

# INDOT

Acquisition  
Document

## 9DSE9

Scan Key	<b>24401</b>
LA Code	2440
Parcel No.	1
Owner	SCHWARTZ, MEMMO M. ET UX.

CM

Law Office  
of  
M. J. P.

STATE OF INDIANA )  
                          ) SS:  
COUNTY OF KOSCIUSKO )

IN THE KOSCIUSKO CIRCUIT COURT  
CAUSE NO. 43C01 8903-CP-168

STATE OF INDIANA, )  
                          ) Plaintiff, )  
                          ) )  
                          ) )  
                          ) v. )  
                          ) )  
MENNO M. SCHWARTZ, )  
MARY SCHWARTZ, )  
ELDON SCHWARTZ, )  
IDA SCHWARTZ, )  
AUDITOR OF KOSCIUSKO COUNTY, )  
and TREASURER OF KOSCIUSKO )  
COUNTY, )  
                          ) Defendants. )

*(Faint court stamps and handwritten notes)*

FINDING AND JUDGMENT

The Court, having examined Plaintiff's Motion for Judgment and being duly advised, now finds:

- 1. Plaintiff filed its Complaint, which reads: (H.I.), on March 10, 1989 and all Defendants were served with notice as provided by statute.
- 2. Fee simple title to those real estate interests described in rhetorical paragraph four (4) of Plaintiff's Complaint was condemned by this Court on April 25, 1989.
- 3. On April 25, 1989, this Court appointed three disinterested freeholders of Kosciusko County, Indiana to assess the damages sustained by Defendants and caused by Plaintiff.
- 4. On May 22, 1989, these court-appointed appraisers reported to this Court that Defendants sustained total damages of Five Thousand Three Hundred Dollars (\$5,300.00).
- 5. Plaintiff deposited the appraisers' fees and funds equal to the appraisers' award with the Clerk of this Court on or before July 14, 1989.
- 6. Plaintiff did not file exceptions to the court-appointed appraisers' report.
- 7. Defendants did not file exceptions to the court-appointed appraisers' report.
- 8. Absent exceptions, damages in this cause shall be determined by the court-appointed appraisers' report.

9. Defendants, Auditor of Kosciusko County and Treasurer of Kosciusko County, appeared and disclaimed any interest in this cause.

10. Defendants, Menno M. Schwartz, Mary Schwartz, Eldon Schwartz and Ida Schwartz, should, absent exceptions, recover total damages including interest of Five Thousand Three Hundred Dollars (\$5,300.00) from Plaintiff.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that the appropriation entered in this cause on April 25, 1989 is hereby confirmed and that Plaintiff, State of Indiana, now holds fee simple title to those real estate interests described as:

A part of the East Half of the Southeast Quarter of Section 10, Township 33 North, Range 4 East, Kosciusko County, Indiana, described as follows: Commencing at the northeast corner of said quarter section; thence South 0 degrees 43 minutes 46 seconds East 32.73 feet along the east line of said section; thence South 89 degrees 16 minutes 14 seconds West 33.25 feet to the point of beginning of this description, which point is the intersection of the west boundary of S.R. 19 and the southern boundary of County Road 650 North; thence South 1 degree 20 minutes 00 seconds East 312.24 feet along the west boundary of said S.R. 19; thence South 1 degree 18 minutes 04 seconds East 220.01 feet along said boundary; thence South 89 degrees 06 minutes 00 seconds West 21.54 feet; thence North 1 degree 10 minutes 07 seconds West 320.00 feet; thence North 75 degrees 38 minutes 42 seconds West 57.01 feet; thence South 89 degrees 33 minutes 14 seconds West 142.40 feet; thence North 58 degrees 25 minutes 25 seconds West 291.23 feet; thence North 82 degrees 32 minutes 12 seconds West 173.48 feet; thence North 75 degrees 02 minutes 22 seconds West 118.03 feet to the south boundary of County Road 650 North; thence South 89 degrees 49 minutes 18 seconds East 80.04 feet along the boundary of said County Road 650 North; thence North 89 degrees 59 minutes 51 seconds East 89.51 feet along said boundary; thence South 89 degrees 59 minutes 02 seconds East 100.00 feet along said boundary; thence North 89 degrees 55 minutes 15 seconds East 300.00 feet along said boundary; thence South 89 degrees 48 minutes 16 seconds East 123.00 feet along said boundary; thence South 84 degrees 02 minutes 40 seconds East 55.33 feet along said boundary to the point of beginning and containing 2.120 acres, more or less.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED that Defendants, Menno M. Schwartz, Mary Schwartz, Eldon Schwartz and Ida Schwartz, shall recover from Plaintiff, as final and total damages including interest, the sum of Five Thousand Three Hundred Dollars (\$5,300.00), which sum has already been paid to the Clerk of this Court; that Defendants, Auditor of Kosciusko County and Treasurer of Kosciusko County, shall take nothing; and that Plaintiff owes no other sums in this cause.

IT IS FURTHER ORDERED that the Clerk of this Court shall promptly send an executed copy of this judgment to the Recorder of Kosciusko County; that said Recorder shall, pursuant to IC 8-13-2-12.3 and IC 8-13-22-1, record the transfer of the above-described real estate without payment of fee; and that said Recorder shall submit evidence of this recordation, by United States mail, to the Office of the Attorney General, 219 State House, Indianapolis, Indiana 46204.

*Robert L. Reed*  
Judge, Kosciusko Circuit Court  
Kosciusko Circuit Court

Date: JUL 21 1993

Copies to:

Lawrence R. Miedema  
Deputy Attorney General  
219 State House  
Indianapolis, Indiana 46204

Rex L. Reed  
Rasor, Harris, Lemon & Reed  
P.O. Box 818  
210 N. Buffalo Street  
Warsaw, IN 46580

Menno M. Schwartz  
Route 1, Box 75  
Etna Green, IN 46524

Mary Schwartz  
Route 1, Box 75  
Etna Green, IN 46524

Eldon Schwartz  
Route 1, Box 75  
Etna Green, IN 46524

Ida Schwartz  
Route 1, Box 75  
Etna Green, IN 46524

LRM/dls:6614I

*James L. Brown*  
Duly Entered for Taxation  
Subject to Final Acceptance  
for Transfer this 15th  
Day of Jan 1993

93-01-0657

RECORDED FOR RECORD  
1993 JAN 15 A 11:51  
RECORDER OF KOSCIUSKO CNT  
*Alice L. Anglin*

INDIANA DEPARTMENT OF TRANSPORTATION

FINAL REPORT ON CONDEMNATION

STATE vs. Menno M. Schwartz, et al.

COURT Kosciusko Circuit CAUSE NO. 43C01-8903-CP-168

COUNTY OF REAL ESTATE Kosciusko PROJECT NO: RS-2943 (4)

PARCEL NO: 1 ROAD: SR 19 CODE: 2440

ORIGINAL OFFER: \$5,500.00 COURT AWARD: \$5,300.00

DATE DEPOSITED: 7-14-89 FINAL JUDGMENT AMOUNT \$5,300.00

DATE: 7-21-89 ADDITIONAL FUNDS DEPOSITED \_\_\_\_\_

DATE: \_\_\_\_\_ AMOUNT REFUNDED TO STATE: \_\_\_\_\_

DATE: \_\_\_\_\_

JUDGMENT - SETTLEMENT/JURY VERDICT:

