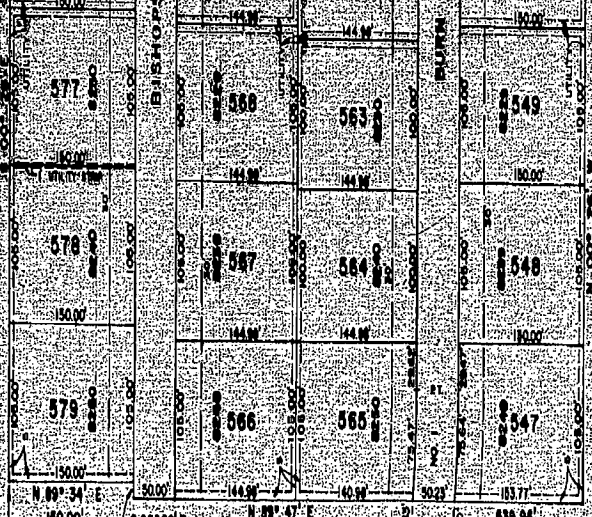


S.W. COR. E.1/2
N.W. 1/4 - 23-14-3

PART OF THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 23, TOWNSHIP 14 NORTH, RANGE 3 EAST OF THE SECOND PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE OF THE SAID EAST HALF OF THE SAID NORTHWEST QUARTER 1,089.13 FEET NORTH OF THE SOUTHWEST CORNER OF THE SAID EAST HALF; THENCE NORTH 89 DEGREES 34 MINUTES EAST 150.00 FEET; THENCE SOUTH 00 DEGREES 26 MINUTES EAST 10.39 FEET; THENCE NORTH 89 DEGREES 47 MINUTES EAST 539.96 FEET; THENCE NORTH 50 DEGREES 28 MINUTES WEST 602.12 FEET; THENCE SOUTH 42 DEGREES 01 MINUTES EAST 105.18 FEET; THENCE NORTH 47 DEGREES 59 MINUTES WEST 410.56 FEET; THENCE SOUTH 89 DEGREES 34 MINUTES WEST 260.00 FEET; THENCE NORTH 00 DEGREES 26 MINUTES WEST 50.00 FEET; THENCE SOUTH 89 DEGREES 34 MINUTES WEST 100.00 FEET TO THE WEST LINE OF THE SAID EAST HALF; THENCE SOUTH 00 DEGREES 26 MINUTES EAST ON AND ALONG THE SAID WEST LINE 995.62 FEET TO THE PLACE OF BEGINNING, CONTAINING 15.02 ACRES MORE OR LESS, SUBJECT TO ALL LEGAL RIGHTS-OF-WAY AND EASEMENTS. THIS SUBDIVISION CONSISTS OF 33 LOTS, NUMBERED 547 TO 579 BOTH INCLUSIVE, AND STREETS, AS SHOWN HEREON. THE SIZE OF THE LOTS AND WIDTH OF THE STREETS ARE SHOWN ON THIS PLAT IN FIGURES DENOTING FEET AND DECIMAL PARTS THEREOF.

I, ROBERT W. MURRAY, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR IN THE STATE OF INDIANA AND THAT THIS PLAT CORRECTLY REPRESENTS A SURVEY COMPLETED UNDER MY SUPERVISION IN MARCH, 1966, THAT THE MONUMENTS SHOWN ACTUALLY EXIST AND THEIR LOCATION IS ACCURATELY SHOWN.

ROBERT W. MURRAY
REGISTERED SURVEYOR NO. 10194
MARCH, 1966

ROBERT W. MURRAY REGISTERED 10194 STATE OF INDIANA LAND SURVEYOR

HILL VALLEY DEVELOPMENT CORPORATION, BY ITS DULY AUTHORIZED OFFICERS, HAROLD G. KIRCH, PRESIDENT; J. EDWARD STAND, SECRETARY; LEO L. KRINER, VICE-PRESIDENT, OWNER OF THE ABOVE DESCRIBED REAL ESTATE, HEREBY CERTIFIES THAT IT DOES HEREBY LAY OFF, PLAT, AND SUBDIVIDE THE SAME IN ACCORDANCE WITH THIS PLAT AND CERTIFICATE. THIS SUBDIVISION SHALL BE KNOWN AND DESIGNATED AS HILL VALLEY ESTATES, FIFTEENTH SECTION.

PROTECTIVE COVENANTS

1. THE STREETS HEREIN, IF NOT HEREIN DEDICATED, ARE HEREBY DEDICATED TO PUBLIC USE.

2. THERE ARE STRIPS OF GROUND OF SUCH WIDTH AS ARE SHOWN ON THIS PLAT, WHICH ARE HEREBY RESERVED FOR USE OF PUBLIC UTILITIES, FOR THE INSTALLATION AND MAINTENANCE OF POLES, WIRES, LINES, MAINS, DUCTS, DRAINS, AND SEWERS, SUBJECT TO ALL TAKES TO THE AUTHORITY OF THE PROPER CIVIL COURTS AND TO THE CONDITIONS HEREIN RECITED. NO PERMANENT OR OTHER STRUCTURE SHALL BE ERECTED OR MAINTAINED ON SAID STRIPS, BUT OWNERS OF LANDS HEREIN SHALL TAKE THEIR TITLES SUBJECT TO THE RIGHTS OF SUCH PUBLIC UTILITIES AND TO THE RIGHTS OF THE OWNERS OF OTHER LOTS IN THIS SUBDIVISION, FOR INGRESS IN, ALONG, ACROSS AND THROUGH THE SEVERAL STRIPS SO RESERVED.

