

## COPY OF VACATION RESOLUTION

32 01 19 27

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

> The north-south alley between Main Street and Michigan Street extending south three hundred nineteen (319) feet from the south line of the right-of-way of Ewing Avenue.

Reserving all utility rights of record.

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

All of lots 1, 2, and 3 in Stull's 6th Addition to the City of South Bend, and a parcel of land described as follows: Beginning at the northeast corner of Lot No. 1 in Stull's 6th Addition; thence running north along the west line of Michigan Street to the south right-of-way line of Ewing Avenue; thence west along the south right-of-way line of Ewing Avenue to the east line of Main Street; thence south along the east line of Main Street three hundred nineteen (319) feet; thence east and parallel to the south line of Ewing Avenue a distance of one hundred sixty-five (165) feet to the west line of said north and south alley to be vacated; thence north along the west line of said north and south alley to a point of intersection of said west line of alley and the north line of Lot No. 1, Stull's 6th Addition extended; thence east and along the north line of Lot No. 1 extended and Lot No. 1, Stulls 6th Addition, to point

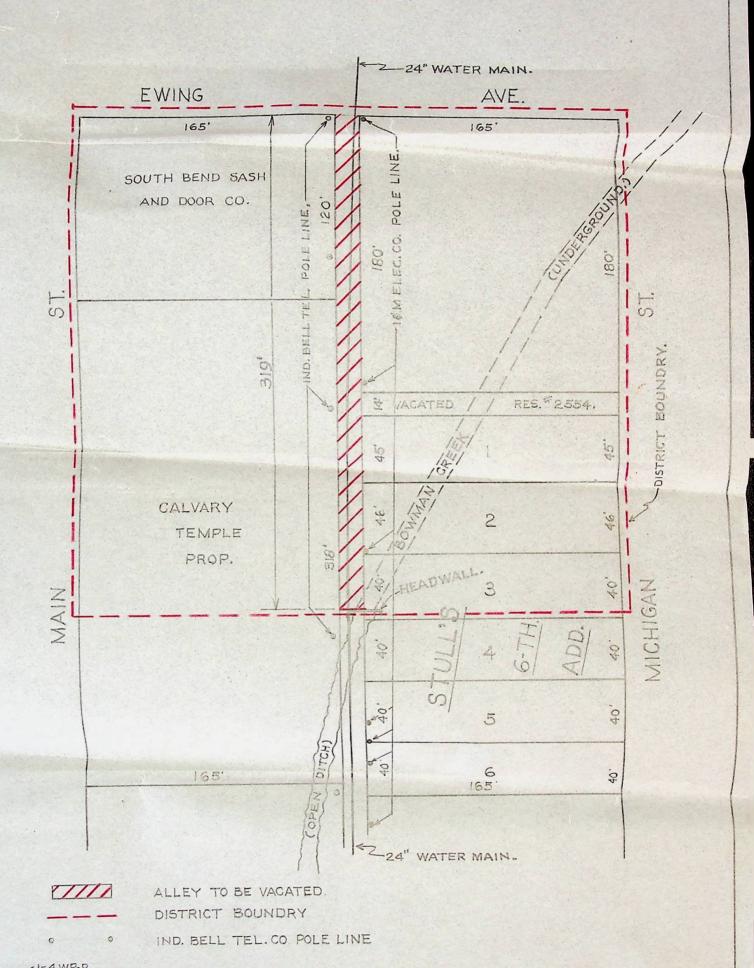
Notice of this resolution shall be published on the Iday of wand on the 9thday of want 1949 in the South Bend Daily Tribune. 10101 Am

This Board, at its office in the City Hall on the 19th day 1967 at 7:15 p.m. will hear and receive remonstrances from all persons interested in or affected by these proceedings.

Adopted this 29 th day of ma

BOARD OF PUBLIC WORKS

VACATION OF THE NORTH-SOUTH ALLEY BETWEEN MAIN STREET AND MICHIGAN STREET EXTENDING SOUTH 319 FEET FROM THE SOUTH LINE OF THE RIGHT-OF-WAY OF EWING AVENUE.



1,\$ M. ELEC. CO. POWER LINE

SCALE: 1"= 60"

-4-4/0 WP.

brush grad park 5/29/67 3211 Setition to Jacate the nort-South alley between Main Street and Micheyans Street extending South Three Mundred Hineteen feet (319') from the Louish line of the right - g-way of Evereglive. Reserving all whility nights frewerl Effecting all flots 1-2-3 in stules with addition to ich city of Smith Broad a asparet of land described as follows: Beginning at the With East corner of lot no 1 in Stulle bith addition, whence running North along the west line of Michigan Street to to the Smith right - g. way line of Evering avenue, Thenes were along the Smith right of way line of Eurosy and to the East line of line of Main street Three Hundred ninetien feet (319), Thenes Care & Parrellet to the Smith Live of Evering Cove a distance of one Hundred Distry Fire ful (165') VACATED The West line I said Northof pairs Morto excell alley to a point of interestion no I stulle all hadd extended, It Ener + along This Morth line of lot no 1 extended , lot no I Stills 6th addition to point of beginning.



