

DEPARTMENT OF PUBLIC WORKS

THIS ENVELOPE CONTAINS PAPERS

Under Vacation Resolution No. 74

Adopted on the 10th day of April 1923

For

Vacation

The Alley So. Duval
Ave from Miami Street to
The End Alley West of
Miami Street

For Proof of Publication see Proof

Record _____ Page _____

SOUTH BEND, IND.,

APR 24 1923

192

Notice is hereby given that the BOARD OF PUBLIC WORKS has
fixed MAY 2 1923 at 7:15 P.M. as a date on which
to hear all persons interested in or affected by Vacation

Resolution No. 74 the purpose of the same is for the Vacation

Alley So Detail are from Miami St to 2nd Alley W
Miami Street

Said Board will meet at its office in the City Hall for the purpose of taking
final action thereon.

BOARD OF PUBLIC WORKS.

L. B. SLAUGHTER

L. P. HARDY

ALBERT F. HONER

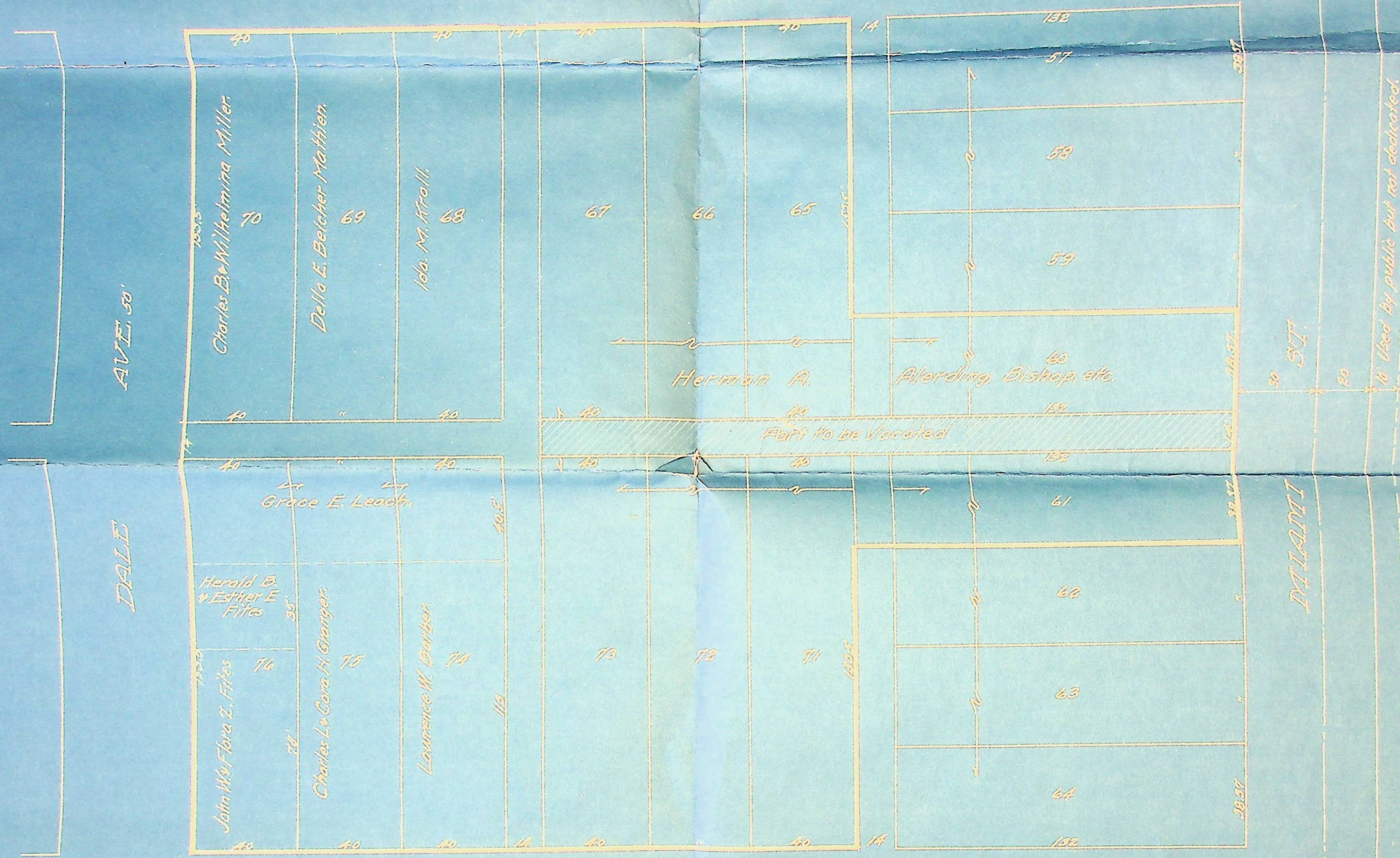
Per VERONICA SWEENEY, Clerk of Board.

