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# Department of Public Works

THIS ENVELOPE CONTAINS PAPERS

Under *Vacating* Resolution No. *57*

Adopted on the *17<sup>th</sup>* day of *Sept* 190*9*

For *Vacating*

On *Alleys in*

From *Dwygerts*

To *13<sup>th</sup> add.*

*Recorded*

For Proof of Publication see Proof

Record \_\_\_\_\_ Page \_\_\_\_\_

State of Indiana, St. Joseph County, ss:

NOTICE OF RESOLUTION OF VACATION NO 57.

City of South Bend, Indiana. Department of Public Works. Notice is hereby given that the board of public works of said city at a meeting of said board, held on the 17th day of September, 1909, adopted a resolution for the vacation of the following described property:

The first alley south of Mildred street running east and west between State street and Swygart street and touching lots 29, 30, 53 and 54 in Swygart's third addition to the city of South Bend.

Also the alley between State street and Swygart avenue running north from the north side of Mildred street and extending north to the south side of the first alley north of Indiana avenue, said alley being the north boundary of said addition.

The following persons are interested in these proceedings; John A. Swygart and Mattie J. Swygart.

Said board will meet at 10 a. m., on the 5th day of October, 1909, at its office in the city hall and receive and hear remonstrances from all persons interested in or affected by these proceedings.

W. A. McINERNY, Pres., JOHN W. PAPCZYNSKI, EDWIN NICAR, Board of Public Works.

sept18,25

Personally appeared before me, the undersigned, E. A. STOLL, one of the Publishers of THE SOUTH BEND DAILY TIMES, a public newspaper of general circulation, printed and published in the City of South Bend, in the county aforesaid, who, being duly sworn, upon his oath saith that the notice, of which the attached is a true copy, was published in said paper for 2 weeks, successively, to-wit:

On the \_\_\_\_\_ day of \_\_\_\_\_ 190\_\_\_\_\_

On the \_\_\_\_\_ day of \_\_\_\_\_ 190\_\_\_\_\_

On the 18<sup>th</sup> day of Sept. 1909

and on the 25<sup>th</sup> day of Sept. 1909

E. A. Stoll

Subscribed and sworn to before me this 6

day of October 1909

J. M. [Signature]

N. P.

My commission expires April 9, 1910,

Printer's Fee, - - \$ 6.75

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

TO THE BOARD OF PUBLIC WORKS OF THE CITY OF SOUTH BEND, INDIANA.

G R E E T I N G :

The undersigned, John A. and Mattie J. Swygart, respectfully petition your Honorable Board, and ask for the vacation of the following alleys in Swygart's third addition to the City of South Bend, to-wit:-

The first alley South of Mildred Street in said addition, running East and West between State Street and Swygart Street and touching lots Twenty-nine (29), Thirty (30), Fifty-three (53) and Fifty-four (54) in said Swygart's third addition to the City of South Bend. Also the alley between State Street and Swygart Avenue, running North from the North side of Mildred Street and extending North to the South side of the first alley, North of Indiana Avenue, said alley being the North boundary of said addition, and your petitioners respectfully represent as follows, to-wit:-

Said addition was originally plated and known as G. W. Swygart's plat, adjoining the City of South Bend, and it was provided that in case the City should annex said plat, that then it should be known as Swygart's third addition to the City of South Bend. Your petitioners further represent, that no property owner <sup>except themselves</sup> is effected, or will be effected, by the vacation of said alleys, and that the petitioners own all of the land adjoining or abutting on both of said alleys. Your petitioners further represent that they desire the vacation of said alleys for the reason that they are about to replat all of the lots remaining unsold in said Swygart's third addition. That they are of the opinion that said replat is more advantageous for lot owners as well as for these petitioners, and they herewith submit to your Honorable Board, a replat <sup>of said lots,</sup> to be known hereafter as a replat of Lots Number seven (7), eight (8), nine (9), ten (10), twelve (12), twenty-six (26), twenty-seven (27), twenty-eight (28), twenty-nine (29), thirty (30), thirty-one (31), thirty-two (32), thirty-three (33), thirty-four (34), thirty-five (35),

thirty-six (36), thirty-seven (37), thirty-eight (38), thirty-nine (39), forty (40), forty-one (41), forty-two (42), forty-three (43), forty-four (44), forty-five (45), forty-six (46), forty-seven (47), forty-eight (48), forty-nine (49), fifty (50), fifty-one (51), fifty-two (52), fifty-three (53), fifty-four (54), fifty-five (55), fifty-six (56), fifty-seven (57), fifty-eight (58), fifty-nine (59), sixty (60), sixty-one (61), sixty-two (62), sixty-three (63), sixty-four (64), sixty-five (65), sixty-six (66), sixty-seven (67), sixty-eight (68), sixty-nine (69), seventy (70), seventy-one (71), seventy-two (72), seventy-three (73), seventy-four (74), seventy-five (75), seventy-six (76), seventy-seven (77), seventy-eight (78), seventy-nine (79), eighty (80), eighty-one (81), eighty-two (82), eighty-three (83), eighty-four (84), eighty-five (85), eighty-six (86), eighty-seven (87), eighty-eight (88), eighty-nine (89), ninety (90), ninety-one (91), ninety-two (92), ninety-three (93) in Swygart's third addition to the City of South Bend.

Respectfully submitted,

Eric A. Sliep  
Attorney for Petitioners.

BOARD OF PUBLIC WORKS

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COPY OF  
Vacation Resolution.

No. 37

FOR VACATING

Vacating days  
in August  
3rd and 4th

Engineer's Report

Resolution Adopted Oct 17-09

Notice Published Oct 18 & 25-09

First Hearing Oct 5<sup>th</sup> 09

Final Order

Roll of Property Owners

Notice of Second Hearing

Second Hearing

Appeal

Record No. \_\_\_\_\_, page

No.

COPY OF VACATION RESOLUTION

**COPY OF VACATION RESOLUTION.**

No. 57, 190

RESOLVED BY THE BOARD OF PUBLIC WORKS OF THE CITY OF SOUTH BEND, INDIANA: That it is desirable to vacate the following:

The first alley south of Mildred Street running east & west between State Street and Swygart St. & touching lots 29 - 30 - 53 & 54 in Swygart's Third Addition to the City of South Bend,

also the alley between State Street & Swygart Avenue running north from the north side of Mildred St & extending north to the south side of the first alley north of Indiana Avenue, said alley being the north boundary of said addition.

The following property may be injuriously or beneficially effected by such vacation;

Lots 29 - 30 - 53 - 54 and lot 34 - 35 - 36 - 37 - 38 - 39 - 40 - 41 42 - 43 - 44 - 45 - 46 - 47 - 48 - 49 in Swygart's 3<sup>rd</sup> Addition, John A. Swygart and Mattie J. Swygart.

Notice of this resolution shall be published on the 18 day of Sept and on the 25<sup>th</sup> day of Sept 1909, in the South Bend Daily Tribune.

This Board, at its office in the City Hall on the 5<sup>th</sup> day of Oct 1909 at 10 a.m. will hear and receive remonstrances from all persons interested in or affected by these proceedings.

Adopted this 17<sup>th</sup> day of September 1909

BOARD OF PUBLIC WORKS.

*W. A. ...*  
pres.