DATE: 7-21-89

RECORDATION: 1-15-93

CERTIFICATION: 1-15-93

SETTLEMENT ANALYSIS/TRIAL REPORT Not required

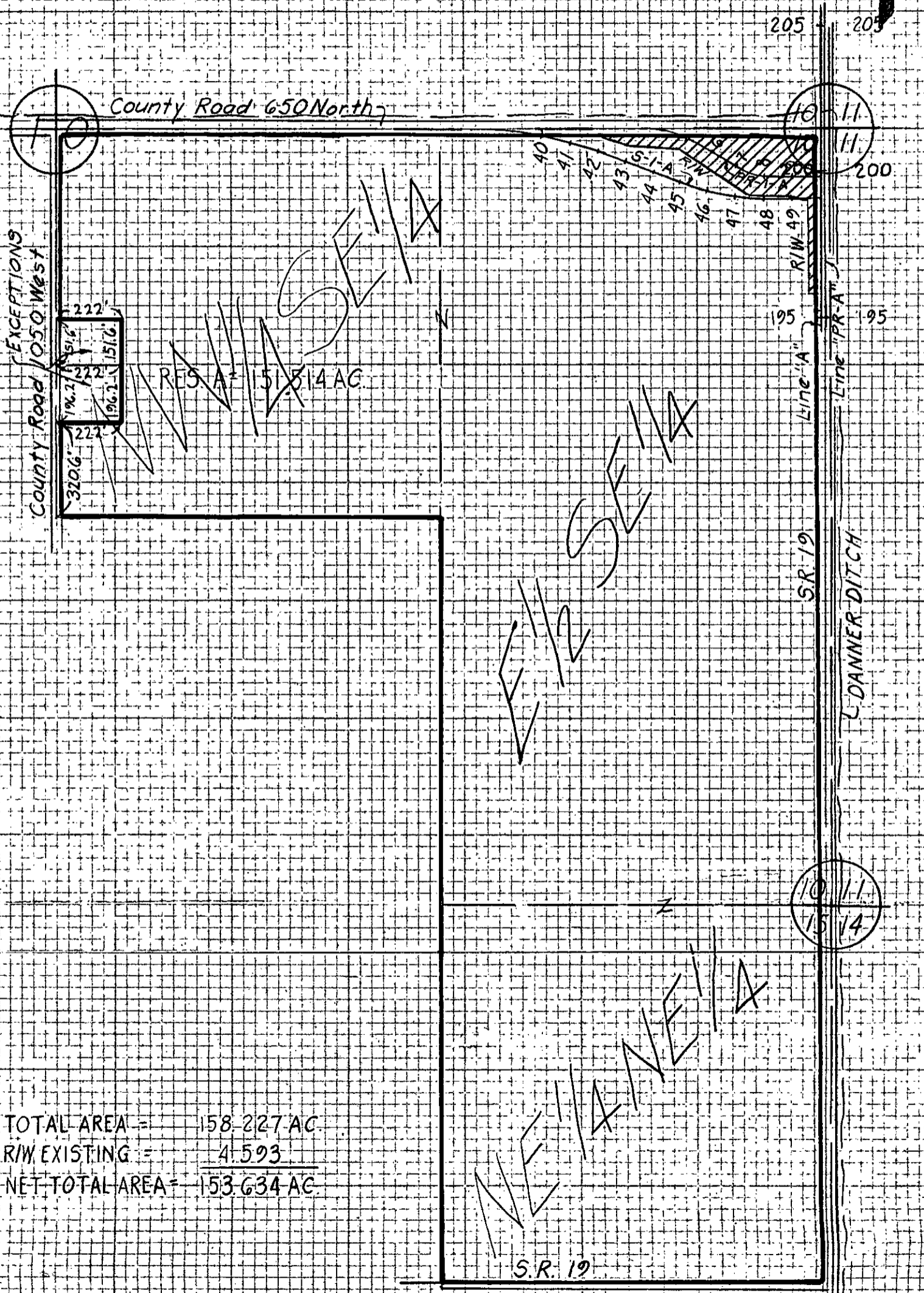
*Paul M. Anderson*

PARCEL: 1  
 PROJECT RS-2943(4)  
 ROAD S.R. 19  
 COUNTY: KOSCIUSKO  
 SECTION: 10 & 15  
 TOWNSHIP: 33 N.  
 RANGE: 4 E

OWNER: SCHWARTZ, MENNO M. ET. UX  
 DEED RECORD 227, PAGE 144, DATED 2/27/69  
 176 " 29 " 11/15/52  
 SOLD ON CONTRACT TO  
 ELDON & IDA SCHWARTZ, MISC REC. 59, P. 53

DRAWN BY: U.S. MITCHELL 8/11/88  
 CHECKED BY: R. RANEY 9-14-88

HATCHED AREA IS THE APPROXIMATE TAKING  
 SCALE: 1" = 400'  
 THIS PLAT WAS PREPARED FROM INFORMATION OBTAINED FROM THE RECORDER'S OFFICE AND OTHER SOURCES WHICH WERE NOT NECESSARILY CHECKED BY A FIELD SURVEY.



TOTAL AREA = 158.227 AC  
 R/W EXISTING = 4.593  
 NET TOTAL AREA = 153.634 AC

S.R. 19

# INDOT

Acquisition  
Document

## 9DSE9

Scan Key	<b>24402</b>
LA Code	2440
Parcel No.	2
Owner	TYLER, WARREN

Hh

STATE OF INDIANA )  
COUNTY OF KOSCIUSKO )  
STATE OF INDIANA,

IN THE KOSCIUSKO CIRCUIT COURT  
CAUSE NO. 43C01-8903-CP-59-159

**FILED**  
JUL 11 1989  
**FILED**  
JUN 22 1989

Plaintiff *Jeanne Weirich*  
CLERK KOSCIUSKO CIRCUIT CLERK

*Jeanne Weirich*  
CLERK KOSCIUSKO CIRCUIT CLERK

v.

WARREN TYLER, RANDY KLOTZ,  
AUDITOR OF KOSCIUSKO COUNTY, and  
TREASURER OF KOSCIUSKO COUNTY,

Defendants.

AGREED FINDING AND JUDGMENT

Comes now the plaintiff, State of Indiana, by Linley E. Pearson, Attorney General of Indiana, and Helen H. Lucaitis, Deputy Attorney General, and come now the defendant, Warren Tyler, by his attorney of record herein, Frederick E. Rakestraw, and defendants, Auditor and Treasurer of Kosciusko County, by their attorney of record herein, Rex L. Reed and the court being duly advised finds as follows:

1. That the plaintiff, State of Indiana, filed its complaint for the appropriation of the fee simple title to a portion of defendants' real estate on March 6, 1989, which complaint is in words and figures as follows:

(H.I.)

and the defendants were properly served with notice as provided by statute.

2. That the total value of the fee simple title of defendants' real estate taken and the damages to the remaining land of the defendants is Two Thousand Five Hundred Dollars (\$2,500.00), which sum includes any interest to which the defendants may be entitled, and that the defendant, Warren Tyler should recover from the plaintiff, State of Indiana, total damages in the sum of Two Thousand Five Hundred Dollars (\$2,500.00).

3. That defendants, Auditor of Kosciusko County and Treasurer of Kosciusko County, were properly served and have appeared and disclaimed any interest in the proceeds of this case.



4. That defendant, Randy Klotz was properly served but has not appeared by counsel, nor has he claimed any interest in the proceeds of this case.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the Court that the fee simple title of defendants' real estate described in plaintiff's complaint be, and the same are, appropriated, said fee simple title being more particularly described as follows:

A part of the Northwest Quarter of the Southwest Quarter, and a part of the West Half of the Northwest Quarter, all in Section 11, Township 33 North, Range 4 East, Kosciusko County, Indiana, described as follows: Beginning at a point on the north line of said Southwest Quarter Section North 89 degrees 20 minutes 34 seconds East 14.01 feet from the northwest corner of said Southwest Quarter Section, which point of beginning is on the East boundary of S.R. 19; thence North 0 degrees 54 minutes 00 seconds West 57.44 feet along the boundary of said S.R. 19 to the northeastern line of the owner's land; thence South 46 degrees 02 minutes 55 seconds East 81.80 feet along said northeastern line to the north line of said southwest quarter section; thence South 89 degrees 20 minutes 34 seconds West 42.49 feet along said north line; thence South 0 degrees 54 minutes 00 seconds East 444.74 feet; thence South 10 degrees 23 minutes 30 seconds West 122.37 feet to the east boundary of S.R. 19; thence North 1 degree 18 minutes 04 seconds West 220.01 feet along the boundary of said S.R. 19; thence North 1 degree 18 minutes 04 seconds West 300.01 feet along said boundary; thence North 89 degrees 06 minutes 00 seconds East 12.10 feet along said boundary; thence North 0 degrees 54 minutes 00 seconds West 44.81 feet along said boundary to the point of beginning and containing 0.329 acres, more or less.

A perpetual easement for the Relocation, Cleaning, Repairing, and General Maintenance of an existing legal ditch described as follows, to wit: A part of the Northwest Quarter of the Southwest Quarter of Section 11, Township 33 North, Range 4 East, Kosciusko County, Indiana, described as follows: Beginning at a point on the north line of said quarter section North 89 degrees 20 minutes 34 seconds East 29.51 feet from the northwest corner of said quarter section; thence North 89 degrees 20 minutes 34 seconds East 108.00 feet along the north line of said quarter section; thence South 13 degrees 06 minutes 56 seconds East 70.89 feet; thence South 0 degrees 54 minutes 00 seconds East 275.00 feet; thence South 4 degrees 53 minutes 00 seconds West 282.83 feet; thence South 89 degrees 06 minutes 00 seconds West 118.03 feet to the east boundary of S.R. 19; thence North 1 degree 18 minutes 04 seconds West 61.39 feet along the boundary of said S.R. 19; thence North 10 degrees 23 minutes 30 seconds East 122.37 feet; thence North 0 degrees 54 minutes 00 seconds West 444.74 feet to the point of beginning and containing 1.730 acres, more or less.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the defendant, Warren Tyler have and recover from the State of Indiana as final and total damages the sum of Two Thousand Five Hundred Dollars (\$2,500.00), which sum includes any interest to which the defendant may be entitled, and that

the Clerk of the Kosciusko Circuit Court pay said amount to the said defendant which amount equals the amount of this judgment.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the plaintiff, State of Indiana, pay to the Clerk of the Kosciusko Court the sum of Two Thousand Five Hundred Dollars (\$2,500.00), which amount equals the amount of this judgment.

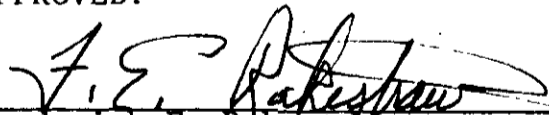
IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that defendants, Auditor of Kosciusko County, shall take nothing in this cause of action.