3. ALL LOTS IN THIS SUBDIVISION SHALL BE KNOWN AND DESIGNATED AS RESIDENTIAL LOTS. NO STRUCTURE SHALL BE ERECTED, ALTERED, PLACED, OR PERMITTED TO REMAIN ON ANY RESIDENTIAL BUILDING LOT OR LOTS OTHER THAN DETACHED SINGLE FAMILY DWELLING, NOT TO EXCEED TWO AND ONE-HALF (2½) STORIES IN HEIGHT, ACCESSORY BUILDINGS THEREON, AND A PRIVATE GARAGE FOR NOT MORE THAN THREE (3) CARS.

4. NO HOTEL, BOARDING HOUSE, ROOMING HOUSE, DOUBLE HOUSE, DUPLEX, MERCANTILE BUILDING, FACTORY BUILDING OR BUILDINGS OF ANY KIND FOR COMMERCIAL USE SHALL BE ERECTED OR MAINTAINED ON ANY LOT IN THIS SUBDIVISION.

5. NO TRAILERS, SHACKS, OR OUT-BUILDINGS OF A PERMANENT OR TEMPORARY NATURE OR KIND SHALL BE ERECTED OR SITUATED ON ANY LOT OR LOTS EXCEPT DURING THE PERIOD OF CONSTRUCTION AND SAID BUILDINGS MUST BE OF A PROPER STRUCTURE AND FOR USE BY THE BUILDER FOR STORAGE OF HIS MATERIALS AND TOOLS ONLY. NO EXCAVATION OR HOLE PERMITS SHALL BE EXPOSED TO THE SURFACE OF A COMPLETED DWELLING, IF SAID DWELLING IS CONSTRUCTED OF CEMENT, CONCRETE, CEMENT BLOCK, OR CINDER BLOCK, SAME SHALL BE FINISHED OR COVERED OF THE EXTERIOR SURFACE WITH A MATERIAL ACCEPTABLE TO THE COMMITTEE HEREINAFTER PROVIDED. ALL CHIMNEY FLUES ON EXTERIOR OF HOUSE SHALL BE OF BRICK OR STONE. ALL PORCHES SHALL BE OF BRICK OR STONE OVER AT LEAST SIXTY PERCENT (60%) OF THE EXTERIOR HOUSE AREA. NO STRUCTURE SHALL BE OCCUPIED FOR LIVING PURPOSES UNTIL THE EXTERIOR OF THE HOUSE IS VISIBLY COMPLETED. IMMEDIATELY UPON PURCHASE OF LOT, OR LOTS, THE BUYER SHALL ASSUME FULL RESPONSIBILITY FOR KEEPING WEEDS MOWED ON SAID LOT, OR LOTS, AT ALL TIMES. IN EVENT OF BUYER'S FAILURE TO MOW SAID WEEDS, THE SELLER, OR SELLER'S REPRESENTATIVE IS VESTED WITH AUTHORITY TO CUT SAID WEEDS AND CHARGE SAID COSTS TO BUYER.

6. NO FARM ANIMALS OR FOWL SHALL BE PERMITTED ON ANY LOT OR LOTS IN THIS SUBDIVISION AND NO PETS OR DOMESTIC ANIMALS SHALL BE KEPT THEREON FOR COMMERCIAL PURPOSES.

7. BUILDING LINES AS SHOWN ON THIS PLAT IN FEET BACK FROM THE PROPERTY LINES OF THE SEVERAL STREETS ARE HEREBY ESTABLISHED, BETWEEN WHICH LINES AND THE STREET PROPERTY LINES THERE SHALL BE ERECTED OR MAINTAINED NO STRUCTURE OR PART THEREOF.

8. NO FENCE, WALL, HEDGE OR SHRUB PLANTING WHICH OBSTRUCTS SIGHT LINES AT ELEVATIONS BETWEEN TWO (2) AND SIX (6) FEET ABOVE THE STREET, SHALL BE PLACED OR PERMITTED TO REMAIN ON ANY CORNER LOT WITHIN THE TRIANGULAR AREA FORMED BY THE STREET PROPERTY LINES AND A LINE CONNECTING POINTS TWENTY-FIVE (25) FEET FROM THE INTERSECTION OF THE STREET LINES, OR IN THE CASE OF A ROUNDED PROPERTY CORNER, FROM THE INTERSECTION OF THE STREET LINES EXTENDED. THE SAME SIGHT LINE LIMITATIONS SHALL APPLY TO ANY LOT WITHIN TEN (10) FEET FROM THE INTERSECTION OF A STREET LINE WITH THE EDGE OF A DRIVEWAY PAVEMENT OR ALLEY LINE. NO TREE SHALL BE PERMITTED TO REMAIN WITHIN SUCH DISTANCES OF SUCH INTERSECTIONS UNLESS THE FOLIAGE LINE IS MAINTAINED AT SUFFICIENT HEIGHT TO PREVENT OBSTRUCTION OF SUCH SIGHT LINES.

9. THE GROUND FLOOR AREA OF THE MAIN STRUCTURE, EXCLUSIVE OF OPEN PORCHES AND GARAGES, SHALL BE NOT LESS THAN ONE THOUSAND (1,000) SQUARE FEET IN THE CASE OF A ONE-STORY STRUCTURE, NOR LESS THAN NINE HUNDRED (900) SQUARE FEET IN THE CASE OF A HIGHER STRUCTURE.