## AREA PLAN COMMISSION OF ST. JOSEPH COUNTY, IND.

May 19, 1967

Vacabason Resolution

The Honorable Board of Public Works and Safety City Hall South Bend, Indiana

#### Gentlemen:

The attached alley vacation petition of the First Bank & Trust Company was legally advertised under date of May 6 and 13 and given public hearing on May 16, 1967. The following action was taken:

After due consideration it was moved, seconded and unanimously carried that the petition be recommended favorably to the Board of Public Works and Safety providing the petitioner amends the petition to exclude the property south from a point six (6) feet north of Lot

Excerpts from the minutes of the Area Plan Commission are hereby attached and made a part of this report.

Very truly yours,

John K. Wilson.

John K. Wilson, Executive Director

JKW/caf Attach.

Board of Public Visitis & Safety RICHARD J. DUCK, Clerk EXCERPTS FROM THE MINUTES OF THE AREA PLAN COMMISSION MEETING OF MAY 16, 1967

A petition of the First Bank & Trust Company, et al, to vacate the north-south alley between Main Street and Michigan Street extending south 438 feet from the south line of the right-of-way of Ewing Avenue.

There appeared Jack C. Dunfee, Jr., attorney, representing the petitioners. He stated that they were in receipt of a letter from the Review Committee requesting that certain information be presented to the Commission. The petitioners will grant the City access to the headwall of Bowman Creek; the utility lines will be put underground and then rise again to a pole at Ewing Avenue and easements will be provided to the utilities if necessary; there is no legal ditch across this property and the petitioners have secured title insurance covering the property should any legal question arise; and that the petitioner does not plat to construct any buildings across this vacated portion. The main purpose of the vacation is to control drive-in traffic to the proposed bank.

Mr. Taylor now inquired as to what would be done with the property where the ditch is open and if all abutting property owners are a party to the petition.

Mr. Arthur Frist, representing South Bend Sash and Door, now appeared and stated that he had circulated the petition and that two property owners would not sign the petition although they were not in objection to it.

Following discussion the petitioner stated that they would be willing to amend the petition to remove everything south from a point 6 feet north of Lot 3.

No one further appeared.

After due consideration it was moved by Mr. Taylor, seconded by Dr. Huys and unanimously carried that the petition be recommended favorably to the Board of Public Works and Safety providing the petitioner amends the petition to exclude the property south from a point 6 feet north of Lot 3.

MAY 20 1967

Board of Dublin Works & Safety

EXCERPTS FROM THE MINUTES OF THE AREA PLAN COMMISSION MEETING OF MAY 16, 1967

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MAY 201967

Board of Dublin Works & Safety

TO: THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF SOUTH BEND, INDIANA

# PETITION

The undersigned respectfully petition The Board of Public Works and Safety of the City of South Bend, Indiana to vacate the following described alley situated in the City of South Bend, Indiana:

The North-South alley between Main Street and Michigan Street extending South Four Hundred Thirty-eight feet (138') from the South line of the right-of-way of Ewing Avenue.



Board of Public Works & Safety

RICHARD J. DUCK, Clerk

FIRST BANK AND TRUST COMPANY OF SOUTH BEND, an Indiana Corporation

By C. H. Kruyer, Jr., its President

H. R. Solbrig, its Secretary

SOUTH BEND SASH & DOOR CO., INC.

2310 South Main Street South Bend, Indiana

Arthur W. Frisk, President

ATTEST:

Summer B. Shimp, Secretary

Carry W. Gould 2407-11 South Hichigan Street TO: THE BOARD OF PUBLIC WORKS AND SAFETY OF THE CITY OF SOUTH BEND, INDIANA

#### AMENDED PETITION

The undersigned respectfully potition The Board of rubile works and Safety of the City of South Bend, Indiana, to vacate the following described alley situated in the City of South Bend, Indiana:

The North-South alley between Main Street and Michigan Street extending South Three Hundred Nineteen feet (319') from the South line of the right-of-way of Ewing Avenue.

FIRST BANK & TRUST COMPANY OF SOUTH BEND

By C. H. Kruyer, its President

ATTEST:

H. R. Solbrig, its Secretary

SOUTH BEND SASH & DOOR CO., INC.