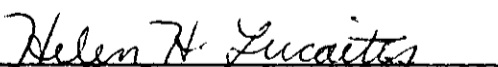
IT IS FURTHER ORDERED, ADJUDGED AND DECREED by the Court that defendant, Randy Klotz is defaulted and shall take nothing in this cause.

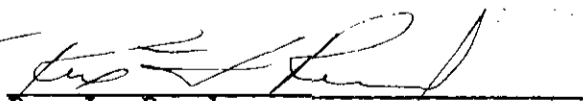
IT IS FURTHER ORDERED, ADJUDGED AND DECREED that the Clerk of this Court promptly transmit and executed copy of this Judgment to the Recorder of Kosciusko County and said Recorder of Kosciusko County is ORDERED to record the transfer of the real estate, the legal description of which appears above, appropriated by the State of Indiana; and pursuant to IC 8-13-2-12.3 and IC 8-13-22-1, said recordation is to be made without fee.

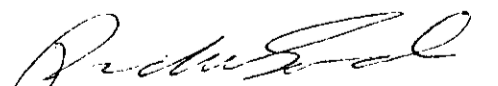
Said Recorder of Kosciusko County is further ORDERED to submit evidence of the recordation of said transfer of real estate by mailing said evidence to the Office of the Attorney General, 219 State House, Indianapolis, Indiana 46204.

APPROVED:

  
Frederick E. Rakestraw  
Attorney for Defendant  
Warren Tyler

  
Helen H. Lucaitis  
Deputy Attorney General

  
Rex L. Reed  
Attorney for Defendants,  
Auditor and Treasurer of  
Kosciusko County

  
Judge, Kosciusko Circuit  
Court

Date: 11 July 1989

Copies to:

Helen H. Lucaitis  
Deputy Attorney General  
219 State House  
Indianapolis, Indiana 46204

Frederick E. Rakestraw  
BROWN, RAKESTRAW & KEHOE  
227 E. 9th Street  
P.O. Box 524  
Rochester, Indiana 46975

Rex L. Reed  
RASOR, HARRIS, LEMON & REED  
210 N. Buffalo Street  
P.O. Box 818  
Warsaw, Indiana 46580

INDIANA DEPARTMENT OF TRANSPORTATION

FINAL REPORT ON CONDEMNATION

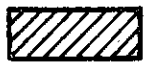
STATE vs. Warren Tyler, et al.  
COURT Kosciusko Circuit CAUSE NO. 43C01-8903-CP-159  
COUNTY OF REAL ESTATE Kosciusko PROJECT NO: RS-2943(4)  
PARCEL NO: 5 ROAD: S.R. 19 CODE: 2440  
ORIGINAL OFFER: \$1,980.<sup>00</sup> COURT AWARD: -  
DATE DEPOSITED: - FINAL JUDGMENT AMOUNT \$2,500.<sup>00</sup>  
DATE: 7-11-89 ADDITIONAL FUNDS DEPOSITED Ø  
DATE: - AMOUNT REFUNDED TO STATE: Ø  
DATE: -  
JUDGMENT - SETTLEMENT/JURY VERDICT:  
DATE: 7-11-89

RECORDATION: 12-31-92 CERTIFICATION: 12-31-92

SETTLEMENT ANALYSIS/TRIAL REPORT 9/16/98

2440

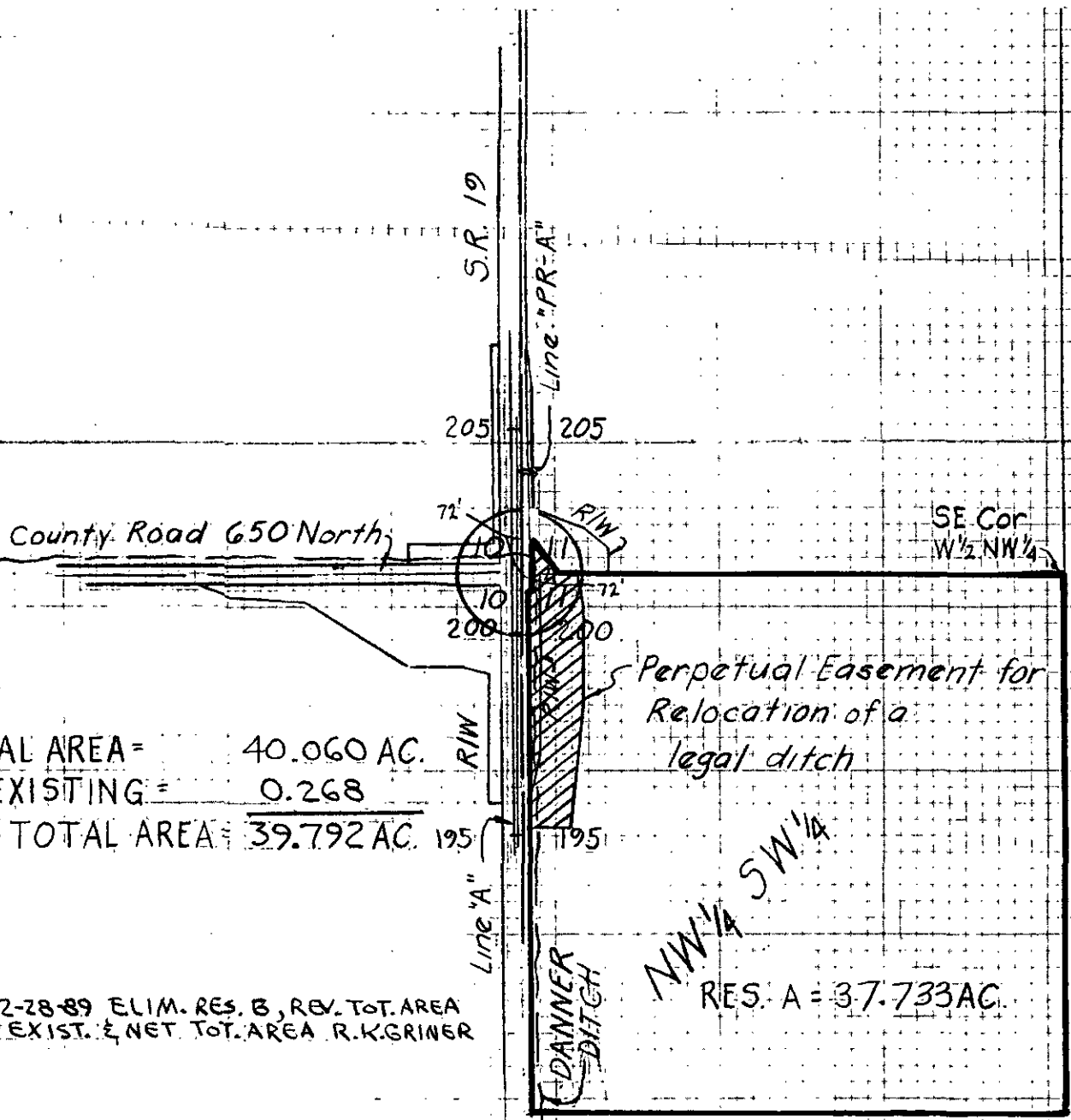
PARCEL 2 OWNER: TYLER, WARREN DRAWN BY: J.S. Mitchell 8/15/88  
 PROJECT RS-2943(4) DEED RECORD 285, PAGE 533, DATED 11-17-79 CHECKED BY: P. RANEY 8-29-88  
 ROAD S.R. 19 " " " 241, " 268 " " 3-18-69  
 COUNTY : KOSCIUSKO  
 SECTION : 10 & 11  
 TOWNSHIP : 33 N.  
 RANGE : 4 E.



HATCHED AREA IS THE APPROXIMATE TAKING

SCALE: 1" = 400'

THIS PLAT WAS PREPARED FROM INFORMATION OBTAINED FROM THE RECORDER'S OFFICE AND OTHER SOURCES WHICH WERE NOT NECESSARILY CHECKED BY A FIELD SURVEY.



TOTAL AREA = 40.060 AC.  
 R/W EXISTING = 0.268  
 NET TOTAL AREA = 39.792 AC.

NW 1/4 SW 1/4  
 RES. A = 37.733 AC.

REV. 2-28-89 ELIM. RES. B, REV. TOT. AREA  
 R/W EXIST. & NET TOT. AREA R.K. GRINER

STATE OF INDIANA )  
 ) SS  
COUNTY OF Kosciusko )

Project RS 2943 (4)  
Parcel #2  
Road SR 19  
Code 2440

A F F I D A V I T

I, Warren Tyler (Adult, Male), the under-  
signed affiant, being duly sworn upon my oath, hereby swear and affirm that I  
have been known as and that I am one and the same person as \_\_\_\_\_  
C. Warren Tyler

Further affiant sayeth not.

Warren Tyler  
(Affiant's Signature)

Warren Tyler  
(Affiant's Name Printed)

Before me, a Notary Public in and for said County and State personally  
appeared Warren Tyler, who acknowledged the  
truth of the statements in the foregoing affidavit on this 14th day of  
December, 1988.

