

#554

DEED OF GIFT 10/26/59 - Morris Civic Auditorium.

See Abstract

Palace Theatre <sup>Morris</sup> Auditorium

1959

90757

Deed of Gift

STATE OF INDIANA, S.S. 10  
ST. JOSEPH COUNTY,  
FILED FOR RECORD

OCT 27 9 09 AM '59

BOOK 595 PAGE 73-74  
EMERY L. HIRSCHLER  
RECORDER

DULY ENTERED FOR TAXATION

October 27, 1959

RICHARD F. KLEISER

AUDITOR

ST. JOSEPH CO., INDIANA

Fee 20¢

CHECKED

INDEXED

2000

*Freda Noble*  
*City Hall City Clerk*

SEEBIRT, OARE, DEAHL & THORNBURG  
645-008 ASSOCIATES BUILDING  
SOUTH BEND 1, INDIANA

SIDWELL PG. 99

#554

90757

DEED OF GIFT  
FROM  
E. M. MORRIS FOUNDATION, INC.  
TO  
MUNICIPAL CITY OF SOUTH BEND

Transfer 33085  
Taxing Unit SB  
Date 10-27-59

THIS DEED OF GIFT AND CONVEYANCE made and entered into this 26th day of October, 1959, by and between E. M. MORRIS FOUNDATION, INC., an Indiana corporation with its principal office in the City of South Bend, St. Joseph County, Indiana, Party of the First Part, and the MUNICIPAL CITY OF SOUTH BEND, South Bend, Indiana, Party of the Second Part, WITNESSETH:

That the said Party of the First Part, in consideration of the general welfare of the City of South Bend and its environs, and in addition thereto One Dollar (\$1.00), the receipt of which is hereby acknowledged, has given and does by these presents give, grant, convey and quit-claim to the said Municipal City of South Bend all the right, title and interest now vested in it to the following described real estate in St. Joseph County, State of Indiana, to wit:

Lot Number Four (4) and Forty-two (42) feet off the North side of Lot Number Five (5) as shown on the Original Plat of the Town, now City, of South Bend, with a frontage on Michigan Street in said City of approximately One Hundred Eight (108) feet and a depth of approximately One Hundred Sixty-five (165) feet.

Together with the furniture, furnishings and fixtures therein contained.

Together with the benefits arising under and subject to all the terms, provisions, obligations and conditions, including party wall agreement, contained in a certain court decree entered by the Circuit Court of St. Joseph County, Indiana, on the 31st day of May, 1935, in the case of J. M. Ulmer as Successor Trustee, plaintiff, vs. The Theatre Corporation of South Bend, et al, defendants, and Clara Lippman, et al vs. Michigan-Colfax Theater Company, Inc., et al, cross-defendants, and docketed as Cause No. 41814 on the docket of said court.

Together also with the benefits arising under and subject to the terms of a certain agreement entered into on the 16th day of December, 1938, by and between Clara Lippman, Mabel Nuppau and Leroy Lippman of Valparaiso, Indiana, as Trustees, parties of the first part, and South Bend Palace

STATE OF INDIANA  
SOUTH BEND COUNTY  
FILED FOR RECORD

Oct 27 9 09 AM '59

BOOK PAGE  
EMERY L. HIRSCHLER  
RECORDED

#554

Theatre, Inc., an Indiana corporation, party of the second part.

TO HAVE AND TO HOLD the above described property for exclusively public purposes, to provide the residents of the said City and the surrounding territory with a civic auditorium for lectures, legitimate theater presentations, symphony concerts and other civic and educational purposes.

Dated this 26th day of October, 1959.

E. M. MORRIS FOUNDATION, INC.

BOOK 595 PAGE 74

By Robert L. Oare  
Robert L. Oare, its Vice President

Attest:

Joseph D. Barnette  
Joseph D. Barnette, its Secretary

STATE OF INDIANA }  
ST. JOSEPH COUNTY } SS:

Before the undersigned notary public in and for said County and State this 26th day of October, 1959, appeared Robert L. Oare and Joseph D. Barnette, known to me to be the Vice President and Secretary respectively of E. M. Morris Foundation, Inc., and acknowledged the execution of the foregoing deed of gift as the free act and deed of said corporation, for the uses and purposes therein set forth, pursuant to and by authority of its board of directors.

In Witness Whereof, I have hereunto subscribed my name and affixed my official seal on this 26th day of October, 1959.

Annamae Barham  
Annamae Barham, Notary Public



My commission expires:  
September 30, 1962

This instrument was prepared by Lenn J. Oare, of the law firm of Seebirt, Oare, Deahl & Thornburg, South Bend, Indiana.