred twenty-eight (128), One hundred twenty-nine (129) and "B." Fifth. That between the above described lots which are

situate on Pennsylvania Avenue and mentioned in paragraph third above, and the above described lots which are situate on Broadway and mentioned in paragraph fourth above, there is an alley fourteen (14) feet in width which was dedicated under the recorded plat of Wenger & Krieghbaum's Second Addition to the City of South Bend.

Sixth. That said alley is unused and for the most part unfitted for use and, according to the information and belief of your petitioners, has never been used by the public or by any person, actual or artificial, except as follows: Your petitioner, Reliable Dairy Company, has used and is using a strip of said alley in the rear of said Lot Number One Hundred and Twenty-four (124), but not more than seven (7) feet of the width of said alley at the present time, which strip constitutes approximately the south one-half $(\frac{1}{2})$ of said alley.

Seventh. That your petitioners attach hereto a plat of said real estate for the convenience of your Honorable Board, marked "Exhibit A."

Eighth. That said alley is rendered useless to and for the public due to the fact that Bowman Greek crosses said alley at the east end of said L_0 ts "A" and One Hundred twenty-nine (129), and has never been bridged, and that said alley is impassable due to said creek, and is a cul de-sac.

Ninth. That your petitioners believe that the above described real estate is the only real estate which will be beneficially or injuriously affected by the vacation of said alley as hereinafter your petitioners, has never been used by the public or by any person, actual or artificial, except as follows: Your petitioner, Reliable Dairy Company, has used and is using a strip of said alley in the rear of said Lot Number One Hundred and Trenty-four (124), but not more than seven (7) feet of the width of said alley at the present time, which strip constitutes approximately the south one-half $(\frac{1}{2})$ of said alley.

ANTAT CHIC DELICE OF

Seventh. That your petitioners attach hereto a plat of said real estate for the convenience of your Honorable Board, marked "Exhibit A."

Eighth. That said alley is rendered useless to and for the public due to the fact that Bowman Oreek crosses said alley at the east end of said Lots "A" and One Hundred twenty-nine (129), and has never been bridged, and that said alley is impassable due to said creek, and is a cul de-sac.

Ninth. That your petitioners believe that the above described real estate is the only real estate which will be beneficially or injuriously affected by the vacation of said alley as hereinafter

-2-

prayed for.

