

# 1487

GRANT OF TEMPORARY EASEMENT

The north 20 feet of Lot 11 in  
Coquillard's First Addition to  
The City of South Bend.



9204471

GRANT OF TEMPORARY EASEMENT

STORM SEWER

THIS INDENTURE made this 17<sup>TH</sup> day of JANUARY 1992, by and between John Friedline (hereinafter "Grantor"), and the Civil City of South Bend, Indiana (hereinafter "Grantee").

WITNESSETH:

That for One Dollar (\$1.00) and other good and valuable consideration, the receipt of which Grantor hereby acknowledges, Grantor hereby grants, conveys, and warrants to Grantee a temporary easement of the nature and at the location hereinafter set forth and described for the installation and construction of a storm sewer system and related facilities, together with the right of ingress to and egress from said easement for the purpose of installing and constructing said system and other equipment or facilities incident thereto, in, upon, over and under the following described real estate in the City of South Bend, St. Joseph County, State of Indiana, briefly described as follows:

The North 20 feet of Lot 11 in Coquillard's First Addition to the City of South Bend, Indiana, the Plat of which Addition is recorded in Plat Book 2, Page 46, in the Office of the Recorder of St. Joseph County, Indiana.

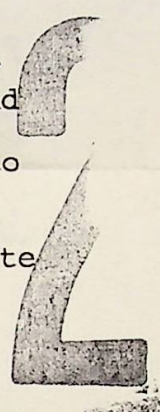
The easement granted herein shall pertain to the air, surface, and subsurface rights and interests of the Grantor, for the use and benefit of the Grantee, to the nature and extent that the Grantee may desire said air, surface and subsurface rights and interests to accomplish and carry out the general purpose of this conveyance as the same has hereinabove been expressed. The easement hereby granted is for the benefit of the City of South Bend, Indiana, and expressly includes the right and privilege at reasonable times to clean and remove from said easement such timber, brush, debris, or other obstructions interfering with the storm sewer system.

Grantee shall have the right of ingress or egress over Grantor's real estate adjoining said easement when necessary to facilitate the installation and construction of the storm sewer system and its appurtenances.

Grantee will restore the area disturbed by its work to as near the original condition as possible.

The Grantor reserves the right to use and occupy the surface area on and over the easement provided that said use and occupancy does not in any way conflict or obstruct the Grantee's right to use said

ST. JOSEPH COUNTY RECORDER  
FILE NO. \_\_\_\_\_  
RECORDED  
FEB 13 2 24 PM '92  
ST. JOSEPH COUNTY  
FIFTH STREET  
SOUTH BEND, INDIANA





surface for the purposes and intentions hereinabove expressed.

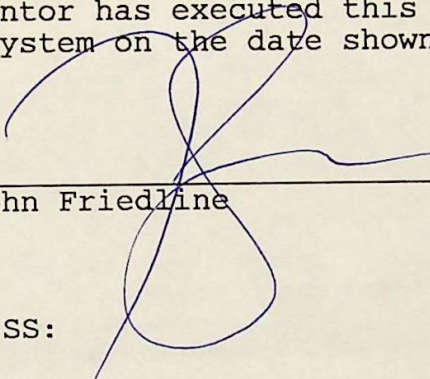
This indenture shall terminate upon Grantee's completion of the installation of the storm sewer system within the following described easement area:

The South 30 feet of the North 50 feet of Lot 11 in Coquillard's First Addition to the City of South Bend, Indiana, the Plat of which Addition is recorded in Plat Book 2, Page 46, in the Office of the Recorder of St. Joseph County, Indiana.

The Grantor hereby covenants with the City of South Bend that he is lawfully seized and possessed of the parcel of real estate hereinabove described; that he has a good and lawful right to convey and that it is free of all encumbrances that would conflict with the right herein granted.

Grantor hereby releases any and all claims from whatsoever cause, incidental to the exercise of any rights herein granted.

IN WITNESS WHEREOF, the said Grantor has executed this Grant of Perpetual Easement for storm sewer system on the date shown in the acknowledgment set forth herein.

  
\_\_\_\_\_  
John Friedline

STATE OF INDIANA )

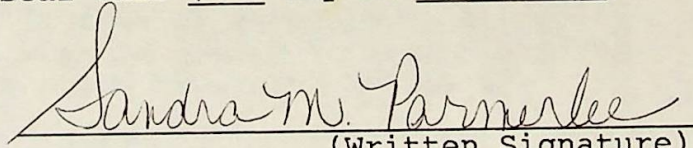
) SS:

COUNTY OF ST. JOSEPH )

Before me, the undersigned, a Notary Public in and for said State, personally appeared John Friedline, personally known by me to be the Grantor in the above Grant of Temporary Easement, and acknowledged the execution of the same as his voluntary act and deed.

WITNESS my hand and Notarial Seal this 17<sup>TH</sup> day of JANUARY, 1991.



  
\_\_\_\_\_  
(Written Signature)

SANDRA M. PARMERLEE  
(Printed Signature)  
RESIDENT OF ST. JOSEPH CO.

This instrument was prepared by Mary Hall Mueller, Assistant City Attorney, 1400 County-City Building, South Bend, IN 46601.



9204471

ST. JOSEPH CO. RECORDER

FILE NO. \_\_\_\_\_  
MARIANNE SEACH  
RECORDER

FEB 13 2 24 PM '92

ST. JOSEPH CO.  
INDIANA  
FILED FOR RECORD

**INDEXED**

