

469

A tract of land located in the east 1/2 of Sec. 4,
portage Twp. beginning on the north line of Prast
Boulevard.

relocating that portion of Prast Blvd., between Illinois
Street and Sheridan Avenue vacated under Vac. Res.
#3298 - Bendix Corp.

for a street

Val Rec.
3398

#469

76278

Transfer 1378
Taxing Unit
Date 4/13/20

WARRANTY DEED

THIS INDENTURE WITNESSETH that THE BENDIX CORPORATION (formerly the Bendix Aviation Corporation), a Delaware Corporation, with offices in the City of South Bend, St. Joseph County, Indiana, conveys and warrants to the City of South Bend, St. Joseph County, State of Indiana for and in consideration of ONE DOLLAR (\$1.00) and other valuable consideration, the receipt whereof is hereby acknowledged, the following Real Estate in St. Joseph County in the State of Indiana, to wit:

A tract of land located in the East One-Half (1/2) of Section 4, Portage Township, beginning on the north line of Prast Boulevard as now exists at a point 3.02 feet west of the west line of Illinois Street, said point being the Point of Curvature of a 240.863 foot radius curve to the left; thence northwesterly on and along said 240.863 foot radius curve with a chord bearing of N 58° 19' W and a chord length of 253.01 feet through a central angle of 63° 22' and an arc length of 266.38 feet to the southerly line of Ardmore Trail, said point being the Point of Tangency of said curve; thence S 63° 22' W on and along said southerly line of Ardmore Trail a distance of 80.00 feet to the Point of Curvature of a 320.863 foot radius curve to the left; thence southeasterly on and along said 320.863 foot radius curve with a chord bearing of S 58° 19' E and a chord length of 337.05 feet through a central angle of 63° 22' and an arc distance of 354.86 feet to a point on the south line of Prast Boulevard 3.02 feet west of the west line of Illinois Street, said point being the Point of Tangency of said curve; thence north a distance of 80.00 feet to the place of beginning, containing an area of 24,849.90 square feet, more or less;

subject to the condition that said tract of land will be used by the City of South Bend for the purpose of constructing and maintaining a public street thereon, and subject further to the condition that in the event said tract of land ceases to be used by the City of South Bend as a public street, then and in that case the tract of land hereinbefore described shall immediately revert to the grantor, its successors or assigns, as if this conveyance had not been made.

No Indiana Gross Income Tax due or owing on this Dedication of Real Estate.

Real Estate Transfer
Valuation Affidavit Filed
Stephan M. Egyhazi
Auditor, St. Joseph County, Indiana

ST. JOSEPH CO. INDIANA FILED FOR RECORD

APR 3 3 24 PM '70

IN WITNESS WHEREOF, THE BENDIX CORPORATION has caused this indenture to be executed in its name, by H. G. TARTER, its Vice President and Group Executive, attested by C. W. WOMER, its Assistant Secretary, and its Corporate seal to be affixed hereto this 29th day of October, 1969.

ST. JOSEPH CO. INDIANA FILED FOR RECORD

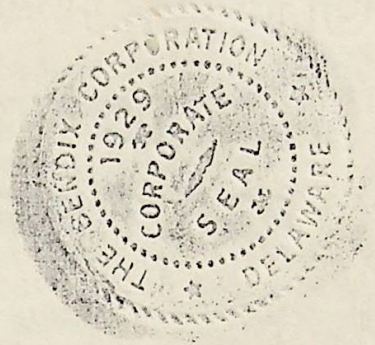
APR 3 3 24 PM '70

BOOK PAGE RECORDER DWIH A. KALOZYNSKI

THE BENDIX CORPORATION

By H. G. Tarter
H. G. Tarter
Vice President and Group Executive

Attest:
C. W. Womer
C. W. Womer, Assistant Secretary

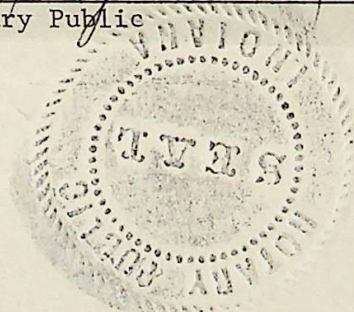


STATE OF INDIANA)
) SS:
ST. JOSEPH COUNTY)

On this 29 day of October, 1969, before me appeared H. G. TARTER and C. W. WOMER, personally known to me, who being by me duly sworn, did say that they are respectively the Vice President and Group Executive and the Assistant Secretary of THE BENDIX CORPORATION, grantor named in the above conveyance, that the seal affixed to said instrument is the Corporate seal of said Corporation and that said instrument was signed and sealed in behalf of said Corporation by authority of its Board of Directors and did acknowledge said instrument to be the free act and deed of said Corporation.

