

File No:12681.0008

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BATHGATE, WEGENER & WOLF

A Professional Corporation

One Airport Road

Lakewood NJ 08701

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Attorneys for Plaintiff, **Lakewood Township**



INSTR # 2015003992
OR BK 15984 PG 1569
RECORDED 01/14/2015 09:13:19 AM
SCOTT M. COLABELLA, COUNTY CLERK
OCEAN COUNTY, NEW JERSEY

TOWNSHIP OF LAKEWOOD, a municipal corporation in the County of Ocean, State of New Jersey, and a public body politic,

Plaintiff,

vs.

Kenneth Garzo, Home Guardian Company, E/O Maximillian Hirschberg, Stephen Sonson; UNKNOWN OWNERS,

Defendant.

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: OCEAN COUNTY

DOCKET NO: OCN-L- 3692-14

CIVIL ACTION
(In Condemnation)

DECLARATION OF TAKING

Plaintiff, Township of Lakewood, a municipal corporation in the County of Ocean, State of New Jersey, located at 231 Third Street, Lakewood, New Jersey, hereby declares pursuant to the provision of Chapter 361 Public Laws 1971, as amended and supplemented N.J.S.A. 20:3-1 et seq., that the Plaintiff herein, as a duly constituted public body, in accordance with the provisions of N.J.S.A. 40A:12-1, N.J.S.A. 40:56-1 et seq., including but not limited to 40:56-7, 40A:12-3, 40A:12-4, 40A:12-5, and 40A:12-8, is empowered and authorized to acquire by condemnation the land and property herein described on Exhibit "A" and that:

1. Possession of the land and premises described in the Complaint filed in the within matter, is being taken by and for the use of the Township of Lakewood.
2. The premises herein taken are as described in Exhibit A which is annexed hereto and made a part hereof, said Exhibit being the same in all respects as annexed to the Complaint

NS
⑤
\$80 cash

filed herein. The premises is vacant land and currently comprises a part of current Block 961.01 Lot 2.03 and was formerly known as Block 896 Lot 2.

3. The estate or interest taken is described in Exhibit A and the sum of money estimated by the Township of Lakewood to be just compensation for the taking, which sum is about to be deposited with the Clerk of the Superior Court, is the sum of \$80,000.00 based upon the appraisal of the premises.

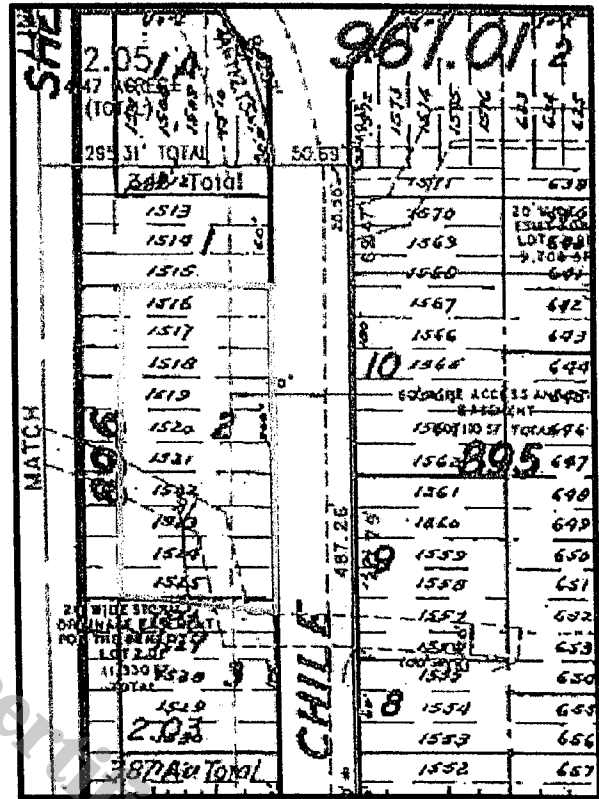
4. In compliance with the applicable statutes, upon the filing of this Declaration, the aforesaid total sum of money has been deposited with the Clerk of the Superior Court of New Jersey.

5. The Township of Lakewood is entitled to exclusive possession, title and use of the premises aforesaid and will forthwith enter into and take possession of said premises pursuant to N.J.S.A. 20:3-17 through 21.

6. The last known owners of record are August 28, 2014 and recorded October 7, 2014 at Book 15911 page 252 August 28, 2014 from the E/O Florence Teri Steinau to Kenneth Garzo, E/O Maximillian Hirschberg by deed dated December 14, 1951 and recorded at Deed Book 1435 Page 36; and Stephen Sonson by deed dated October 27, 1971 and recorded at deed book 3167 page 1. In the event that Stephen Sonson is deceased, then the prior holders of record may include unknown heirs, descendants and/or beneficiaries of the Estates of Maximillian Hirschberg and Stephen Sonson.

7. No other person or corporation appears of record to have an interest in the said land and premises, and no other person or corporation which has or may claim to have an interest therein is known to the plaintiff.

8. This Declaration of Taking shall be filed in the deed records of the County of Ocean.



Portion of Block 961.01 Lot 2.03; Former Block 896 Lot 2
Lakewood
Ocean County
NJ, 08701

As of
September 1, 2014

Prepared For
Mr. Jan Wouters
Bathgate, Wegener & Wolf, PC
1 Airport Road
Lakewood, NJ, 08701

Prepared by
STARMARK APPRAISALS LLC
Samuel Levi, MAI, NJ-42RG00222500

File Name:
N010714201401

Exhibit "A"

Former Block 896 Lot 2 as reflected in Book 3336 Page 121,
currently comprising a portion of current Block 961.01 Lot 2.03
Last Known Owner: Home Guardian Co.
Prior Owner: E/O Maximillian Hirschberg as to ½ interest; and Stephen Sonson as to ½ interest

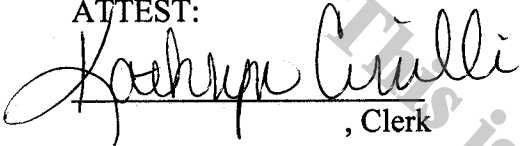
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In WITNESS WHEREOF, the Township of Lakewood has caused this Declaration of Taking to be signed by its ^{Deputy} Mayor, thereto duly authorized, and attested by its Township Clerk, this 3 day of December 2014.

TOWNSHIP OF LAKEWOOD

By: 
ALBERT AKERMAN, Deputy Mayor

ATTEST:


, Clerk

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