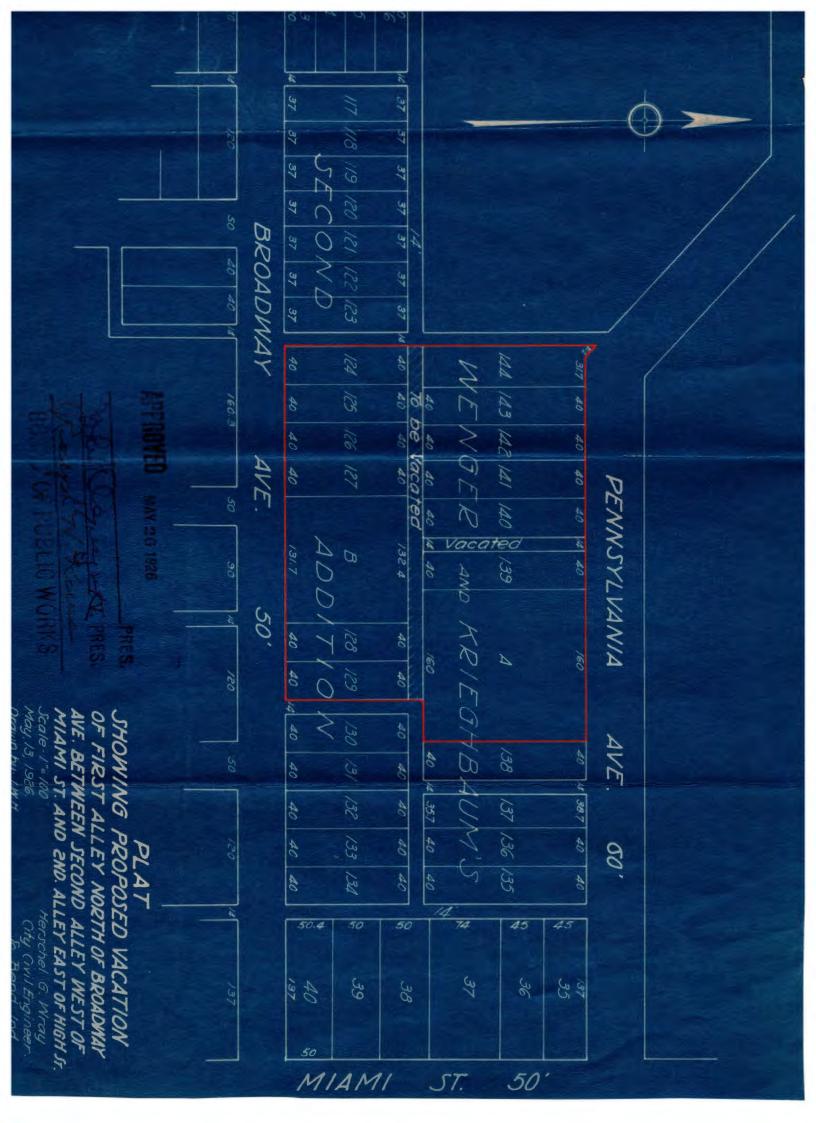
Frankin. Time of said

WHEREFORE, your petitioners pray that said alley, from the west line of Lots One Hundred Twenty-four (124) and One hundred forty-four (144) in Wenger & Krieghbaum's Second Addition to the City of South Bend, to a line projected across said alley along the east line of Lot One hundred twenty-hine (129) in said Addition, be vacated.

NORTHERN, INDIANA, GAS AND ELECTRIC COMPANY BY Mohusa Man

RELIABLE DAIRY COMPANY By MED. lo. Palme

100 - 52 42.1 7 185.8 124 to. 44 RELIABLE DAIRY 135.39' Ce 125 04 40 NEVA J. MILLER 43 134.98 E Cu 1 40 126 42 M. AND M. REED BROADWAY ST. PENNSYLVANIA AVE. 6 40 27 EJMCERLAIN 40 141 34.16 ALLEY 40 0 14 132.4 P. (VNERTED ALLEY 0 40 139 BOWMAN DAN 40 20 Can 160' E. L.A. 3/5/26 Apopo Ce tu 1= 50' 170.8'



Duplicate

State of Indiana, St. Joseph County, ss:

CITY OF SOUTH BEND, INDIANA Department of Public Works.

Department of Fublic Works. Notice is hareby given that the Board of Public Works of said City at a meet-ing of said Board, held on the 26th day of May, 1926, adopted resolutions for the im-provement of the following described property:

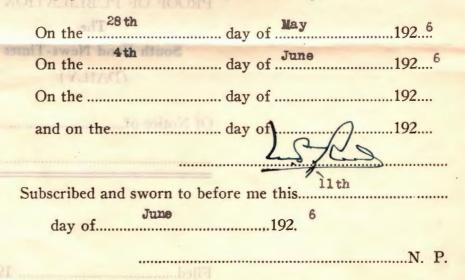
Pavement of Sunnyside Avenue from Sunnymede Avenue to Wayne Street South under Improvement Resolution No. 1676.

1676. Provement of the first alley South of Elder. Street from the second alley West of Carroll Street to the second alley East of Michigan Street under Improvement Resolution No. 1677. Vacation of the first alley north of Broadway from the West line of the sec-ond alley west of Miami Street to the East Line of the second alley East of High Street under Vacation resolution No. 1674.

No. 1674. Said Board will meet at 7:15 P. M., on the 16th day of June, 1926, at its office in the Chy Hall and receive and hear re-

the City Hall and receive and hear Pa-monstrances from all persons interested in or affected by these proceedings. BOARD OF PUBLIC WORKS, W. R. Hinkle, John J. Olejniesak, Habh H. Kuss. Hazel A. Turner, Clerk of Board. --May 28-June 4

Personally appeared before me, the undersigned, M. P. Reed, Asst. Publisher of THE SOUTH BEND NEWS-TIMES, a public newspaper of general circulation, printed and published in the City of South Bend, in the county aforesaid, who, being duly sworn, upon his oath saith that the notice, of which the attached is a true copy, was published in



\$5.10

Printer's - - - \$.....