10. NO BUILDING SHALL BE ERECTED, PLACED OR ALTERED ON ANY LOT, OR LOTS, IN THIS SUBDIVISION UNTIL THE PLOT PLAN, BUILDING PLAN AND SPECIFICATIONS OF SUCH BUILDING SHALL HAVE BEEN APPROVED IN WRITING AS TO CONFORMITY AND HARMONY OF EXTERIOR DESIGN AND ESPECIALLY COMPATIBLE WITH EXISTING STRUCTURES IN THIS SUBDIVISION, AND AS TO THE LOCATION OF THE BUILDING WITH RESPECT TO TOPOGRAPHY AND FINISHED GROUND ELEVATION BY A COMMITTEE COMPOSED OF LEO L. KRINER AND J. EDWARD STAND, OR BY A REPRESENTATIVE DESIGNATED BY THEM. IN THE EVENT OF THE DEATH OR RESIGNATION OF ANY MEMBER OF SAID COMMITTEE, THE REMAINING MEMBER OF MEMBERS SHALL HAVE FULL AUTHORITY TO APPROVE OR DISAPPROVE SUCH DESIGN AND LOCATION, OR TO DESIGNATE A REPRESENTATIVE WITH LIKE AUTHORITY. IF THE COMMITTEE SHALL FAIL TO ACT UPON ANY PLANS SUBMITTED FOR APPROVAL WITHIN A PERIOD OF FIFTEEN (15) DAYS FROM THE DATE OF SUBMISSION OF SAME, THEN THE OWNER OR HIS ASSIGNS MAY PROCEED WITH THE BUILDING ACCORDING TO THE PLANS SUBMITTED WITHOUT PLANS, HOWEVER, SHALL NOT BE CONTRARY TO ANY OF THE PROVISIONS, COVENANTS, CONDITIONS, OR RESTRICTIONS PROVIDED IN THIS INSTRUMENT, AND FAILURE OF SAID COMMITTEE TO ACT WITHIN FIFTEEN (15) DAYS SHALL BE DEEMED AN APPROVAL OF THE PLANS SUBMITTED. NEITHER THE MEMBERS OF SUCH COMMITTEE, NOR ITS DESIGNATED REPRESENTATIVES SHALL BE ENTITLED TO ANY COMPENSATION FOR THE SERVICES PERFORMED PURSUANT TO THIS COVENANT. THE POWERS AND DUTIES OF SUCH COMMITTEE AND/OR ITS DESIGNATED REPRESENTATIVE SHALL CEASE ON AND AFTER JANUARY 1, 1978. THEREAFTER THE APPROVAL DESCRIBED IN THIS COVENANT SHALL NOT BE REQUIRED, UNLESS PRIOR TO SAID DATE AND EFFECTIVE THEREON, A WRITTEN INSTRUMENT SHALL BE EXECUTED BY THE THEN RECORD OWNERS OF A MAJORITY OF THE LOTS IN THIS SUBDIVISION AND DULY RECORDED IN THE OFFICE OF THE RECORDER OF MARION COUNTY, STATE OF INDIANA, PROVIDING FOR THE REPRESENTATIVE OR REPRESENTATIVES WHO SHALL THEREAFTER EXERCISE THE SAME POWERS PREVIOUSLY EXERCISED BY SAID COMMITTEE.

11. THE RIGHT OF ENFORCEMENT OF THESE COVENANTS IS HEREBY GRANTED TO THE METROPOLITAN PLAN COMMISSION, ITS SUCCESSOR OR ASSIGNS.

12. IF THE PARTIES HEREIN, OR ANY OF THEM, OR THEIR HEIRS OR ASSIGNS, SHALL VIOLATE ANY OF THE COVENANTS, RESTRICTIONS, CONDITIONS OR PROVISIONS HEREIN, IT SHALL BE LAWFUL FOR ANY OTHER PERSON OR PERSONS OWNING ANY REAL PROPERTY SITUATED IN THIS SUBDIVISION TO PROSECUTE ANY PROCEEDINGS AT LAW OR IN EQUITY AGAINST THE PERSON OR PERSONS VIOLATING OR ATTEMPTING TO VIOLATE ANY SUCH COVENANT, AND EITHER TO PREVENT HIM OR THEM FROM DOING SO OR TO RECOVER DAMAGES OR OTHER DUES FOR SUCH VIOLATION.

13. THESE FOREGOING COVENANTS, RESTRICTIONS, PROVISIONS, AND CONDITIONS AGREED TO BY BOTH OWNER AND BUYER, OR BUYERS, SHALL RUN WITH THE LAND AND SHALL BE BINDING ON ALL PARTIES AND ALL PARTIES CLAIMING UNDER THEM UNTIL JANUARY 1, 1978, AT WHICH TIME SAID COVENANTS SHALL BE AUTOMATICALLY EXTENDED FOR SUCCESSIVE PERIODS OF TEN (10) YEARS, UNLESS BY A VOTE OF A MAJORITY OF THE OWNERS OF LOTS IN THIS SUBDIVISION IT IS AGREED TO CHANGE SAID COVENANTS IN WHOLE OR IN PART.

14. INVALIDATION OF ANY ONE OF THESE COVENANTS BY JUDGEMENT OR COURT ORDER SHALL IN NO WISE AFFECT ANY OF THE OTHER PROVISIONS WHICH SHALL REMAIN IN FULL FORCE AND EFFECT.

WITNESS OUR SIGNATURES AND CORPORATE SEAL THIS 4th DAY OF October, 1969.

HILL VALLEY DEVELOPMENT CORPORATION

BY: Harold G. Kirch
HAROLD G. KIRCH, PRESIDENT

J. Edward Stand
J. EDWARD STAND, SECRETARY

Leo L. Kriner
LEO L. KRINER, VICE-PRESIDENT

STATE OF INDIANA)
) SS
COUNTY OF MARION:)

PERSONALLY APPEARED BEFORE ME, A NOTARY PUBLIC, IN AND FOR SAID COUNTY AND STATE, HILL VALLEY DEVELOPMENT CORPORATION, BY ITS DULY AUTHORIZED OFFICERS: HAROLD G. KIRCH, PRESIDENT; J. EDWARD STAND, SECRETARY, AND LEO L. KRINER, VICE-PRESIDENT, WHO ACKNOWLEDGED THE EXECUTION OF THE FOREGOING INSTRUMENT AS THEIR VOLUNTARY ACT AND DEED FOR THE USE AND PURPOSE THEREIN EXPRESSED, AND AFFIXED THEIR SIGNATURES THERETO.

