

# 1093

EASEMENT AND RIGHT-OF-WAY from William T. and Jo Anna Martin to City of South Bend, A 7.5' wide (measured east and west) permanent easement described as being the W. 7.5' of the east 15' off of and from the entire east end of Lot No. 6 in Part of Crest Manor Sub. Sec. 1, all in the W.  $\frac{1}{2}$  of Sec. 31, Twp. 37 N., Range 3 E., Centre Twp., St. Joseph County, Indiana. This 7.5' wide easement is immediately west of and adjacent to the existing 7.5' wide easement along the entire east end of said Lot No. 6.

(CREST MANOR SEWER)





# CITY of SOUTH BEND

PETER J. NEMETH, Mayor

COUNTY-CITY BUILDING SOUTH BEND, INDIANA 46601

BOARD OF PUBLIC WORKS

Patrick M. McMahon, P.E., President  
Thomas J. Brunner, Jr.  
Peter H. Mullen

219/284-9412

October 5, 1977

Mr. & Mrs. William T. Martin  
5614 South Miami Road  
South Bend, Indiana

Dear Mr. & Mrs. Martin:

The Board of Public Works has accepted and recorded the easement agreement in connection with the Crest Manor Sewer Project. Enclosed you will find one copy of the easement for your records.

Very truly yours,

BOARD OF PUBLIC WORKS

*Patricia DeClercq*  
Patricia DeClercq, Clerk

PDC/mp  
Enclosure

INDIANA  
FOR RECORD

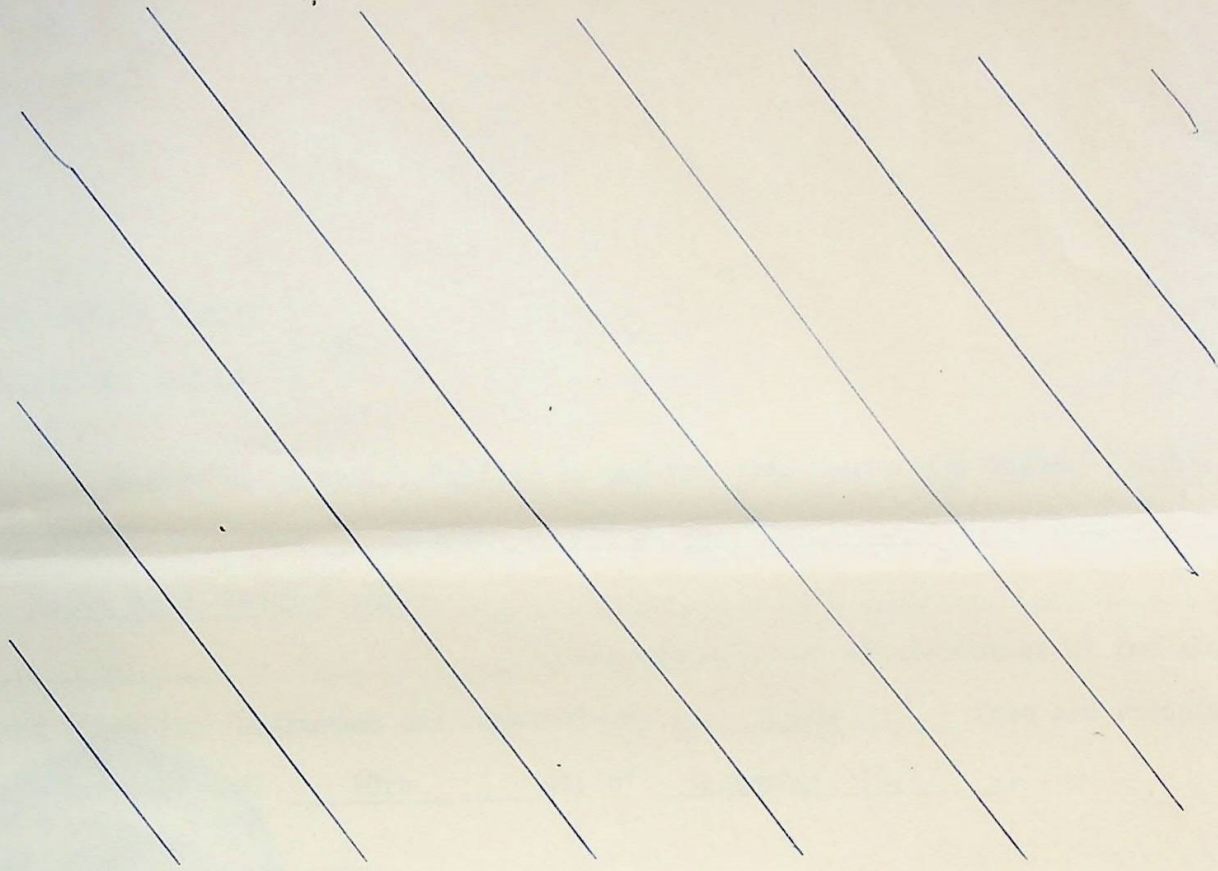
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To have and to hold the said easement and right-of-way unto the Civil City of South Bend, Indiana, and unto its successors and assigns forever.

And the said Grantors hereby covenant with the Civil City of South Bend, Indiana, that they are lawfully seized and possessed of the aforescribed 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.~~

W.T.M.  
J.A.M.

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.