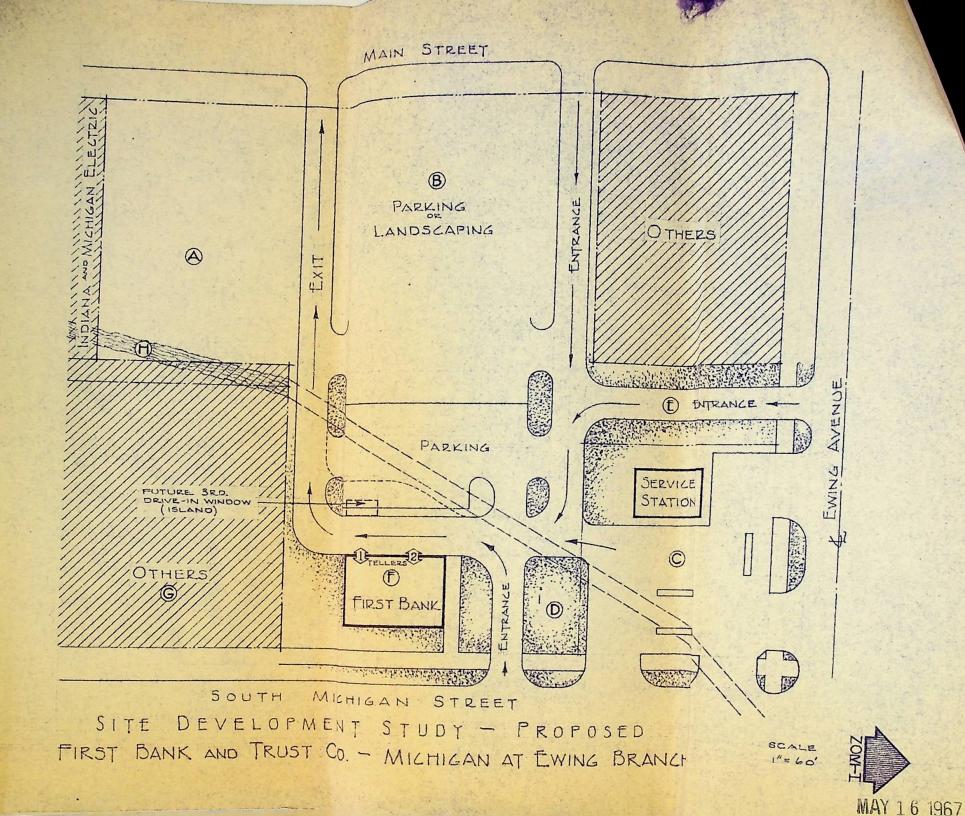
Arthur W Frisk, President

ATTEST:

Sumner B. Shimp, Secretary

MAY 22 1967

Board of Public Works & Safety



Assessment Roll No. 2919
VACATION
N&S Alley betw. Main St. and
From South 319 from south line
Michigan St. extending Street south 319' from south line of right-of-way line of To Ewing Avenue.
under Improvement Resolution No. 3211 1967
adopted on the 29th day of
May , 19 67, and
recorded in Record Page
Contract signed on theday of
Contractor Net Benefits \$00.00
Net Damages 00.00
- 1
Assessment Roll Filed 7eb-13 1968
Assessment Roll Filed Feb 13 1968  Assessment Roll Hearing Man 4, 1468
Assessment Roll Hearing Man 4, 1468
Assessment Roll Hearing Man 4, 1468
Assessment Roll Hearing Man 4, 1468
Assessment Roll Hearing Man 4, 14/28  Assessment Roll Confirmed 11
Assessment Roll Hearing Man 4, 14/28  Assessment Roll Confirmed 11
Assessment Roll Hearing. Man 4, 14/2 X  Assessment Roll Confirmed / 1
Assessment Roll Hearing. Man 4, 14/2 X  Assessment Roll Confirmed / 1
Assessment Roll Hearing. Man 4, 14/2 X  Assessment Roll Confirmed / 1

### COPY OF

# FINAL ESTIMATE

of the Cost of the Improvement of North-South Alley between main street and michigan street extending south three hundred nineteen (319) feet from the south line of the right-of-way of ewing Street avenue.