WITNESS MY HAND AND SEAL THIS 4th DAY OF October, 1969.

MY COMMISSION EXPIRES August 9, 1970.

NOTARY PUBLIC Patricia A. Steel

VOID UNLESS RECORDED BEFORE 4-6-68

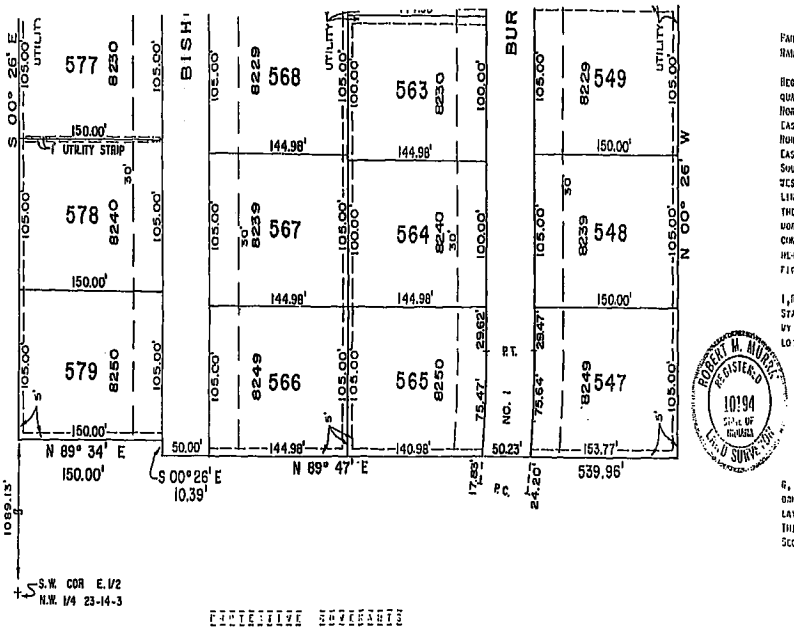
FINAL APPROVAL
PLAT COMMITTEE OF
METROPOLITAN PLAN COMMISSION
MARION COUNTY, INDIANA
October 4, 1967
PROPERLY ... OF THE HEARING ... ED
Alan A. Dixon
Jack Parker

APPROVED THIS 6th
DAY OF Oct 1967
AUDITOR OF MARION COUNTY
Charles Schneider AUDITOR

THIS INSTRUMENT PREPARED BY ROBERT W. MURRAY.

COMPARED
FOR ENTRY
BY
JOHN E. ...
CITY ENGINEER

COUNTY OF MARION
CERTIFIED TO BE A TRUE COPY
OF THE ORIGINAL
RECORDED IN THE RECORDS
OF THE RECORDER OF MARION COUNTY
INDIANA



PART OF THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 23, TOWNSHIP 14 NORTH, RANGE 3 EAST OF THE SECOND PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE OF THE SAID EAST HALF OF THE SAID NORTHWEST QUARTER 1,019.13 FEET NORTH OF THE SOUTHWEST CORNER OF THE SAID EAST HALF; THENCE NORTH 89 DEGREES 34 MINUTES EAST 150.00 FEET; THENCE SOUTH 00 DEGREES 26 MINUTES EAST 10.39 FEET; THENCE NORTH 89 DEGREES, 47 MINUTES EAST 539.96 FEET; THENCE NORTH 00 DEGREES, 26 MINUTES WEST 602.12 FEET; THENCE NORTH 42 DEGREES, 09 MINUTES EAST 106.00 FEET; THENCE NORTH 47 DEGREES, 59 MINUTES WEST 410.66 FEET; THENCE SOUTH 89 DEGREES, 34 MINUTES WEST 280.00 FEET; THENCE NORTH 00 DEGREES, 26 MINUTES WEST 50.00 FEET; THENCE SOUTH 89 DEGREES, 34 MINUTES WEST 181.00 FEET TO THE WEST LINE OF THE SAID EAST HALF; THENCE SOUTH 00 DEGREES, 26 MINUTES EAST ON AND ALONG THE SAID WEST LINE 996.62 FEET TO THE PLACE OF BEGINNING, CONTAINING 19.02 ACRES MORE OR LESS, SUBJECT TO ALL LEGAL RIGHTS-OF-WAY AND EASEMENTS. THIS SUBDIVISION CONSISTS OF 33 LOTS, NUMBERED 547 TO 579 BOTH INCLUSIVE, WITH STREETS AS SHOWN HEREON. THE SIZE OF THE LOTS AND WIDTHS OF THE STREETS ARE SHOWN ON THIS PLAT IN FIGURES DENOTING FEET AND DECIMAL PARTS THEREOF.

I, ROBERT M. MURRAY, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR IN THE STATE OF INDIANA AND THAT THIS PLAT CORRECTLY REPRESENTS A SURVEY COMPLETED UNDER MY SUPERVISION IN MARCH, 19 6, THAT THE MONUMENTS SHOWN ACTUALLY EXIST AND THEIR LOCATION IS ACCURATELY SHOWN.

ROBERT M. MURRAY
REGISTERED
10194
STATE OF
INDIANA
LAND SURVEYOR

Robert M Murray
ROBERT M. MURRAY
REGISTERED SURVEYOR NO. 10194
MARCH, 19-5

HILL VALLEY DEVELOPMENT CORPORATION, BY ITS DULY AUTHORIZED OFFICERS, HAROLD G. KIRCH, PRESIDENT; J. EDWARD STAAB, SECRETARY; LEO L. KRINER, VICE-PRESIDENT, OWNER OF THE ABOVE DESCRIBED REAL ESTATE, HEREBY CERTIFIES THAT IT HAS CAUSED THE LAY OFF, PLAT, AND SUBDIVISION THE SAME IN ACCORDANCE WITH THIS PLAT AND CERTIFICATE. THIS SUBDIVISION SHALL BE KNOWN AND DESIGNATED AS HILL VALLEY ESTATES, SECTION SECTION.

