

71

R6574-2

Department of Public Works.

THIS ENVELOPE CONTAINS PAPERS

Under *Vacation* Resolution No. 7

Adopted on the _____ day of _____ 191

For

Vacation

On

Swygart St. East End

From

And Alley

To

For Proof of Publication see Proof

Record _____ Page _____

COPY OF VACATION RESOLUTION.

No. 7, 190

desired

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

and deemed necessary to vacate part of Swygart Street and an alley 14 ft. wide running North and South across the West side of lots 25 & 28 in Elliot Tutt's & George W. Swygart's Sub-Division All in the City of South Bend, Indiana, which portion of said Swygart St. and alley proposed to vacate is more specifically described as follows to-wit:-

Beginning at a point twenty (20) feet East of the South West corner of lot twenty seven (27) in George W Swygart's Sub-Division of Bank Out Lots No 63 & 64 of the First Plat of Out Lots of the Town, now the City of South Bend, platted by the State Bank of Indiana., thence South 33 ft. to the South line of said Swygart Street, thence East along the said South line of said Swygart St. to a point 20 ft. East of the South West corner of lot 28 in said Swygart's Sub-Div., thence North 33 ft. to the North line of said Swygart St., thence West to a point 20 ft. East of the South West corner of said lot 27 which point is the place of beginning. Being a portion of Swygart St. lying South of lots 27 & 28 in said Swygart's Sub-Div.

The alley proposed to be vacated is described as follows, to-wit:-

Beginning at a point 6 ft. East of the North East corner of lot 23 in Elliot Tutt's Addition to the City of South Bend, thence East along the South line of Tutt St. 14 ft., thence South one hundred twenty-two and one tenth (122.10) feet to the North line of Swygart Street, thence West 14 ft. thence North one hundred twenty-two and one tenth (122.10) ft. to the place of beginning.

~~The following property may be injuriously or beneficially affected by such vacation:~~

The property which may be injuriously or beneficially affected in the said City of South Bend, by said proposed vacations is known and described as the portion of Swygart St. and the Alley herein proposed to be vacated, and and the Lots abutting on the North and South sides of said Swygart Street, and the Lots abutting on the East and West sides of the Alley all of said lots being owned by the Stuebaker Brothers Man'f'g. Company.

Notice of this resolution shall be published on the 21 day of Jan and on the 29 day of Jan 1911, in the South Bend Daily Tribune.

This Board, at its office in the City Hall on the 24 day of Jan 1911 at 7:15 p. m. will hear and receive remonstrances from all persons interested in or affected by these proceedings.

Adopted this 18th. day of Jan. 1911.

tenth (122.10) feet to the North line of Swygart Street, thence West 14 ft. thence North one hundred twenty-two and one tenth (122.10) ft. to the place of beginning.

~~The following property may be injuriously or beneficially affected by such vacation:~~

The property which may be injuriously or beneficially affected in the said City of South Bend, by said proposed vacations is known and described as the portion of Swygart St. and the Alley herein proposed to be vacated, and the Lots abutting on the North and South sides of said Swygart Street, and the Lots abutting on the East and West sides of the Alley all of said lots being owned by the Stuebaker Brothers Man'f'g. Company.

Notice of this resolution shall be published on the 21 day of Jan and on the 29 day of Jan 1911, in the South Bend Daily Tribune.

This Board, at its office in the City Hall on the 24 day of Feb 1911 at 7:15 p. m. will hear and receive remonstrances from all persons interested in or affected by these proceedings.

Adopted this 18th. day of Jan. 1911.

BOARD OF PUBLIC WORKS.

Oscar Jackson
J. C. Lambert
C. F. Nicelbach



CITY OF SOUTH BEND, INDIANA.

DEPARTMENT OF PUBLIC WORKS.

Notice of Resolution of VACATION No. 7

Notice is hereby given that the Board of Public Works of said City at a meeting of said Board, held on the 18th day of January 1901, adopted a resolution for the Vacation of the following described property:

Beginning at a point twenty (20) feet East of the South West corner of lot twenty seven (27) in George W. Swygart's Sub-Division of Bank Out Lots No. 63 & 64 of the First Plat of Out Lots of the Town, now the City of South Bend, platted by the State Bank of Indiana, thence South 33ft. to the South line of said Swygart St., thence East along the said South line of said Swygart St. to a point 20 ft. East of the South West corner of lot 28 in said Swygart's Sub-Div., thence North 33ft. to the North line of said Swygart's St., thence West to a point 20ft. East of the South West corner of said lot 27 which point is the place of beginning, being a portion of Swygart St. lying South of lots 27 & 28 Swygart's Sub-Div.