My County of Residence is:

Hendricks

Theodore F. Elmore  
Notary Public (Signature)

My Commission Expires:

January 19, 1992

Theodore F. Elmore  
Notary Public (Printed Name)

This instrument was prepared by Theodore F. Elmore

AFFIDAVIT (SURVIVING SPOUSE)

STATE OF INDIANA )  
 ) SS  
COUNTY OF Kosciusko )

Project RS 2943 (4)  
Parcel #2  
Code 2440

I, Warren Tyler, the undersigned affiant, being duly sworn upon my oath, hereby say that I am 60 years of age and that I am the owner of the following described real estate located in Kosciusko County, State of Indiana, to wit:  
NW 1/4 of the SW 1/4 Section 11, Township 33 North, Range 4 East, Kosciusko County, Indiana

Affiant further says that (he) ~~(she)~~ is the surviving Husband of Dorothy Tyler, who died intestate in the County of Kosciusko State of Indiana, on ~~March 20~~ December 19 <sup>78</sup>, 19 <sup>79</sup>~~78~~ that this affiant and the said decedent lived together continuously as husband and wife from the date of JANUARY 24, 19 43 until the date of decedent's death and were so living together on said date, that no administration was had upon the Estate of the said decedent, but that all funeral expenses, expenses of the last illness and debts of every kind and character were fully paid, that no Indiana Inheritance Taxes or Federal Estate Taxes or any other taxes which might have been assessed against such estate are due or payable on said estate or the assets distributed therefrom.

The affiant makes this affidavit for the purpose of inducing the State of Indiana to accept a deed from the grantor thereon conveying all or part of the aforescribed real estate to the State of Indiana.

Warren Tyler  
(Affiant's Signature) ~~Warren Tyler~~

Before me, a Notary Public in and for said County and State personally appeared Warren Tyler, who acknowledged the truth of the statements in the foregoing affidavit on this 14th day of December, 19 88.

My County of Residence is:

Hendricks

Theodore F. Elmore  
Notary Public (Signature)

My Commission Expires:

January 19, 1992

Theodore F. Elmore  
Notary Public (Printed Name)

This instrument was prepared by Theodore F. Elmore

# INDOT

Acquisition  
Document

## 9DSE9

Scan Key	<b>24403</b>
LA Code	2440
Parcel No.	3
Owner	KLOTZ, KENT L. ET UX.



39652

# WARRANTY DEED

RS-2943 (4)  
Project R 943(4)  
Code 2440  
Parcel 3

This Indenture Witnesseth, That Kent L. Klotz and Dana M. Klotz (Adults, Husband and Wife) as Tenants in Common

of Kosciusko County, in the State of Indiana Convey and Warrant to

the STATE OF INDIANA for and in consideration of Six Hundred Sixty and no/100

----- (\$660.00) Dollars,

the receipt whereof is hereby acknowledged, the following described Real Estate in Kosciusko County in the State of Indiana, to wit:

A part of the Southeast Quarter of the Northeast Quarter of Section 10, Township 33 North, Range 4 East, Kosciusko County, Indiana, described as follows: Commencing at the southeast corner of said quarter section; thence North 1 degree 26 minutes 23 seconds West 20.33 feet along the east line of said section; thence South 88 degrees 33 minutes 37 seconds West 20.80 feet to the point of beginning of this description, which point of beginning is the intersection of the west boundary of S.R. 19 and the north boundary of County Road 650 North; thence South 89 degrees 44 minutes 53 seconds West 222.13 feet along the boundary of said County Road 650 North; thence North 0 degrees 04 minutes 32 seconds West 42.49 feet; thence North 89 degrees 06 minutes 00 seconds East 180.00 feet; thence North 0 degrees 43 minutes 29 seconds West 398.88 feet to the north line of the owners' land; thence North 88 degrees 47 minutes 37 seconds East 37.28 feet along said north line to the west boundary of S.R. 19; thence South 1 degree 17 minutes 13 seconds East 444.08 feet along the boundary of said S.R. 19 to the point of beginning and containing 0.582 acres, more or less.

Duly Entered for Taxation  
Subject to Final Acceptance  
for Transfer this 5th  
Day Oct 19 89

Paid by Warrant No. 046539  
Dated 9-26-1989

Patricia A. Brown  
AUDITOR OF KOSCIUSKO COUNTY

Betty G. Hunter  
RECORDER OF KOSCIUSKO COUNTY

OCT 5 1989

RECEIVED FOR RECORD  
of clock M. and Recorded in  
Page

Land and improvements \$ 660.00 Damages \$ -0- Total consideration \$ 660.00

The grantor shall clear and convey free of all leases, licenses, or other interests both legal and equitable, and all encumbrances of any kind or character on, in and under said land as conveyed.  
It is understood between the parties hereto, and their successors in title, and made a covenant herein which shall run with the land, that all lands hereinbefore described (excepting any parcels specifically designated as easements or as temporary rights of way) are conveyed in fee simple and not merely for right of way purposes, and that no reversionary rights whatsoever are intended to remain in the said grantor(s).

In Witness Whereof, the said Grantors have hereunto set their hands and seal, this 18th day of August 19 89

Kent L. Klotz (Seal) (Seal)  
Kent L. Klotz (Adult, Husband)  
Dana M. Klotz (Seal) (Seal)  
Dana M. Klotz (Adult, Wife)  
(Seal) (Seal)  
(Seal) (Seal)  
(Seal) (Seal)

Interests in land acquired  
for State Highway by 9-7-88saw  
Indiana Department of Highways  
100 North Senate Avenue  
Indianapolis, IN 46204-2249



This Instrument Prepared by Julie K. Shields  
Attorney-At-Law

STATE OF INDIANA, \_\_\_\_\_ County, ss:

Before me, the undersigned, a Notary Public in and for said County and State, this \_\_\_\_\_ day of \_\_\_\_\_, A. D. 19\_\_\_\_; personally appeared the within named \_\_\_\_\_

Grantor \_\_\_\_\_ in the above conveyance, and acknowledged the same to be \_\_\_\_\_ voluntary act and deed, for the uses and purposes herein mentioned. I have hereunto subscribed my name and affixed my official seal.

My Commission expires \_\_\_\_\_ Notary Public

STATE OF INDIANA, Kosciusko \_\_\_\_\_ County, ss:

Before me, the undersigned, a Notary Public in and for said County and State, this 18th day of August, A. D. 19<sup>89</sup>; personally appeared the within named \_\_\_\_\_

Kent L. Klotz and Dana M. Klotz (Adults, Husband and Wife) as Tenants in Common Grantor.s. \_\_\_\_\_ in the above conveyance, and acknowledged the same to be their \_\_\_\_\_ voluntary act and deed, for the uses and purposes herein mentioned. I have hereunto subscribed my name and affixed my official seal.

My Commission expires January 14, 1992 Theodore F. Elmore Notary Public Theodore F. Elmore of Hendricks County Indiana

STATE OF INDIANA, \_\_\_\_\_ County, ss:

Before me, the undersigned, a Notary Public in and for said County and State, this \_\_\_\_\_ day of \_\_\_\_\_, A. D. 19\_\_\_\_; personally appeared the within named \_\_\_\_\_

Grantor \_\_\_\_\_ in the above conveyance, and acknowledged the same to be \_\_\_\_\_ voluntary act and deed, for the uses and purposes herein mentioned. I have hereunto subscribed my name and affixed my official seal.

My Commission expires \_\_\_\_\_ Notary Public

The undersigned, owner of a mortgage and/or lien on the land herein conveyed, hereby releases from said mortgage and/or lien said conveyed land, and does hereby consent to the payment of the consideration therefor as directed in this transaction, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

(Seal) (Seal) (Seal) (Seal)

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

Personally appeared before me \_\_\_\_\_ 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

WARRANTY DEED

FROM

TO

STATE OF INDIANA

Received for record this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_ at \_\_\_\_\_ o'clock \_\_\_\_\_ m. and \_\_\_\_\_ Recorded in Book No. \_\_\_\_\_ page \_\_\_\_\_ Recorder \_\_\_\_\_ County \_\_\_\_\_

Endorsed NOT TAXABLE this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_ Auditor \_\_\_\_\_ County \_\_\_\_\_

Division of Land Acquisition Indiana Department of Highways

Attorney-at-Law



Vertical text on the right side of the page, possibly a stamp or additional information.

PARCEL NO. 3

OWNER: KLOTZ, KENT L. ET AL.

DRAWN BY: J.S. MITCHELL 8/18/88

2440

PROJECT NO. RS-2943(4)

DEED RECORD 301, PAGE 415, DATED 3/18/83 CHECKED BY: E. RANNEY 9-14-88

ROAD NO. S.R. 19

" " " 304 " 215, " 9/9/83

COUNTY : KOSCIUSKO

SECTION : 10

TOWNSHIP : 33N.