(THIS NOTICE IS NOT REQUIRED BY LAW)

DUBAIL AVE. 70'

Alley 20' of Dubail, Miami to End Alley W. Flan Location

Alley 20' of Dubail, Miami to End Alley W. Flan Location



to be used by public but not dedicated

DAYTON ST. 60'

PLAN OF
ALLEYS of DUBAIL AVE.
 MIAMI to End Alley West.
VACATION.
 Scale, 40'-1" F.J. Anderson, City Engr.
 T-4-25-23, So. Bend, Ind.

Assessment Roll No.
and Final Estimate for
VACATION.

On ALLEY SOUTH OF DUBAIL AVENUE Street

From MIAMI STREET.

To 2ND. ALLEY WEST OF MIAMI STREET

under ~~Improvements~~ ^{Vacation} Resolution No. 74

adopted on the 10th, day of

April 1923, 1923, and

recorded in Record Page

Contract signed on the day

of , 191

Contractor

Net Amount, \$ 00.00

Assessment Roll Filed

July 24th 1923

Assessment Roll Hearing

October 17th - 1923

Assessment Roll Confirmed

Final Estimate Allowed

Final Estimate Hearing

Final Estimate Confirmed

Notices sent *Sept. 27-1923*

FILED

OCT 24 1923

BOARD OF PUBLIC WORKS

BY *A. B. Slaughter*

PRESIDENT

APPROVED

OCT 17 1923

BOARD OF PUBLIC WORKS

BY *A. B. Slaughter*

PRESIDENT

The total frontage assessed for pavement is feet, at..... per front foot.

" " " " sewer is " " " " " " " "

" " " " grade, curb and cement walk is..... " " " " " " " "

The total cost of the Improvement is \$..... Amount assessed to City \$.....

And in the following tabular statement is given the name of each property owner on that part of the street so improved; the number of front feet owned by the respective owners; the amount of the cost of such improvement assessed upon each lot or parcel of ground bordering thereon; the full description, together with the owner's name, of each lot or parcel of ground bordering on said part of said street so improved; the amount of allowance made to each owner on account of former improvements, and the net amount due from the owner of each tract of real estate, after deducting the aforesaid allowances.

All of said real estate bordering on said improvements being in the City of South Bend, St. Joseph County, Indiana.

In describing said real estate, the following abbreviations are made to-wit: N. for North; S. for South; E. for East; W. for West; ft. for feet; ex. for except; Sd. for side; Ed. for end; C. for chains; L. for links; O. P. for original plat; B. L. for lots contained in the State Bank of Indiana's 1st, 2nd and 3d Plats of Out-Lots to the Town of South Bend, which lots are numbered consecutively through the several plats, from 1 in 1st plat to 130 in 3rd plat; Add. for addition; Sub. for sub-division; L. for Lowell; T. S. B. for Town of South Bend; C. S. B. for City of South Bend.

Description of Real Estate
Bordering on the Improvement

PART OF LOT	No. of Lots	Name of Addition or Sub-Div.	No. of feet front	NAME OF OWNER	Amount of Cost Apportioned and Assessed to each lot.		Amount of Allowances on account of former improvements.		Net Am't due from each lot after deducting allowances.	
					\$	Cts.	\$	Cts.	\$	Cts.
PROPERTY VACATED.										
The alley south of Dubail Avenue from Miami Street to the second alley west of Miami Street as follows, to-wit:- Beginning at the intersection of the west line of Miami Street and the north line of the first alley south of Dubail Avenue; thence west along the north line of said alley 266 feet to the east line of the 2nd. alley west of Miami Street; thence south 14 feet to the south line of said alley; thence east 266 feet to the west line of Miami Street; thence north 14 feet to the place of beginning.										
The following property may be injuriously or beneficially affected.										
All	60	Oak Park 2nd.Add.		Herman J.Alerding, Bishop of Fort Wayne.					Damages	Benefits
					00.00				00.00	00.00
All	61	"		" " " "	00.00				00.00	00.00
All	65	"		" " " "	00.00				00.00	00.00
All	66	"		" " " "	00.00				00.00	00.00
All	67	"		" " " "	00.00				00.00	00.00
All	71	"		" " " "	00.00				00.00	00.00
All	72	"		" " " "	00.00				00.00	00.00
All	73	"		" " " "	00.00				00.00	00.00
All	68	"		Ida M.Kroll,	00.00				00.00	00.00
All	69	"		Della E.Belcher Mathien,	00.00				00.00	00.00
All	70	"		Charles B.& Wilhelmina Miller,	00.00				00.00	00.00
North 40 1/2 ft.	74	"		Grace E.Leach,	00.00				00.00	00.00
" " " "	75	"		" " " "	00.00				00.00	00.00
" " " "	76	"		" " " "	00.00				00.00	00.00
South 113 ft.	74	"		Lawrence W.Barber,	00.00				00.00	00.00
" " " "	75	"		Charles L.& Cora H.Granger,	00.00				00.00	00.00
South 35 ft.of N.75 1/2 feet.	76	"		Harold B.& Esther E.Fites,	00.00				00.00	00.00
South 78 feet.	76	"		John W.& Flora Z.Fites,	00.00				00.00	00.00