S.W. COR E.1/2
N.W. 1/4 23-14-3

RESTRICTIVE COVENANTS

1. THE STREETS HEREON, IF NOT HERETOFORE DEDICATED, ARE HEREBY DEDICATED TO PUBLIC USE.

2. THERE ARE STRIPS OF GROUND ON SAID PLATS AS ARE SHOWN ON THIS PLAT, WHICH ARE HEREBY RESERVED FOR USE OF PUBLIC UTILITIES, FOR THE INSTALLATION AND MAINTENANCE OF POLES, WIRES, LINES, PIPES, DUCTS, DRAINS, AND SEWERS, SUBJECT TO ALL RIGHTS TO THE AUTHORITY OF THE PROPER CITY OFFICIALS AND TO THE RESTRICTIONS HEREIN SET FORTH. NO BUILDING OR OTHER STRUCTURE SHALL BE ERECTED OR MAINTAINED ON SAID STRIPS, BUT OWNERS OF LANDS HEREIN SHALL HAVE THEIR TITLES SUBJECT TO THE RIGHTS OF SUCH PUBLIC UTILITIES AND TO THE RIGHTS OF THE OWNERS OF OTHER LOTS IN THIS SUBDIVISION, FOR INGRESS TO, ALONG, ACROSS AND THROUGH THE SEVERAL STRIPS SO RESERVED.

3. ALL LOTS IN THIS SUBDIVISION SHALL BE USED AND DESIGNATED AS RESIDENTIAL LOTS. NO STRUCTURE SHALL BE ERECTED, ALTERED, PLACED, OR PERMITTED TO REMAIN ON ANY RESIDENTIAL BUILDING LOT OTHER THAN DETACHED SINGLE FAMILY DWELLING, NOT TO EXCEED TWO AND ONE-HALF (2½) STORIES IN HEIGHT, ACCESSORY BUILDINGS TO INCLUDE A PRIVATE GARAGE FOR NOT MORE THAN THREE (3) CARS.

4. NO MODEL, MOBILE HOME, NO MOBILE HOME, SINGLE FAMILY, DUPLEX, RESIDENTIAL BUILDING, OR TRAILER BUILDING OR BUILDINGS OF ANY KIND OR OF RESIDENTIAL USE SHALL BE ERECTED OR MAINTAINED ON ANY LOT IN THIS SUBDIVISION.

5. NO TRAILER, BOAT, CAMPER, OR MOTOR HOMES OF ANY KIND OR ANY OTHER VEHICLE SHALL BE ERECTED OR PARKED ON ANY LOT OR BUILDING EXCEPT WITHIN THE BUILDING OF SAID LOT WHICH IS DULY SET UP AS A BUILDING AND FOR USE OF THE OWNER OF A DWELLING ON SAID LOT. NO SUCH VEHICLE SHALL BE EXPOSED TO THE PUBLIC VIEW OR BE EXPOSED TO THE PUBLIC VIEW OF THE EXTERIOR WALLS OF THE DWELLING ON SAID LOT, NOR SHALL BE PARKED ON THE STREET HEREINAFTER MENTIONED. ALL VEHICLES, BOATS, TRAILERS, CAMPERS, MOTOR HOMES, OR OTHER VEHICLES SHALL BE PARKED WITHIN THE GARAGE. ALL OF THE OWNERS OF SUCH LOTS MUST HAVE A MINIMUM FOOTAGE (200) OF THE EXTERIOR HOME AREA, NO SUCH HOME SHALL BE OCCUPIED FOR LIVING PURPOSES UNTIL THE FOUNDATION OF THE HOUSE IS VISIBLY COMPLETED. IMMEDIATELY UPON PURCHASE OF LOT, OR LOTS, THE OWNER SHALL HAVE THE WHOLE PLOT OR PLOTS MOWED OVER SAID LOT, OR LOTS, AT ALL TIMES. IN EVENT OF OWNER'S FAILURE TO DO SO, THE SELLER, OR SELLER'S REPRESENTATIVE IS HEREBY GIVEN AUTHORITY TO DO SAID MOWING AND CHARGE SAID OWNER FOR THE SERVICE.

6. NO FENCE SHALL BE ERECTED ON ANY LOT OF LOTS IN THIS SUBDIVISION AND NO PART OF SUCH FENCE SHALL EXTEND BEYOND THE FRONT BUILDING LINE.

7. THE 10' LINES AS SHOWN ON THE PLAT ARE FEET BACK FROM THE PROPERTY LINES OF THE GENERAL STREETS AND HEREBY ESTABLISHED, BETWEEN SUCH LINES AND THE STREET RIGHT-OF-WAY LINES THERE SHALL BE ERECTED OR MAINTAINED NO STRUCTURE OF ANY KIND.

8. NO FENCE, WALL, HEDGE, OR OTHER OBSTRUCTION SHALL BE ERECTED, ALTERED, PLACED AT ELEVATIONS BETWEEN TWO (2') AND SIX (6') FEET ABOVE THE STREET, SHALL BE PLACED OR PERMITTED TO REMAIN ON ANY CORNER LOT WITHIN THE TRIANGULAR AREA FORMED BY THE STREET PROPERTY LINES AND A LINE CONNECTING POINTS TWENTY-FIVE (25') FEET FROM THE INTERSECTION OF THE STREET LINES, OR IN THE CASE OF A ROUNDED PROPERTY CORNER, FROM THE INTERSECTION OF THE STREET LINES EXTENDED. THE SAME SIGHT LINE LIMITATION SHALL APPLY TO ANY LOT WITHIN TEN (10) FEET FROM THE INTERSECTION OF A STREET LINE WITH THE EDGE OF A DRIVEWAY PAVEMENT OR ALLEY LINE. NO TREE SHALL BE PERMITTED TO REMAIN WITHIN SUCH DISTANCES OF SUCH INTERSECTIONS UNLESS THE FOLIAGE LINE IS MAINTAINED AT SUFFICIENT HEIGHT TO PREVENT OBSTRUCTION OF SUCH SIGHT LINES.