Mary M. Kulp
Notary Public

My Commission Expires:
January 24, 1971



MJS:bg

Prepared by:
-2- Michael J. Stepanek, Jr.
Staff Attorney
The Bendix Corporation
401 Bendix Drive
South Bend, Indiana

OFFER TO DEDICATE A TRACT OF LAND FOR THE RELOCATION
OF A PORTION OF PRAST BOULEVARD

May 12 , 1969

TO THE HONORABLE BOARD OF PUBLIC WORKS AND
SAFETY OF THE CITY OF SOUTH BEND, INDIANA:

THE BENDIX CORPORATION (hereinafter referred to as "BENDIX") hereby represents and certifies that it is the legal owner of Lots 176 and 177, Westchester Second Unit, East One-half (1/2), Section 4, Township 37 North, Range 2 East, Portage Township, South Bend, Indiana; and

WHEREAS, the City of South Bend, Indiana, desires to relocate a portion of Prast Boulevard, a public street, from Illinois Street to its present intersection with Sheridan Avenue and Ardmore Trail, to a proposed intersection with Ardmore Trail; and

WHEREAS, BENDIX has caused to be filed with the Board of Public Works and Safety of the City of South Bend, Indiana, a Petition to Vacate a Certain Portion of Prast Boulevard Between Illinois Street and the Intersection of Sheridan Avenue and Ardmore Trail, In South Bend, Indiana, wherein the portion of Prast Boulevard to be vacated under that Petition would revert to the ownership of BENDIX as an extension of the above-described Lots 176 and 177; and

WHEREAS, the relocation of a portion of Prast Boulevard, to a proposed intersection with Ardmore Trail would require the rededication of a portion of the land vacated under the above-described Petition, as well as the dedication of a portion of the above-described Lot 176;

NOW, THEREFORE, BENDIX does hereby offer and agree to give, warrant, grant, bargain, sell and convey unto the City of South Bend, Indiana, for the sum of One Dollar (\$1.00) and other good and valuable consideration, the tract of land described as follows; to wit:

A tract of land located in the East One-half (1/2) of Section 4, Portage Township, beginning on the north line of Prast Boulevard

FILED

MAY 12 1969

Board of Public Works & Safety
CITY OF SOUTH BEND, INDIANA

as now exists at a point 3.02 feet west of the west line of Illinois Street, said point being the Point of Curvature of a 240.863 foot radius curve to the left; thence northwesterly on and along said 240.863 foot radius curve with a chord bearing of N 58° 19' W and a chord length of 253.01 feet through a central angle of 63° 22' and an arc length of 266.38 feet to the southerly line of Ardmore Trail, said point being the Point of Tangency of said curve; thence S 63° 22' W on and along said southerly line of Ardmore Trail a distance of 80.00 feet to the Point of Curvature of a 320.863 foot radius curve to the left; thence southeasterly on and along said 320.863 foot radius curve with a chord bearing of S 58° 19' E and a chord length of 337.05 feet through a central angle of 63° 22' and an arc distance of 354.86 feet to a point on the south line of Prast Boulevard 3.02 feet west of the west line of Illinois Street, said point being the Point of Tangency of said curve; thence north a distance of 80.00 feet to the place of beginning, containing an area of 24,849.90 square feet, more or less, and as shown on the enclosure attached herewith;

subject to the conditions that said tract of land is to be used by said City of South Bend for the purpose of constructing and maintaining a public street thereon, and subject further to the condition that in the event that said tract of land ceases to be used by said City of South Bend as a public street, then and in that case the tract of land hereinbefore described shall revert back to BENDIX as if the conveyance had not been made.

This Offer to Dedicate is expressly conditioned upon the granting of the above-described Petition to Vacate filed by BENDIX.