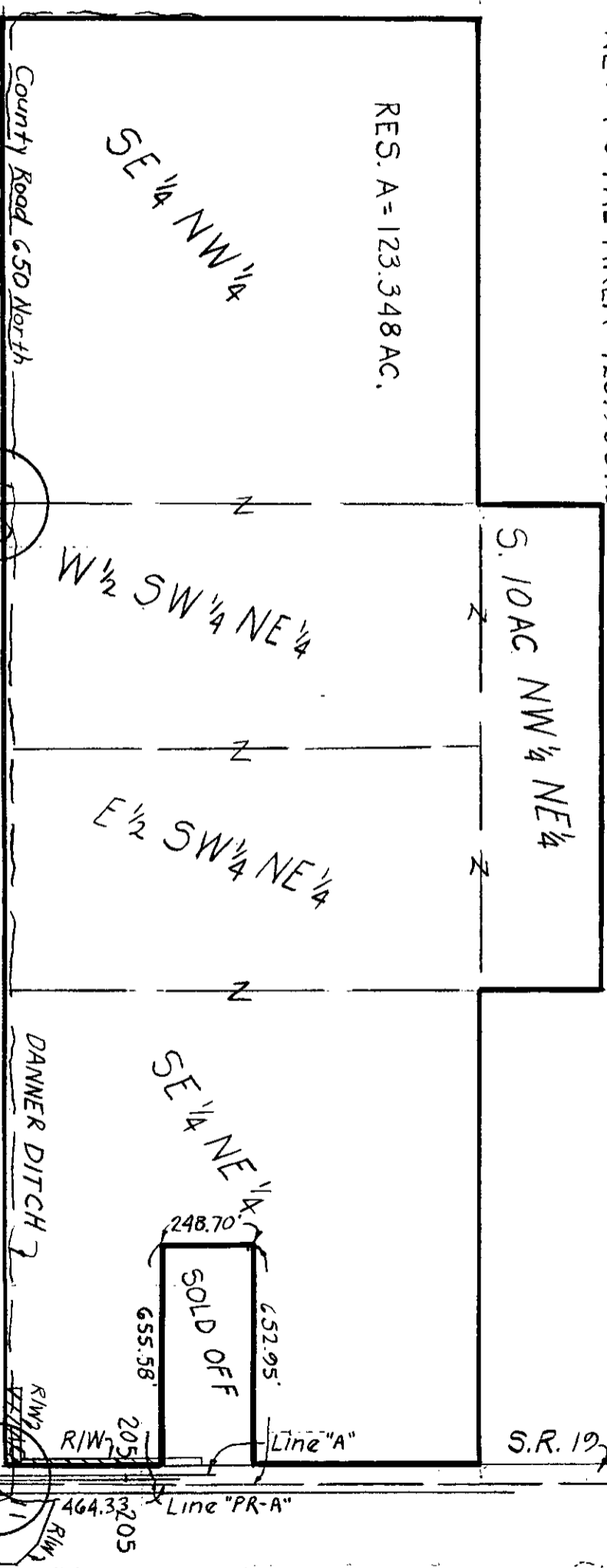
RANGE : 7E.

HATCHED AREA IS THE APPROXIMATE TAKING

SCALE: 1" = 400'

TOTAL AREA = 126.230 AC.  
R/W EXISTING = 2.300  
NET TOTAL AREA = 123.930 AC.

RES. A = 123.348 AC.



County Road 650 North

DANNER DITCH

SOLD OFF

S.R. 19

Line "A"

Line "PR-A"



10

205  
205  
464.33  
205  
200  
200

# INDOT

Acquisition  
Document

## 9DSE9

Scan Key	<b>24405</b>
LA Code	2440
Parcel No.	5
Owner	YODER, GLENN R. ET UX.

31110

WARRANTY DEED

Project 2943(4)
Code 2440
Parcel 5

2443(4)
2440/5

This Indenture Witnesseth, That Glenn R. Yoder and Ruby E. Yoder (Adults, Husband and Wife)

of Kosciusko County, in the State of Indiana Convey and Warrant to

the STATE OF INDIANA for and in consideration of Six Thousand Two Hundred Thirty and no/100 (\$6,230.00) Dollars,

the receipt whereof is hereby acknowledged, the following described Real Estate in Kosciusko County in the State of Indiana, to wit:

A part of the Southeast Quarter of the Northeast Quarter of Section 10, Township 33 North, Range 4 East, Kosciusko County, Indiana, described as follows: Commencing at the southeast corner of said quarter section; thence North 1 degree 26 minutes 23 seconds West 464.33 feet (distance quoted from Deed Record 306, page 40) along the east line of said section to the southeast corner of the owners' land; thence South 88 degrees 47 minutes 37 seconds West 19.62 feet along the south line of the owners' land to the point of beginning of this description, which point is on the west boundary of S.R. 19; thence South 88 degrees 47 minutes 37 seconds West 37.28 feet; thence North 0 degrees 43 minutes 29 seconds West 91.13 feet; thence North 89 degrees 06 minutes 00 seconds East 37.00 feet to the west boundary of S.R. 19; thence South 0 degrees 54 minutes 00 seconds East 90.93 feet along the boundary of said S.R. 19 to the point of beginning and containing 0.078 acres, more or less.

Duly Entered for Taxation
Subject to Final Acceptance
for Transfer this 27
Day Feb 19 89

Paid by Warrant No. 0687385
0687386
Dated 2-14 1989

Patricia C. Brown ST
AUDITOR of KOSCIUSKO COUNTY

RECEIVED FOR RECORD
of Clerk M. and Roscoe P. D.
Deed Record 33 Page 2

FEB 27 1989
Betty J. Alvert
RECORDS OF KOSCIUSKO COUNTY

Land and improvements \$510.00, Damages \$5,720.00; Total consideration \$6,230.00

The grantor shall clear and convey free of all leases, licenses, or other interests both legal and equitable, and all encumbrances of any kind or character on, in and under said land as conveyed.

It is understood between the parties hereto, and their successors in title, and made a covenant herein which shall run with the land, that all lands hereinbefore described (excepting any parcels specifically designated as easements or as temporary rights of way) are conveyed in fee simple and not merely for right of way purposes, and that no reversionary rights whatsoever are intended to remain in the grantor(s).

In Witness Whereof, the said Grantors

have hereunto set their hands and seal on, this 11th day of JANUARY 19 89

Glenn R. Yoder (Adult, Husband)
Ruby E. Yoder (Adult, Wife)
Interests in land acquired for State Highway by Indiana Department of Highways

This Instrument Prepared by Dennis K. McKinney Attorney-at-Law

9-7-88saw
100 North Senate Avenue
Indianapolis, IN 46204-2249



NC

STATE OF INDIANA, \_\_\_\_\_ County, ss:  
 Before me, the undersigned, a Notary Public in and for said County and State, this \_\_\_\_\_  
 day of \_\_\_\_\_, A. D. 19\_\_\_\_; personally appeared the within named \_\_\_\_\_  
 \_\_\_\_\_ Grantor \_\_\_\_\_ in the above conveyance, and acknowl-  
 edged the same to be \_\_\_\_\_ voluntary act and deed, for the uses and purposes herein mentioned.  
 I have hereunto subscribed my name and affixed my official seal.  
 My Commission expires \_\_\_\_\_ Notary Public

STATE OF INDIANA, Kosciusko \_\_\_\_\_ County, ss:  
 Before me, the undersigned, a Notary Public in and for said County and State, this 11th  
 day of JANUARY, A. D. 1989; personally appeared the within named \_\_\_\_\_  
 Glenn R. Yoder and Ruby E. Yoder (Adults, Husband and Wife)  
 \_\_\_\_\_ Grantor \_\_\_\_\_ in the above conveyance, and acknowl-  
 edged the same to be their \_\_\_\_\_ voluntary act and deed, for the uses and purposes herein mentioned.  
 I have hereunto subscribed my name and affixed my official seal.  
 My Commission expires January 19, 1992 Theodore F. Elmore Notary Public  
 Theodore F. Elmore of Hendricks County

STATE OF INDIANA, \_\_\_\_\_ County, ss:  
 Before me, the undersigned, a Notary Public in and for said County and State, this \_\_\_\_\_  
 day of \_\_\_\_\_, A. D. 19\_\_\_\_; personally appeared the within named \_\_\_\_\_  
 \_\_\_\_\_ Grantor \_\_\_\_\_ in the above conveyance, and acknowl-  
 edged the same to be \_\_\_\_\_ voluntary act and deed, for the uses and purposes herein mentioned.  
 I have hereunto subscribed my name and affixed my official seal.  
 My Commission expires \_\_\_\_\_ Notary Public

The undersigned, owner of a mortgage and/or lien on the land herein conveyed, hereby releases from said mortgage  
 and/or lien said conveyed land, and does hereby consent to the payment of the consideration therefor as directed in this trans-  
 action, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_\_

\_\_\_\_\_ (Seal) \_\_\_\_\_ (Seal)  
 \_\_\_\_\_ (Seal) \_\_\_\_\_ (Seal)  
 State of \_\_\_\_\_ } ss:  
 County of \_\_\_\_\_ }  
 Personally appeared before me \_\_\_\_\_  
 \_\_\_\_\_ 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

WARRANTY DEED

FROM \_\_\_\_\_

TO \_\_\_\_\_

STATE OF INDIANA

Received for record this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_ at \_\_\_\_\_ o'clock \_\_\_\_\_ m. and \_\_\_\_\_ page \_\_\_\_\_ Recorded in Book No. \_\_\_\_\_ Recorder \_\_\_\_\_

