

1162

EASEMENT AND RIGHT-OF-WAY from
Richard F. Miller, 202 E. Pendle,
Town of Roseland.



NORTH ↑

(N)

114
Knights INN MYRTLE ST.

143 ft.

← This EASEMENT

LOT

HARRISON E. HOLYCRASS
142 E. MURRAY
S13 IN 46637

~~BENNETT'S~~
BENNETT'S

PENDLE

BENNETT'S

LOT 16

EASEMENT AND RIGHT-OF-WAY

3

In consideration of the sum of One Dollar and condition described
on Page 3 of 3 Dollars 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: The right to enter
 upon the hereinafter described land and grade, level, fill, drain, pave,
 build, maintain, repair, and rebuild roads, streets, highways, together
 with such bridges, culverts, ramps, and cuts as may be necessary, on,
 over, and across the ground embraced within the right-of-way hereinafter
 described, further a permanent easement and right-of-way, including the
 perpetual right thereupon the real estate hereinafter described, at any
 time that it may see fit, for the purpose of constructing, maintaining and
 repairing, installing and renewing any water, sewer, and other utility
 facilities, whether used in conjunction with general street purposes, or
 for the sole purpose of constructing, maintaining, installing, repairing,
 and replacing and/or renewing such sewer or other facilities for all purposes
 whatsoever, including but not by way of limitation, drainage structures for
 both sanitary and storm sewer ground embraced within the right-of-way herein-
 after described, 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:

202 East Pendle
 Town of Roseland,
 South Bend, Indiana

20 ft. Front Pendle St. x 330 ft. N.E.SW
 25-38-2E.

BOOK PAGE
 AUGUST H. ROOREMAN
 RECORDER

OCT 6 3 00 PM '78

ST. JOSEPH CO.
 INDIANA
 FILED FOR RECORD

7821805

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.

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.

Richard F. Miller

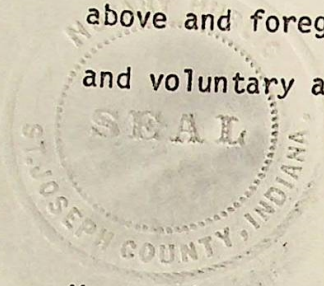
Mr. Richard F. Miller

7821805

ST. JOSEPH COUNTY)
STATE OF INDIANA) SS:

Before me, a Notary Public, in and for said County and State,
personally appeared Richard F. Miller

_____, who acknowledged the execution of the
above and foregoing instrument and easement as _____ his _____ free
and voluntary act and deed this 28th day of August, 1978.



My commission expires:
Jan. 22, 1979

David A. Wells
Notary Public

David A. Wells, a resident of
St. Joseph County.

SPECIAL CONSIDERATIONS:

The owner of said property shall be able to
hook up to the sewage line free of charge when
deem necessary.

No manhole will be installed on said easement.

Prepared by: Thomas J. Brunner, Jr., City Attorney.

BOOK _____ PAGE _____
AUGUST H. COOREMAN
RECORDER

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ST. JOSEPH CO.
INDIANA
FILED FOR RECORD

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7821805

Notary Public



[Handwritten signature]

Jan. 22, 1979

David A. Wells, a resident of
St. Joseph County,

Recorded by: Thomas J. Brunner, Jr., City Attorney.