9. THE MINIMUM ALLOWABLE FLOOR AREA OF THE MAIN STRUCTURE, EXCLUSIVE OF ONE STORIES AND BASEMENTS, SHALL BE NO LESS THAN ONE THOUSAND (1,000) SQUARE FEET IN THE CASE OF A ONE-STORY STRUCTURE, AND NO LESS THAN FIVE HUNDRED (500) SQUARE FEET IN THE CASE OF A TWO-STORY STRUCTURE.

10. NO BUILDING SHALL BE ERECTED, PLACED OR ALTERED ON ANY LOT, OR LOTS, IN THIS SUBDIVISION UNTIL THE FLOOR PLAN, BUILDING PLAN AND SPECIFICATIONS FOR SUCH BUILDING SHALL HAVE BEEN APPROVED IN WRITING AS TO CONFORMITY AND HARMONY OF EXTERNAL DESIGN AND ESPECIALLY COMPATIBLE WITH EXISTING STRUCTURES IN THIS SUBDIVISION, AND AS TO THE LOCATION OF THE BUILDING WITH RESPECT TO TOPOGRAPHY AND FINISH GROUND ELEVATION BY A COMMITTEE COMPOSED OF LEO L. KRINER AND J. EDWARD STAAB, OR OF A REPRESENTATIVE DESIGNATED BY THEM. IN THE EVENT OF THE DEATH OR RESIGNATION OF ANY PERSON OF SAID COMMITTEE, THE REMAINING OWNER OF BUILDINGS SHALL HAVE FULL AUTHORITY TO APPROVE OR DISAPPROVE SUCH DESIGN AND LOCATION, OR TO DESIGNATE A REPRESENTATIVE WITH LIKE AUTHORITY. IF THE COMMITTEE SHALL FAIL TO ACT UPON ANY PLANS SUBMITTED FOR APPROVAL WITHIN A PERIOD OF FIFTEEN (15) DAYS FROM THE DATE OF SUBMISSION OF SAME, THEN THE OWNER OR HIS ASSIGNS MAY PROCEED WITH THE BUILDING. APPROVAL OF THE PLANS SUBMITTED UNDER PLANS, HOWEVER, SHALL NOT BE CONTRARY TO ANY OF THE PROVISIONS, AGREEMENTS, CONDITIONS, OR RESTRICTIONS CONTAINED IN THIS INSTRUMENT, AND FAILURE OF SUCH COMMITTEE TO ACT WITHIN FIFTEEN (15) DAYS SHALL BE DEEMED AN APPROVAL OF THE PLANS SO SUBMITTED. NEITHER THE MEMBERS OF SUCH COMMITTEE, NOR ITS DESIGNATED REPRESENTATIVES SHALL BE ENTITLED TO ANY COMPENSATION FOR THE SERVICES RENDERED PURSUANT TO THIS COVENANT. THE OWNERS AND OWNERS OF SUCH COMMITTEE AND/OR ITS DESIGNATED REPRESENTATIVES SHALL CEASE ON AND AFTER JANUARY 1, 1976, THEREAFTER THE APPROVAL DESCRIBED IN THIS COVENANT SHALL NOT BE REQUIRED, UNLESS PRIOR TO SAID DATE AND EFFECTIVE THEREON, A WRITTEN INSTRUMENT SHALL BE EXECUTED BY THE THEN RECORD OWNERS OF A MAJORITY OF THE LOTS IN THIS SUBDIVISION AND BE RECORDED IN THE OFFICE OF THE RECORDER OF MARION COUNTY, STATE OF INDIANA, PURPORTING FOR THE SUCCESSORS OR REPRESENTATIVES WHO SHALL THEREAFTER EXERCISE THE SAME POWERS PREVIOUSLY EXERCISED BY SAID COMMITTEE.

11. THE RIGHT OF ENFORCEMENT OF THESE COVENANTS IS HEREBY GRANTED TO THE DEVELOPER PLAN COMMISSION, ITS SUCCESSORS OR ASSIGNS.

12. IF THE PARTIES HERETO, OR ANY OF THEM, OR THEIR HEIRS OR ASSIGNS, SHALL VIOLATE OR ATTEMPT TO VIOLATE ANY OF THE COVENANTS, RESTRICTIONS, CONDITIONS OR PROVISIONS HEREIN, IT SHALL BE LAWFUL FOR ANY OTHER PERSON OR PERSONS OWNING ANY REAL PROPERTY SITUATED IN THIS SUBDIVISION TO PROSECUTE ANY PROCEEDINGS AT LAW OR IN EQUITY AGAINST THE PERSON OR PERSONS VIOLATING OR ATTEMPTING TO VIOLATE ANY SUCH COVENANTS, AND EITHER TO PREVENT HIM OR THEM FROM DOING SO OR TO RECOVER DAMAGES OR OTHER DUES FOR SUCH VIOLATION.

13. THESE RESTRICTIONS COVENANTS, RESTRICTIONS, CONDITIONS, AND PROVISIONS ADHERED TO BY THE OWNERS OF LOTS, OR OWNERS, SHALL RUN WITH THE LAND AND SHALL BE BINDING ON ALL PARTIES AND ALL PERSONS CLAIMING UNDER THEM UNTIL JANUARY 1, 1970, AT WHICH TIME SAID COVENANTS SHALL BE AUTOMATICALLY EXTENDED FOR SUCCESSIVE PERIODS OF TEN (10) YEARS, UNLESS BY A VOTE OF A MAJORITY OF THE OWNERS OF LOTS IN THIS SUBDIVISION IT IS AGREED TO CHANGE SAID COVENANTS IN WHOLE OR IN PART.

