

Form I.C.-120-BP  
Purchase Grant  
**Regular Long—A**  
Revised 1-62

**INDIANA STATE HIGHWAY COMMISSION**  
STATE OFFICE BUILDING  
INDIANAPOLIS 4, INDIANA  
**RIGHT OF WAY GRANT**

FUND 5  
PROJECT No. 778  
SECTION (1)

PARCEL No. 5

Sheet 1 of 2 Sheets

HENRY

This indenture witnesseth that the undersigned, as grantors and sole owners of land in \_\_\_\_\_ County, Indiana, more definitely described below, through, over and upon which will pass a public highway which it is proposed by the State of Indiana to improve, hereby grant, bargain, warrant and convey to the State of Indiana, for Right of Way, lands as described below and located by surveys and shown on plans on file in the office of the Indiana State Highway Commission. The description from said plans of said right of way hereby granted is as follows:

PLANS ON SR. NO. 38 SEC. S PROJ. No. 778 SEC. (1) DATED 1962  
SEC. 21, T. 17 N, R. 11 E PERM., R/W 5,327 SQ. FT. 000000, MORE OR LESS, ACQUIRED

Descriptions are of parcels of land lying between the plan centerline and the plan right of way line on the above designated project.

Measured distances along plan centerline are indicated by Station Number and plus.

Widths of parcels are indicated in feet, measured at a right angle from plan centerline at designated Station Number and plus; however, when Station Number and plus is followed by the letters P.L.; F.L.; F.D.; L.L. or C/LS. (indicating property line, Fence Line, Field Division, Lot Line and Centerline of Stream respectively) or other identifying notations, it shall mean that the boundary line follows said identified line from plan centerline to plan right of way line.

Above explanation is applicable only if centerline description is used.

STATION TO STATION ON (C/L) "PR" LEFT RIGHT  
PART OF LOT NO. 1 IN WORL'S FIRST SUB-DIVISION, HENRY COUNTY, INDIANA, THE PLAT OF WHICH IS RECORDED  
IN PLAT BOOK 7, PAGE 59 IN THE OFFICE OF THE RECORDER OF HENRY COUNTY, INDIANA.  
283 + 54±PL TO 285 + 35 50  
285 + 35 TO 285 + 66±PL 50 TO 100

MORE PARTICULARLY DESCRIBED AS FOLLOWS:  
PARCEL 5 PERMANENT RIGHT OF WAY

A PART OF LOT 1 IN WORL'S FIRST SUB-DIVISION, HENRY COUNTY, INDIANA, THE PLAT OF WHICH IS RECORDED  
IN PLAT BOOK 7, PAGE 59 IN THE OFFICE OF THE RECORDER OF HENRY COUNTY, INDIANA, DESCRIBED AS FOLLOWS:  
BEGINNING AT THE NORTHWEST CORNER OF LOT 1 IN THE AFORESAID SUBDIVISION, SAID POINT BEING ON THE SOUTH  
BOUNDARY OF S. R. #38:

THENCE EASTERLY 212.0 FEET ALONG THE SOUTH BOUNDARY OF S. R. #38 TO THE EAST LOT LINE OF SAID LOT,  
ALSO BEING THE EAST PROPERTY LINE OF THE GRANTOR'S LAND; THENCE SOUTHERLY 70.8 FEET ALONG SAID LOT  
LINE AND PROPERTY LINE; THENCE NORTH 30 DEGREES 29 MINUTES WEST, 57.8 FEET; THENCE SOUTH 89 DEGREES  
41 MINUTES WEST, 181.8 FEET TO THE WEST LOT LINE AND PROPERTY LINE OF THE GRANTOR'S LAND; THENCE  
NORTHERLY 22.4 FEET ALONG SAID LOT LINE AND PROPERTY LINE TO THE POINT OF BEGINNING AND CONTAINING  
5,327 SQUARE FEET, MORE OR LESS.

5971

RECEIVED FOR RECORD  
THE 8 DAY OF June  
A.D. 1963 AT 11 O'CLOCK A.M.  
AND RECORDED IN RECORD 131A  
PAGE 265 FEE \$ -0-

Raydon Gordon  
Recorder  
Henry County

RE

DULY ENTERED  
FOR TAXATION

JUN 8 1963

Richard C. Bailey  
Auditor  
Henry County

E. D. G.  
M. L. G.  
MGM

4-24-63

O. W. B. APR 28 1963  
3-8-63

PARCEL NO. 5 PROJECT NO. S-778(1) SHEET 2 of 2 SHEETS.

It is hereby agreed as part of the total consideration as shown below that possession of the buildings and the land constituting the homesite on the real estate above described will be surrendered within \_\_\_\_\_ days from the date first payment is received, and \$ NONE will be held in Escrow until said possession is given. Possession of the balance of the real estate will be given upon receipt of the first payment in the amount indicated herein.

The above and foregoing grant is made in consideration of payment of the sum of FOUR THOUSAND THREE HUNDRED SEVENTY NINE Dollars (\$ 4371.00), which sum shall be paid or held in escrow as specified to the order of EUGENE D & MARGARET L. GIVENS  
HENRY COUNTY SAVINGS LOAN  
RR 3  
NEW CASTLE, INDIANA

(Give address of Payee)

It is further understood and agreed that this conveyance transfers only the right to make, construct and maintain such highway on said lands and to use any material lying within the above described limits suitable for use in constructing and maintaining said highway and does not convey any rights to any minerals or other substances underneath the surface, except as it may be used for the construction or maintenance of such improved highways.  
Any and all timber, shrubbery, fences, buildings and all other physical improvements on the above granted right of way, not specifically reserved by special provision stated above, shall become the property of the State of Indiana.  
When, by special provisions as stated above, any trees and/or shrubs are to be left standing on said right of way, it is mutually agreed and understood by grantor and grantee, that such special provision is only for such period as the excepted trees and/or shrubs shall not constitute an obstruction to future construction or hazard to power lines or traffic as shall be determined from time to time by the Indiana State Highway Commission through its authorized representatives.  
It is understood and agreed that all provisions of this grant are stated above and that no verbal agreements or promises are binding.  
It is also mutually agreed by grantor and grantee that this is a permanent easement unless otherwise specified for Highway purposes and shall be binding until specifically vacated by resolution by the Indiana State Highway Commission.