South 78 feet.76

""

John W. & Flora Z. Fites,

00.00

00.00

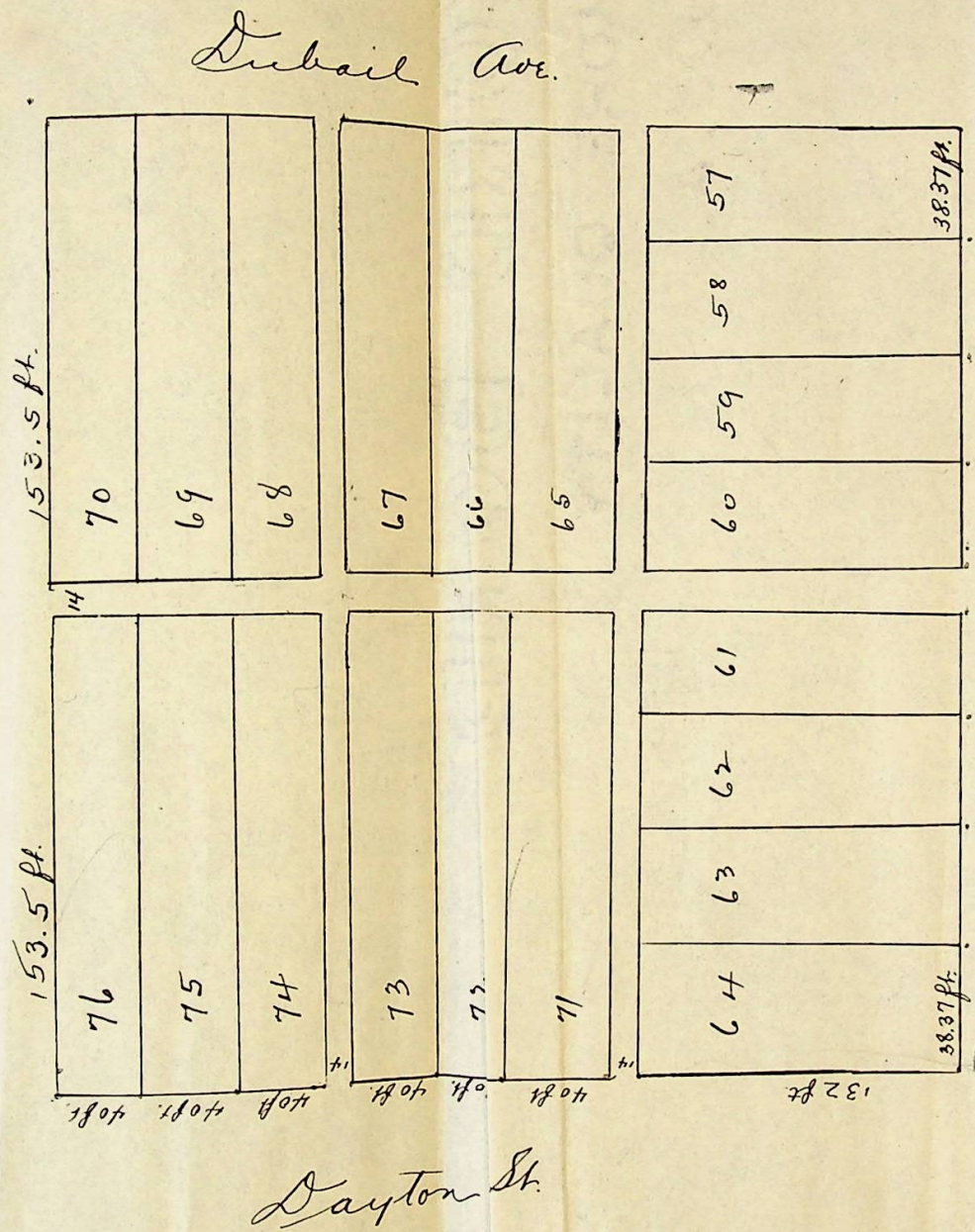
00.00

00.00

Total amount due the Contractor for the Improvement, \$ 00.00

Respectfully submitted this 24th day of July, 1923

Fredrick J. Anderson Civil Engineer.