The Alley proposed to be Vacated is described as follows, to wit:

Beginning at a point 6ft. East of the North East corner of lot 23 in Elliott Tutt's Addition to the City of South Bend, thence East along the South line of Tutt St. 14ft., thence South One Hundred twenty-two and one tenth (122.10) feet to the North line of Swygart St. thence West 14ft. thence North one hundred twenty-two and one tenth (122.10) ft. to the place of beginning.

The property which may be injuriously or beneficially affected in the City of South Bend, by said proposed vacations is known and described as the portion of Swygart St. and the Alley herein proposed to be vacated and the lots abutting on the North and South sides of said Swygart St. and the lots abutting on the East and West sides of the Alley all of said lots being owned by the Studebaker Brothers Manufacturing Co.

The object of such vacation is the vacating of a part of Swygart St. and an Alley 14ft. wide running North and South across the West side of lots 25 & 28 Elliott Tutt's and George W. Swygart's Sub-Divisions all in the City of South Bend, Indiana.

The following persons are interested in these proceedings:

Studebaker Brothers Manufacturing Co.

one tenth (122.10) feet to the North line of Swygart St. thence West 14ft. thence North one hundred twenty-two and one tenth (122.10) ft. to the place of beginning.

The property which may be injuriously or beneficially affected in the City of South Bend, by said proposed vacations is known and described as the portion of Swygart St. and the Alley herein proposed to be vacated and the lots abutting on the North and South sides of said Swygart St. and the lots abutting on the East and West sides of the Alley all of said lots being owned by the Studebaker Brothers Manufacturing Co.

The object of such vacation is the vacating of a part of Swygart St. and an Alley 14ft. wide running North and South across the West side of lots 15 & 28 Elliott Tutt's and George H. Swygarts Sub-Divisions all in the City of South Bend, Indiana.

The following persons are interested in these proceedings:

Studebaker Brothers Manufacturing Co.

Said Board will meet at 7:15 P. M., on the 24th. day of February 1911, at its office in the City Hall and receive and hear remonstrances from all persons interested in or affected by these proceedings.

Arthur P. Perley
Clerk

BOARD OF PUBLIC WORKS.

Otto C. Bastian
Charles F. Neidbalski
Francis E. ...



The Studebaker Corporation

SOUTH BEND, INDIANA, U. S. A.

PLEASE ADDRESS ALL CORRESPONDENCE
TO THE DEPARTMENT.

July 28th, 1911.

Mr. Otto C. Bastian,
President-Board of Public Works,
South Bend, Indiana.

Dear Sir:-

We have this day remitted to the City and County Treasurer \$200.55, being the amount of assessment against Studebaker Brothers Manufacturing Company, under Vacation Resolution No. 7.

We are enclosing herewith the deed of Studebaker Brothers Manufacturing Company executed under date of Dec 22, 1910, conveying to the City of South Bend the 20' strip of land between Tutt and Swygart Streets, that said company agreed to give to the City in place of the alley covered by said Vacation Resolution No. 7.

Inasmuch as the agreement which involved the making of this conveyance was consummated with the Board of Public Works, we take it that it is proper to make the delivery of said deed to your Board, in order that it may have proper knowledge and notice of the completion of the agreement on part of the said Studebaker Brothers Manufacturing Company.

Yours very truly,

THE STUDEBAKER CORPORATION,

Per *S E Babcock*

Law Dept.

SEB/T

Enc.

DEPARTMENT OF PUBLIC WORKS

*Hubbaker Bros Mfg Co.
So Main St*

NOTICE OF HEARING OF ASSESSMENTS AND AWARDS

THIS NOTICE FOR RESIDENT PROPERTY OWNERS ONLY

Served this notice on.. *above* ..
.....by delivering a copy
to him personally.....by
leaving a copy at his last usual place of resi-
dence in South Bend, this... *18* ..
day of... *April* ... 1911..