14. INVALIDATION OF ANY ONE OF THESE COVENANTS BY JUDGMENT OR COURT ORDER SHALL IN NO WAY AFFECT ANY OF THE OTHER PROVISIONS BUT IN SHALL REMAIN IN FULL FORCE AND EFFECT.

EXECUTED AND DELIVERED THIS 4th DAY OF October, 19-9.

HILL VALLEY DEVELOPMENT CORPORATION

BY: Harold G. Kirch
HAROLD G. KIRCH, PRESIDENT

J. Edward Staab
J. EDWARD STAAB, SECRETARY

Leo L. Kriner
LEO L. KRINER, VICE-PRESIDENT

BEFORE ME, A NOTARY PUBLIC, IN AND FOR THE COUNTY AND STATE, HILL VALLEY DEVELOPMENT CORPORATION, BY ITS DULY AUTHORIZED OFFICERS, HAROLD G. KIRCH, PRESIDENT; J. EDWARD STAAB, SECRETARY, AND LEO L. KRINER, VICE-PRESIDENT, ACKNOWLEDGED THE EXECUTION OF THE FOREGOING INSTRUMENT AS THEIR VOLUNTARY ACT AND DEED FOR THE USE AND PURPOSES THEREIN SET FORTH, AND ADMITTED THAT THE STATEMENTS CONTAINED THEREIN ARE TRUE.

WITNESS MY HAND AND SEAL THIS 4th DAY OF October, 19-9.

MY COMMISSION EXPIRES August 9, 1980.

NOTARY PUBLIC Patricia A Staab

VOID UNLESS RECORDED BEFORE 4-6-68

APPROVED THIS 26TH
DAY OF SEPT 19 67
AUDITOR OF MARION COUNTY
Dorothy A. Gomez DEPUTY

THIS INSTRUMENT PREPARED BY ROBERT E. MURRAY.

