

#1355

WATER EASEMENT - from John F.  
Harrington to City of South Bend  
Part of the S.E. 1/4 of Sec. 12, T.  
37 N., R. 2 E. (SEE EASEMENT)

Hold Bd of Works

# 1355

8610243

WATER EASEMENT

Transfer 1267

Taxing Unit 10

Date 5-14-86

2

In consideration of the sum of One and No/100 (\$1.00) Dollar, receipt whereof is hereby acknowledged by the undersigned, the undersigned hereby grants to the CIVIL CITY of SOUTH BEND, a permanent easement, including the perpetual right to install, repair, maintain, alter and operate water mains and water distribution system, together with the right of ingress to and egress from the said easement for the purposes of maintaining said water mains, pipes, vaults and other equipment incident thereto, in, upon, over and under the following described parcels of real estate located in the City of South Bend, St. Joseph, State of Indiana, briefly described as follows:

That part of the southeast quarter of Section 12, T. 37 N., R. 2 E., City of South Bend, St. Joseph County, Indiana which is also a part of the Recorded Plat of "River Bend Addition" as recorded in the Records of said County which is described as: From the intersection of the east line of Columbia Street and the north line of Monroe Street measure, N. 00°-30'18" W., 293.20 Ft. and N. 02°-22'43" W., 27.60 Ft. and N. 75°-20'48" E., 53.90 Ft. and N. 00°-26'-03" W., 136.08 Ft. and N. 57°-50'42" E., 5.05 Ft. to the "True Point of Beginning"; thence, N. 57°-50'42" E., 6.03 Ft.; thence, N. 38°-00' W., 52.06 Ft.; thence, S. 52°-00' W., 6.00 Ft.; thence, S. 38°-00' E., 51.45 Ft. to the point of Beginning.

DULY ENTERED FOR TAXATION  
 BEVERLY D. CRONE  
 AUDITOR  
 ST. JOSEPH CO. INDIANA

The easement granted hereby is for the benefit of the City of South Bend for the maintenance of said water easement.

The easement hereby granted and all rights, covenants and restrictions and provisions related to said easement constitute covenants running with the land and shall be binding upon the said grantor and be an obligation thereof of every person or entity now or hereafter having any fee, leasehold or other interest in all or any part of the said described real estate.

To have and to hold the said water easement unto the CIVIL CITY of South Bend, Indiana, and unto its successors and assigns forever.

And the said Grantor hereby covenants with the Civil City of South Bend, Indiana, that he is lawfully seized and

possessed of the aforescribed tract or parcel of land; that he has a good and lawful right to sell and convey; that it is free from all encumbrances; and that he will warrant and forever defend the title in quiet possession thereto against the lawful claims of all persons whomsoever.

And as further consideration for the payment of the purchase price, above stated, the, grantor hereby releases 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 party 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.

ST. JOSEPH CO  
INDIANA  
FILED FOR RECORD  
MAY 14 10 32 AM '86  
FILM NO. 1032  
WANDA A. NOWAK  
RECORDER

*[Signature]*  
John F. Harrington  
**APPROVED**  
BOARD OF PUBLIC WORKS

MAY 13 1986  
*[Signature]*  
JOHN LESZCZYNSKI  
CATHERINE BARNARD  
MICHAEL L. YARX

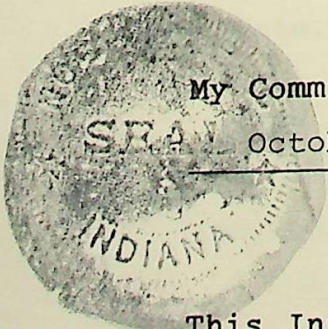
STATE OF INDIANA )  
                          ) SS:  
ST. JOSEPH COUNTY )

Before me, a Notary Public in and for said County and State, personally appeared John F. Harrington, known to me, who duly acknowledged the execution of the foregoing WATER EASEMENT as his free and voluntary act and deed.

Witness my hand and notarial seal this 10th day of April, 1986.

*[Signature]*  
Bruce R. Bancroft, Notary Public  
A resident of St. Joseph County, IN

My Commission Expires:  
October 4, 1989



This Instrument Prepared by Bruce R. Bancroft, Attorney at Law, 600 1st Source Bank Center, 100 North Michigan Street, South Bend, Indiana 46601.

8610243  
ST. JOSEPH CO.  
INDIANA  
FILED FOR RECORD

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

INDEXED

APPROVED  
BOARD OF PUBLIC WORKS

MAY 18 1986

5 50/M



# PEIRCE & ASSOCIATES

Land Surveyors & Professional Engineers  
51591 U.S. # 33 North, South Bend, Indiana 46637  
219/277-5381

H. DOUGLAS PEIRCE L.S.  
RONALD HARNER L.S.  
LAWRENCE MERRITT P.E.  
KENNETH P. HERCEG P.E.

MARCH 22, 1986  
FILE # 8521633

## WATER EASEMENT - 4

THAT PART OF THE SOUTHEAST QUARTER OF SECTION 12, T. 37 N., R. 2 E., CITY OF SOUTH BEND, ST. JOSEPH COUNTY, INDIANA WHICH IS ALSO A PART OF THE RECORDED PLAT OF "RIVER BEND ADDITION" AS RECORDED IN THE RECORDS OF SAID COUNTY WHICH IS DESCRIBED AS: FROM THE INTERSECTION OF THE EAST LINE OF COLUMBIA STREET AND THE NORTH LINE OF MONROE STREET MEASURE, N. 00°-30'-18" W., 293.20 FT. AND N. 02°-22'-43" W., 27.60 FT. AND N. 75°-20'-48" E., 53.90 FT. AND N. 00°-26'-03" W., 136.08 FT. AND N. 57°-50'-42" E., 5.05 FT. TO THE "TRUE POINT OF BEGINNING"; THENCE, N. 57°-50'-42" E., 6.03 FT.; THENCE, N. 38°-00' W., 52.06 FT.; THENCE, S. 52°-00' W., 6.00 FT.; THENCE, S. 38°-00' E., 51.45 FT. TO THE POINT OF BEGINNING,  
CONTAINING 0.007 ACRES.

H. DOUGLAS PEIRCE L.S.  
INDIANA REG. # S 0318

