

1713

WATON

Consent to Annexation

02-2061-2616

Suzanne (Larry) Cadieux

Form

Hold for: South Bend Board of Public Works  
Room 1308, County-City Building  
South Bend, Indiana 46601

CONSENT TO ANNEXATION AND  
WAIVER OF RIGHT TO REMONSTRATE

In consideration for permission to connect to the public water main of the City of South Bend, Indiana, to provide water service to the following described property, (hereinafter referred to as the "Real Estate"), situated in St. Joseph County, Indiana:

Key Nos. 02-2061-2616

SEE EXHIBIT A

owner of the Real Estate, (hereinafter "Owner"), for itself and its successors in title and assigns, waives and releases any and all right which it 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 water main of the City of South Bend, Owner, for itself and its 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 conveyance made by Owner, its 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.

COMPANY

By Stephen & Yoko Getz  
Print Name: Stephen & Yoko Getz  
Its: Title  
Date: 9/12/95



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

I, Deborah J. Loof, a Notary public in and for said county, in the state aforesaid, DO HEREBY CERTIFY THAT Stephens + Voko Betz personally known to me to be the same person/whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he executed the foregoing instrument as h\_\_ free and voluntary act and deed for the issues and purposes therein contained.

Given under my hand and official seal this the 12 day of September, 1995.

Deborah J. Loof  
NOTARY PUBLIC

My Commission Expires:  
10-21-95

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

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APPROVED  
BOARD OF PUBLIC WORKS

OCT 02 1995  
[Signature]  
[Signature]  
[Signature]



Form

9533810

Hold for: South Bend Board of Public Works  
Room 1308, County-City Building  
South Bend, Indiana 46601

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WAIVER OF RIGHT TO REMONSTRATE

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Key Nos. 02-2061-2616

SEE EXHIBIT A

owner of the Real Estate, (hereinafter "Owner"), for itself and its successors in title and assigns, waives and releases any and all right which it 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 water main of the City of South Bend, Owner, for itself and its 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 conveyance made by Owner, its 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.

ST. JOSEPH CO. RECORDER  
FILE NO. MARILYN BEACH  
RECORDER

OCT 10 3 37 PM '95

ST. JOSEPH CO.  
INDIANA  
FILED FOR RECORD

COMPANY

*Larry Cadieux*

By *Suzanne M. Cadieux*

Print Name: LARRY & SUZANNE CADIEUX

Its: Title

Date: 9-11-95

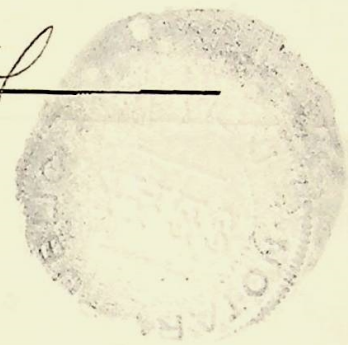


STATE OF INDIANA )  
 ) SS:  
COUNTY OF ST. JOSEPH )

I, Reborah J. Soil, a Notary public in and for said county, in the state aforesaid, DO HEREBY CERTIFY THAT Harry + Suzanne Cadieux personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person and acknowledged that he executed the foregoing instrument as h\_\_ free and voluntary act and deed for the issues and purposes therein contained.

Given under my hand and official seal this the 12 day of September, 1995.

Reborah J. Soil  
NOTARY PUBLIC



My Commission Expires:  
10-21-95

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

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APPROVED  
BOARD OF PUBLIC WORKS

SEP 02 1995  
[Signature]  
[Signature]



SCHEDULE A

ST. JOSEPH TITLE CORP.  
210 J.M.S. BUILDING  
SOUTH BEND, IN 46601  
(219) 232-5845  
FAX 289-1514

Commitment No. 56807 Effective Date of Commitment:  
December 1, 1993 at 8:00 a.m.

Your No.: 17142 LINDA STREET  
SOUTH BEND, IN 46635

Prepared For: COLDWELL BANKER - IRONWOOD  
C/O ESCROW DEPT.

