

PLAT N° 664

Plot of "MARYSVILLE"

PROTECTIVE COVENANTS

PROPERTY OF OUR LADY OF PERPETUAL HELP CHURCH AND SCHOOL

1. All lots in this plat shall be known and described as residential lots.
2. Only one residential dwelling unit shall be permitted upon each lot of this plat.
3. No structure shall be erected, altered, placed or permitted to remain on any lot of this plat other than one detached single family dwelling not to exceed two and one-half stories in height and a private garage for not more than three cars.
4. No dwelling shall be located on any lot nearer than 40 feet to the front lot line, nor nearer than 5 feet to any side lot line, except a garage or other outbuilding located 100 feet or more from the front lot line. All other building lines as shown on this plat.
5. No dwelling the ground floor area of the main structure, exclusive of one story open porches and garages, containing less than 850 square feet in the case of a one story structure nor less than 676 square feet in the case of a one and one-half, two or two and one-half story structure, shall be permitted on any lot in this plat.
6. No trailer, basement, tent, shack, barn or other outbuilding erected on any lot shall be used at any time as a residence, temporarily or permanently, nor shall any structure of temporary character be used as a residence.
7. No fence or walls shall be erected on any lot or lots between the building line and the front property line, nor shall any fence or wall be erected on any other part of the lots of this plat higher than 5 feet.
8. No noxious or offensive trade or activity shall be carried on upon any lot nor shall anything be done thereon which may be or may become an annoyance or nuisance to the neighborhood.
9. The covenants, conditions and restrictions herein contained shall run with all lots or parts of lots of this plat and shall be binding upon the owner's of any lot, lots or parts of lots of this plat, their heirs, executors, administrators and assigns.
10. It shall be lawful for the owner or owners of any lot or lots of this plat to institute or prosecute any proceedings at law or in equity against any person or persons violating or threatening to violate the conditions, restrictions, or covenants of this plat.

DESCRIPTION

Being the south 5.567 acres of a 16.89 acre parcel of land heretofore conveyed to the Most Rev. Paul Schulte by William S. Woodside and recorded in Deed Record 130, page 79 of the Floyd County Record of Deeds and which is a part of Lot letter "H" of Plat N° 95 of Lot N° 43 of the Illinois Grant and which is more fully described as follows to wit:

Commencing at a stone at the intersection of the west line of Charlestown Road, (60 ft. wide) and the north line of M^s-Donald Lane (30 ft. wide), said stone being located at the southeast corner of the land deeded to Wm. S. Woodside, June 20th, 1923 and recorded in Deed Book 92, Page 145 of the Floyd County Record of Deeds; thence N 73° 27' W along the north line of said M^s-Donald Lane 1198.55 feet to a point in a tree which is the true place of beginning of land to be herein described:

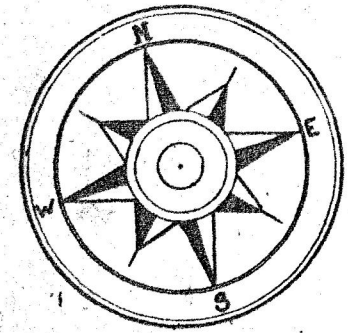
Thence continuing along the north line of M^s-Donald Lane N 73° 27' W, 595.38 feet to an iron pipe; thence N 26° 38' E along the west line of said 16.89 acre parcel of land 442.44 feet to an iron pipe; thence S 73° 27' E, 517.92 feet to an iron pipe on the east line of said 16.89 acre parcel of land; thence S 16° 33' W, 435.60 feet to the place of beginning and containing 5.567 acres of land.

