

1749

WATER

Consent to Annexation

02-2061-2625

02-2061-2626

Vickie Thorpe May

9533853

Form

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

2

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. 02-1061-2625 and 02-2061-2626

Lots No. 1 and 2 as shown on the recorded Plat of Hagey Linda Plat, recorded June 27, 1927 in Plat Book 12, page 142 in the Office of the Recorder of St. Joseph County, Indiana.

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 Vickie Sue Thorpe May

Print Name: Vickie Sue Thorpe May

Its: Title

Date: September 12, 1995

ST. JOSEPH CO. RECORDER
FILE NO. MARIANNE SEACH
RECORDER

OCT 10 3 41 PM '95
ST. JOSEPH CO.
INDIANA
FILED FOR RECORDER

13 '95

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

I, Charlotte M. Kajzer, a Notary public in and for said county, in the state aforesaid, DO HEREBY CERTIFY THAT Vickie Sue Thorpe May 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 she executed the foregoing instrument as her free and voluntary act and deed for the issues and purposes therein contained.

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

Charlotte M. Kajzer
NOTARY PUBLIC Charlotte M. Kajzer

My Commission Expires:
February 18, 1998
Resident: St. Joseph County

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

c:\docs\Consent.frm

APPROVED
BOARD OF PUBLIC WORKS

OCT 02 1995
[Handwritten signatures]

ST. JOSEPH CO. RECORDER
FILE NO. _____
MARIANNE SEACH
RECORDER

9533853

OCT 10 3 41 PM '95

ST. JOSEPH CO.
INDIANA
FILED FOR RECORD

INDEXED