Endorsed NOT TAXABLE this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_ Auditor \_\_\_\_\_

Division of Land Acquisition  
 Indiana Department of Highways

Indiana Department of Highways  
 100 North Senate Avenue  
 Indianapolis, IN 46204-2268

2446

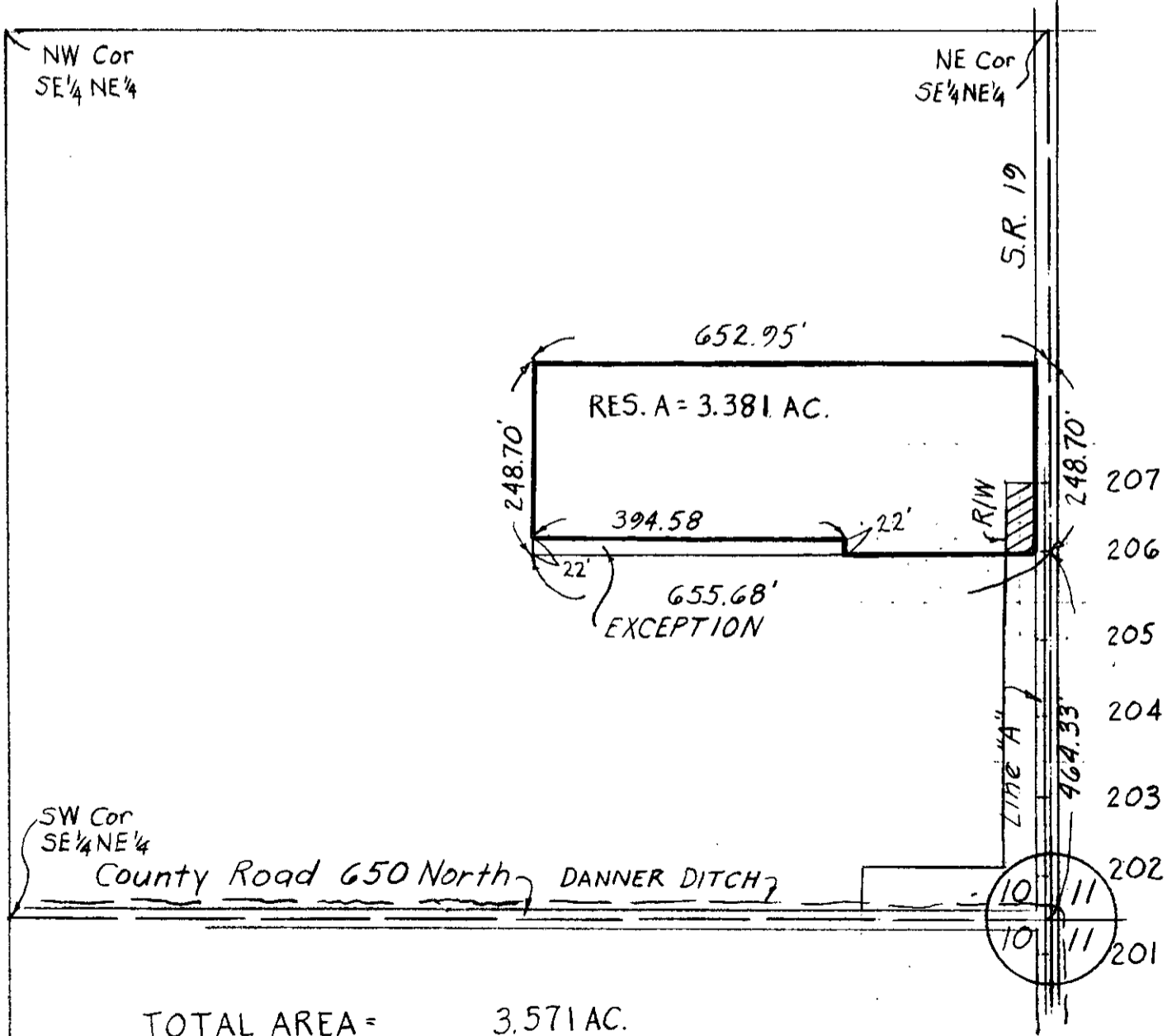
PARCEL 5  
PROJECT RS-2943(4)  
ROAD S.R. 19  
COUNTY : KOSCIUSKO  
SECTION : 10  
TOWNSHIP : 33 N.  
RANGE : 4 E.

OWNER: YODER, GLENN R. ET UX. DRAWN BY: J.S. Mitchell 8/17/88  
DEED RECORD 306, PAGE 40, DATED 7/26/84 CHECKED BY: R. RANEY 9-14-88

 HATCHED AREA IS THE APPROXIMATE TAKING

SCALE: 1" = 200'

THIS PLAT WAS PREPARED FROM INFORMATION OBTAINED FROM THE RECORDER'S OFFICE AND OTHER SOURCES WHICH WERE NOT NECESSARILY CHECKED BY A FIELD SURVEY.



TOTAL AREA = 3.571 AC.  
 R/W EXISTING = 0.112  
 NET TOTAL AREA = 3.459 AC.

31111

Project RS 243 (4)  
Parcel #5  
Code 2440

PARTIAL RELEASE OF MORTGAGE

This is to certify that a certain mortgage executed by  
Glenn R. Yoder and Ruby E. Yoder, to THE ETNA BANK-NOW AN OFFICE OF FNB OF WARSAW  
(Mortgagor) (Mortgagee)  
dated July 27, in the sum of \$30,000.00 recorded in  
mortgage record 256, page 445 of the records of  
Kosciusko County, Indiana is hereby released upon the following de-  
scribed real estate in Kosciusko County, Indiana:

See Attached Exhibit "A"

Said Mortgage remains in full force and effect as to the remainder of  
real estate therein described.

In witness whereof the said THE ETNA BANK-NOW AN OFFICE OF FNB OF WARSAW  
(Mortgagee)  
has caused this partial release of mortgage to be signed by its VICE PRESIDENT  
and its seal attached thereto this 13th day of January, 1989.

THE ETNA BANK - NOW AN OFFICE OF FNB of  
(Mortgagee) WARSAW

BY:

[Signature]  
(Signature)

RICHARD W. SNODGRASS VP.  
(Printed Name and Title)

RECEIVED FOR RECORD  
12:06 o'clock P.M. and Recorded in  
Release Record 74 Page 477

FEB 27 1989

Betty J. Stout  
RECORDED AT KOSCIUSKO COUNTY  
State of Indiana )  
County of Kosciusko ) SS:

Before me, the undersigned, a Notary Public in and for said County and  
State, personally appeared RICHARD W. SNODGRASS, known to  
me to be the VICE PRESIDENT of the ETNA BANK-NOW AN OFFICE OF FNB OF WARSAW,  
(Mortgagee)  
and acknowledged the execution of the above partial release of mortgage as  
and for the act and deed of the said ETNA BANK-NOW AN OFFICE OF FNB OF WARSAW.  
(Mortgagee)

Witness my hand and notarial seal this 13th day of January, 1989.

My commission  
expires January 4th, 1991

My County of residence is Kosciusko

This Instrument Prepared

BY: Theodore F. Elmore

[Signature]  
Notary Public (Signature)  
Jennifer L. Stouder  
Notary Public (Printed Name)

MD

6107  
R



**PARTIAL RELEASE OF MORTGAGE**

This is to certify that a certain mortgage executed by  
Glenn B. Voder and Ruby E. Voder, to Duane Rogers, Contract Holder  
(Mortgagor) (Mortgagee),  
dated July 27, 1984, in the sum of \$ --- recorded in  
mortgage record not recorded, page --- of the records of  
--- County, Indiana is hereby released upon the following de-  
scribed real estate in Kosciusko County, Indiana:

**See Attached Exhibit "A"**

Said Mortgage remains in full force and effect as to the remainder of  
real estate therein described.

In witness whereof the said Duane Rogers, Contract Holder  
(Mortgagee)  
has caused this partial release of mortgage to be signed by its Contract Holder  
and its seal attached thereto this 19 day of JANUARY, 1989.

Contract Holder  
(Mortgagee)  
BY: Duane Rogers  
(Signature)

Duane Rogers Contract Holder  
(Printed Name and Title)

State of Indiana)  
) SS:  
County of Kosciusko)

Before me, the undersigned, a Notary Public in and for said County and  
State, personally appeared Duane Rogers, known to  
me to be the Holder of the Contract,  
(Mortgagee)  
and acknowledged the execution of the above partial release of mortgage as  
and for the act and deed of the said Duane Rogers - Contract Holder.  
(Mortgagee)

Witness my hand and notarial seal this 19 day of JANUARY, 1989.

My commission  
expires January 19, 1992

Theodore F. Elmore  
Notary Public (Signature)

My County of residence is Hendricks

Theodore F. Elmore  
Notary Public (Printed Name)

This Instrument Prepared

BY: Theodore F. Elmore

# INDOT

Acquisition  
Document

## 9DSE9

Scan Key	<b>24404</b>
LA Code	2440
Parcel No.	4
Owner	SCHWARTZ, JOHN L.ET UX.