To the Honorable Board of Public Works of the City of South Bend, Indiana:

The undersigned, City Civil Engineer of said CivaCation (see descort the Physics at known as the control of the physics at the	cription above)			
Improvement, authorized by resolution of the Board	of Public Works, adopted	on the 29th	day of May	, 19.6
Said estimate is based upon the terms of the con				
and signed by the Board of Public Works, on the par	t of the City, and by			
Contractor.	AFE THE ST. BATE			
	at	ner	\$	
	re W			
Total Contract Cost				
Advertising				
Chemical Inspection	"		\$	
Municipal Inspection			\$	
Abstracting				
Fngineering				
	"			
Total cost of XXXXXXXXX Vacation				

Before the letting of said contract, owners of property abutting on said improvement had made improvements in front of lots owned by them, in accordance with the general plan for the improvement of such street, and under the direction of the City Engineer, for which said Engineer has determined that the following allowances are reasonable, and therefore made in favor of said owners on their proportion of the cost of the improvement:

NAME OF OWNER	DESCRIPTION OF PROPERTY	DESCRIPTION OF IMPROVEMENT	unt of wance Cts.
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		ARREST DE COL SE DIGINO	
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	The property of the second	The state of the s	
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	and provide the second grant	and part part	
	The second secon	1001	
	NAME OF TAXABLE PARTY.	ter part year	
	Carried to the Carried State of the Carried State o	The same of the sa	
	Control of		
ASS	ESSIMENT ROLL NO	)" HANNY	

. 2919

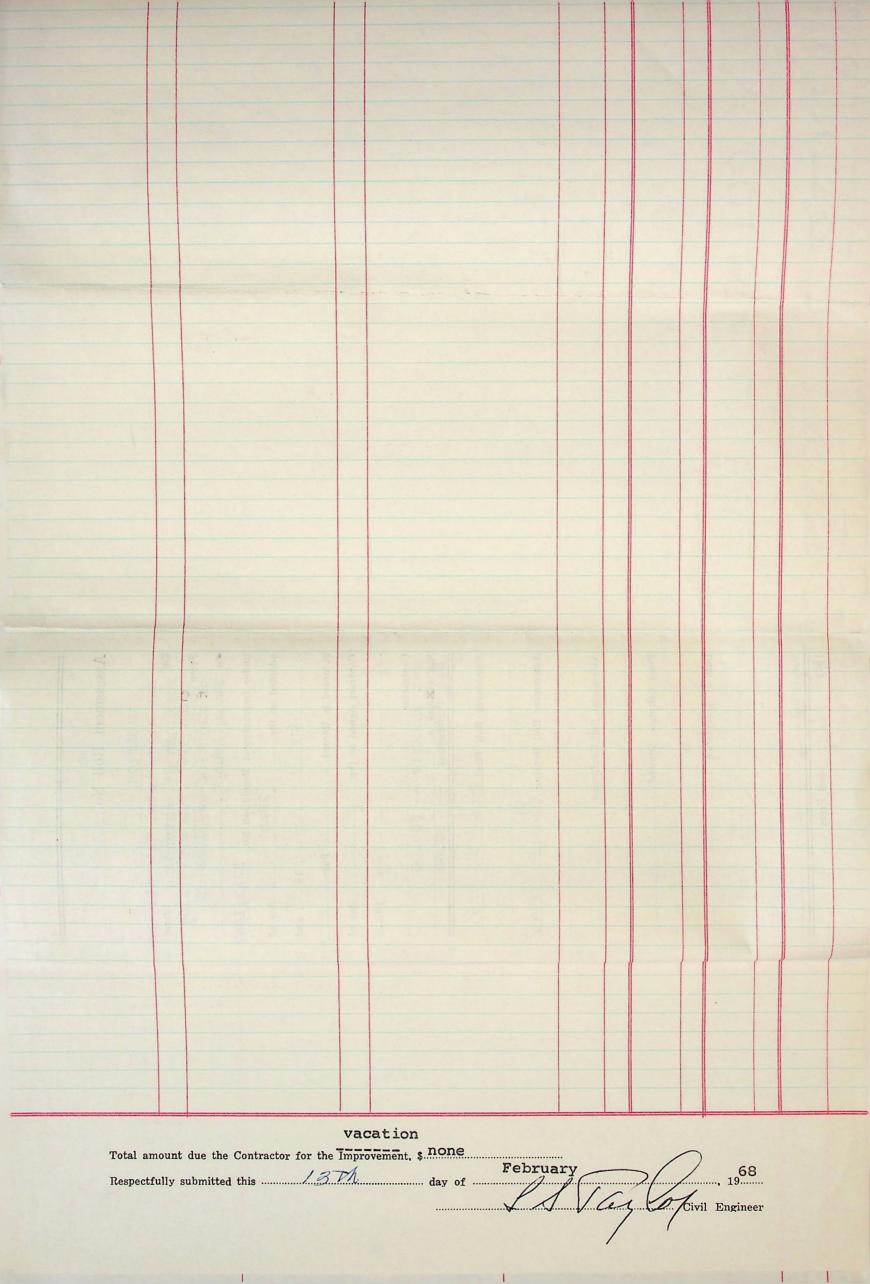
The	e total	frontage	assessed	for	pavement isper front foot
The	e total	frontage	assessed	for	pavement isper front foot
The	total	frontage	assessed	for	pavement isper front foot
"	"	area	,,	,,	sewer issq. ft" sq. foot
"	,,	area	"	"	sewer issq. ft" sq. foot
"	"	frontage	"	,,	grade isper front foot
,,	,,	frontage	"	"	curb isper front foot
,,	,,	frontage	,,	,,	cement walk isper front footper front foot
T	he to	tal cost of	the share	/ac	cation none Amount assessed to City \$ none