The undersigned GRANTOR being duly sworn, says that he, she (is) or they (are) the sole owner(s) of the above described property, and said grantors further represent that there are no encumbrances, leases, liens or options of any kind or character on said lands as conveyed, except as shown below, and that they make this representation for the purpose of inducing the Indiana State Highway Commission to pay them the amount herein stipulated.

Grantor further agrees to assume for the property described above all taxes payable for current and prior years and any taxes now a lien on said property.  
Mortgagee: HENRY COUNTY SAVINGS AND LOAN ASSOCIATION

This grant is to be and become effective and binding from and after its approval by the Indiana State Highway Commission.  
Land and improvements 549.00; Damages 3822.00; Total consideration 4371.00

Eugene D. Givens (Grantor)  
EUGENE D. GIVENS ADJUT HUSBAND (Grantor)  
Margaret L. Givens (Grantor)  
MARGARET L. GIVENS ADJUT WIFE (Grantor)  
(Grantor)  
(Grantor)  
(Grantor)  
(Grantor)  
(Grantor)  
(Grantor)  
(Grantor)  
(Grantor)  
(Grantor)  
(Grantor)

JHO  
4/23/63

Dated April 23, 1963

This instrument prepared and checked with project plans for Division of Land Acquisition.  
BY a.w. Best 3-8-63  
Date

AMOUNT APPROVED MAY 17 1963  
BY Charles W. Shultz

THE ABOVE GRANT IS HEREBY ACCEPTED.  
STATE OF INDIANA

DESCRIPTION APR 26 1963  
& FORM OK'D  
BY [Signature]

PAID BY WARRANT NO. A137464  
DATED 5-23, 1963

BY Charles W. Dawson  
Title  
Indiana State Highway Commission  
DATE MAY 17 1963, 19

MGM  
JHO 5-16-63

State of Indiana, County of \_\_\_\_\_  
Personally appeared before me \_\_\_\_\_  
and acknowledged the execution of the above agreement, and being duly sworn, upon their oath stated the facts therein are true, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
Witness my hand and official seal.  
My Commission expires \_\_\_\_\_

Notary Public.

State of Indiana, County of \_\_\_\_\_  
Personally appeared before me \_\_\_\_\_  
and acknowledged the execution of the above agreement, and being duly sworn, upon their oath stated the facts therein are true, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
Witness my hand and official seal.  
My Commission expires \_\_\_\_\_

Notary Public.

State of Indiana, County of \_\_\_\_\_  
Personally appeared before me \_\_\_\_\_  
and acknowledged the execution of the above agreement, and being duly sworn, upon their oath stated the facts therein are true, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
Witness my hand and official seal.  
My Commission expires \_\_\_\_\_

Notary Public.

State of Indiana, County of \_\_\_\_\_  
Personally appeared before me \_\_\_\_\_  
and acknowledged the execution of the above agreement, and being duly sworn, upon their oath stated the facts therein are true, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
Witness my hand and official seal.  
My Commission expires \_\_\_\_\_

Notary Public.

State of Indiana, County of \_\_\_\_\_  
Personally appeared before me \_\_\_\_\_  
and acknowledged the execution of the above agreement, and being duly sworn, upon their oath stated the facts therein are true, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
Witness my hand and official seal.  
My Commission expires \_\_\_\_\_

Notary Public.

State of Indiana, County of \_\_\_\_\_  
Personally appeared before me \_\_\_\_\_  
and acknowledged the execution of the above agreement, and being duly sworn, upon their oath stated the facts therein are true, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
Witness my hand and official seal.  
My Commission expires \_\_\_\_\_

Notary Public.

The undersigned owner of a mortgage and/or lien on the land of which the right of way described in the attached grant, is conveyed, hereby releases from said mortgage and/or lien said granted right of way, and do hereby consent to the payment of the consideration therefor as directed in said grant, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_  
By \_\_\_\_\_  
THE HENRY COUNTY SAVINGS & LOAN ASSN.  
(Seal) (Seal)

(Seal)

State of \_\_\_\_\_  
County of \_\_\_\_\_  
ss: \_\_\_\_\_

Personally appeared before me \_\_\_\_\_  
SAVINGS AND LOAN ASSN

above named and duly acknowledged the execution of the above

release the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

Witness my hand and official seal.  
My Commission expires \_\_\_\_\_

Notary Public.

CHRIS A. SPECKER  
Chris A. Specker

INDIANA STATE HIGHWAY COMMISSION  
Division of Land Acquisition  
ROOM 1105 • 100 NORTH SENATE AVENUE  
INDIANAPOLIS, INDIANA

..... June 4, ..... 19 63

To Eugene D. & Margaret L. Givens and  
Henry County Savings and Loan  
Rural Route No. 3  
New Castle, Indiana

GENTLEMEN:

We enclose State Warrant No. A 137464 ..... 5/23 19 63  
in settlement of the following vouchers:

DESCRIPTION	AMOUNT	
Purchase of Right of Way  For the purchase of Right of Way on State Road No. 38 ..... in ..... Henry ..... County S ..... Project ..... 778 ..... Section ..... (1) ..... as per Grant dated ..... April 23, 1963 .....  Parcel 5		\$4,371.00

PLEASE RECEIPT AND RETURN

Received Payment: *Eugene Givens* .....  
Date: *6-5-63* .....