*Jan J. Cutting
City Engineer*

CITY OF SOUTH BEND, INDIANA

CITY OF SOUTH BEND, INDIANA

DEPARTMENT OF PUBLIC WORKS

NOTICE OF HEARING ON AMOUNT OF ASSESSMENTS AND AWARDS.

To Studebaker Brothers Manufacturing Company

You are hereby notified that the assessments and awards are completed in the proceedings brought by this department to VACATE the following described property:

Beginning at a point twenty (20) feet east of the south west corner of lot twenty-seven (27) in George W. Swygarts Sub-Division of Bank Out Lots No. 63 & 64 of the first plat of Out lots of the town, now the City of South Bend, platted by the State Bank of Indiana, thence south 38 feet, to the south line of said Swygarts Street, thence east along the said south line of said Swygart Street to a point 20ft. east of the south west corner of lot 28 in said Swygarts Sub-Div., thence north 153ft. to the north line of said Swygarts Street, thence west to a point 20ft. east of the south west corner of said lot 27 which point is the place of beginning. Also: Beginning at a point 6ft. east of the north east corner of lot 23 in Elliott Tutt's 1st. Add. to the City of South Bend, thence east along the south line of Tutt Street 14 feet, thence south One Hundred and twenty-two and one tenth (122.1) feet to the north line of Swygart Street, thence west 14 feet, thence north 122.1 feet to the place of beginning.

3311 Sq. feet at .05 per. Sq. feet	\$165.55
Advertising	35.00
	<u>200.55</u>

The amount of your assessment is \$ 200.55 The Board of Public Works will meet at 10 A P. M. on the 2nd. day of May 1911

3311 Sq. feet at .05 per. Sq. feet \$165.55
Advertising 35.00
200.55

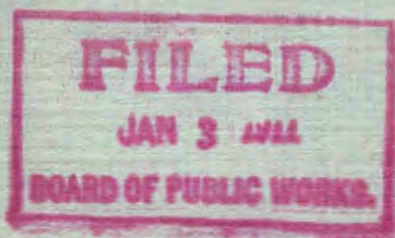
The amount of your assessment is \$ 200.55..... The Board of Public Works will meet at 10 A. P.M., on the 2nd. day of May 1911 to receive and hear remonstrances from all persons as to the amounts of their assessments and awards.

BOARD OF PUBLIC WORKS.

Over
J. Shambert
Chas. F. Niecebalski

P E T I T I O N
F O R
V A C A T I O N
OF ALLEY AND PART OF SWYGART
STREET IN E. TUTT'S & SWYGART'S
ADDITIONS TO SOUTH BEND.

STUDEBAKER BROTHERS
MANUFACTURING COMPANY.



*Referred to Engineer for
Specifications.*

W. A. BUGBEE. H. G. SCHOCK.
ATTORNEYS AT LAW,
ABSTRACTS OF TITLE.
SOUTH BEND, . . . INDIANA.

CITY OF SOUTH BEND,

DEPARTMENT OF PUBLIC WORKS.

Petition of the Studebaker Brothers Manufacturing Company
for vacation of alley and portion of Street.

The undersigned, Studebaker Brothers Manufacturing Company,
would respectfully petition your Honorable Board for the vacation of a
certain short alley bounded on all sides by real property owned by
them, and for the vacation of a portion of the East end of Swygart
Street, bounded on the North, East and South by real property now owned
by them, to-wit:

1st: An alley fourteen (14) feet in width running North and
South from Tutt Street to Swygart Street, being the East fourteen (14)
feet of the West twenty (20) feet of Lot No. Twenty-five (25) in Elliot
Tutt's Addition to the City of South Bend, and the East fourteen (14)
feet of the West twenty (20) feet of Lot No. Twenty-eight (28) in
George W. Swygart's Sub-division of Bank Out Lots Nos. Sixty-three (63)
and Sixty-four (64) of the First Plat of Out Lots of the Town, now City
of South Bend, platted by the State Bank of Indiana, and being the same
strip of land heretofore conveyed by the said Studebaker Brothers
Manufacturing Company to the Municipal City of South Bend, by warranty
deed dated March 14th, 1905, and recorded in Deed Record 131, page 258;

2nd: That portion of Swygart Street bounded on the West by
a line drawn from a point twenty (20) feet East of the South West corner
of Lot No. Twenty-seven (27) in Swygart's Sub-division above described
due South to the South line of Swygart Street, and on the East by a
line drawn from a point twenty (20) feet East of the South West corner
of Lot No. Twenty-eight (28) in said Swygart's Sub-division due South
to the South line of said Swygart Street.