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 3rd 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 subdivision; L. for Lowell; T. S. B. for Town of South Bend; C. S. B. for City of South Bend.

Town of South E	send;	C. S. B. for City of South B	sena.									
Description of Real Estate Bordering on the Improvement			tuo ti tu		ASSESSMENT							
PART OF LOT	No. of Lots	Name of Addition or Sub-Div.	No. of feet	NAME OF OWNER	\$	Cts.	\$ (	- 1	net Benef:	11	NET DAMA(	GES Cts.
		COPY OF VACATION	RE	SOLUTION NO. 3211, 19	67							
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		Street extending	sou	y between Main Street the three hundred nire of the right-of-way	etee	n (	319) f	ee	t			
				ty rights of record.								
The follow by such	va	cation:		injuriously or benef					đ			
		City of South Ber follows: Beginni in Stull's 6th Adwest line of Mich line of Ewing Average line of Ewing there hundred nine parallel to the second south of the second south south of the second south	nd, ng ldit iga nue ving uth ete	and a parcel of land at the northeast contion; thence running an Street to the south; thence west along Avenue to the east along the east line en (319) feet; thence the line of Ewing Avenue to (165) feet to the	d des rner nort th ri the line of ce ea	of had sou of Mai	bed as Lot No long t -of-wa th rig Main n Stre and stance	he y ht				
		said north and so along the west li point of intersect north line of Lot thence east and a	ne tic No	alley to be vacated of said north and so on of said west line of the north line of l, Stull's 6th Additional to the location of l, Stull's 6th Additional to l, Stull's 6th Additional to the location of l, Stull's 6th Additional to l, Stull's 6th	outh of a lition	enc all lle n e:	e nort ey to y and xtende 1	h a th d;				
		or beginning.							00	.00	00.	00



File will woestron THORNIURS, McGill, Deahl, Harman, Carey & Murra ATTORNEYS AT LAW JAMES F. THORNBURO 645-695 FIRST BANK BUILDING ELI F. SEEBIRT (1955) WARREN E. McGILL LENN J. OARE (1964) WARREN A. DEAHL SOUTH BEND, INDIANA 46601 ORLO R. DEAHL (1961) JOHN L. CAREY VERNE G. CAWLEY (1968) THOMAS L. MURRAY AREA CODE 219 WILLIAM J. REINKE ELEHART OFFICE 233-1171 305 FIRST NATIONAL BANK BUILDING EDWARD J. GRAY 522-6980 JOHN R. HARMAN DANIEL W. RUDY December 28, 1967 ROBERT A. PFAFF Vac Res 3211 JACE C. DUNFEE, JR. BRUCE R. BANCROFT JOHN T. MULVIHILL FRANKLIN A. MORSE II STEPHEN A . SEALL GORDON S. ESLICK Mr. Robert J. DuComb City Attorney 511 West Colfax Avenue RST BANK AND TRUST COMPANY OF SOME South Bend, Indiana Dear Jim: In accordance with the decision at the hearing before the Board of Public Works and Safety of the City of South Bend, Indiana, we have prepared and are enclosing with a copy of this letter and one being submitted to Lloyd Taylor, a proposed Grant of Easement over the South Fourteen feet of the land of First Bank and Trust Company of South Bend situated Southerly of Ewing Avenue and extending from the East line of Main Street to the West line of the North and South alley located Easterly of Main Street. As we discussed at the hearing, this Grant of Easement is for right-of-way purposes only. If the enclosure meets with your approval, please have your secretary telephone me and we shall go forward with the execution thereof. Do you desire that we record such Grant of Easement or deliver such Grant of Easement to Lloyd Taylor for recording? In order that you may check the description included within the enclosure, we are enclosing a xerox copy of the first page of the Warranty Deed containing the description of the various parcels of realty acquired by First Bank and Trust Company of South Bend from Calvary Temple-South Bend Gospel Tabernacle, Inc. I assume that you will have the secretary of the Board of Public Works and Safety record the vacation proceedings pertaining to the North and South alley. If there is any additional recording expense due in this regard, please have your secretary telephone me as to the amount thereof. Very truly yours, THORNBURG, McGILL, DEAHL, HARMAN, CAREY & MURRAY.
Warren E. M. Shee / es Warren E. McGill WEM: ks Enclosures DUPLICATE cc: Mr. Lloyd Taylor ORIGINAL

