

# 362

Sewer easement, east of Miami  
Road and south of Ireland  
Road (west of Scottsdale Add.)  
& extending to north line of  
Jackson Rd.

49267

#362

ST. JOSEPH CO.  
INDIANA  
FILED FOR RECORD

MAR 6 2 19 PM '64

BOOK  
JAMES L. WALSH  
RECORDER

648 PAGE 583-84

INDEXED

CHECKED

100  
B.

GRANT OF EASEMENT

19767

THIS INDENTURE WITNESSETH: That W. C. GAMMONS and ALICE E. GAMMONS, husband and wife, of St. Joseph County, Indiana, grant, bargain, sell, convey and warrant to the MUNICIPAL CITY OF SOUTH BEND, INDIANA, for and in consideration of One Dollar (\$1.00) and other good and valuable consideration, the receipt whereof is hereby acknowledged, a right of way and easement with the right, privilege and authority to said Municipal City of South Bend, Indiana, to construct, operate and maintain a sanitary and storm sewer and water line in, on, along, under and through the following described real estate in St. Joseph County, Indiana, to-wit:

Part of the Southwest Quarter (1/4) of the Southwest Quarter (1/4) of Section Thirty (30), Township Thirty-seven (37) North, Range Three (3) East, described as beginning at the Southwest corner of said Section Thirty (30), running thence North Six Hundred Fifty-three (653) feet, thence East Eight Hundred Eight and Forty-one Hundredths (808.41) feet, thence South Six Hundred Fifty-three (653) feet, thence West Eight Hundred Eight and Forty-one Hundredths (808.41) feet to the place of beginning, containing Twelve and Twelve Hundredths (12.12) acres. Subject to legal highways.

The center line of said easement shall be located as follows:

Beginning at a point Six Hundred Fifty-three (653) feet North and Three Hundred and Three Tenths (300.3) feet East of the Southwest corner of Section Thirty (30), Township Thirty-seven (37) North, Range Three (3) East, thence Southwesterly a distance of One Hundred Forty-four (144) feet, more or less, to a point Five Hundred Twenty (520) feet North and Two Hundred Forty-five (245) feet East of said Southwest corner of said Section Thirty (30), thence Southeasterly a distance of Five Hundred Ninety-five and Four Tenths (595.4) feet, more or less, to a point on the South line of said Section Thirty (30), which is Five Hundred Thirty-five (535) feet East of said Southwest corner of said Section Thirty (30), Township Thirty-seven (37) North, Range Three (3) East.

It is understood and agreed by and between the parties hereto that the right of way easement shall be Thirty (30) feet wide for a period of one (1) year from the date hereof for construction purposes. The grantors hereby limit their grant of said easement along the center line above described to a width of thirty (30) feet for a period of one (1) year from the date hereof, and upon completion of construction said Thirty (30) feet wide area shall be restored

to grade by the grantee.

BOOK 648 PAGE 584

It is further understood and agreed by and between the parties hereto that the right of way and easement above described shall be Fifteen (15) feet wide from and after one (1) year from the date hereof and that the grantors herein specifically limit their grant of an easement over the real estate above described along the center line above described to a width of fifteen (15) feet.

It is further understood and agreed by and between the parties hereto that it is a part of the consideration hereof and the grantee accepts the grant herein made upon condition that the owner or owners of all or any part of the Twelve and Twelve Hundredths (12.12) acre tract of land first hereinabove described over which the above described right of way easement is hereby granted shall be permitted to make necessary connections to use the sewers and water lines to be constructed and maintained by the grantee paying therefor at the customary cost at the time of the connection and at the customary rates for service charged residents of the City of South Bend, Indiana.

IN WITNESS WHEREOF, the said W. C. Gammons and Alice E. Gammons, have hereunto set their hands and seals this 16th day of December, 1963.

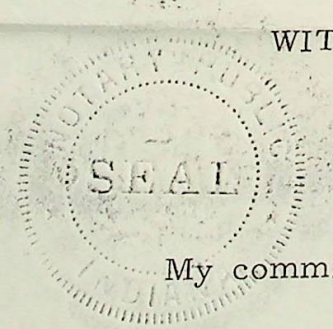
W. C. Gammons  
W. C. Gammons  
Alice E. Gammons  
Alice E. Gammons

ST. JOSEPH CO.,  
INDIANA  
FILED FOR RECORD  
MAR 6 19 1964  
PAGE  
JAMES T. WALSH

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

Before me, the undersigned, a notary public in and for said county and state personally appeared the within named and Alice E. Gammons, husband and wife, who acknowledged the foregoing grant of easement to be their voluntary act and deed.

WITNESS my hand and seal this 16th day of December, 1963.



Rosemary Walsh  
Rosemary Walsh, Notary Public

My commission expires  
December 26, 1966

APPROVED  
BOARD OF PUBLIC WORKS & SAFETY

DECEMBER 20 1963  
THIS INSTRUMENT WAS PREPARED BY  
JOHN W. MONTGOMERY  
J. Paul