FINAL
APPROVED
AUG 7 1980
Alan B. Brown
Jack F. Patterson

67 53040

67/53040

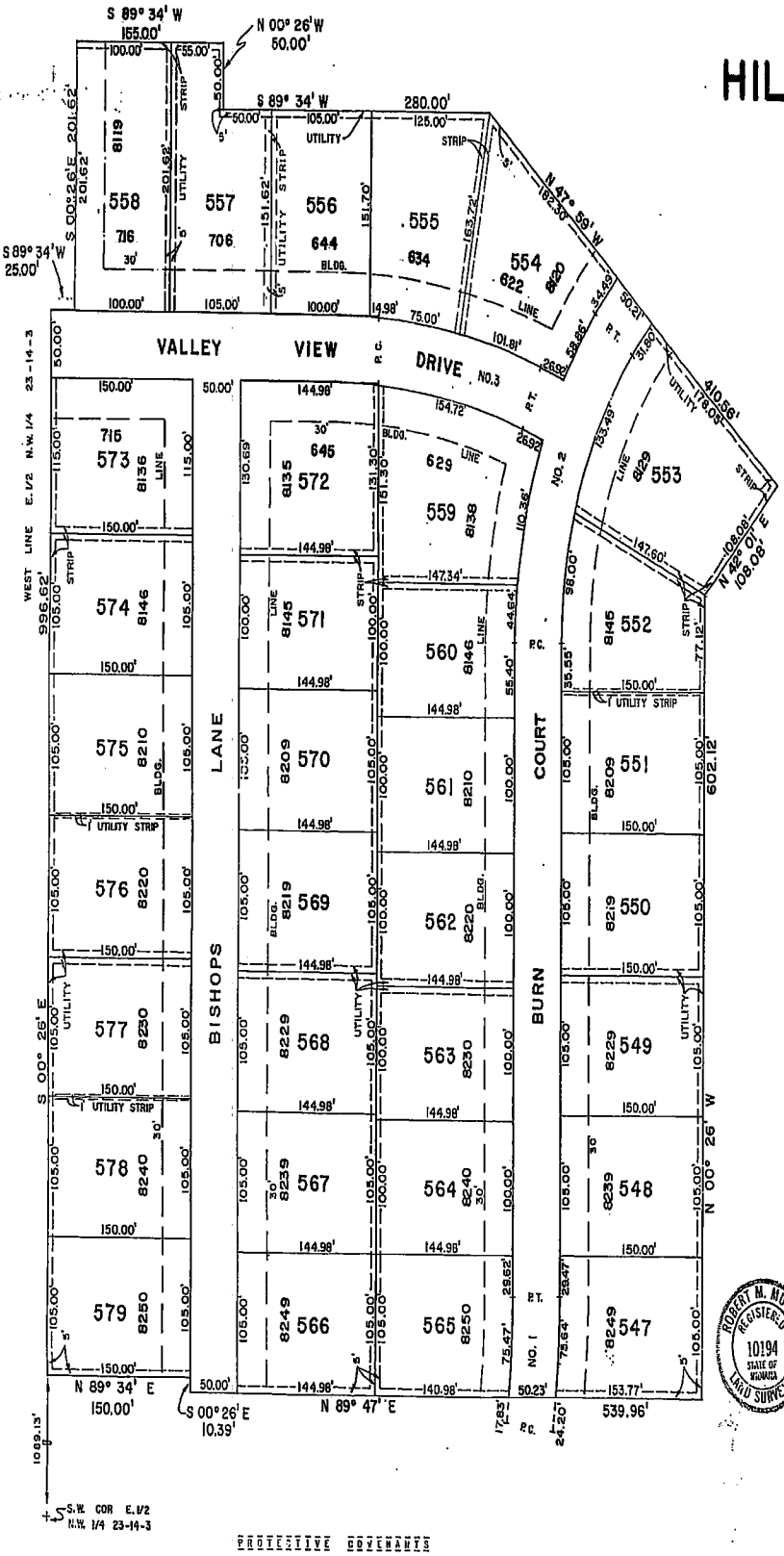
67753040

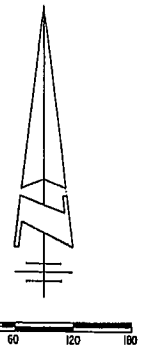
67 52040

RECEIVED FOR RECORD
1967 OCT 26 PM 2:42
MARCIA H. HAYWOOD
RECORDER OF HARRISON COUNTY

HILLVALLEY ESTATES

FIFTEENTH SECTION





NO.	LOCATION	DELTA	TANGENT	RADIUS	LENGTH
1	OUTSIDE INSIDE	7° 30'	50.00'	762.89' 712.89'	99.84 93.30'
2	OUTSIDE INSIDE	37° 09'	120.00'	357.09' 307.09'	263.90' 231.49'
3	OUTSIDE INSIDE	25° 19'	78.66'	400.23' 350.23'	176.81' 154.72'

PART OF THE EAST HALF OF THE NORTHWEST QUARTER OF SECTION 23, TOWNSHIP 14 NORTH, RANGE 3 EAST OF THE SECOND PRINCIPAL MERIDIAN, DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT ON THE WEST LINE OF THE SAID EAST HALF OF THE SAID NORTHWEST QUARTER 1,089.13 FEET NORTH OF THE SOUTHWEST CORNER OF THE SAID EAST HALF; THENCE NORTH 89 DEGREES 34 MINUTES EAST 150.00 FEET; THENCE SOUTH 00 DEGREES, 26 MINUTES EAST 10.39 FEET; THENCE NORTH 89 DEGREES, 47 MINUTES EAST 539.96 FEET; THENCE NORTH 00 DEGREES, 26 MINUTES WEST 602.12 FEET; THENCE NORTH 42 DEGREES, 01 MINUTES EAST 108.08 FEET; THENCE NORTH 47 DEGREES, 59 MINUTES WEST 410.56 FEET; THENCE SOUTH 89 DEGREES, 34 MINUTES WEST 280.00 FEET; THENCE NORTH 00 DEGREES, 26 MINUTES WEST 50.00 FEET; THENCE SOUTH 89 DEGREES, 34 MINUTES WEST 180.00 FEET TO THE WEST LINE OF THE SAID EAST HALF; THENCE SOUTH 00 DEGREES, 26 MINUTES EAST ON AND ALONG THE SAID WEST LINE 996.62 FEET TO THE PLACE OF BEGINNING, CONTAINING 15.02 ACRES MORE OR LESS, SUBJECT TO ALL LEGAL RIGHTS-OF-WAY AND EASEMENTS. THIS SUBDIVISION CONSISTS OF 33 LOTS, NUMBERED 547 TO 579 BOTH INCLUSIVE, WITH STREETS AS SHOWN HEREON. THE SIZE OF THE LOTS AND WIDTHS OF THE STREETS ARE SHOWN ON THIS PLAT IN FIGURES DENOTING FEET AND DECIMAL PARTS THEREOF.

I, ROBERT M. MURRAY, DO HEREBY CERTIFY THAT I AM A REGISTERED LAND SURVEYOR IN THE STATE OF INDIANA AND THAT THIS PLAT CORRECTLY REPRESENTS A SURVEY COMPLETED UNDER MY SUPERVISION IN MARCH, 1966, THAT THE MONUMENTS SHOWN ACTUALLY EXIST AND THEIR LOCATION IS ACCURATELY SHOWN.

ROBERT M. MURRAY
REGISTERED
10194
STATE OF
INDIANA
LAND SURVEYOR

Robert M Murray
ROBERT M. MURRAY
REGISTERED SURVEYOR NO. 10194
MARCH, 1966

HILL VALLEY DEVELOPMENT CORPORATION, BY ITS DULY AUTHORIZED OFFICERS, HAROLD G. KIRCH, PRESIDENT; J. EDWARD STAAG, SECRETARY; LEO L. KRIMER VICE-PRESIDENT, OWNER OF THE ABOVE DESCRIBED REAL ESTATE, HEREBY CERTIFIES THAT IT DOES HEREBY LAY OFF, PLAT, AND SUBDIVIDE THE SAME IN ACCORDANCE WITH THIS PLAT AND CERTIFICATE. THIS SUBDIVISION SHALL BE KNOWN AND DESIGNATED AS HILL VALLEY ESTATES, FIFTEENTH SECTION.

PROTECTIVE COVENANTS

1. THE STREETS THEREIN, IF NOT HERETOFORE DEDICATED, ARE HEREBY DEDICATED TO PUBLIC USE.

2. THERE ARE STRIPS OF GROUND OF SUCH WIDTHS AS ARE SHOWN ON THIS PLAT, WHICH ARE HEREBY RESERVED FOR USE OF PUBLIC [illegible] SEWERS, SUBJECT [illegible]

[illegible]

10. NO BUILDING SHALL BE ERECTED, PLACED OR ALTERED ON ANY LOT, OR LOTS, IN THIS SUBDIVISION UNTIL THE PLOT PLAN, BUILDING PLAN AND SPECIFICATIONS OR SUCH BUILDING SHALL HAVE BEEN APPROVED IN WRITING AS TO CONFORMITY AND HARMONY OF EXTERNAL DESIGN AND ESTHETICALLY COMPATIBLE WITH EXISTING STRUCTURES IN [illegible] BUILDING WITH RESPECT TO TOPOGRAPHY AND FINISHED GROUND [illegible]

15. [illegible]