

Grant of Easement -
Was Resol. # 3230

Wenger + Kreigbaum 2nd Addr

#455

ST. JOSEPH CO.
INDIANA
FILED FOR RECORD

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EDWIN A. KALCZYNSKI 403
RECORDER

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GRANT OF EASEMENT

BOOK 709 PAGE 402

THIS EASEMENT made this 18TH day of ~~February~~ ^{JUNE}, 1968, by and between Cardinal Bottling Company, Inc.; Reliable Dairy, Inc.; Northern Indiana Public Service Company; and H. J. Schrader Co., Inc., hereinafter referred to as the "Grantors", and the City of South Bend, Indiana, hereinafter referred to as the "Grantee";

WITNESSETH:

WHEREAS, the Grantors are the owners of real estate adjoining a certain public alley described as the first alley east of High Street extending southerly from Pennsylvania Avenue a distance of approximately 188.6 feet, which alley is being vacated pursuant to Vacation Resolution No. 3230; and

WHEREAS, the Grantors are desirous of executing and giving an easement to the Grantee to construct and maintain all publicly owned utilities and surface water control structures and ditches within said vacated right-of-way.

Now this Grant of Easement,

WITNESSETH:

That the Grantors hereby grant unto the Grantee the full and free right and authority to construct and maintain all publicly owned utilities and such water control structures and ditches within the vacated right-of-way and to agree not to build any buildings or a canopy having a clearance of less than 13 feet on said vacated right-of-way on the real estate hereinbefore described.

IN WITNESS WHEREOF, the Grantors have hereunto caused this Easement to be executed the day and year first above written.

CARDINAL BOTTLING COMPANY, INC.

By Frank Palmer, Jr. President

ATTEST:

Irene M. Kenna Secretary

RELIABLE DAIRY, INC.

By Frank Palmer, Jr. President

ATTEST:

Marion Lambka Secretary

NORTHERN INDIANA PUBLIC SERVICE COMPANY

By C. D. Rees President

ATTEST:

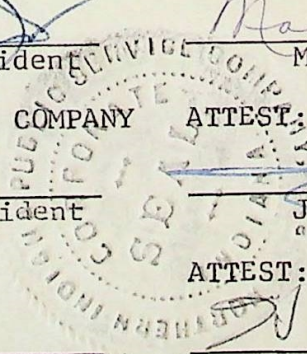
John E. Reil Secretary

H. J. SCHRADER CO., INC.

By F. Kramer President

ATTEST:

H. R. Goodhew Secretary



Dept of Engineering City Hall
Attn: W.H. Kirkwood

455

Dept. of Engineering
City Hall

Attn: W.H. Kirkwood

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ATTEST:

Irene M. Kenna Secretary

RELIABLE DAIRY, INC.

By Frank Palmer, Jr. President

ATTEST:

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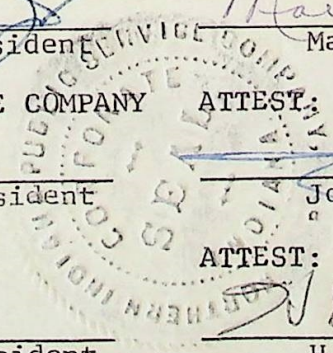
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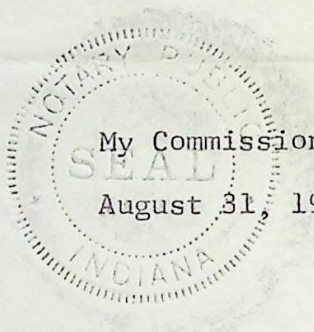


STATE OF INDIANA)
) SS:
ST. JOSEPH COUNTY)

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Frank Palmer, Jr. and Irene M. Kenna, to me known to be the President and Secretary of Cardinal Bottling Company, Inc.; Frank Palmer, Jr. and Marion Lambka, to me known to be the President and Secretary of Reliable Dairy, Inc.; C. D. Rees and John E. Reil, to me known to be the President and Secretary of Northern Indiana Public Service Company; and F. Kramer and H. R. Goodhew, to me known to be the President and Secretary of H. J. Schrader Co., Inc., who, on behalf of said corporations, acknowledged the execution of the foregoing Grant of Easement, this 18th day of June, 1968.

Carol S. Lynch

Carol S. Lynch, Notary Public



My Commission Expires:
August 31, 1971.

ST. JOSEPH CO.
INDIANA
FILED FOR RECORD
JAN 2 10 29 AM '69
BOOK PAGE
EDWIN A. KALCZYNSKI
RECORDER

This instrument prepared by: Milton A. Johnson
801 Odd Fellows Building
South Bend, Indiana 46601