The whole territory requested to be vacated herein being more

and Sixty-four (64) of the First Plat of Out Lots of the Town, now City of South Bend, platted by the State Bank of Indiana, and being the same strip of land heretofore conveyed by the said Studebaker Brothers Manufacturing Company to the Municipal City of South Bend, by warranty deed dated March 14th, 1905, and recorded in Deed Record 131, page 258;

2nd: That portion of Swygart Street bounded on the West by a line drawn from a point twenty (20) feet East of the South West corner of Lot No. Twenty-seven (27) in Swygart's Sub-division above described due South to the South line of Swygart Street, and on the East by a line drawn from a point twenty (20) feet East of the South West corner of Lot No. Twenty-eight (28) in said Swygart's Sub-division due South to the South line of said Swygart Street.

The whole territory requested to be vacated herein being more fully described by a line running as follows, viz: Beginning at a point six (6) feet East of the North West corner of Lot No. Twenty-five (25)

in Elliot Tutt's Addition to the City of South Bend, thence running South one hundred twenty-two and one-tenth (122.1) feet to the North line of Swygart Street, thence West one hundred and thirty-four and one-half hundredths ($100.34\frac{1}{2}$) feet to a point twenty (20) feet East of the South West corner of Lot No. Twenty-seven (27) in George W. Swygart's Sub-division of Bank Out Lots Nos. Sixty-three (63) and Sixty-four (64) of the First Plat of Out Lots of the Town, now City of South Bend, platted by the State Bank of Indiana, thence South thirty-three (33) feet to the South line of Swygart Street, thence East one hundred fourteen and thirty-four and one-half hundredths ($114.34\frac{1}{2}$) feet, thence North to the North line of said Lot No. Twenty-five (25) in Elliot Tutt's Addition to the City of South Bend, thence West fourteen (14) feet to the place of beginning.

And your petitioners would represent that said alley and said portion of said street have ceased to be of general public utility or benefit and are used mainly for the private uses of your petitioners; that the vacation prayed for would not prevent any of the owners lying West of the territory to be vacated having an outlet and egress and ingress to and from and between Tutt Street and Swygart Street as now and heretofore enjoyed by them, inasmuch as your petitioners propose to dedicate an alley fourteen (14) feet in width taken off of and from the East side of the West twenty (20) feet of Lot No. Twenty-four (24) in said Elliot Tutt's Addition and of Lot No. Twenty-seven (27) in George W. Swygart's Sub-division of Bank Out Lots Nos. Sixty-three (63) and Sixty-four (64) of the First Plat of Out Lots of the Town, now City of South Bend, platted by the State Bank of Indiana, and have executed a deed to the Municipal City of South Bend, dedicating said strip for the uses and purposes of a public alley, and the general

hundred fourteen and thirty-four and one-half hundredths ($114.34\frac{1}{2}$) feet, thence North to the North line of said Lot No. Twenty-five (25) in Elliot Tutt's Addition to the City of South Bend, thence West fourteen (14) feet to the place of beginning.

And your petitioners would represent that said alley and said portion of said street have ceased to be of general public utility or benefit and are used mainly for the private uses of your petitioners; that the vacation prayed for would not prevent any of the owners lying West of the territory to be vacated having an outlet and egress and ingress to and from and between Tutt Street and Swygart Street as now and heretofore enjoyed by them, inasmuch as your petitioners propose to dedicate an alley fourteen (14) feet in width taken off of and from the East side of the West twenty (20) feet of Lot No. Twenty-four (24) in said Elliot Tutt's Addition and of Lot No. Twenty-seven (27) in George W. Swygart's Sub-division of Bank Out Lots Nos. Sixty-three (63) and Sixty-four (64) of the First Plat of Out Lots of the Town, now City of South Bend, platted by the State Bank of Indiana, and have executed a deed to the Municipal City of South Bend, dedicating said strip for the uses and purposes of a public alley, and the general public would therefore in no manner be discommoded or prevented from enjoying all the rights of passageway that they at present enjoy; and