SURVEYORS CERTIFICATION

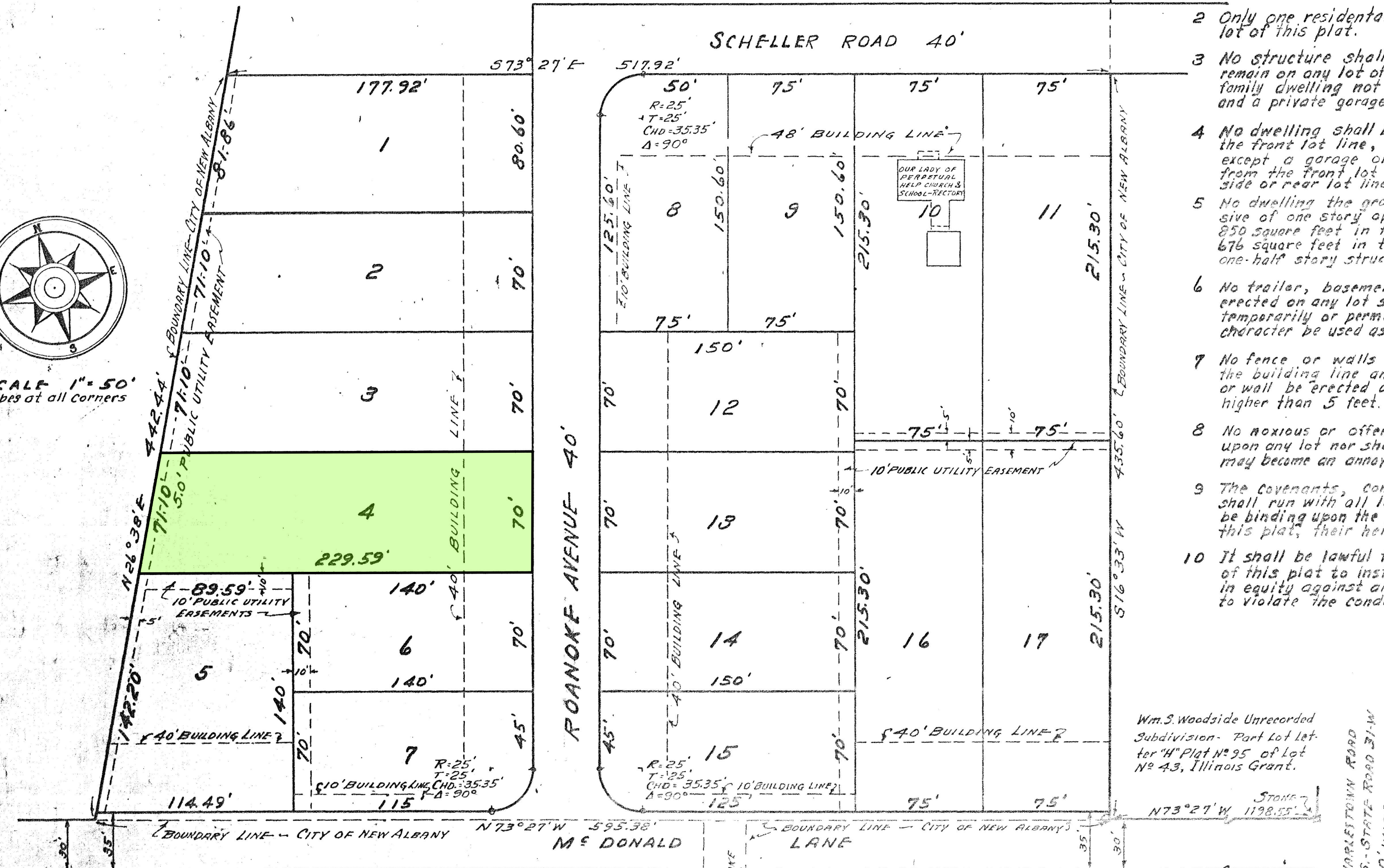
New Albany, Indiana September 28, 1951

I hereby certify that this Plat and the survey for this plat was made by me and that the angular and linear measurements shown hereon are correct to the best of my knowledge and belief.

Chas. E. Condra
Chas. E. Condra, C.E.



SCALE 1" = 50'
Iron Pipes at all corners



DEDICATION

I, Most Rev. Paul C. Schulte, Archbishop of Indianapolis, the undersigned of Marion County of the State of Indiana being the owner of the lands described on this Plat do hereby acknowledge the same to be the Plat of MARYSVILLE and do hereby dedicate to the public use all easements and roadways shown thereon.

Paul C. Schulte
Paul C. Schulte, Archbishop of Indianapolis

STATE OF INDIANA } S.S.
COUNTY OF FLOYD

Before me the undersigned, a notary public in and for said State and County, personally appeared Paul C. Schulte, Archbishop of Indianapolis this 8th day of October, 1951 and acknowledged the execution of the foregoing plat of MARYSVILLE.

My Commission expires 5-25-55

McDonnell
Notary Public

EXAMINED AND APPROVED

This 4th day of OCTOBER 1951

C. Pralle Erni
C. Pralle Erni, Mayor
Albert E. Graybrook
Albert E. Graybrook, City Engineer
Paul J. Tappert
Paul J. Tappert, City Attorney
Board of Public Works, City of New Albany, Indiana

EXAMINED AND APPROVED

This 5th day of OCTOBER 1951

Lloyd Rogers
Lloyd Rogers, Secretary
Albert E. Graybrook
Albert E. Graybrook
C. Robert Brooks
C. Robert Brooks
Planning & Zoning Commission, City of New Albany, Indiana

EXAMINED AND APPROVED

This First day of October 1951

Joseph C. Hunt
Joseph C. Hunt, President
Edmund F. Knoble
Edmund F. Knoble
Board of Commissioners, Floyd County, Indiana

ENTERED FOR TAXATION

This 8th day of October 1951

John Peters
John Peters, Auditor, Floyd County, Indiana

FILED AND RECORDED

This 8th day of October 1951

at 1:30 o'clock P.M. as
Plat N° 664 in Plat Book 5, page

Madison M. Scott
Madison M. Scott, Recorder, Floyd County, Indiana