## 09678 WARRANTY DEED

THIS INDENTURE WITNESSETH THAT CALVARY TEMPLE-SOUTH BEND GOS-PEL TABERNACLE, INC., an Indiana not for profit Corporation, of ST. JOSEPH COUNTY in the STATE OF INDIANA

CONVEY AND WARRANT TO FIRST BANK AND TRUST COMPANY OF SOUTH BEND, of ST. JOSEPH COUNTY in the STATE OF INDIANA, for and in consideration of One Dollar and other good and valuable considerations, the receipt whereof is hereby acknowledged, the following Real Estate in ST. JOSEPH COUNTY, in the STATE OF INDIANA, towit:

#### TRACT 1

Lots Numbered One (1), Two (2) and Three (3), excepting the South Six (6) feet of said Lot Numbered Three (3) as shown on the recorded Plat of Stull's Sixth Addition to the City of South Bend, together with the vacated alley Fourteen (14) feet in width, North and South, North of and adjacent to said Lot Numbered One (1).

#### TRACT 2

A lot or parcel of land in the West half of the North West Quarter of Section Number Twenty-four (24), Township Number Thirty-seven (37) North, Range Number Two (2) East, in the City of South Bend described as follows: Beginning at the point of intersection of the original South line of Ewing Avenue in the City of South Bend with the West line of South Michigan Street; thence running West, with the original South line of Ewing Avenue, One

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Lots Numbered One (1), Two (2) and Three (3), excepting the South Six (6) feet of said Lot Numbered Three (3) as shown on the recorded Plat of Stull's Sixth Addition to the City of South Bend, together with the vacated alley Fourteen (14) feet in width, North and South, North of and adjacent to said Lot Numbered One (1).

#### TRACT 2

A lot or parcel of land in the West half of the North West Quarter of Section Number Twenty-four (24), Township Number Thirty-seven (37) North, Range Number Two (2) East, in the City of South Bend described as follows: Beginning at the point of intersection of the original South line of Ewing Avenue in the City of South Bend with the West line of South Michigan Street; thence running West, with the original South line of Ewing Avenue, One Hundred Sixty-five (165) feet to the East line of a public alley; thence South, parallel with Michigan Street, Two Hundred (200) feet; thence East, parallel with Ewing Avenue, One Hundred Sixty-five (165) feet to the West line of said Michigan Street; thence North, along the West line of Michigan Street, Two Hundred (200) feet to the place of beginning; excepting therefrom a strip of land Twenty (20) feet in width, North and South, taken off of the entire North end thereof, heretofore taken for the widening of Ewing Avenue.