Control

APPRAISAL REVIEW

Project S-778 (1) Road SR 38 County Henry Parcel No. 5  
Property Owner Eugene D. Given Address RR #3, New Castle, Ind.  
Address of Appraised Property Same

I have made a determined effort to consider all competent information that I have secured and that is documented by the appraisers including any comments by the property owner along with any recent awards by condemnation juries, that have been brought to my attention, that is relevant to this matter.

I have reviewed this parcel and appraisal for the following items:

1. I have personally checked all Comparables and concur in the determinations made. ✓
2. Planning and Detail Maps were supplied appraisers. ✓
3. The three approaches required (Income, Market ~~Data~~ and Cost Replacement) were considered. ✓
4. Necessary Photos (3 prints of each) are enclosed. ✓
5. The appraisal is fully documented and supported as required by the State Highway Commission and the Federal Bureau of Roads. ✓
6. Plats drawn by the appraisers are attached. ✓
7. I have personally inspected the Plans. ✓
8. I have personally inspected the site and familiarized myself with the Parcel. ✓
9. I have carefully reviewed and checked the computations of this parcel and attest to their correctness. ✓

Comments \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

It is my opinion as of 1-9-63 :  
(date)

- (a) The fair market value of the entire property is: \$ 19,119.
- (b) The fair market value of the property after the taking, assuming the completion of the improvement, is: \$ 16,038.

The total value of taking is: (a minus b) Total \$ 3,081.

(1) Land and/or improvements	\$	<u>339.</u>
(2) Damages	\$	<u>2742.</u>

J. E. Greenhaw  
Reviewing Appraiser  
Date: 1-28-63

This report to be completed in triplicate on each call. One copy to be inserted in parcel - one to be forwarded to office with weekly report - one copy to property owner.

BUYERS REPORT

PROJECT S 778-1 PARCEL # 5

OWNER EUGENE GIVENS PHONE # \_\_\_\_\_

\_\_\_\_\_  
(Other interested parties and relationship)  
\_\_\_\_\_

ADDRESS OF OWNER RR 3 NEW CASTLE INDIANA

DATE ASSIGNED 4-22

DATE OF CONTACT 4-24

TIME OF CONTACT 6 PM

DATE OF PREVIOUS CONTACT -

OFFER \$ 4371<sup>00</sup>

DETAIL CONTACT\* SECURED

Talked to Mr & Mrs Givens - They were upset because their drive way entrance had caved in due to to hurricane and water. I told them this had been an unusual year for weather. They agreed. I told them of additional 'take' and they signed grant.

ACTION TAKEN\*\* SECURED

SIGNED Chris Specker

\* Showed plans, walked over property, etc.  
\*\* Made appointment - returned parcel to office - right of entry - Secured - Condemned, etc.  
If area set out does not have space enough, please use back of sheet.

This report to be completed in triplicate on each call. One copy to be inserted in parcel - one to be forwarded to office with weekly report - one copy to property owner.

BUYERS REPORT

PROJECT S 778-1 PARCEL # 5

OWNER Eugene Givins PHONE # \_\_\_\_\_

\_\_\_\_\_  
(Other interested parties and relationship)  
\_\_\_\_\_

ADDRESS OF OWNER RR 3 New Castle Ind

DATE ASSIGNED 4-22

DATE OF CONTACT 4-24

TIME OF CONTACT 10AM

DATE OF PREVIOUS CONTACT 4-22

OFFER \$ 4371<sup>00</sup>

DETAIL CONTACT\* Secured -

Went to Henry County Savings & Loan Assn  
To obtain Mortgage Release on Parcel 5  
in New Castle Ind.

ACTION TAKEN\*\* Secured

SIGNED Chris Specker

\* Showed plans, walked over property, etc.

\*\* Made appointment - returned parcel to office - right of entry - Secured - Condemned, etc.  
If area set out does not have space enough, please use back of sheet.

This report to be completed in triplicate on each call. One copy to be inserted in parcel - one to be forwarded to office with weekly report - one copy to property owner.

BUYERS REPORT

PROJECT S 778-1 PARCEL # 5  
OWNER ENGENE GIVENS PHONE # \_\_\_\_\_

(Other interested parties and relationship)  
\_\_\_\_\_  
\_\_\_\_\_

ADDRESS OF OWNER RR 3 NEW CASTLE INDIANA

DATE ASSIGNED 4-22

DATE OF CONTACT 4-23

TIME OF CONTACT 6 PM

DATE OF PREVIOUS CONTACT ✓

OFFER \$ 4371<sup>00</sup>

DETAIL CONTACT\* SECURED

Talked to Mr & Mrs Givens - They were upset because their drive way entrance had caved in due to to business and water. I told them this had been an unusual year for weather. They agreed. I told them of additional "take" and they signed grant.

ACTION TAKEN\*\* SECURED

SIGNED Chris Specker

\* Showed plans, walked over property, etc.  
\*\* Made appointment - returned parcel to office - right of entry - Secured - Condemned, etc.  
If area set out does not have space enough, please use back of sheet.



This report to be completed in triplicate on each call. One copy to be inserted in parcel - one to be forwarded to office with weekly report - one copy to property owner.

BUYERS REPORT

PROJECT 3778-1 PARCEL # 5  
OWNER EUGENE GIVENS PHONE # \_\_\_\_\_

\_\_\_\_\_  
(Other interested parties and relationship)  
\_\_\_\_\_

ADDRESS OF OWNER R R 3 New Castle Ind  
DATE ASSIGNED 4-22  
DATE OF CONTACT 4-22  
TIME OF CONTACT 5:30 PM  
DATE OF PREVIOUS CONTACT ✓

OFFER \$ \_\_\_\_\_

DETAIL CONTACT\* Went to New Castle for R/W change  
on Parcel 5 & 6 checked stakes and stopped  
to see Mr Givens he wasnt home. his daughter  
said see him Tuesday

ACTION TAKEN\*\* \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SIGNED Chris Specker

\* Showed plans, walked over property, etc.  
\*\* Made appointment - returned parcel to office - right of entry - Secured - Condemned, etc.  
If area set out does not have space enough, please use back of sheet.

