

#1058

EASEMENT AND RIGHT-OF-WAY from Louis
Zabrosky - Easement, 20' in width,
in S. W. $\frac{1}{4}$ of S.W. $\frac{1}{4}$ of Sec. 33,
Twn. 38 N., Range 2 E. in St. Joseph
County.

(BEACON BOWL SEWER)

Call 4/2

#1058

EASEMENT AND RIGHT-OF-WAY

236982

In consideration of the sum of One Dollar and other valuable consideration Dollars (\$1.00) cash in hand paid, receipt whereof is hereby acknowledged, the undersigned hereby grant, bargain, sell, convey, transfer, deliver unto the Civil City of South Bend, a permanent easement and right-of-way for the following purposes namely: For the purpose of constructing, maintaining and repairing, installing and renewing any water, sewer, and other utility facilities, for the sole purpose of constructing, maintaining, installing, repairing, and replacing and/or renewing such sewer or other facilities for all purposes whatsoever, which is located within the boundaries of a tract or parcel of land situated in the County of St. Joseph, State of Indiana, briefly described as follows:

An easement, Twenty (20) feet in width, in the Southwest Quarter (1/4) of the Southwest Quarter (1/4) of Section 33, Township 38 North, Range 2 East in St. Joseph County, Indiana, more particularly described as follows:

Commencing at the Southwest corner of Section 33, thence East along the South line of Section 33, a distance of 1105 feet; thence North parallel with the West line of Section 33, a distance of 428.31 feet to the point of beginning of this description; thence West parallel with the South line of Section 33, a distance of 75 feet; thence North parallel with the West line of Section 33, a distance of 20 feet; thence East parallel with the South line of Section 33, a distance of 100 feet; thence South parallel with the West line of Section 33, a distance of 20 feet; thence West parallel with the South line of Section 33, a distance of 25 feet to the point of beginning.

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.

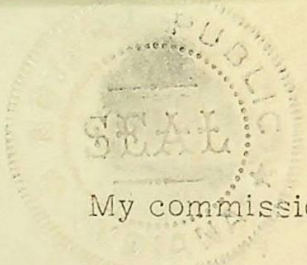
IN WITNESS WHEREOF the parties have hereunto set their hands and seals this 1st day of October, 1975.

Louis Zabrosky

ST. JOSEPH COUNTY)
INDIANA) SS:
)

Before me, a Notary Public, in and for said County and State, personally appeared Louis Zabrosky, who acknowledged the execution of the above and foregoing instrument and right-of-way as his free and voluntary act and deed this 1st day of October, 1975.

Rebecca S. Mendenhall Schaut
Notary Public



My commission expires:
December 6, 1977

BOOK PAGE
AUGUST 11, 1977
RECORDED
MAY 21 8 03 AM '77
ST. JOSEPH COUNTY
INDIANA
PUBLIC RECORD

236982

ST. JOSEPH CO.
INDIANA
FILED FOR RECORD



MAY 27 8 08 AM '77

BOOK 833 PAGE 113-114
AUGUST H. COOREMAN
RECORDER

INDEXED



3-50
B