Dayton St.

FILED
 Addition
 1923
 BOARD OF PUBLIC WORKS
 BY *[Signature]*
 RESIDENT

East East Second

Modified to include only the alley running through
the block running east and west, from Miami
Street to the east line of the alley running
north and south about 264 feet directly west from
the West line of Miami St.

APPROVED
MAR 20 1923
BOARD OF PUBLIC WORKS
By *J. P. [Signature]*
PRESIDENT

there is another alley fourteen feet wide; that the last described alley intersects the said alley running east and west at a point 132 feet due west of Miami Street and 153 $\frac{1}{2}$ feet due south of Dubail Avenue; that said alleys cut and divide the property of the said Rt. Rev. Herman Joseph Alerding in such a way as greatly to depreciate its value, and that said land is for the most part rendered useless by said alleys cutting across said described property.

That said alley running east and west parallel to Dubail Avenue and Dayton Street, so far as it runs from Miami Street due west for a distance of 266 feet, to the second alley in said block, lying west of Miami Street has been practically abandoned for use by the public, and that if vacated would cause no damage whatsoever to the rights of the people of this city; that said alley running parallel with Miami Street, whose southerly boundary is a line which lies 132 feet due west of Miami Street, is never used by the public and so far as is beneficial or convenient as a public highway is of no value; that if said alleys were vacated; namely, the alley running east and west parallel to Dubail Avenue for a distance of 264 feet, from Miami Street due west, and the alley running parallel to Miami Street from Dubail Avenue to Dayton Street for a distance of 264 feet, the properties held by the Rt. Rev. Herman Joseph Alerding for the St. Matthews Parish of the City of South Bend would be greatly enhanced in value and increased in usefulness; that it has become necessary for said St. Matthews Parish to erect certain buildings and that it is impossible so to construct these buildings with any degree of practicability with the said alleys cutting up the church property into small squares;

WHEREFORE, your petitioner prays that so much of said alley running east and west and parallel to Dubail Avenue and Dayton Street for a distance of 266 feet due west from Miami Street, and that the alley running parallel to Miami Street, whose southerly boundary is 132 feet due west from Miami Street, running from Dubail Avenue to Dayton Street as aforesaid be vacated.

Rev. Theo. J. Harwood



STATE OF INDIANA)
COUNTY OF ST. JOSEPH) SS: BEFORE THE BOARD OF PUBLIC WORKS IN THE
CITY OF SOUTH BEND _____
1923.

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

The undersigned Petitioner would respectfully represent to the Board that he is the Pastor of St. Matthews Church in the City of South Bend; that the legal description of the property used and occupied by St. Matthews Church and of the premises connected therewith is Lots 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 71, 72 and 73, all in Oak Park Second Addition to the City of South Bend; that the title to the foregoing property is in the name of the Rt. Rev. Herman Joseph Alerding, Bishop of the Dioceses of Ft. Wayne; that heretofore, to-wit: on the 6th day of February, 1903, a certain territory was platted by the name and legal designation of Oak Park Second Addition to the City of South Bend; that the same was annexed to and became a part of the City of South Bend, and that said plat was duly recorded in the records of the Recorder's Office, approved by law for that purpose, in Plat Book No. 8 at Page 99 of said records; that in the city of South Bend, Lots 57 to 76 inclusive of Oak Park Second Addition form a city block bounded on the north by Dubail Avenue, on the east by Miami Street, on the south by Dayton Street, and on the west by Dale Street; that running through the middle of said block east and west, and parallel to Dayton Street and Dubail Avenue, is an alley fourteen feet wide; that at a point 254 feet due east from Dale Street, and running parallel to Dale Street and Miami Street, there is an alley fourteen feet wide; that this said alley forms the westerly boundary line of the property held by said Rt. Rev. Herman Joseph Alerding; that at a point 254 feet due east from Dale Street, and at a point 133 feet due west of Miami Street, and running parallel to Dale Street and Miami Street

BISHOP'S HOUSE
DIOCESE OF FORT WAYNE
FORT WAYNE, IND.

March 15th 1923.

I do herewith promise to deed
10 feet of St. Matthew Church property
fronting Miami st to the City of South
Bend, in consideration of the vacation
or condemnation of a certain alley in
that same church property.