My commission expires.....

Form 72 STATE OF INDIANA SS. ST. JOSEPH COUNTY,

Personally appeared before me the undersigned,

CHARLES E. CROCKETT.

one of the publishers of the SOUTH BEND TRIBUNE, a public newspaper of general circulation, printed and published in the City of South Bend, in the County aforesaid, who being duly sworn, upon his oath saith, that the notice, of which the attached is a true

copy, was duly	published in the SATU	URDAY Tribune for
	Ztimes, su	ccessively, to-wit:
On the	day of	may , 192 6
On the	4 day of	une, 192-6
and on the	day of	, 192
	Celu	Cleanut

Subscribed and sworn to before me this-

SECRETARY.

day of_ 192 NOTARY PUBLIC.

My commission expi

Charges.

My Commission Expires

NOTICE OF IMPROVEMENT RESOLU-TIONS.

City of South Bend, Indiana, department of Public Works. Notice is hereby given that the board of public works of said city at a meet-ing of said board, held on the 26th day of May, 1926, adopted resolutions for the improvement of the following described

of May, 1936, adopted resolutions for the improvement of the following described property: Pavement of Sunnyside avenue from Sunnymede avenue to Wayne street south under improvement resolution No. 1676. Pavement of the first alley south of Elder street from the second alley west of Carroll street to the second alley east of Michigan street under improvement reso-lution No. 1677. Vacation of the first alley north of Broadway from the west line of the sec-ond alley west of Miami street to the east line of the second alley east of High street under vacation resolution No. 1674. Said board will meet at 7:15 p. m., on the 16th day of June, 1936, at its office in the city hall and receive and hear re-monstrances from all persons interested in or affected by these proceedings. BOARD OF FUBLIC WORKS. W. R. HINKLES. JOHN J. OLEJNICZAK: RALPH H. KUSS. Hazel A. Turner, Cierk of the Beard 2t 28-4

Hazel A. Turner, Clerk of the Board 2t 28-4

South Bend, Indiana Notice is hereby given that the BOARD OF PUBLIC WORKS has fixed kmelb - X at 7:15 P. M., as a date on which to hear all persons interested in the improvement of . to 8 fron , and will, on said date, decide whether by the benefit accruing to abutting and adjacent property and to the City of South Bend, will be equal to or exceed the estimated cost of said improvement. Improvement Resolution No..... The above numbered Improvement Resolution for the same was adopted on BOARD OF PUBLIC WORK W. R. HINKLE OHN I. OLEINICZAK HAZEL A. TURNER, Clerk of Board. ALPH H. KUSS



•

COPY OF

Vacation Resolution

FOR VACATING

· LAD ·

Engineer's Report	
20	
Resolution Adopted	
Notice Published	
First Hearing	
Final Order	
Roll of Property Owners	
Notice of Second Hearing _	
Second Hearing	
Appeal	
Record No.	_, page

R. E. JOHNSON PRINTING CO.

COPY OF VACATION RESOLUTION

FORM XXXX

NO. 1674 , 19

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 Broadway from the West line of

the second Alley West of Miami Street to the East line of the

second Alley East of High Street.

26

Adopted this

The following property may be injuriously or beneficially effected by such vacation:

Lots 124, 125, 126, 127, B, 128, 129, A, 139, 140, 141,142, 143, 144 Wenger & Krieghbaum's Second Addition.

Notice of this resolution shall be published on the 19 day of Ming and on the 4. day of June 1976
in the South Bend Daily Tribune. This Board, at its office in the City Hall on the 16 day of June 1926 at 7:15 p. m. will hear and receive
This Board, at its office in the City Hall on the 16 day of Aure 1926 at 7:15 p. m. will hear and receive
remonstrances from all persons interested in or affected by these proceedings.

1926

May/

day of

The following property may be injuriously or beneficially effected by such vacation:

Lots 124, 125, 126, 127, B, 128, 129, A, 139, 140, 141,142, 143, 144 Wenger & Krieghbaum's Second Addition.

Notice of this resolution shall be published on the VS. day of Ming and on the F. day of furre 1976 in the South Bend Daily Tribune.