This report to be completed in triplicate on each call. One copy to be inserted in parcel - one to be forwarded to office with weekly report - one copy to property owner.

BUYERS REPORT

PROJECT S 778-1 PARCEL # 5  
OWNER EUGENE GIVENS PHONE # \_\_\_\_\_

\_\_\_\_\_  
(Other interested parties and relationship)  
\_\_\_\_\_

ADDRESS OF OWNER RR3 NEW CASTLE IND

DATE ASSIGNED 2-4-63

DATE OF CONTACT 2-12-63

TIME OF CONTACT 10:30 AM

DATE OF PREVIOUS CONTACT 2-11

OFFER \$ 3081

DETAIL CONTACT\* SECURED

WENT TO HENRY COUNTY SAVING & LOAN  
TO GET MORTGAGE RELEASED

OK -

ACTION TAKEN\*\* BANK OFFICIAL WOULD LIKE PHOTOSTAT OF DESCRIPTION  
FOR THEIR RECORDS

SIGNED Chris Speck

\* Showed plans, walked over property, etc.

\*\* Made appointment - returned parcel to office - right of entry - Secured - Condemned, etc.  
If area set out does not have space enough, please use back of sheet.

This report to be completed in triplicate on each call. One copy to be inserted in parcel - one to be forwarded to office with weekly report - one copy to property owner.

BUYERS REPORT

PROJECT S 778-1 PARCEL # 5

OWNER EUGENE GIVENS PHONE # \_\_\_\_\_

Margaret (wife)  
(Other interested parties and relationship)

ADDRESS OF OWNER RR 3 New Castle Ind

DATE ASSIGNED 2-4

DATE OF CONTACT 2-11

TIME OF CONTACT 9 PM

DATE OF PREVIOUS CONTACT 2-6

OFFER \$ 3081.00

DETAIL CONTACT\* SECURED

ACTION TAKEN\*\* \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

SIGNED Chris Specker

\* Showed plans, walked over property, etc.  
\*\* Made appointment - returned parcel to office - right of entry - Secured - Condemned, etc.  
If area set out does not have space enough, please use back of sheet.

This report to be completed in triplicate on each call. One copy to be inserted in parcel - one to be forwarded to office with weekly report - one copy to property owner.

BUYERS REPORT

PROJECT S778-1 PARCEL # 5  
OWNER EUGENE GIVENS PHONE # \_\_\_\_\_

\_\_\_\_\_  
(Other interested parties and relationship)  
\_\_\_\_\_

ADDRESS OF OWNER RR3 New Castle Ind  
DATE ASSIGNED 2-4  
DATE OF CONTACT 2-6  
TIME OF CONTACT 8 AM  
DATE OF PREVIOUS CONTACT -

OFFER \$ 3081<sup>00</sup>

DETAIL CONTACT\* Explained plans answered questions made offer  
He wanted to know where they would put the  
telephone poles in front of house - Told him I would  
check and let him know -  
Called Jim who is checking with Eng. dept

ACTION TAKEN\*\* \_\_\_\_\_  
will see him Mon 2/12 for answer  
\_\_\_\_\_  
\_\_\_\_\_

SIGNED Chris Specker

\* Showed plans, walked over property, etc.

\*\* Made appointment - returned parcel to office - right of entry - Secured - Condemned, etc.  
If area set out does not have space enough, please use back of sheet.

PARCEL NO. 5 PERM  
PROJECT NO. S-778 (1)  
ROAD S.R. 38

OWNER: EUGENE D. GIVEN ET UX.  
DRAWN BY WIXOM, R.F. CHECKED BY *W*  
DEED RECORD 175 PAGE 404 DTD., 2-12-59

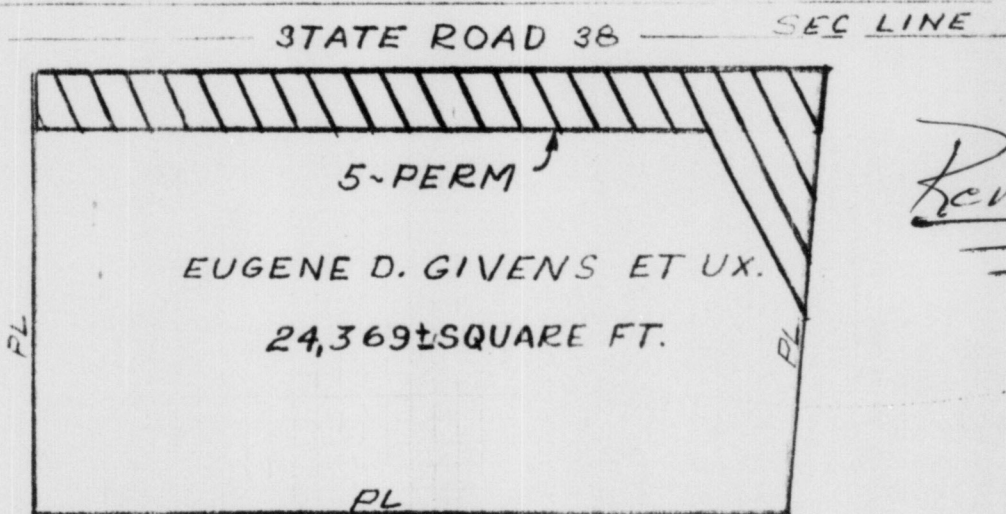
COUNTY : HENRY  
SECTION : 21  
T 17 : N  
R 11 : E



CROSSHATCHED  
AREA IS  
APPROX. TAKE

SCALE:  
1"=50'

NORTH



LOT NO 1, WORLD'S FIRST SUB-DIVISION

TOTAL 24,369 Sq. Ft.  
R/W TAKE 5,327 Sq. Ft.  
Residue 19,042 Sq. Ft.