Inquiries Should be Directed to: NANCY BOYER/SY

1. Policy or Policies to be issued:	Amount
(a) ALTA Owners Policy - (4-6-90)	\$74,000.00
Proposed Insured: LARRY M. CADIEUX AND SUZANNE CADIEUX, HUSBAND AND WIFE, AS PURCHASERS UNDER LAND CONTRACT	
(b) ALTA Loan Policy - (4-6-90)	

2. The estate or interest in the land described or referred to in this Commitment and covered herein is LAND CONTRACT.

3. Title to said estate or interest in said land is at the effective date hereof vested in:

STEPHEN M. GETZ AND YOKO H. GETZ, HUSBAND AND WIFE

4. The land referred to in this Commitment is located in the County of St. Joseph State of Indiana and described as follows:

Lot Numbered Thirty-nine (39); also 33 1/3 feet taken off of and from the entire length of the West side of Lot Numbered Thirty-eight (38); as shown on Hagey Linda Plat, as recorded in Plat Book 12, page 142 of the records of said County.

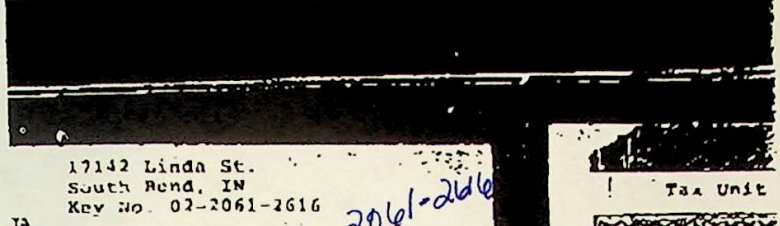
Agent Old Republic National Title Ins. Co.

This Commitment valid only if Schedule B is attached

EXHIBIT A



Post-it* Fax Note	7871	Date	9/11	# of pages	1
To	Larry Cadney	From	Karen		
Co./Dept.	CB&E	Co.			
Phone #		Phone #			
Fax #	Orig - is on the run - its hard to read				



17142 Linda St.  
 South Bend, IN  
 Key No. 02-2061-2616

2061-2616  
 4574  
 City  
 S. 39

Return to: Indiana State Dept. of Transp., P.O. Box 29, Evansville, IN 47701  
 WARRANTY DEED 9921100

**This Indenture Witnesseth**

I, **STEPHEN M. GETZ**  
 of **St. Joseph** County, and State of **Indiana**

**CONVEY AND WARRANT**

**STEPHEN M. GETZ AND YOKO H. GETZ, HUSBAND AND WIFE**  
 of **St. Joseph** County, and State of **Indiana**

for and in consideration of **Ten Dollars and other valuable consideration**  
 the receipt whereof is hereby acknowledged the following described **REAL ESTATE** in **St. Joseph** County,  
 in the State of **Indiana**, to-wit:

Lot Numbered **thirty-nine (39)**; also **33 1/3** feet taken off of and from the entire length of the West side of Lot Numbered **thirty-eight (38)**; as shown on **Hagey Linda Plat**, as recorded in **Plat Book 12**, page **142** of the records of said County.

- Subject to all unpaid taxes for the year **1988**, payable in **1989** and taxes for all subsequent years.
- Subject to covenants, restrictions and easements of record.

DUTY ENTERED FOR TAXATION  
 BEVERLY D. CRONE  
 CLERK  
 ST. JOSEPH CO. INDIANA

ST. JOSEPH CO. RECORDER  
 FILE NO. 99-21100  
 AUG 11 11 07 AM '89  
 ST. JOSEPH CO. INDIANA  
 FILED IN RECORD

IN WITNESS WHEREOF, The said **STEPHEN M. GETZ**

I, **Stephen M. Getz**, do hereby certify that the foregoing is a true and correct copy of the original as the same appears in my files.  
 (SEAL) **Stephen M. Getz** 1989  
 (SEAL)

STATE OF INDIANA, **St. Joseph** County, ss:  
 I, **Notary Public** in and for said County and State, personally appeared the within named **STEPHEN M. GETZ**  
 who acknowledged the execution of the foregoing Deed to be his voluntary act and deed.

WITNESS, my hand and Seal this **11th** day of **August**, 19**89**  
 My commission expires **1989**  
**Notary Public**

**St. Joseph**  
 Notary Public's County of Residence: **St. Joseph**  
**Notary Public's Printed or Typed Name**  
 (56607) 1j

Tax Unit  
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 Glyn Jude  
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 Subject 1  
 Grantor  
 due or p

Attest: **Rosemary**  
 Secretary  
 STATE OF INDIANA  
 Before me  
 Austin J. Treasurer  
 who acknow  
 states that  
 My commis  
 expires  
 Notary Public

EXHIBIT A