

1692

Plot I Subdivision of
Plot C to Lower Park
Recorded 7/21/1900
Plot Book 17, p 74

27TH ST LIFT STATION

9502365

EASEMENT AGREEMENT

2

THIS AGREEMENT WITNESSETH that the undersigned, David Lesley, of 2625 Northside Boulevard, South Bend, Indiana (hereinafter referred to as the "Grantor"), in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, hereby grants unto the Civil City of South Bend, St. Joseph County, State of Indiana (hereinafter referred to as "Grantee"), a permanent easement, including the perpetual right to install, construct, operate, patrol, maintain, repair, revise, renew, remove and replace a sewer system, its pipes, lines, spillways, systems, pump stations and/or other facilities (the "Facilities"), together with the right of ingress and egress from the said easement for the purposes of maintaining said sewer, pipes, lines, spillways, systems and other facilities and equipment incident thereto, in, upon, over and under the following described real estate located in the City of South Bend, St. Joseph County, State of Indiana, briefly described as follows:

Lot I as shown on the Plat of the subdivision of Lot C to River Park, now the City of South Bend, Indiana, by the Twin City Reality Company recorded July 21, 1900 in Plat book 7, page 74 in the Office of the Recorder of St. Joseph County, Indiana.

The easement granted hereby is for the benefit of the City of South Bend, Indiana for the maintenance of said Facilities and easements, 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 Facilities.

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 said described real estate.

This Agreement shall inure to the benefit of and be binding upon the parties hereto, their successors or assigns.

The Grantor hereby covenants with the Civil City of South Bend, Indiana, that he is lawfully seized and possessed of the aforesaid 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 and quiet possession thereto against the lawful claims of all persons whomsoever.

ST. JOSEPH CO. RECORDER
FILE NO. _____
MARIANNE SEACH
RECORDER

9502365

JAN 26 2 32 PM '95

ST. JOSEPH CO.
INDIANA
FILED FOR RECORD

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MARIANNE SEACH

RECORDER

4