Consent to annexation

02-2019-041309

Helen Cole

9533812

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

South Bend, Indiana 46601

ST. JOEEPH CO. PEGORDER FILE NO. MARIANNE SEACH RECORDER

Oct 10 3 37 PM '95

ST. JOSEPH CO.

CONSENT TO ANNEXATION AND FILED FOR RECORD 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. 02-2019-041309

A lot or parcel of land in the South half of the North Half of the Northeast Quarter of the Southeast Quarter of Section 29, Township 38 North, Range 3 East, bounded by a line running as follows, viz: Beginning at a point 620.5 feet West of the Northeast corner of said South one-half of the North one-half of the Northeast one-quarter of the Southeast one-quarter of said Section 29; thence South 300 feet to the North line of Linda Street (formerly Second Street) as shown on the Hagey Linda Plat, recorded in Plat Book 12, page 142, of the records of the said County, thence West 100 feet; thence North 300 feet; thence East 100 feet to the place of beginning, being Lot Numbered Five (5) in the Proposed Plat of Linda Vista.

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.

By Cale

APPROVED

BOARD OF PUBLIC WORKS

Print Name: flelen Cole

STATE OF INDIANA

SS:

COUNTY OF ST. JOSEPH

STATE OF ST. JOSEPH

SS:

I, Suite A. Rowieins, a Notary public in and for said county, in the state aforesaid, DO HEREBY CERTIFY THAT 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 he free and voluntary act and deed for the issues and purposes therein contained.

Given under my hand and official seal this the 13 day of

(A.C.

My Commission Expires:

JULIE ANN HAWKINS
NOTARY PUBLIC STATE OF INDIANA
ST. JOSEPH COUNTY
MY COMMISSION EXP. SEPT 18,1998

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

9533812

ST. JGEEPH 12. PEGGROER FILE NO. MARIANNE SEACH RECOPDER

Oct 10 3 37 PM '95

ST. SOSCEP CO.

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FILED FOR RECORD

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