Consent to annexation 1728 warren

02-2019-042001

albert mazura

ST. JOSEPH TO GEGORDER FILE NO.

9533829 Oct 10 3 38 PH '95

Hold for:

South Bend Board of Public Works Room 1308, County-City BuildingLED FOR RECORD 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 2019 042001

A lot or parcel of land in the South East quarter of the South East quarter of Section No. 29, Township No. 38 North, Range No. 3 East, described as follows: Beginning at point 153.8 feet South of the North West corner of the South East quarter of the South East quarter of said Section No. 29; thence running South along the West line of said quarter quarter section 400 feet to the Northerly line of Edwardsburg Highway; thence Northeasterly along the Northerly line of said Edwarsburg Highway, 275 feet; thence Northwesterly 275 feet to the place of beginning, containing .866 acres. Excepting therefrom that part taken for the widening of Edwardsburg Highway (State Road No. 23)

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.

APPROVED BOARD C PUBLIC WORKS COS COS	By albert L. Mazura
	Print Name: ALBERT L. MAZURI
STATE OF INDIANA)	
COUNTY OF ST. JOSEPH	

I, when 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 h free and voluntary act and deed for the issues and purposes therein contained.

September my hand and official seal this the 13 th day of

NOTARY PUBLIC

My Commission Expires:

JULIE ANN HAWKINS

NOTARY PUBLIC STATE OF INDIANA

ST. JOSEPH COUNTY

MY COMMISSION EXP. SEPT 18,7998

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

ST. JOSEPH 30 PEGORDER FILE NO. MARIANAE SEACH RELIGIOER

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Oct 10 3 38 PM '95

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