WARRANTY DEED

Project 2943(4)
Code 2440
Parcel 4 2440/4

This Indenture Witnesseth, That John Lamar Schwartz and Clara June Schwartz (Adults, Husband and Wife)

of Kosciusko County, in the State of Indiana Convey and Warrant to the STATE OF INDIANA for and in consideration of Two Thousand Nine Hundred Eighty Two and No/100 (\$2,982.00) Dollars, the receipt whereof is hereby acknowledged, the following described Real Estate in Kosciusko County in the State of Indiana, to wit:

A part of the West Half of the Northwest Quarter of Section 11, Township 33 North, Range 4 East, Kosciusko County, Indiana, described as follows: Beginning at a point on the south line of said quarter section North 89 degrees 20 minutes 34 seconds East 72.00 feet (distance quoted from Deed Record 263, page 67) from the southwest corner of said quarter section, which point is also the south corner of the owners' land; thence North 46 degrees 02 minutes 55 seconds West 81.80 feet along the southwestern line of the owners' land to the east boundary of S.R. 19; thence North 1 degree 19 minutes 56 seconds West 397.76 feet along the east boundary of said S.R. 19; thence North 0 degrees 54 minutes 00 seconds West 100.00 feet along said boundary; thence South 15 degrees 44 minutes 32 seconds East 103.45 feet; thence South 0 degrees 54 minutes 00 seconds East 300.00 feet; thence North 89 degrees 06 minutes 00 seconds East 15.00 feet; thence South 70 degrees 55 minutes 01 second East 117.05 feet; thence South 45 degrees 54 minutes 00 seconds East 70.71 feet; thence South 0 degrees 54 minutes 00 seconds East 66.03 feet to the south line of said quarter section; thence South 89 degrees 20 minutes 34 seconds West 140.51 feet along said south line to the point of beginning and containing 0.752 acres, more or less.

Duly Entered for Taxation

Subject to Final Acceptance

for Transfer this 28th Day March 19 89

0702595
0702594
Paid by Warrant No. 0702593
Dated 2-22-1989

Patricia C. Brown, Auditor of Kosciusko County

RECEIVED FOR RECORD
of Clerk M. and Recorded in
Deed Record 33, Page 583

MAR 28 1989

Betty J. Shutz
RECORDS OF KOSCIUSKO COUNTY

Land and improvements \$750.00 Damages \$2,232.00 Total consideration \$2,982.00

The grantor shall clear and convey free of all leases, licenses, or other interests both legal and equitable, and all encumbrances of any kind or character on, in and under said land as conveyed.

It is understood between the parties hereto, and their successors in title, and made a covenant herein which shall run with the land, that all lands hereinbefore described (excepting any parcels specifically designated as easements or as temporary rights of way) are conveyed in fee simple and not merely for right of way purposes, and that no reversionary rights whatsoever are intended to remain in the grantor(s).

In Witness Whereof, the said Grantors

ha hereunto set their hands and seal on, this 18th day of JANUARY 19 89

John Lamar Schwartz (Seal)
John Lamar Schwartz (Adult, Husband) (Seal)
Clara June Schwartz (Seal)
Clara June Schwartz (Adult, wife) (Seal)

Interests in land acquired for State Highway by Indiana Department of Highways 100 North Senate Avenue Indianapolis, IN 46204-2249

This Instrument Prepared by Dennis K. McKinney Attorney-at-Law



NC

STATE OF INDIANA, \_\_\_\_\_ County, ss:  
 Before me, the undersigned, a Notary Public in and for said County and State, this \_\_\_\_\_  
 day of \_\_\_\_\_, A. D. 19\_\_\_\_; personally appeared the within named \_\_\_\_\_  
 \_\_\_\_\_ Grantor \_\_\_\_\_ in the above conveyance, and acknowl-  
 edged the same to be \_\_\_\_\_ voluntary act and deed, for the uses and purposes herein mentioned.  
 I have hereunto subscribed my name and affixed my official seal.

My Commission expires \_\_\_\_\_ Notary Public

STATE OF INDIANA, Kosciusko \_\_\_\_\_ County, ss:  
 Before me, the undersigned, a Notary Public in and for said County and State, this 18th  
 day of JANUARY, A. D. 1989; personally appeared the within named  
 John Lamar Schwartz and Clara June Schwartz (Adults, Husband and Wife)  
 \_\_\_\_\_ Grantor \_\_\_\_\_ in the above conveyance, and acknowl-  
 edged the same to be their voluntary act and deed, for the uses and purposes herein mentioned.  
 I have hereunto subscribed my name and affixed my official seal.

My Commission expires January 19, 1992 Theodore F. Elmore Notary Public  
 Theodore F. Elmore of Hendricks County

STATE OF INDIANA, \_\_\_\_\_ County, ss:  
 Before me, the undersigned, a Notary Public in and for said County and State, this \_\_\_\_\_  
 day of \_\_\_\_\_, A. D. 19\_\_\_\_; personally appeared the within named \_\_\_\_\_  
 \_\_\_\_\_ Grantor \_\_\_\_\_ in the above conveyance, and acknowl-  
 edged the same to be \_\_\_\_\_ voluntary act and deed, for the uses and purposes herein mentioned.  
 I have hereunto subscribed my name and affixed my official seal.

My Commission expires \_\_\_\_\_ Notary Public

The undersigned, owner of a mortgage and/or lien on the land herein conveyed, hereby releases from said mortgage  
 and/or lien said conveyed land, and does hereby consent to the payment of the consideration therefor as directed in this trans-  
 action, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

\_\_\_\_\_(Seal) \_\_\_\_\_(Seal)  
 \_\_\_\_\_(Seal) \_\_\_\_\_(Seal)

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

Personally appeared before me \_\_\_\_\_  
 \_\_\_\_\_ 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

**WARRANTY DEED**

FROM \_\_\_\_\_

TO \_\_\_\_\_

**STATE OF INDIANA**

Received for record this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_ at \_\_\_\_\_ o'clock \_\_\_\_\_ m, and \_\_\_\_\_ page \_\_\_\_\_ Recorded in Book No. \_\_\_\_\_ Recorder \_\_\_\_\_ County \_\_\_\_\_

Engorsed NOT TAXABLE this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_ Auditor \_\_\_\_\_ County \_\_\_\_\_

Division of Land Acquisition  
 Indiana Department of Highways

Indiana Department of Highways  
 100 North Senate Avenue  
 Indianapolis, IN 46204-5249



PARCEL 4  
 PROJECT RS 2943(4)  
 ROAD S.R. 19  
 COUNTY : KOSCIUSKO  
 SECTION : 11  
 TOWNSHIP : 33N.  
 RANGE : 4E

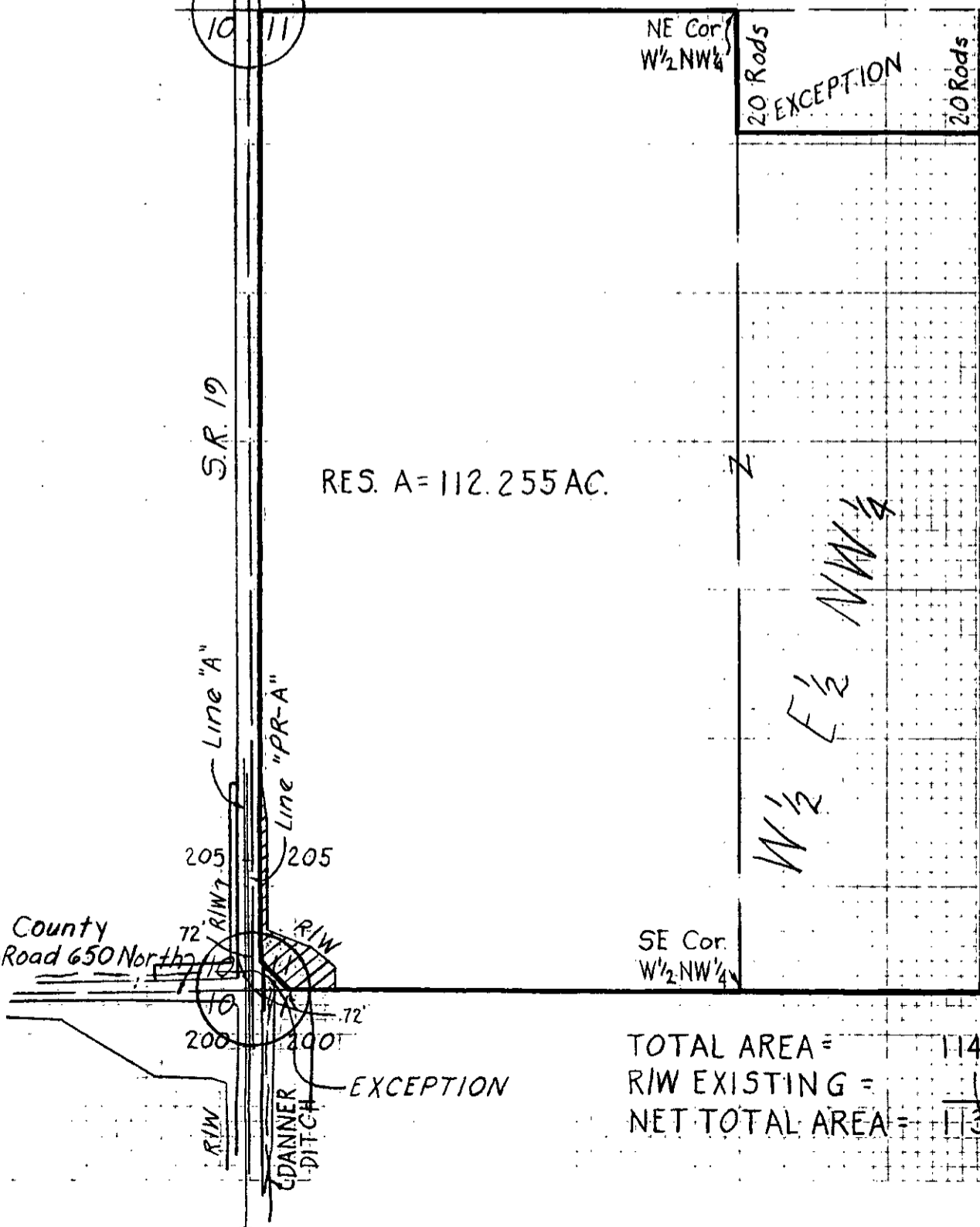
OWNER: SCHWARTZ, JOHN L. ET UX. DRAWN BY: J.S. MITCHELL 8/16/88  
 DEED RECORD 263, PAGE 67, DATED 12/14/68 CHECKED BY: R. RANEY 8-29-88