TITLE AND ENCUMBRANCE REPORT

478 5 Perm

DIVISION OF LAND ACQUISITION

INDIANA STATE HIGHWAY COMMISSION

S.R. 38 PROJ. S778(i) COUNTY Henry

Names on Plans Eugene D. Givens

Names in Trans. Book Eugene D & Margaret L. Givens

Description or Addition	Sec.	Twp.	Rge.	Acreage	Assessed Value
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Lot 1 in Worl's Sub.-					
Part NW $\frac{1}{4}$	21	17	11	(Lot)	\$150 \$2450

Liberty Township

LAST OWNER OF RECORD

Deed Record 175 P. 404 Recorded 2-16-1959 Dated 2-12-59 Deed

Grantor The Citizens Building & Loan Association

Grantee Eugene D. Givens and Margaret L. Givens, husband and wife

Address of Grantee R R #3, New Castle, Indiana

MORTGAGE RECORD

Mortgage Recrd 210 P. 273 Amount \$14000.00 Dated 6-20-1962

Mortgagor Eugene D. Givens and Margæet L. Givens, husband and wife

Mortgagee Henry County Savings & Loan Association

JUDGMENT RECORD Yes  None  LIS PENDENS RECORD Yes  None

MISCELLANEOUS RECORD Yes  None  EASEMENT Yes  None

If answer to any of above is yes, clarify on back of sheet or on attached sheet.

TAXES Current Paid  Delinquent

CERTIFICATE

I, the undersigned certify that the above and the attached copies include all transfers of the above described real estate as shown by the records in the office of Recorder of the above county from the date of the earliest entry shown in this search to date, except as otherwise noted, and that all liens, judgments and other matter of record hereinbefore requested for the same period are set forth.

Henry County Abstract Company, Inc.

Dated this 5th day of July 1962

Nelson Stoggs  
Abstractor President.

Prel. Approval of Title \_\_\_\_\_  
Date \_\_\_\_\_

By \_\_\_\_\_  
Deputy Attorney General

Final Approval of Title \_\_\_\_\_  
Date \_\_\_\_\_

By \_\_\_\_\_  
Deputy Attorney General



TITLE SEARCH

No. 47875-2

Prepared for Indiana State Highway Commission

Project S-778 (i), Liberty Township, Henry County, Indiana.

Names On Plans: Eugene D. Givens

1. Names On Transfer Book: Eugene D. Givens  
Margaret L. Givens

Description:

[ Lot Number One (1) in Worl's First Sub-division of a part of the Northeast Quarter of the Northwest Quarter of Section Twenty-one (21), Township Seventeen (17) North, Range Eleven (11) East, ] as shown by the plat thereof recorded in Plat Book 7, page 59, Henry County, Indiana.



John M. Worl and Sarah J. Worl, his wife  
to

Frank S. Worl

Warranty Deed for and in consideration of love and affection dated November 10, 1898 and recorded December 1, 1898 in Deed Record 67, page 76.

2.

Acknowledged before John M. Morris, Notary Public, Henry County, Indiana. (LS)

The east half of the northwest quarter of section twenty one (21) in township seventeen (17) North, range eleven (11) east, except a strip of sixty three (63) rods in width off of the north end thereof and four acres more or less out of the southwest corner of said tract used for cemetery purposes. Also the west half of the northwest quarter of section twenty one (21) and thirty three (33) acres off of the north end of the east half of said northwest quarter ( $\frac{1}{2}$ ) of said section twenty one (21) all in township seventeen (17) north of range 11 east.

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Received of the Indiana Bell Telephone Company Twenty five dollars in consideration of which we hereby grant unto said Company, its associated and allied companies, their respective successors, assigns, lessees and agents, the right privilege and authority to construct, reconstruct, operate and maintain lines of telephone and telegraph, consisting of such poles, wire, cables conduits, guys, anchors and other fixtures and appurtenances as the grantee may from time to time require, upon, across, over and/or under the property which we own or in which we have any interest in section in the Twp of Liberty, County of Henry and State of Indiana...and upon, along and/or under the roads, streets or highways adjoining the said property with the right to trim from time to time any trees along said lines so as to keep to wires and cables cleared at least thirty six inches and the right to permit the attachment of and/or carry in conduit wires and cables of any other company. The grantor for himself his heirs executors, administrators and assigns hereby covenants that no inflammable structure will be erected or permitted on said property within 50 feet of said lines. Said sum being received in full payment for the rights herein granted.

3.

In cutting trees all brush to be burned and logs hauled to orchard west of house.

Witness Our hand and seal this 29 day of Jan'y A.D. 1936 at N. Castle, Indiana.

Witness: E.J. Cogan

Frank S. Worl (seal)  
Effie Worl (seal)

State of Indiana

Marion County, SS:

Before me, the undersigned a Notary Public in and for the County and State aforesaid, this 29 day of Jan. 1936 Frank S. and Effie Worl grantor, acknowledged the execution of the annexed deed.

In Witness Whereof I have hereunto set my hand and affixed my official seal the day and year aforesaid.

(LS) E.J. Cogan Notary Public

My commission expires 12/28/36

Recorded February 22, 1936

Miscellaneous Record 21, page 494.

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Henry County Abstract Company, Inc.

New Castle, Indiana

Frank S. Worl and Effie S. Worl, his wife  
to

John Warren Worl and Nila W. Worl, as tenants in common.