H. J. Alarding,
Bishop of Fort Wayne

APPROVED

MAR 20 1923

BOARD OF PUBLIC WORKS

BY *H. J. Alarding*
PRESIDENT

CITY OF SOUTH BEND, INDIANA

DEPARTMENT OF PUBLIC WORKS

Notice of Resolution of VACATION NO. 74.

Notice is hereby given that the Board of Public Works of said City at a meeting of said Board, held on the 10th., day of April 1923. 191....., adopted a resolution for the Vacation. of the following described property:

The alley south of Dubail Avenue from Miami Street to the second Alley west of Miami Street as follows, to-wit:-

Beginning at the intersection of the west line of Miami Street and the north line of the First Alley south of Dubail Ave; thence west on the north line of said alley 266 feet to the east line of the 2nd, alley west of Miami Street; thence south 14 feet to south line of alley; thence east 266 feet to the west line of Miami Street; thence north 14 feet to the place of beginning.

The Following Property May Be injuriously or beneficially affected by such Vacation:-

Beginning at the intersection of the west line of Miami Street and the north line of lot 60 Oak Park 2nd, Addition; thence west along the north line of said lot 60 to the first alley west of Miami Street; thence north along said alley to the south line of Dubail Avenue; thence west along the south line of Dubail Avenue to the east line of Dale Avenue; thence south along the east line of Dale Avenue to the north line of Dayton Street; thence east along the north line of Dayton Street to the first alley west of Miami Street; thence north along the alley west of Miami Street to the south line of lot 61 Oak Park Second Addition; thence east along north line of said lot 61 to the west line of Miami Street; thence along the west line of Miami Street to the place of beginning.

The object of such Vacation is the Vacation of the alley south of Dubail Avenue from Miami Street to second Alley west of Miami Street. Under Vacation Resolution No. 74. In the City of South Bend, Indiana.

~~Publications of these proceedings.~~

Said Board will meet at 7:15 P.M., on the 2nd. day of May 1923 191....., at its office in the City Hall and receive and hear remonstrances from all persons interested in or affected by these proceedings.

BOARD OF PUBLIC WORKS

Veronica C. Sweeney
Clerk, of the Board.

ARTHUR P. PERLEY, Clerk

L. B. Slaughter

L. P. Hardy

Albert F. Honer.

Publications:- April 11th., 1923 & April 18th., 1923.

May 2, 1923

Continued until May 9,
when deed will be
given to

L. B. Staughton Pres



west line of Miami Street to the piece of beginning.
said lot of to the west line of Miami Street; thence along the
lot of Oak Park Second Addition; thence east along north line of
north along the alley west of Miami Street to the south line of
of Dayton Street to the first alley west of Miami Street; thence
the north line of Dayton Street; thence east along the north line
of Dale Avenue; thence south along the east line of Dale Avenue to
thence west along the south line of Dale Avenue to the east line

COPY OF VACATION RESOLUTION.

No. 74, 190

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

The Alley south of Dubail Avenue from Miami Street to the second Alley west of Miami Street as follows, to-wit:-

Beginning at the intersection of the west line of Miami Street and the north line of the First Alley south of Dubail Avenue; thence west on the north line of said alley 266 feet to the east line of the 2nd. Alley west of Miami Street; thence south 14 feet to south line of said alley; thence east 266 feet to the west line of Miami Street; thence north 14 feet to the place of beginning.

The following property may be injuriously or beneficially effected by such vacation: Beginning at the intersection of the west line of Miami Street and the north line of lot 60 Oak Park 2nd. Addition; thence west along the north line of said lot 60 to the first alley west of Miami Street; thence north along said alley to the south line of Duabil Avenue; thence west along the south line of Dubail Avenue to the east line of Dale Avenue; thence south along the east line of Dale Avenue to the north line of Dayton Street; thence east along the north line of Dayton Street to the first alley west of Miami Street; thence north along the alley west of Miami Street to the south line of lot 61 Oak Park Second Addition; thence east along north line of said lot 61 to the west line of Miami Street; thence along the west line of Miami Street to the place of beginning.

Notice of this resolution shall be published on the 11th day of April ¹⁹²³ and on the 18th day of April ¹⁹²³, in the South Bend Daily Tribune. ^{9 News Times}

This Board, at its office in the City Hall on the 2nd day of May ¹⁹²³ at 7:15 p. m. will hear and receive remonstrances from all persons interested in or affected by these proceedings.

Adopted this 10th day of April ¹⁹²³

BOARD OF PUBLIC WORKS.

L. B. Slaughter
J. P. Hardy
Albert F. Houser