HATCHED AREA IS THE APPROXIMATE TAKING

SCALE: 1" = 400'

THIS PLAT WAS PREPARED FROM INFORMATION OBTAINED FROM THE RECORDER'S OFFICE AND OTHER SOURCES WHICH WERE NOT NECESSARILY CHECKED BY A FIELD SURVEY.



TOTAL AREA = 114.940 AC  
 RW EXISTING = 1.933  
 NET TOTAL AREA = 113.007 AC

State form 38981  
R 11/88

STATE OF INDIANA )  
 )SS:  
COUNTY OF Kosciusko )

Project RS 2943 (4)  
Parcel #4  
Code 2440

"I AM THE SAME" AFFIDAVIT

I, Clara June Schwartz, the undersigned  
affiant, being duly sworn upon my oath, hereby swear and affirm that I  
have been known as and that I am one and the same person as \_\_\_\_\_

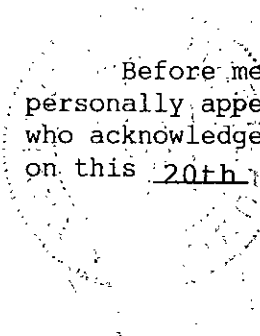
Clara J. Schwartz  
\_\_\_\_\_

Further affiant sayeth not.

Clara June Schwartz  
(Affiant's Signature)

Clara June Schwartz  
(Affiant's Name Printed)

Before me, a Notary Public in and for said County and State  
personally appeared Clara June Schwartz  
who acknowledged the truth of the statements in the foregoing affidavit  
on this 20th day of December, 1988.



Theodore F. Elmore  
Notary Public (Signature)

Theodore F. Elmore  
Notary Public (Printed Name)

My Commission expires January 19, 1992

My County of Residence is Hendricks

This instrument was prepared by Theodore F. Elmore

✓

State form 38981  
R 11/88

STATE OF INDIANA )  
 )SS:  
COUNTY OF Kosciusko )

Project RS 2943 (4)  
Parcel #4  
Code 2440

"I AM THE SAME" AFFIDAVIT

I, John Lamar Schwartz, the undersigned  
affiant, being duly sworn upon my oath, hereby swear and affirm that I  
have been known as and that I am one and the same person as \_\_\_\_\_

John L. Schwartz

Further affiant sayeth not.

John Lamar Schwartz  
(Affiant's Signature)

John Lamar Schwartz  
(Affiant's Name Printed)

Before me, a Notary Public in and for said County and State  
personally appeared John Lamar Schwartz  
who acknowledged the truth of the statements in the foregoing affidavit  
on this 20th day of December, 1988.

Theodore F. Elmore  
Notary Public (Signature)

Theodore F. Elmore  
Notary Public (Printed Name)

My Commission expires January 19, 1992

My County of Residence is Hendricks

This instrument was prepared by Theodore F. Elmore

Project RS 2943 (4)

Parcel #4  
Code 2440

4-665 (7-7-88)  
(Ohio-Ind-Ky)  
Replaces 4-665 (7-88)  
Formerly FLB 1-282

PARTIAL RELEASE OF MORTGAGE

KNOW ALL MEN BY THESE PRESENTS, That the FARM CREDIT BANK OF  
(formerly Federal Land Bank of Louisville)  
LOUISVILLE, a corporation organized under the laws of the United States of America,  
with its principal office and place of business in Louisville, Kentucky, for and in  
the consideration of the sum of ONE DOLLAR (\$1.00) and other valuable consideration  
the receipt of which is hereby acknowledged, hereby releases from the lien of a  
certain mortgage executed by John Lamar Schwartz, a/k/a John L. Schwartz, and  
Clara June Schwartz, a/k/a/ Clara J. Schwartz, husband and wife  
to the Farm Credit Bank of Louisville, dated the 22nd day of April,  
19 81, and recorded in Volume 246 at page(s) 384 of the mortgage records of  
Kosciusko County, Indiana, that part of the property described therein  
situated in said county and state which is bounded and described as follows:

A part of the West Half of the Northwest Quarter of Section 11, Township 33 North,  
Range 4 East, Kosciusko County, Indiana, described as follows: Beginning at a point on  
the south line of said quarter section North 89 degrees 20 minutes 34 seconds East 72.00  
feet (distance quoted from Deed Record 263, page 67) from the southwest corner of said  
quarter section, which point is also the south corner of the owners' land; thence North 46  
degrees 02 minutes 55 seconds West 81.80 feet along the southwestern line of the owners'  
land to the east boundary of S.R. 19; thence North 1 degree 19 minutes 56 seconds West  
397.76 feet along the east boundary of said S.R. 19; thence North 0 degrees 54 minutes 00  
seconds West 100.00 feet along said boundary; thence South 15 degrees 44 minutes 32  
seconds East 103.45 feet; thence South 0 degrees 54 minutes 00 seconds East 300.00 feet;  
thence North 89 degrees 06 minutes 00 seconds East 15.00 feet; thence South 70 degrees 55  
minutes 01 second East 117.05 feet; thence South 45 degrees 54 minutes 00 seconds East  
70.71 feet; thence South 0 degrees 54 minutes 00 seconds East 66.03 feet to the south line  
of said quarter section; thence South 89 degrees 20 minutes 34 seconds West 140.51 feet  
along said south line to the point of beginning and containing 0.752 acres, more or less.

*in*  
Copy



Provided, however, that this release shall not be construed to waive or in any manner affect or invalidate the lien of the mortgage to the Farm Credit Bank of Louisville upon the remaining portion of the property described in said mortgage.

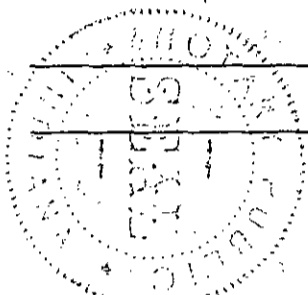
IN WITNESS WHEREOF, the Farm Credit Bank of Louisville has hereunto caused its corporate name to be subscribed by its duly appointed attorney-in-fact on January 27, 1989.

Federal Land Bank of Louisville  
Now known as:  
FARM CREDIT BANK OF LOUISVILLE  
BY: FEDERAL LAND BANK ASSOCIATION OF  
THE FOURTH DISTRICT

(For Ohio Use Only)

WITNESS:

Attorney-in-fact under power  
recorded in Miscellaneous  
Book 78 at Page 435.



BY: Everett Nifong  
Title  
Everett Nifong, Branch Manager

STATE OF INDIANA )  
COUNTY OF KOSCIUSKO ) SS:

I, Yevonne Shenefield, A Notary Public in and for the State and County aforesaid, do certify that on Jan. 27, 1989 before me appeared Everett Nifong to me personally known, and who, being by me, duly sworn, did say that he is the Branch Manager of the Federal Land Bank Association of the Fourth District, a corporation; that said instrument was signed by him for and on behalf of said corporation acting as attorney-in-fact for the Farm Credit Bank of Louisville; and acknowledged said instrument to be his free act and deed as such officer or employee, the free and corporate act and deed of said association as such attorney-in-fact, and the free and corporate act and deed of the Farm Credit Bank of Louisville.

IN WITNESS WHEREOF, I have hereunto set my hand and notarial seal in the State and County aforesaid on the date last above written.

My Commission expires: 5/11/92

Yevonne Shenefield  
Notary Public  
Yevonne Shenefield

County of Residence: Kosciusko

This instrument was prepared by the Farm Credit Bank of Louisville, a corporation, by Richard Myers, its Senior Attorney, 201 West Main St., Louisville, Kentucky.

Richard Myers