4. Warranty Deed for \$1.00 love and affection dated December 24, 1946 and recorded January 2, 1947 in Deed Record 137 page 299. Acknowledged before Paul C. Archibald, Notary Public, Henry County, Indiana. (LS)

The Northwest quarter of section 21, township 17 North, range 11 east, EXCEPT Four (4) acres more or less, out of the southwest corner of the east half of said northwest quarter section used for cemetery purposes.

Grantees to pay taxes due and payable in May, 1947 and thereafter.

- - - - -

#### WORL'S SUBDIVISION

We, J. Warren Worl and Nila W. Worl, husband and wife, owners of the land described in the annexed plat hereby make and approve the annexed plat as Worl's First Subdivision of a part of the northeast quarter of the northwest quarter of section 21, township 17 North, range 11 east, Henry County and dedicate the roads and easements as shown thereof.

Said subdivision is laid out residential use only and no trailer, shack, tent or out building other than a residence and a garage shall be permitted thereon. No more than one residence with accompanying garage shall be permitted on any lot in said subdivision (except playhouse for child). No home shall be constructed on any of said lots which shall cost less than \$12,000.00 exclusive of lot except in the event that the cost of living figures published by the Federal Government changes, then in that event the ratio of \$12,000.00 to the cost of living in comparison to the time of this plat.

5. Dated this 30th day of August, 1954.

J. Warren Worl  
J. Warren Worl

Nila W. Worl  
Nila W. Worl

State of Indiana  
Henry County, SS:

Before me, the undersigned a Notary Public in and for said county and state, personally appeared J. Warren Worl and Nila Worl, husband and wife and acknowledged the execution of the annexed plat.

Witness my hand and notarial seal this 30th day of August, 1954.

(LS)

Karl S. Holwager  
Karl S. Holwager

My commission expires  
December 31, 1954

Recorded August 30, 1954  
Plat Book 7, page 59.

7. J. Warren Worl and Nila Worl, husband and wife  
to  
Aubrey I. Cross and Lucille Cross, husband and wife  
Warranty Deed for \$1.00, dated May 22, 1956 and recorded  
May 22, 1956 in Deed Record 168 page 160. Acknowledged before  
Waneta Johnson, Notary Public, Henry County, Indiana.(LS)  
1- Lot number one (1) in Worl's First Subdivision of a part  
of the Northeast Quarter of the Northwest quarter of Section 21,  
Township 17 North, Range 11 East; as shown by the plat thereof  
recorded in Plat Book 7, page 59, Henry County, Indiana.  
Subject to taxes.

8. Aubrey I. Cross and Lucille Cross, husband and wife  
to  
Citizens Building & Loan Association  
Mortgage for \$4900.00, dated May 22, 1956 and recorded May 22,  
1956 in Mortgage Record 184 page 394.  
Lot Number One (1) in Worl's First Sub-division of a part  
of the Northeast Quarter of the North-west quarter of Section 21,  
Township 17 North, Range 11 East; as shown by the plat thereof  
recorded in Plat Book 7, page 59 Henry County, Indiana.  
Part of the West half of the Southwest quarter of Section  
Seven (7) Township Seventeen (17) North Range Eleven (11) East;  
commencing at an iron pin at the point of intersection of the  
west line of said Section with the center line of the New Castle  
and Mooreland (commonly called the Brown Road); said beginning  
point being 3535 feet more or less south of the Northwest corner  
of said Section 7 aforesaid, and running thence North along said  
West line 519.4 feet to a fence post; thence East 169 feet to an  
iron pipe; thence South parallel with said west line 565.6 feet  
to an iron pin in the center of said Road; thence in a Westerly  
direction along the center line of said road to the place of be-  
ginning, containing 2 acres, more or less.

Satisfaction

On the Margin of Mortgage Record 184 page 394 is written the  
following satisfaction, towit:

9. The debt secured by the annexed mortgage having been fully  
paid, this mortgage is hereby released this 18 day Nov. 1957.

CITIZENS BUILDING AND LOAN ASSOCIATION

By Harriet L. Caine, Secy.

Attest:  
Horace L. Allison,  
Recorder of Henry County, Indiana.

Aubrey I. Cross and Lucille Cross, husband and wife  
to

Citizens Building & Loan Association

Mortgage for \$6000.00, dated June 21, 1956 and recorded June 22, 1956 in Mortgage Record 185 page 104.

10. Lot Number One (1) in Worl's First Sub-division of a part of the Northeast Quarter of the Northwest quarter of Section 21, Township 17 North, Range 11 East as shown by the plat thereof recorded in Plat Book 7, page 59, Henry County, Indiana.

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Satisfaction

On the Margin of Mortgage Record 185 page 104 is written the following satisfaction, towit:

11. The debt secured by the annexed mortgage having been fully paid, this mortgage is hereby released this 27 day August 1956.

CITIZENS BUILDING AND LOAN ASSOCIATION

By Harriet L. Caine, Secy.

Attest: Horace L. Allison  
Recorder Henry County, Indiana.

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Aubrey I. Cross and Lucille Cross, husband and wife  
to

Citizens Building & Loan Association

Mortgage for \$7000.00, dated August 20, 1956 and recorded August 21, 1956 in Mortgage Record 185 page 550.

12. Lot number One (1) in Worl's First Sub-division of a part of the Northeast quarter of the Northwest quarter of section 21, township 17 north, range 11 east; as shown by the plat thereof recorded in Plat Book 7, page 59 Liberty Townshi\_, Henry County, Indiana.

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Satisfaction

On the margin of Mortgage Record 185 page 550 is written the following satisfaction, towit:

8.  
13. The debt secured by the annexed mortgage having been fully paid this mortgage is hereby released this 21st day Sept. 1957.

CITIZENS BLDG AND LOAN ASSOCIATION

By E.W. Swayzee, V. Pres.