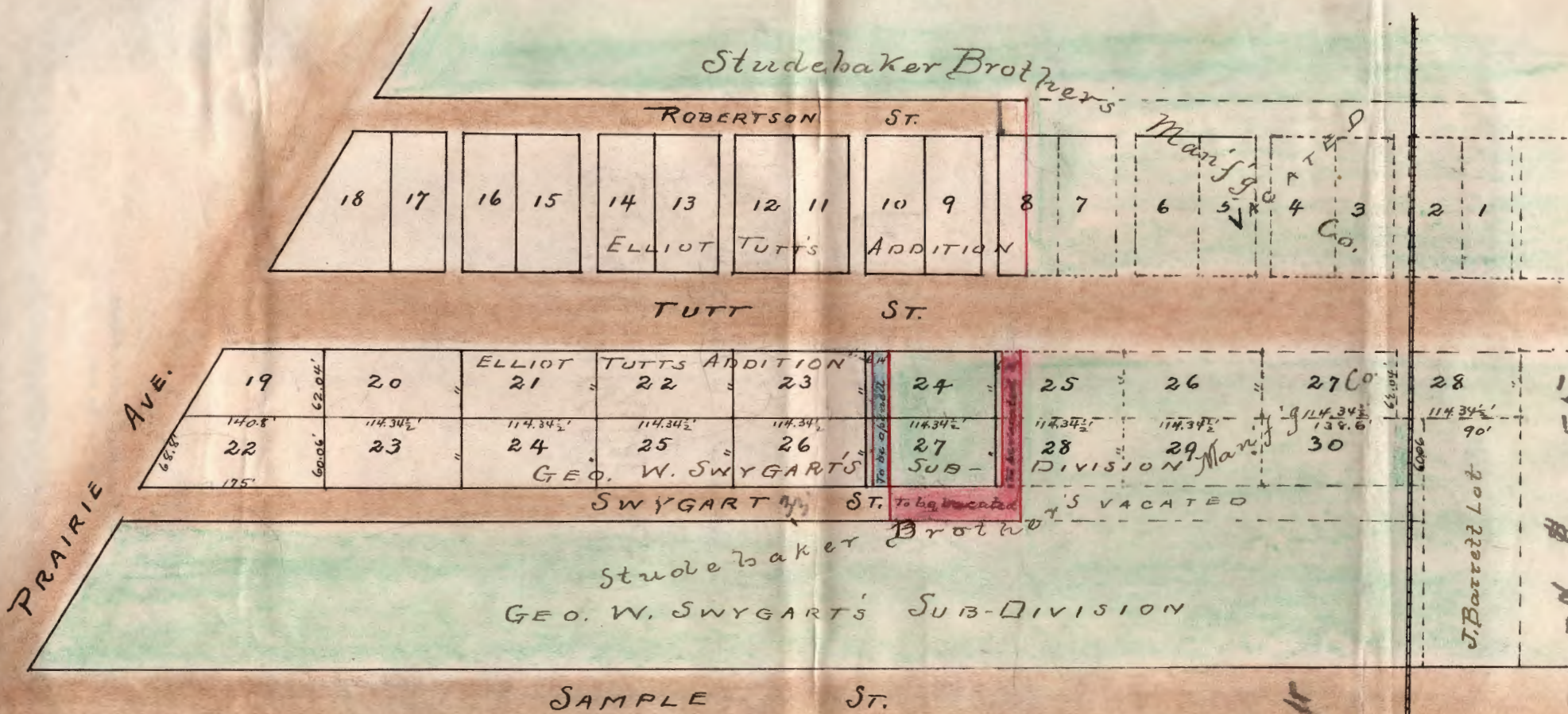
your petitioners are proposing to make valuable improvements to their property and to add to the taxable value of the City, and said vacation would materially aid them in so doing. Wherefore they pray.

South Bend, December 22nd, 1910.

STUDEBAKER BROS. MFG. CO.,

BY

Chas. G. Lee
AND VICE PRESIDENT.



Portion shaded in red proposed to be vacated.

Portion shaded in blue proposed to be opened to the public.

Portion shaded in green, property of Studebaker Brothers Manufacturing Company.

100.34
33
330102
3316.22 9/11

3311 Sq ft @ 5¢ = 165.55
Adv. Co. 35