THE BENDIX CORPORATION

By

H. G. Zarter

H. G. Zarter

Vice President and Group Manager

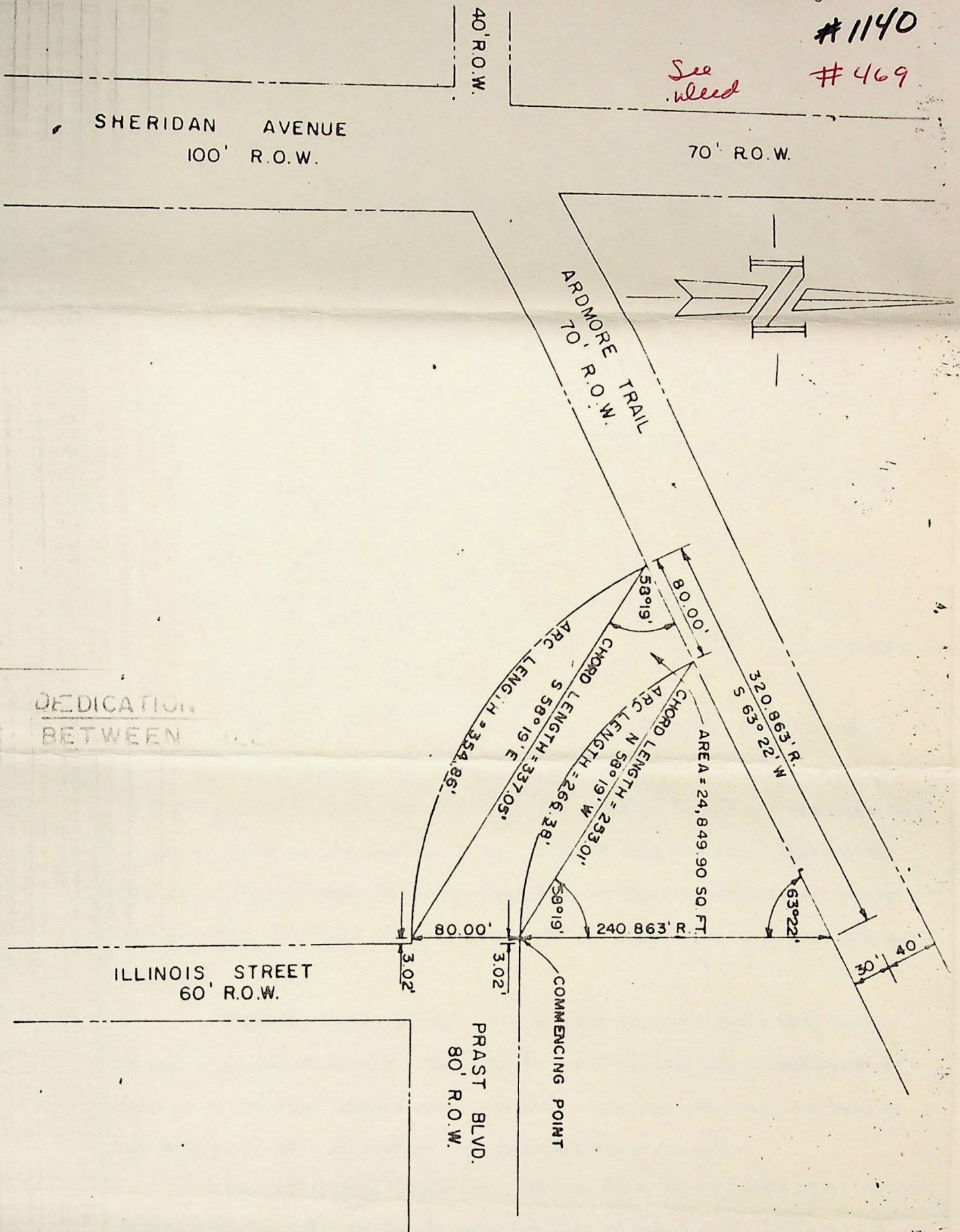
RELOCATION OF A RELOCATED PORTION OF PRAST BLVD.
 BETWEEN ILLINOIS ST. AND SHERIDAN AVENUE

Res. # 3298

#1140

See
 attached

#469



DEDICATION
 BETWEEN

DEDICATION
 BETWEEN