

1120

CAUSE NO. H2277
CONDEMNATION PROCEEDINGS IN REGARD TO
DE MAEGT PROPERTY - WIDENING AND
IMPROVEMENT OF BENDIX DRIVE, BETWEEN
LATHROP AND CLEVELAND - AIRPORT INDUSTRIAL
PARK - PHASE IV

Wheed #1120

CLERK OF CIRCUIT, SUPERIOR & PROBATE COURTS

ST. JOSEPH COUNTY
South Bend, Indiana 46601

No. 40417 Date July 27 1976
Received of Messrs. J. A. & C. H. McBurn
Civil City of South Bend Ind
vs. Justice R. Maeght
Cause No. 2277 9B Book 416 Page 277

IN PAYMENT OF THE FOLLOWING ITEMS

Court Costs		
Judicial Fee		
Marriage Licenses		
Miscellaneous Fees		
Docket Fees	Court	
Prosecuting Attorney - Due County		
Jury Fees		
Fines and Forfeitures		
Sheriff's Fees		
Prosecuting Attorney - Due State		
Appraiser's Fee		
Fish and Game		
Printers		
Safety Responsibility Fees		
Trust <u>Transfer Into Court</u>		<u>1250 00</u>
Clerk <u>WJP</u> Deputy <u>GB</u> TOTAL		<u>1250 00</u>

PAID
JUL 27 1976
W. Joseph Doran, Clerk
St. Joseph Circuit Court

Approved by State Board of Accounts for St. Joseph County - 1959
SCM ALLIED/EGRY BUSINESS SYSTEMS DAYTON, OH.

PAYEE COPY

MAPLE RD - BENDIX - NW 80 R/W

RAY E. DEMAEGET (COURT)

5C PAGE 333

Cause No. H2277 - Book 416, Page 277 - 7/27/76
Attorney F. G. Feeney filed an exception to the appraisals in August, 1976.
There has been no judgment in the case.

Beginning at a point 895 feet North of and 20 feet West of the Southeast corner of Section 28-38N-R2E, thence; due West 25 feet, thence; due North along a line 45 feet West of and parallel to the East Line of said Section 28 a distance of 264 feet, thence; due East a distance of 25 feet, thence; due South along a line 20 feet West of and parallel to the East line of said Section 28 a distance of 264 feet to the point of beginning, describing a permanent right-of-way easement 25 feet wide East and West and 264 feet long North and South, all in German Township, St. Joseph County, Indiana.

The above described property is being acquired for the purpose of developing the Airport Industrial Park, Phase IV and specifically, for the widening and improvement of Bendix Drive between Lathrop and Cleveland.

RESOLUTION NO. 11, 1976

WHEREAS, the Board of Public Works has found it necessary in the best interest of the public safety and welfare to construct certain street improvements on Bendix Drive from Lathrop to Cleveland Road, and

WHEREAS, the Board of Public Works on January 26, 1976 by Resolution authorized the preparation of necessary design plans for such construction, and

WHEREAS, it has now become necessary to proceed by condemnation for the acquisition of the real estate herein described.

BE IT RESOLVED that the Board of Public Works hereby directs and authorizes the doing of all acts necessary and desirable to the acquisition by gift, purchase or condemnation of the following real estate, described as follows:

Beginning at a point 895 feet North of and 20 feet West of the Southeast corner of Section 28-38N-R2E,

thence; due West 25 feet,

thence; due North along a line 45 feet West of and parallel to the East line of said Section 28 a distance of 264 feet,

thence; due East a distance of 25 feet,

thence; due South along a line 20 feet West of and parallel to the East line of said Section 28 a distance of 264 feet to the point of beginning, describing a permanent right-of-way easement 25 feet wide East and West and 264 feet long North and South, all in German Township, St. Joseph County, Indiana.

BE IT FURTHER RESOLVED that if preceding is brought by condemnation for the acquisition of such real estate, such proceedings shall be brought pursuant to the provisions of Acts 1905, Chapter 48, being I.C. 32-11-1-1, 32-11-1-13, as amended.

BOARD OF PUBLIC WORKS

Rollin E. Larrard
Thomas J. ...
...

ATTEST:

Patricia De Cleary
Clerk

Dated this 19 day of April, 1976