This Board, at its office in the City Hall on the 16 4. day of Aure 19 Kat 7:15 p. m. will hear and receive remonstrances from all persons interested in or affected by these proceedings.

Adopted this

26

day of Mary 1924

BOARD OF PUBLIC WORKS

DEPARTMENT OF PUBLIC WORKS

Notice of Hearing of Assessments of Benefits and Awards of Damages

Received this molice

Reliebly String Comp

Serve this notice

by delivering a copy at his last usual place of residence in South Bend, Indiana, this

Hibberd Printing Co., 71063, South Bend, Indiana

CITY OF SOUTH BEND, INDIANA DEPARTMENT OF PUBLIC WORKS

OFFICE OF THE BOARD

Notice of hearing and amount of assessments and awards of damages

To Reliable Dairy Co.

Notice is hereby given you that an award of damages or an assessment of benefits has been made in behalf of real estate, situated in the City of South Bend, Indiana, owned by you, known and described as follows: to-wit:

Which award of damages or assessments of benefits is set opposite said description.

· tennat (1)		Damages	Benefits	Net Damages	Net Benefits
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22				place this	

Vacation Resolution No. 1674

May 26,

All in pursuance to a resolution adopted by the Board of Public Works of said City on **XXXXXX**. 19. 26 authorized by the provision of an act of the General Assembly of the State of Indiana, approved March 6, 1905, entitled "An act concerning municipal corporations".

The Board of Public Works will meet in its office at 7:15 P. M. on <u>September 1</u> <u>19</u> <u>26</u>, for the purpose of hearing any remonstrances which you may desire to present in regard to the amount of your award of damages or assessments of benefits as aforesaid.

Board of Public Works

JOHN J. OLEJNICZAK

RALPH H. KUSS

W. R. HINKLE

Vacation Resolution No. 1674

All in pursuance to a resolution adopted by the Board of Public Works of said City on **XXENTIXI**, 19. 26 authorized by the provision of an act of the General Assembly of the State of Indiana, approved March 6, 1905, entitled "An act concerning municipal corporations".

The Board of Public Works will meet in its office at 7:15 P. M. on <u>September 1</u> <u>19.26</u>, for the purpose of hearing any remonstrances which you may desire to present in regard to the amount of your award of damages or assessments of benefits as aforesaid.

> Board of Public Works KALPH H. KUSS

Hazel A. Turner, Clerk of Board.

President.

May 26,

of real catate. to-wit: March 6 **DEPARTMENT OF PUBLIC WORKS** 650 Motice Brit purpose IIA authorized Buard 1905, entitled DUTSUARCE Vaca петеру. betautiz. edroW bildug lo EO.L.t. alflenged to standarssess to . Biven 臣 03 JITY OF -11 Notice of Hearing of Assessments of Benefits YIR. AN Resolution and Awards of Damages YOU the noituloa Ind remenstrances Ciph jarly concerning municipal corporations DEPARTMENT OF Received this notice on any 19 1986 Northern Indiany Public Service Co. by Asstruguence allomy toer III'w RILBI 110 10 hetqohs dimo2 hTRWB. HTU02 Fublic Mobies 11B No. oliv he sollio at his OFFICE OF act of which you of damages Band, Indiana, owned Shit tauoms hus gaineed to Telt Bervice o Board Shi THE BOARD DE Board of Public Works Damages General FUBLIC OF desire. ITB Public 5 BSBB M. On Assembly 10 WOTKS pà Benet 100 INDIANA present You. redmetusk Serve this notice. 30 hus nwonal then all and III che. inggerd JOHN T. OLEINICZAS CITA State by delivering a copy at his last usual place K. HIMKLE BRE and awards of damage of residence in South Bend, Indiana, this to the amount of , Rugibal lo described pseu , 19 ni obsen roł, 35. er. SB approved awollo's Mudsd YOUT Hibberd Printing Co., 71063, South Bend, Indiana

КАЦРН Н. КUSS

CITY OF SOUTH BEND, INDIANA DEPARTMENT OF PUBLIC WORKS

OFFICE OF THE BOARD

Notice of hearing and amount of assessments and awards of damages

Northern Indiana Public Service o.