Attest: Horace L. Allison  
Recorder Henry County, Indiana

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Aubrey I. Cross and Lucille Cross, husband and wife  
to

The Citizens Building and Loan Association

14. Warranty Deed for \$1.00, dated September 13, 1957 and recorded September 17, 1957 in Deed Record 172 page 113. Acknowledged before Mary K. McIntosh, Notary Public, Henry County, Indiana.(LS)

Lot Number One (1) in Worl's First Sub-Division of a part of the Northeast quarter of the northwest quarter of Section 21, Township 17 North, Range 11 east, as shown by the plat thereof recorded in Plat Book 7, page 59, Henry County, Indiana.

Subject to taxes.

Subject to a mortgage in the amount of \$7,000.00, to the Citizens Bldg. & Loan Assn., which the grantee herein assumes and agrees to pay.

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The Citizens Building and Loan Association of  
New Castle, Indiana, by Harriet L. Caine, Secy-Treas. and E.  
Wayne, Swayzee, Vice-Pres.

to

Eugene D. Givens and Margaret L. Givens, husband and wife

15.

Warranty Deed for \$1.00, dated February 12, 1959 and re-  
corded February 16, 1959 in Deed Record 175 page 404. Acknowledged  
before Mary K. McIntosh, Notary Public, Henry County, Indiana.  
(LS)

Lot number One (1) in Worl's First Sub-division of a part  
of the Northeast quarter of the northwest quarter of Section 21  
Township 17 North, Range 11 East, as shown by the plat thereof  
recorded in Plat Book 7, page 59, Henry County, Indiana.

This Deed is made pursuant to a resolution duly and un-  
animously passed by the Board of Directors of said grantor Assoc-  
iation and which still is in full force and effect, authorizing  
and directing either the President or Vice-President with the  
Secretary or Treasurer to make such conveyance, for and on behalf  
of said Association.

Above real estate subject to taxes, liens and assessments.

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Eugene L. Givens and Margaret L. Givens, husband and wife  
to

Henry County Building and Loan Association

Mortgage for \$8500.00, dated February 12, 1959 and recorded  
February 16, 1959 in Mortgage Record 196 page 544.

16.

Lot number 1 in Worl's First Sub-division of a part of the  
Northeast quarter of the Northwest quarter of Section 21, Town-  
ship 17 north, Range 11 east, as shown by the plat thereof re-  
corded in Plat Book 7, page 59, Henry County, Indiana.

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Satisfaction

On the margin of Mortgage Record 196 page 544 is written  
the following satisfaction, towit:

17.

The debt secured by the annexed mortgage having been fully  
paid, this mortgage is hereby released this 11th day July 1962.

HENRY COUNTY SAVINGS AND LOAN ASSOCIATION  
By Marie Koons, Secy.

Attest: Adelia W. Worley  
Recorder of Henry County, Indiana.

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ARTICLES OF AMENDMENT OF THE ARTICLES OF INCORPORATION  
of

The Henry County Building and Loan Association New Castle, Indiana  
J. R. Hinshaw, Vice-President and Willard T. Jordan, Secretary of the above  
named corporation respectfully show that:

18. 1. The above named corporation was organized on March 7, 1890 under the provisions of "The Indiana General Corporation Act" approved March 16, 1929.

2. The above named corporation upon the proposal of its Board of Directors by resolution duly adopted by said Board of Directors setting forth the proposed amendment-and directing that the same be submitted to a vote of the shareholders entitled to vote in respect thereof at a designated meeting of such shareholders and upon adoption thereof by said shareholders at said meeting as provided by law and as hereinafter more specifically set out, does now hereby by J. R. Hinshaw its Vice-President and Willard T. Jordan its Secretary Execute and acknowledge the following:

ARTICLES OF AMENDMENT OF ITS ARTICLES OF INCORPORATION

3. (a) (Set out exact Text of Amendment.) The name of this Association shall be:  
HENRY COUNTY SAVINGS AND LOAN ASSOCIATION

The above amendment was adopted in the following manner and by the following vote, that is to say:

The Board of Directors of said corporation, at a regular meeting of said board held on December 5, 1960 at New Castle, Indiana adopted the following resolution of Articles of Amendment of Articles of Incorporation of said Corporation:

By a vote of three-fourths or more of the members of said board. Resolved that Motion was made and carried that we change the Association name to HENRY COUNTY SAVINGS AND LOAN ASSOCIATION.

Be it further resolved, that this proposed amendment be submitted to a vote of the shareholders entitled to vote thereon at a Special meeting to be held on the 20th day of February, 1961, at New Castle, Indiana.

Be it further resolved that a special meeting of the shareholders entitled to vote thereon is hereby called for February 20, 1961 1:00 P.M. at New Castle, Indiana and the Cashier is hereby directed to give notice thereof as required by law.

(b) At the shareholders' meeting the shareholders entitled to vote in respect of said amendments to the Articles of Incorporation upon the call and notice required by law, did adopt the above amendment by the affirmative vote of the holders of the holders of a least a majority and/or such greater proportion as required by its Articles of Incorporation, of the outstanding shares entitled to vote thereon.

IN WITNESS WHEREOF, the undersigned J.R. Hinshaw Vice-President and Willard T. Jordan, Secretary respectively of said corporation have hereunto set their hands and seals this 20th day of February, 1961.

(Corp. Seal) J. R. Hinshaw, Vice President  
Willard T. Jordan, Secretary

State of Indiana County of Henry, SS:

19. Before me, Joanne Jackson, a Notary Public in and for said County and State, personally appeared J. R. Hinshaw and Willard T. Jordan, well known to me to be the Vice President and Secretary respectively of the above named corporation and severally acknowledged the execution of the foregoing Articles of Amendment.

Witness my hand and notarial seal this 20th day of February 1961.

