

#1315

DEDICATION OF PUBLIC RIGHT-OF-WAY  
AND PERMANENT EASEMENT from St.  
Joseph's Medical Center, Inc. to  
the City of South Bend, the  
following described property:

(SEE EASEMENT)

(RE: ALLEY VACATION)



CA

JONES, OBENCHAIN, JOHNSON, FORD, PANKOW & LEWIS  
ATTORNEYS AND COUNSELLORS

FRANCIS JONES  
ROLAND OBENCHAIN  
G. BURT FORD  
MILTON A. JOHNSON  
JAMES H. PANKOW  
THOMAS F. LEWIS, JR.  
TIMOTHY W. WOODS  
JOHN R. OBENCHAIN  
ROBERT W. MYSLIWIEC  
ROBERT M. EDWARDS, JR.  
JOHN B. FORD  
MARK J. PHILLIPOFF

1800 VALLEY AMERICAN BANK BUILDING  
SOUTH BEND, INDIANA 46601  
TELEPHONE AND TELECOPIER  
(219) 233-1194

January 10, 1984

Ms. Carolyn V. Pfothenhauer  
Assistant City Attorney  
County-City Building  
South Bend, Indiana 46601

Re: Saint Joseph's Medical Center, Inc.  
Alley Vacation - Public Right-of-Way  
Ordinance No. 7287-84

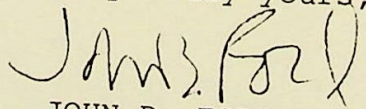
Dear Ms. Pfothenhauer:

As required by the Board of Public Works, and pursuant to our understanding, enclosed please find the executed original of Saint Joseph's Medical Center, Inc.'s dedication of permanent easement and public right-of-way to the City of South Bend, which I understand is to be recorded by you.

As you may know, Bill No. 134-83, which became Ordinance No. 7287-84 upon passage, was amended to provide in Section V thereof that the passage of the Ordinance "is conditioned upon the petitioner filing a proper legal document with the Board of Public Works dedicating a 6 x 54-foot parcel as a permanent easement and right-of-way."

Since I do not expect actual construction respecting the vacated one-half alley and "turn around" area to begin for several months, I would ask that you contact me in the event of any problems or questions.

Thank you for your cooperation in this matter.

Very truly yours,  
  
JOHN B. FORD

JBF:tjd  
Enc.

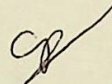
cc: Ms. Kathleen E. Cekanski-Farrand w/Enc.

CITY ATTORNEY'S OFFICE  
**INTER-OFFICE MEMO**

TO: SANDY PARMERLEE, CLERK  
BOARD PUBLIC WORKS

DATE: JANUARY 13, 1984

FROM: CAROLYN V. PFOTENHAUER  
ASSISTANT CITY ATTORNEY



SUBJECT: ST. JOSEPH MEDICAL CENTER ALLEY VACATION

Attached you will find the original easement dedicating the public right-of-way to the City of South Bend, and a copy of a letter from Attorney John Ford regarding this matter. Please have the Board of Public Works approve this, and then have the easement recorded with the St. Joseph County Recorder.

CVP/clt

SB Dred of Parks

8401203

#1315

Return To:

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DEDICATION OF PUBLIC  
RIGHT-OF-WAY AND  
PERMANENT EASEMENT

FILED FOR RECORD

ST. JOSEPH CO.  
INDIANA

JAN 20 11 09 AM '84

FILM NO. \_\_\_\_\_  
WANDA A. ROWAK  
RECORDER

Saint Joseph's Medical Center, Inc., being the owner of Lots 4 and 5 of Bulla's Addition to the Town of Lowell, now a part of the City of South Bend, Indiana, and of that portion of a public alley running east and west between said Lots 4 and 5 which was vacated by the Common Council of the City of South Bend on the 9<sup>th</sup> day of January, 1984, by Ordinance Number 7287-84, and which by virtue of said vacation has reverted to grantor, for and in consideration of said vacation and of the sum of Ten and No/100 Dollars (\$10.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, hereby grants, dedicates and conveys unto the City of South Bend, in perpetuity, for itself and the general public, for all purposes including use as a public right-of-way, the following described property:

Beginning at the Southwest corner of Lot 5 of Bulla's Addition to the Town of Lowell, now a part of the City of South Bend, Indiana; Thence North along the West line of said Lot 5 a distance of twenty (20) feet; Thence East six (6) feet; Thence South and parallel to the West line of said Lot 5 a distance of fifty-four (54) feet more or less across a vacated alley and to a point twenty (20) feet South and six (6) feet East of the Northwest corner of Lot 4 of said Bulla's Addition; Thence West six (6) feet to the West line of said Lot 4; Thence North twenty (20) feet to the Northwest corner of said Lot 4; Thence North fourteen (14) feet more or less across a vacated alley to the point of beginning, describing a rectangular parcel six (6) feet East and West by fifty-four (54) feet North and South in Portage Township, St. Joseph County, Indiana.

IN WITNESS WHEREOF, the undersigned has set his hand this  
12th day of January, 1984.

SAINT JOSEPH'S MEDICAL  
CENTER, INC.

BY: *David C. Trew*  
David C. Trew, President

STATE OF INDIANA     )  
                                  ) SS:  
ST. JOSEPH COUNTY    )

Before me, the undersigned, a resident of and a Notary  
Public in and for said County and State, personally appeared David  
C. Trew, known to me to be the President of Saint Joseph's Medical  
Center, Inc., and acknowledged the execution of the foregoing in  
his capacity as such officer.

WITNESS my hand and notarial seal, this 12th day of  
January, 1984.

My Commission Expires:  
3-12-86

*Nancy A. Torbenson*  
Nancy A. Torbenson  
Notary Public, Resident of  
St. Joseph County, Indiana

**APPROVED**  
**BOARD OF PUBLIC WORKS**  
JAN 16 1984  
*Joseph E. Jones*  
*Robert M. ...*

This instrument prepared by John B. Ford, Attorney at Law, 1800  
Valley American Bank Building, South Bend, Indiana 46601.

8401203

FILM NO. \_\_\_\_\_  
WANDA A. NOWAK  
RECORDER

JAN 20 11 09 AM '84

ST. JOSEPH CO.  
INDIANA  
FILED FOR RECORD

**INDEXED**

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David C. Trew, President

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\_\_\_\_\_, 1984.

My Commission Expires: \_\_\_\_\_

Notary Public, Resident of  
St. Joseph County, Indiana

**APPROVED**

WANDA A. NOWAK

JAN 18 1984

\_\_\_\_\_  
Wanda A. Nowak

This instrument prepared by John E. Ford, Attorney at Law, 1800  
Valley American Bank Building, South Bend, Indiana 46601.

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