William T. Martin WILLIAM T. MARTIN  
Jo Ann Martin JO ANN MARTIN

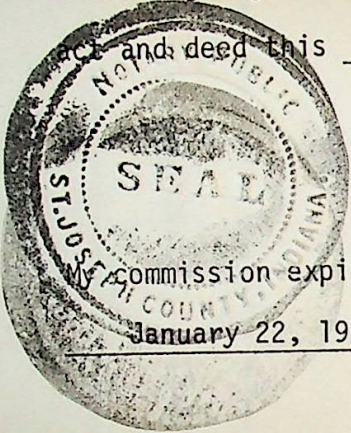


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ST. JOSEPH COUNTY )  
STATE OF INDIANA ) SS:

Before me, a Notary Public, in and for said County and State,  
personally appeared William T. and Jo Ann Martin, 5614 Miami Road,  
South Bend, Indiana 46614

\_\_\_\_\_, who acknowledged the execution of the above  
and foregoing instrument and right-of-way as their free and voluntary  
act and deed this 10th day of September, 1977,



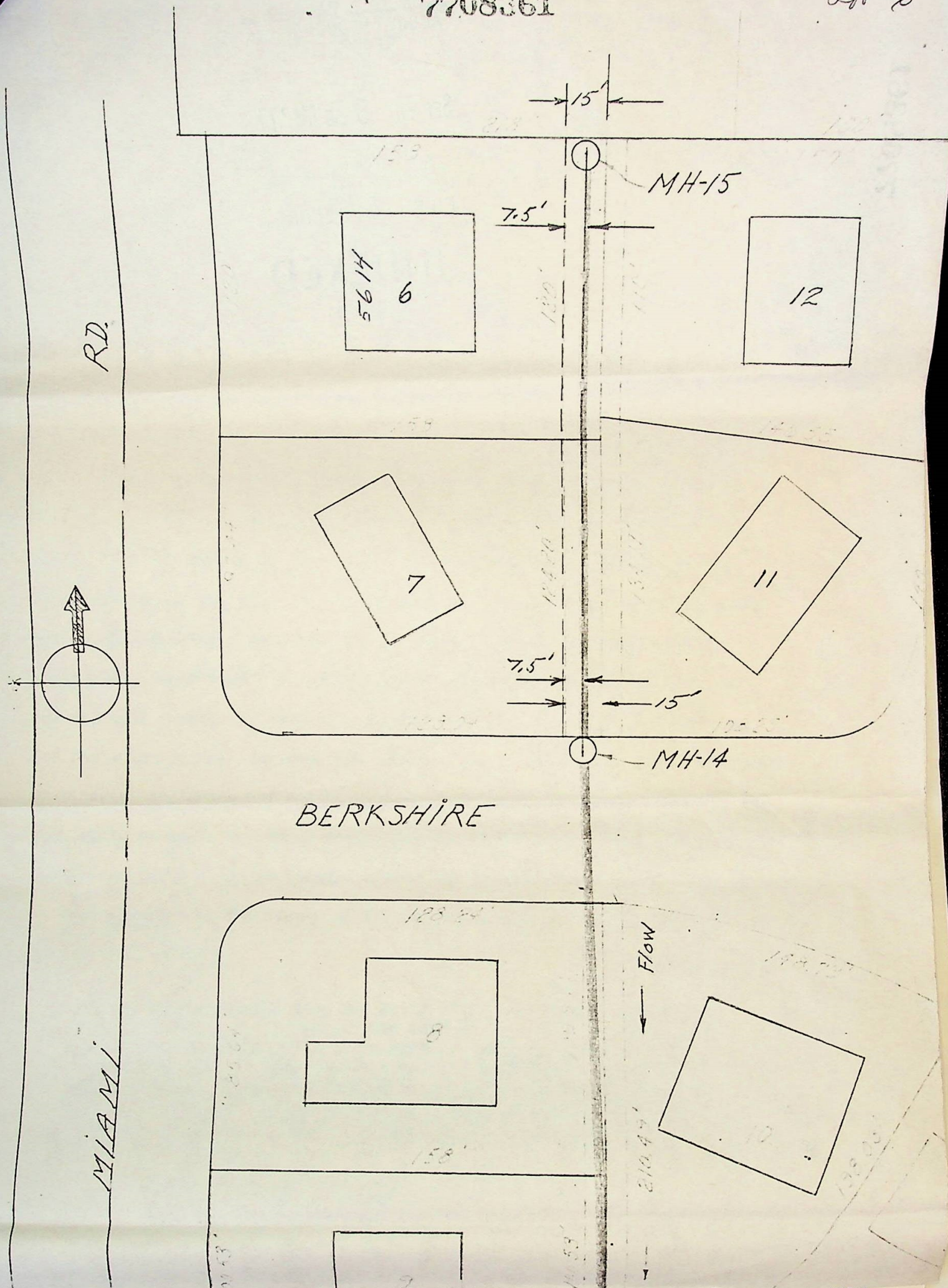
My commission expires :  
January 22, 1979

*David A. Wells*

Notary Public  
David A. Wells

This instrument prepared by Thomas J. Brunner, Jr., City Attorney





BERKSHIRE

INDIANA  
FOR RECORD

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AUGUST H. COOREMAN  
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ST. JOSEPH CO.  
INDIANA  
FILED FOR RECORD

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