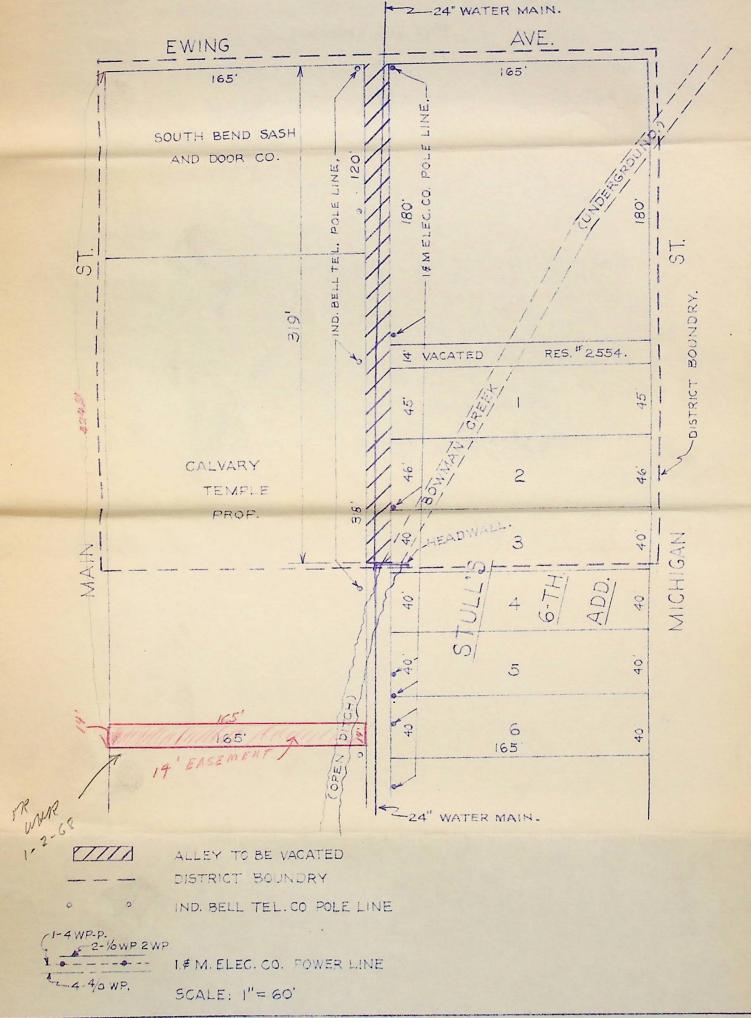
TRACT 3

A lot or parcel of land in the West half of the North West Quarter of Section No. Twenty-four (24), Township No. Thirty-seven (37) North, Range No. Two (2) East, in the City of South Bend, described as follows: Beginning at a point on the East line of Main Street in the City of South Bend One Hundred Twenty (120) feet South of the South line of Ewing Ave. as now located; running thence South along the East line of said Main Street, Three Hundred Eighteen and Five Tenths (318.5) feet, more or less, to the North line of the land of the Indiana & Michigan Electric Company; thence East, along said North line, One Hundred Sixty-five (165) feet to the Westerly line of a public alley; thence North, along the Westerly line of said alley, Three Hundred Eighteen and Five Tenths (318.5) feet, more or less, to a point One Hundred Twenty (120) feet South of the South line of Ewing Avenue, as now located; thence West One Hundred Sixty-five (165) feet to the place of beginning.

Subject to the taxes for the year 1966, payable in 1967, and all subsequent taxes.

Subject to the balance due on a Mortgage to First Bank and Trust Company of South Bend, dated July 2nd, 1963, appearing in Mortgage Record 825, page 195, in the Recorder's Office of St. Joseph County, Indiana.

VACATION OF THE NORTH-SOUTH ALLEY BETWEEN MAIN STREET AND MICHIGAN STREET EXTENDING SOUTH 319 FEET FROM THE SOUTH LINE OF THE RIGHT-OF-WAY OF EWING AVENUE.



THORNBURG, McGill, Deahl, Harman, Carey & Murray

JAMES F. THORNBURG WARREN E. MCGILL WARREN A. DEAHL JOHN L. CAREY THOMAS L. MURRAY WILLIAM J. REINEE EDWARD J. GRAY JOHN R. HARMAN DANIEL W. RUDY ROBERT A. PFAFF

Jack C. Dunfee, Jr.
Bruce R. Bancroft
John T. Mulvihill
Franklin A. Morse ii
Stephen A. Seall
Gordon S. Eslick

ATTORNEYS AT LAW
645-695 FIRST BANK BUILDING
SOUTH BEND, INDIANA 46601

AREA CODE 219 233-1171 ELI F. SEEBIRT (1955)
LENN J. OARE (1964)
ORLO R. DEAHL (1961)
VERNE G. CAWLEY (1965)

ELEHART OFFICE 305 FIRST NATIONAL BANK BUILDING 522-6980

December 29, 1967

Mr. Robert J. DuComb City Attorney 511 West Colfax Avenue South Bend, Indiana

Re: First Bank and Trust Company of South Bend alley vacation

Dear Jim:

In reviewing the Grant of Easement submitted with my letter of December 28, 1967, I concluded that the commencement point in the description was ambiguous. Therefore, I have revised such Grant of Easement in order to clarify the description as concerns the commencement point of the description for the fourteen-foot parcel involved. I would appreciate it if either Lloyd Taylor or yourself could telephone me as soon as you have approved such draft.