(LS) Joanne Jackson, Notary Public  
My Commission expires 4-6-64

Approved by the Department for Financial Institutions  
of the State of Indiana Date March 1, 1961

Joe McCord, Director (seal)

Approved as to Legality and Form Feb. 21, 1961

Edwin K. Steers

By J. Knachel Chief Deputy Attorney General

APPROVED

FILED Mar. 6, 1961

Charles O. Hendricks

Secretary of State of Indiana

Recorded March 9, 1961

Miscellaneous Record 42, pages 511 to 514.

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20.

Eugene D. Givens and Margaret L. Givens, husband and wife  
to

Henry County Savings and Loan Association

Mortgage for \$14,000.00, dated June 20, 1962 and recorded  
June 22, 1962 in Mortgage Record 210 page 273. Acknowledged be-  
fore Mary G. Mers, Notary Public, Henry County, Indiana.(LS)

Lot 1 in Worl's 1st Sub-division of a part of the northeast  
quarter of the northwest quarter of Section 21, Township 17 North  
Range 11 East, as shown by the Plat thereof recorded in Plat Book  
7 page 59, Henry County, Indiana.

Secures bond of even date herewith, due and payable in monthly  
installments with interest.

Signed thus: Margaret L. Givens  
Eugene D. Givens

Prepared by: Scotten & Hinshaw  
J.R. Hinshaw and George W. Hand

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### Planning Commission Ordinance

A printed copy of the Henry County, Indiana, Planning Commission Ordinance No. 1, Revised, consisting of pages numbered 1 to 54 inclusive, certified to by the Auditor of Henry County, Indiana, was recorded June 5th, 1956, and appears of record in Miscellaneous Record 38, pages 170 to 198 inclusive, all of which is made a part of this abstract by reference.

21.

Said Ordinance affects all rural area of Henry County, Indiana, all unincorporated communities and such incorporated communities as may be placed under the administration of the Henry County Planning Commission.

For details of this Ordinance and how the same affects Caption Real Estate, if within such jurisdiction, attention is directed to such record and to The Building Commissioner of Henry County, Indiana, who is the Administrative Officer of said Planning Commission.

Attention is likewise directed to the New Castle Planning Commission as to Land Use, Zoning, etc. of Real Estate within the jurisdiction of said Planning Commission.

This Abstract and the subsequent Certificate does not Cover Zoning or Land Use of any tract or lot in Henry County, Indiana; for such information it is necessary to contact the proper administrative officer of the Planning Commission having jurisdiction of Caption Real Estate.

This Abstract and the subsequent Certificate does not cover any governmental limitation or regulation respecting access to abutting streets, roads or highways.

### Taxes

An examination has been made and is limited to the Current Tax Duplicate of Henry County, Indiana, for taxes, both delinquent and current, against the Caption Land of this Abstract, (assessed in some instances with other Real Estate.) Such examination does not cover taxes on personal property, Auditor's Assessments, nor future taxes which may be a lien but not computed and extended on the Current Tax Duplicate.

Such examination reveals taxes against caption land assessed in the Name, Taxing Unit, Description and Amount or Amounts, as follows:

22.

Eugene D. & Margaret L. Givens

Liberty Township  
L 1 Worl's 1st Sub.

\$150.00

\$2450.00

Exemptions \$1000.  
Delinquent Taxes None

1961 taxes payable May 1962 \$29.60 paid 4/27/1962  
1961 taxes payable Nov.1962 \$29.60

## Judgment Examination

Judgment Examination, as covered by the attached Certificate, made as against the following name or names, only, to-wit:

23. John Warren Worl and Nila W. Worl (as tenants by entirety and not individually) from and including the date of July 5, 1952 to and including the date of May 22, 1956.

Aubrey I. Cross and Lucille Cross (as tenants by entirety and not individually) from and including the date of July 5, 1952 to and including the date of September 17, 1957.

The Citizens Building & Loan Association from and including the date of July 5, 1952 to and including the date of February 16, 1959.

Eugene D. Givens and Margaret L. Givens (as tenants by entirety and not individually) for the period of ten years last past.

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### NOTE

24. We limit the judgment search covered by this certificate to the date of June 27, 1962 at 7:00 A.M., this being the last date on which orders have been placed in the Civil Order Books in the Henry Circuit Court.

Abstractor.

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## Old Age Assistance Lien Search

Search has been made for Old Age Assistance Liens filed and recorded in the "Recorder's Abstract of Old Age Assistance Certificates Filed," of Henry County, Indiana, pursuant to the "Welfare Act of 1936," as amended by Chapter 144, Acts of 1947, approved March 12th, 1947, and said Search shows no assistance has been granted and no Old Age Assistance Liens filed against the person or persons hereinafter named, except and unless set out at prior entry or entries in this abstract. Said Search being made and is expressly limited to the following name or names, and not otherwise, viz.

25. John Warren Worl  
Nila W. Worl  
Aubrey I. Cross  
Lucille Cross  
Eugene D. Givens  
Margaret L. Givens

C E R T I F I C A T E

The Henry County Abstract Company, Inc., hereby Certifies that the above and foregoing Search includes all transfers of the Real Estate described at Entry No. One herein as shown by the records in the office of the Recorder of Henry County, Indiana, and likewise all liens and mortgages executed by or filed against the owners shown herein of said real estate within the period of Twenty years immediately prior to the date of this Search, and judgments rendered by the Henry Circuit Court of said County and State, against the record owners as set forth in the Judgment Examination in this Search.

This Certificate and Search covers Entries No. One (1) to Twenty-five (25) inc., and the period of Twenty years last past; any entries shown prior to that time are hereby certified as correct.

Dated at New Castle, Indiana, this the 5th day of July  
A.D. 1962 at Seven O'clock A.M.

HENRY COUNTY ABSTRACT COMPANY, INC.  
By *Nelson Higgs* President  
(Nelson Higgs)

Henry County Abstract Company, Inc.  
New Castle, Indiana