

RESOLUTION NO. 0002-2023

**A RESOLUTION OF THE SOUTH BEND BOARD OF PARK COMMISSIONERS
ACCEPTING THE TRANSFER OF REAL PROPERTY FROM THE CITY OF SOUTH
BEND BOARD OF PUBLIC WORKS**

WHEREAS, the South Bend Board of Park Commissioners (the “Park Board”) exists and operates pursuant to Ind. Code 36-10-3 and 36-10-4; and

WHEREAS, in accordance with IC 36-10-4 the exclusive control of all property within the City used for park purposes is vested in the Park Board; and

WHEREAS, the City of South Bend, Indiana, Board of Public Works (the “Board”) has custody of real property owned by the City of South Bend, Indiana (the “City”) pursuant to Ind. Code Section 36-9-6-3; and is authorized to transfer such property to another governmental entity pursuant to Ind. Code Section 36-1-11-8; and

WHEREAS, the Board holds certain real property located in the City and comprising a portion of the land and improvements known as Dr. Martin Luther King, Jr. Community Center, as more particularly described on Exhibit A (the “Property”); and

WHEREAS, the Park Board desires to obtain the Property for park purposes; and

WHEREAS, the Board has passed a resolution authorizing transfer of the Property in accordance with Ind. Code 36-1-11-8; and

NOW, THEREFORE, BE IT RESOLVED BY THE SOUTH BEND BOARD OF PARK COMMISSIONERS AS FOLLOWS:


1. The Park Board accepts the conveyance of the Property from the Board in accordance with Indiana Code Section 36-1-11-8; 36-10-4-9(c)(1); and 36-10-4-20(a) pursuant to a quit claim deed in a form substantially similar to the document attached hereto as Exhibit B, conveying all of the Board’s right, title, and interest in the Property to the Park Board.

2. The Park Board authorizes Joseph Molnar of the City’s Department of Community Investment to present for recordation in the Office of the Recorder of St. Joseph County, Indiana, the deed conveying the Property to the Park Board, as well as to execute any other document necessary to affect the Board’s conveyance to the Park Board.

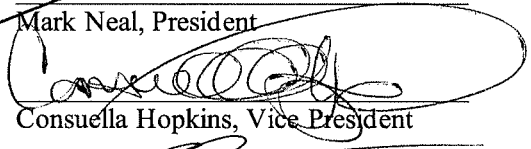
3. This Resolution will be in full force and effect upon its adoption by the Board.

ADOPTED at a meeting of the South Bend Board of Park Commissioners, held on May 22, 2023 at 219 S. St. Louis Blvd., South Bend, Indiana 46617.

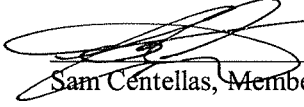
SOUTH BEND BOARD OF PARK COMMISSIONERS



Mark Neal, President



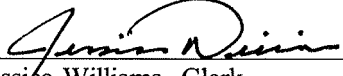
Consuella Hopkins, Vice President



Sam Centellas, Member

Georgianne Walker, Member

ATTEST:



Jessica Williams, Clerk

EXHIBIT A

Legal Description

PARCEL I: SW 1/4 LOT 14 & PTE 1/2 VAC ALLEY COLLEGE GROVE
PARCEL NO. 018-2008-007403

PARCEL II: 58.8' E End Ne 1/4 Lot 2 & Pt E 1/2 Vac Adams St College Grove Addition
PARCEL NO. 018-2008-007002

EXHIBIT B

Form of Quit Claim Deed
018-2008-007403 – 210 College
018-2008-007002 – 231 Adams

NSDAAA
NSD1UB

018-2008-007403
018-2008-007002

RETURN TO:
City of South Bend
227 W Jefferson Blvd., Ste 1308
South Bend, IN 46601

2023-11690
AUDITOR'S RECORD RECORDED AS PRESENTED ON
TRANSFER NO. 015 03/30/2023 11:31 AM
TAXING UNIT SOB MARY BETH WISNIEWSKI
KEY NO. 018-2008-007403 ST. JOSEPH COUNTY
018-2008-007002 RECORDER
Fees: 3 FEES: 25.00

QUIT CLAIM DEED

THIS INDENTURE WITNESSETH THAT Civil City of South Bend, Indiana, acting by and through its Board of Public Works ("Grantor")

CONVEYS and QUIT CLAIM TO

the South Bend Board of Park Commissioners ("Grantee"), for consideration other than monetary the receipt whereof is hereby acknowledged, the following described REAL ESTATE in Saint Joseph County, in the State of Indiana, to wit:

cf

SEE ATTACHED EXHIBIT "A"

Subject to covenants, restrictions, easements of record and other matters of record.

IN WITNESS WHEREOF, the Grantor has executed this deed this 9th day of May, 2023.

The undersigned persons executing this Quit Claim Deed on behalf of the Grantor represent and certify that each has been fully empowered and authorized to execute this Quit Claim Deed and that all action necessary to complete this conveyance on Grantor's behalf has been duly taken.

[Signature page follows]

DULY ENTERED FOR TAXATION
ST. JOSEPH CO. INDIANA
SUBJECT TO FINAL ACCEPTANCE
FOR TRANSFER



50' 3
30

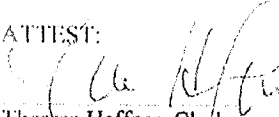
GRANTOR:

**Civil City of South Bend, Indiana,
acting by and through its
Board of Public Works**

By:


Elizabeth Maradik, President

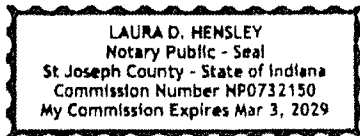
ATTEST:



Theresa Heffner, Clerk

STATE OF INDIANA)
) SS:
ST. JOSEPH COUNTY)

Before me, the undersigned, a Notary Public for and in said County and State this 9th day of May, 2023, personally appeared Elizabeth Maradik and Theresa Heffner, known to me to be respectively the Board and Clerk of the City of South Bend, Indiana, Board of Public Works, the Grantor named herein and acknowledged execution of the foregoing Quit Claim Deed, being authorized by Resolution No. 21-2023 of the City of South Bend, Indiana, Board of Public Works so to do.

IN WITNESS WHEREOF, I have hereunto subscribed my name and affixed my official seal.




Laura D. Hensley, Notary Public
Resident of St. Joseph County, Indiana
Commission expires: March 3, 2029

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

Prepared by Danielle Campbell Weiss, Assistant City Attorney, 1200 S. County-City Building, 227 W. Jefferson Blvd., South Bend, IN 46601

Exhibit A.

Legal Description of Property

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