

677

EASEMENT AND RIGHT-OF-WAY - Rose A. Whitmer -
A 10' wide permanent easement along the entire
Easterly property line of Lot 54, common to and
overlapping the existing 10' wide drainage ditch
easement, also a temporary construction easement
described as follows: the W. 10' of the E. 20'
of Lot 54 in Meadow View 2nd Addition, all in the
N. E. $\frac{1}{4}$ of Sec. 30, Twp. 37 N. Range 3 E. Centre
Twp.

To have and to hold the said easement and right-of-way unto the Civil City of South Bend, Indiana, and unto its successors and assigns forever.

And the said Grantors hereby covenant with the Civil City of South Bend, Indiana, that they are lawfully seized and possessed of the afore described tract or parcel of land; that they have a good and lawful right to sell and convey; that it is free from all encumbrances; and that they will warrant and forever defend the title in quiet possession thereto against the lawful claims of all persons whomsoever.

And as a further consideration for the payment of the purchase price, above stated, the Grantors hereby release all claims for damage, from whatsoever cause, incidental to the exercise of any of the rights herein granted, from the beginning of the world until this date.

It is understood and agreed by the parties hereto, that wherever in the foregoing instrument the singular number is used, it will be read as plural, if and when necessary, and that wherever words of neuter gender are employed, they will likewise apply to the masculine gender, whenever the contract requires.

IN WITNESS WHEREOF the parties have hereunto set their hands and seals this 22nd day of March, 1973.

Rose A. Whitmer

ST. JOSEPH CO.
INDIANA
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BOOK PAGE
EUGENE A. BASKER
RECORDER

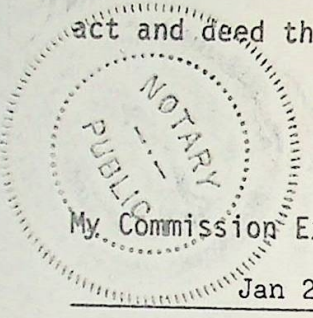
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Frank Senior
Depo 1/1/73

ST. JOSEPH COUNTY)
STATE OF INDIANA) SS:

Before me, a notary Public, in and for said County and State,
personally appeared _____ Rose A. Whitmer, 1942 E. Denslow Drive,
_____ South Bend, Indiana 46614

_____, who acknowledged the execution of the above
and foregoing instrument and right-of-way as her free and voluntary
act and deed this 22nd day of March, 1973.



David A. Wells

Notary Public David A. Wells

This instrument prepared by: James A. Roemer

Trend Sum
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