To

Notice is hereby given you that an award of damages or an assessment of benefits has been made in behalf of real estate, situated in the City of South Bend, Indiana, owned by you, known and described as follows: to-wit:

Which award of damages or assessments of benefits is set opposite said description.

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Second Addition	3 00.00	00.00	(each)	Co+
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Vacation Resolution No. 1674

All in pursuance to a resolution adopted by the Board of Public Works of said City on <u>189</u> 26 19 26; authorized by the provision of an act of the General Assembly of the State of Indiana, approved March 6, 1905, entitled "An act concerning municipal corporations".

The Board of Public Works will meet in its office at 7:15 P. M. on <u>September 1</u>, <u>19.26</u>, for the purpose of hearing any remonstrances which you may desire to present in regard to the amount of your award of damages or assessments of benefits as aforesaid.

Board of Public Works

JOHN J. OLEJNICZAK

RALPH H. KUSS

W. R. HINKLE

Vacation Resolution No. 1674

All in pursuance to a resolution adopted by the Board of Public Works of said City on <u>19 26</u>; authorized by the provision of an act of the General Assembly of the State of Indiana, approved • March 6, 1905, entitled "An act concerning municipal corporations".

The Board of Public Works will meet in its office at 7:15 P. M. on <u>September 1</u>, <u>19 26</u>, for the purpose of hearing any remonstrances which you may desire to present in regard to the amount of your award of damages or assessments of benefits as aforesaid.

> Board of Public Works KALPH H. KUSS

Hazel A. Turner, Clerk of Board.

President.

Department of Public Works

NOTICE OF RESOLUTION OF

1674, 1676, 1677

This notice to be inserted in the South Bend Tri-28th day of May and on the 4th day of June and at no other time.

I926

CITY OF SOUTH BEND, INDIANA

DEPARTMENT OF PUBLIC WORKS

Notice of Resolution of

Notice is hereby given that the Board of Public Works of said City at a meeting of said Board, held on the day of 199..., adopted

zarabains for the resolutions for the improvements the following described property:

Pavement of Sunnysid Syeme from Sunnymode Avenue to Mayne Street South under Improvement Resolution No. 1676.

Favoment of the first alloy South of Elder Street from the second alloy West of Carroll Street to the second alley East of Michigan Street under Improvement Resolution No. 1677.

Vacation of the first alloy north of Broadway from the West line of the second elloy west of Mismi Street to the East Line of the second alley Mest of High Street under Vacation resolution No.1674.

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Said Board will meet al P. M., on the 18th day of 1925, at its office in the City Hall and receive and hear remonstrances from all persons interested in or af-

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9.11 Providentill most 9-15	P. M., on the Isth		0.0
Said Board will meet at		es from all persons interes	

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RESOLUTION

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	V. P. Hinkle
DO ADD OD DUDI ICI WODES	John J. Olejniczak
BOARD OF PUBLIC WORKS	Relph H. Kuss
Hazel A. Turner, Clerk of the B	

Assessment Roll No. and Final Estimate for

VACATION
On 1st ALLEY NORTH OF BROADWAY
From W.L. 2ND ALLEY W OF MIAMI ST.
To E.L. 2ND ALLEY E OF HIGH ST.,
under MARKENER Resolution No16.74
adopted on the
MAY, 192.6, and
recorded in Record Page
Contract signed on theday
of, 192
NET DAMAGES \$ 00.00
NET BENEFITS\$ 00.00
Assessment Roll Filed
Assessment Roll Hearing
Assessment Roll Confirmed
Final Estimate Allowed
Final Estimate Hearing
Final Estimate Confirmed
Rug is 1
Notices sent alleg19-26
HIBBERDIDIT-SOUTH BEND

TT DI COMPANY	Vacation .	1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1			
Cost of the	Improventent of	First Alley No.	rth of Broadwa	y	
• 757		Street.			
	Public Works of the City of				
of the Incomment	Civil Engineer of said Cit n ist Al known as the of Mian resolution of the Board of	ni St to Bast	line of 2nd Al	ley-Bast-of-Hig	h-Stree
	upon the terms of the cont				
	f Public Works, on the par				
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The	total	frontage	assessed	for	pavement	is	feet,	atper	front	t foot
The	total	frontage	assessed	for	pavement	18	feet,	atper	front	t foot
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								"		
* 6	66	frontage	Venet	101	cement v	walk is	65	66 ·····	**	11
The	total	cost of th	XXXXXX	X.X.A	at is \$00	0.00		"	0	

