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Consent to anneyation 25823 W. Edison Rd. #21-1044-0769

ST. JOSEPH TO RECORDER FILE NO.

Hold Recorded copy for: City of South Bend Board of Public Works

Oct 10 3 36 PM '95

CONSENT TO ANNEXATION AND WAIVER OF RIGHT TO REMONSTRATE

ST. JOSEPH CO. INDIANA FILED FOR RECORD

In consideration for permission to tap into the public sanitary sewer system of the city of South Bend, Indiana, to provide sanitary sewer service to the following described property, (hereinafter referred to as the "Real Estate"), situated in St. Joseph County, Indiana:

25823 W. EDISON ROAD SOUTH BEND, INDIANA 46628 KEY # 21-1044-0769

GEORGE E.& PAULA KAY HEISER Owner of the Real Estate, (hereinafter "Owner"), for themselves and their successors in title and assigns, waives and releases any and all right which they may now or hereafter have to remonstrate against or otherwise object to, interfere with, or oppose any pending or future annexation of the Real Estate by the City of South Bend.

In further consideration and to induce the City of South Bend to allow Owner to tap into the public sanitary sewer of the City of South Bend, Owner, for themselves and their successors and assigns, agrees hereby to vest in the City of South Bend the permanent right, at the City's discretion, to annex the Real Estate at any future time by duly authorized ordinance.

Owner further agrees that any deeds, contracts, or other instruments of conveyence made by Owner, their successors or assigns shall contain the waiver and release provisions contained herein, which provisions shall run with the land.

The delivery of any instrument of conveyance from the Owner to any successor, grantee, vendee or contract purchaser is subject to the terms of this document and the acceptance of such instrument shall constitute an acceptance of the foregoing provisions by said grantee, vendee, or contract purchaser and their successors in title successors in title.

George E. lever GEORGE E. HEISER ny

PAULA KAY HEISER

Before me, the undersigned, a Notary Public in and for said State, personally appeared GEORGE E. & PAULA KAY HEISER and acknowledged the execution of this Consent to Annexation and Waiver of Right to Remonstrate as his voluntary act and deed. O

WITNESS, my hand and Notarial Seal this 14 day of Str.

Name M. Sund

(Written Signal

NANCY M. SANT) 1995.

(Written Signature) SANTILLI

M. (Printed)

A resident of St. Joseph County, Indiana.

My Commission Expires:

12/13/98

STATE OF INDIANA

SS:

COUNTY OF ST. JOSEPH

This instrument was prepared by Anne Bruneel, Assistant City Attorney, 1400 County-City Building, South Bend, Indiana 46601.

PROVED BOARD OF PUBLIC WORKS

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ST. JOSEPH 11 REGORDER

FILE NO. MARIANNE SEACH RECORDER

Oct 10 3 36 PM '95

ST. JOSEPH CO. THDIANA FILED FOR RECORD

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