Very truly yours,

THORNBURG, McGILL, DEAHL, HARMAN, CAREY & MURRAY

Warren E. McGill

WEM: ks

THORNBURG, McGILL, DEAHL, HARMAN, CAREY & MURRAY

JAMES F. THORNBURO
WARREN E. MCGILL
WARREN A. DEAHL
JOHN L. CAREY
THOMAS L. MURRAY
WILLIAM J. REINKE
EDWARD J. GRAY
JOHN R. HARMAN
DANIEL W. RUDY
ROBERT A. PPAPP
JACK C. DUNFEE, JR.
BRUCE R. BANCROFT
JOHN T. MULVIHILL
FRANKLIN A. MORSE II

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ATTORNEYS AT LAW
645-695 First Bank Building
SOUTH BEND, INDIANA 46601

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ELEHART OFFICE 305 FIRST NATIONAL BANK BUILDING 522-6980

December 29, 1967

Mr. Robert J. DuComb City Attorney 511 West Colfax Avenue South Bend, Indiana

Re: First Bank and Trust Company of South Bend alley vacation

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Very truly yours,

THORNBURG, McGILL, DEAHL, HARMAN, CAREY & MURRAY

Warren E. McGill

WEM: ks

Enclosures

cc: Mr. Lloyd Taylor

DUPLICATE

Before me, a Notary Public in and for said County and State, personally appeared C. H. Kruyer, Jr. and H. R. Solbrig, known to me and to me known to be the President and Secretary, respectively, of First Bank and Trust Company of South Bend, an

### GRANT OF EASEMENT

FOR VALUE RECEIVED, FIRST BANK AND TRUST COMPANY OF SOUTH BEND, an Indiana financial institution with principal offices located in South Bend, Indiana, does hereby grant to the MUNICIPAL CITY OF SOUTH BEND, INDIANA, an easement for right-of-way purposes on and over the following described real estate located in St. Joseph County, State of Indiana, to wit:

A parcel of land in the West one-half (½) of the Northwest quarter (½) of Section 24, Township 37 North, Range 2 East in the City of South Bend, described as follows: Beginning at a point on the East line of Main Street which is 424.5 feet more or less South of the South line of Ewing Avenue and being on the South boundary line of the land of First Bank and Trust Company of South Bend and the North boundary line of the Indiana & Michigan Electric Company; thence East One Hundred Sixtyfive (165) feet to the Westerly line of a public alley; thence North Fourteen (14) feet along the Westerly line of said public alley; thence West One Hundred Sixty-five (165) feet to a point on the East line of said Main Street which is Fourteen (14) feet North of the place of beginning; thence South Fourteen (14) feet to the place of beginning.

	IN WITNES	S WHEREOF,	FIRST BAN	K AND TRUE	T COMPANY	OF SOUTH
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19					with the state of	······································
		Rv	BANK AND : liana finer H. Kruyer,	iciai inst	itution	

Attest:

H. R. Solbrig, Its Secretary

STATE OF INDIANA SS:

Before me, a Notary Public in and for said County and State, personally appeared C. H. Kruyer, Jr. and H. R. Solbrig, known to me and to me known to be the President and Secretary, respectively, of First Bank and Trust Company of South Bend, an Indiana financial institution, and as such officers and for and on behalf of said First Bank and Trust Company of South Bend, acknowledged the execution of the above and foregoing Grant of Easement as their free and voluntary act for the uses and purposes herein set forth.

located in South Bend, Indiana, does hereby treat to the subjusted

MED, an indiant finescial inelikubisa with principal off

OL	2.0	WITNESS day of	WHEREOF,	I set		and nota	rial seal	as
My	commission	expire		*******	Notary	Public		D'Arabi (Maran
-								

This instrument was prepared by Warren E. McGill, Attorney at Law.

#### June 19, 1967

"Mr. Lester J. Emerson appeared before the Board to remonstrate to the Vacation of the alley and reported to the Board that he is the owner of Lot #5 in Stull's 6th Ad Addition and the closing of the alley would prevent access to his property from the north in the future if Bowman Creek is ever covered and tiled."

Mr. DuComb said he wanted would continue the hearing for one week until June 26 while the engineer consulted the petitioners to see if they would dedicate an alley west to Main St. to provide access to the remaining portion of the north-south alley from both ends.

Therefore public hearing on this vacation will be continued until June 26. "

#### June 26, 1967

The hearing on Vacation Resolution #3211 which had been postponed from June 19 was again continued until July 10.

HEARING: July 10, 1967, Vacation Resolution #3211

"Mr. Lester T. Emerson and Mrs. Dorothy Rostovic, who appeared on behalf of her aunt, Mrs. George Philipoff, appeared today after the hearing had been postponed from june 26, to remonstrate. The hearing was again postponed this date, until J ly 17, The Board will continue to try and work out an agreement with the petitioners to provide an alley access from the north for nearby property owners.

July 17, 1967:

"HEARING - VACATION RESOLUTION # 3211: Hearing on the vacation resolution #3211 for the vacation of the north-south alley between Main Street and Michigan Street was again postponed, a new hearing date to be set by the Board. All people will be notified by the Secretary as to when the hearing willbe heard."