And in the following tabular statement is given the name of each property owner on that part of the street so improved; the number of front feet owned by the respective owners; the amount of the cost of such improvement assessed upon each lot or parcel of ground bordering thereon; the full description, together with the owner's name, of each lot or parcel of ground bordering on said part of said street so improved; the amount of allowance made to each owner on account of former improvements, and the net amount due from the owner of each tract of real estate, after deducting the aforesaid allowances.

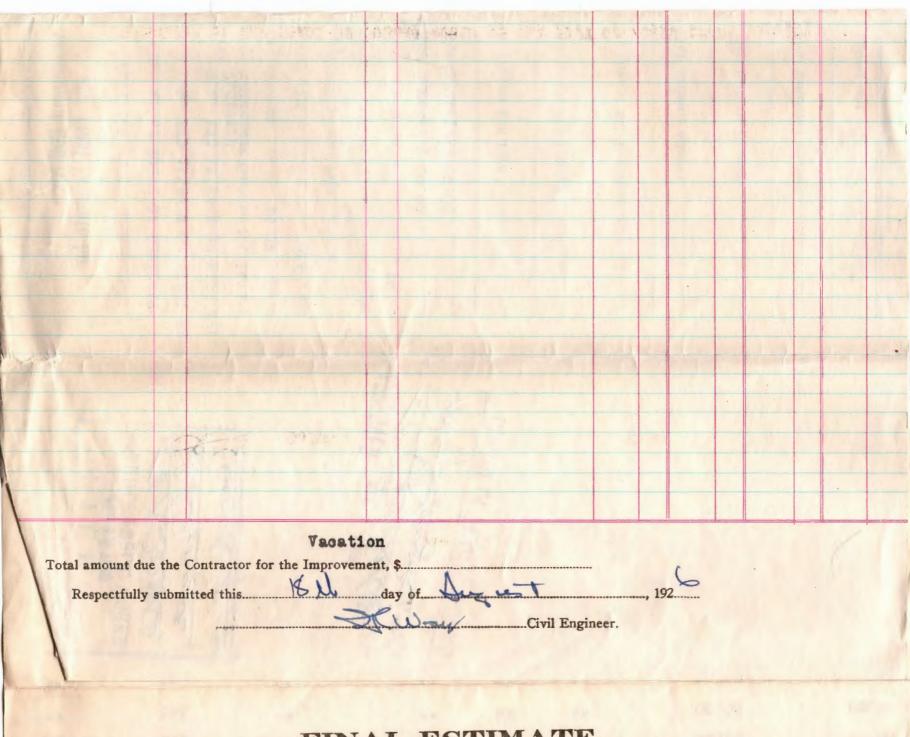
All of said real estate bordering on said improvements being in the City of South Bend, St. Joseph County, Indiana.

In describing said real estate, the following abbreviations are made to-wit: N. for North; S. for South; E. for East; W. for West; ft. for feet; ex. for except; Sd. for side; Ed. for end; C. for chains; L. for links; O. P. for original plat; B. L. for lots contained in the State Bank of Indiana's 1st, 2nd and 3d Plats of Out-Lots to the Town of South Bend, which lots are numbered consecutively through the several plats, from 1 in 1st plat to 180 in 3rd plat; Add. for addition; Sub. for sub-division; L. for Lowell; T. S. B. for Town of South Bend; C. S. B. for City of South Bend.

Description of Real Estate Bordering on the Improvement		front			ASSESSMENT										
PART OF LOT	stori Name	of Addition of	r Sub-Di v .	feet	NAME	NAME OF OWNER			Cts.	\$	Cts.	\$ (Cts.	\$	Cts.
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The first Alley North of Broadway from the West line of the Second Alley West of Miami Street to the East line of the Second Alley East of High Street.									
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						DAM	GES	BENEF	IT
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	125	17 17		rn Indian Service	Company ,	00	.00	00	.0
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FF FE	129	17 19	** **	19 10	11 11	00	.00	00	.0
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FINAL ESTIMATE