

1747

WATER

Consent to Annexation

02-2023-054803

Clayne / Pula Surges

9533851

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

ST. JOSEPH CO. RECORDER

FILE NO. \_\_\_\_\_

MARIANNE BEACH  
RECORDER

Oct 10 3 40 PM '95

ST. JOSEPH CO.  
INDIANA  
FILED FOR RECORD  
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. 02-2023-054803

A part of the East Half (1/2) of the Northeast Quarter (1/4) of Section 32, Township 38 North, Range 3 East, described as follows, to-wit: Beginning at a point 984.56 feet South and 120 feet East of the Northwest corner of the East Half of the Northeast Quarter of Section 32, Township 38 North, Range 3 East; thence South 83 degrees 53 minutes East 100.57 feet; thence South 325.15 feet, parallel with the West line of the East Half of the said Northeast Quarter with 220 feet between parallel lines to the South line of the Northeast Quarter of the Northeast Quarter of said Section 32; thence Westerly 30 feet along said South line of the Northeast Quarter of the Northeast Quarter; thence Northwesterly 77.37 feet to a point 120 feet East from the West line of the said East half of the said Northeast Quarter; thence North 303.47 feet parallel with the West line of the East Half of the said Northeast Quarter, with 120 feet between parallel lines, to place of beginning.

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.



9533851

The delivery of any instrument of conveyance from the Grantor 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 William M. Jones  
Attorney-in-Fact

Print Name: William M. Jones  
LLA A SURGES

*[Handwritten signature]*

STATE OF INDIANA

COUNTY OF ST. JOSEPH

I, William M. Jones, a Notary Public in and for said County, in the State aforesaid, DO HEREBY CERTIFY THAT William M. Jones 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 his free and voluntary act and deed for the uses and purposes therein contained.

Given under my hand and official seal this 10th day of October, 1995.

My Commission Expires: \_\_\_\_\_

ST. JOSEPH COUNTY RECORDER  
FILE NO. \_\_\_\_\_  
HARRISON SEARCH  
RECORDER

OCT 10 3 40 PM '95

ST. JOSEPH CO.  
INDIANA  
FILED FOR RECORD

**INDEXED**

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

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