CRAWFORDS ADD. 3-15-IW BALLINGER

1445

Charlie Ballinger 745-5048

Smead®
No. 153L
HASTINGS. MN-LOS ANGELES
LOGAN. OH: McGREGOR. TX U. S. A.



RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

298 North St

Danville, In 46122 OPTIONAL SERVICES FOR ADDITIONAL FEES

NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL

RECEIPT FOR CERTIFIED MAIL—30¢ (plus postage)

(See other side)

☆ GPO: 1974 O - 551-454

P.O., STATE AND ZIP CODE

DELIVER TO ADDRESSEE ONLY

PS Form Apr. 1971 3800

SPECIAL DELIVERY (extra fee required)

PS Form 3800, Apr. 100 May 100	CONSULT POSTMASTER FOR FEES OPTIONAL SERVICES SPECIAL DELIVERY SPECIAL DELIVERY SHOW TO WHOM AND DATE. AND ADDRESS OF DELIVERED SHOW TO WHOM AND DATE. SHOW TO WHOM AND DATE. ADDRESS OF DELIVERY SHOW TO WHOM AND DATE. ADDRESS OF DELIVERY WITH	NO INSURANCE COVERAGE PROVIDED— NOT FOR INTERNATIONAL MAIL (See Reverse) SENT TO (See Reverse) PO. STATE AND ZIP CODE POSTAGE
PS Form 3800, Apr. 1976 POSTMARK OF CONTR. MAY 27 1981	CONSULT POSTMASTER FOR FEES CERTIFIED FEE SPECIAL DELIVERY SPECIAL DELIVERY SPECIAL DELIVERY SHOW TO WHOM AND DATE AND RESTRICTED DELIVERY SHOW TO WHOM AND DATE AND BESTRICTED DELIVERY WITH RESTRICTED DELIVERY WITH SHOW TO WHOM, DATE AND SHOW TO WHOM AND SHOW TO WHOM AND SHOW TO WHOM AND SHOW TO WHOM TO WHOM TO WHOM TO	NO INSURANCE COVERAGE PROVIDER NOT FOR INTERNATIONAL MAIL NOT FOR INTERNATIONAL MAIL (See Reverse) SENT TO STREET AND NO PO. STATE AND ZIPCODE PO. STATE AND ZIPCODE PO. STATE AND ZIPCODE STATE AND ZIPCODE PO. STATE AND ZIPCODE PO. STATE AND ZIPCODE PO. STATE AND ZIPCODE ROTTOR ROT

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RECEIPT FOR CERTIFIED MAIL

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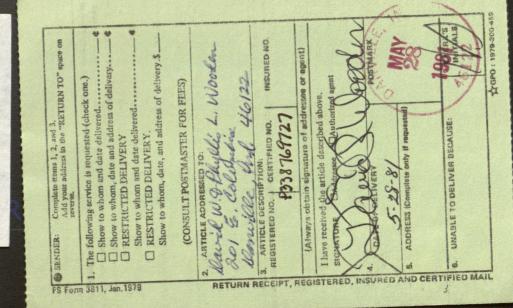
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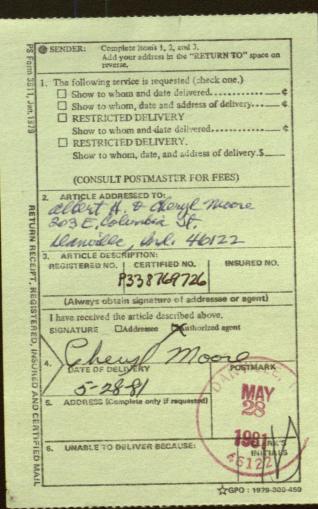
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Comes now the undersigned of the Office of the Surveyor of Hendricks County, Indiana, and says that on the 27th day of May, 1981, a legal survey for Charles A. Ballinger and Myrna U. Ballinger of a part of Block 5 in F. R. Crawford's Add. to the Town of Danville, Indiana, together with proof of notice to the adjoining landowners, was filed in the Legal Survey Record Book in the Office of the Surveyor of Hendricks County, Indiana.

Mis. Patricia Wyas

Title: Luneyn's Pfice Manager

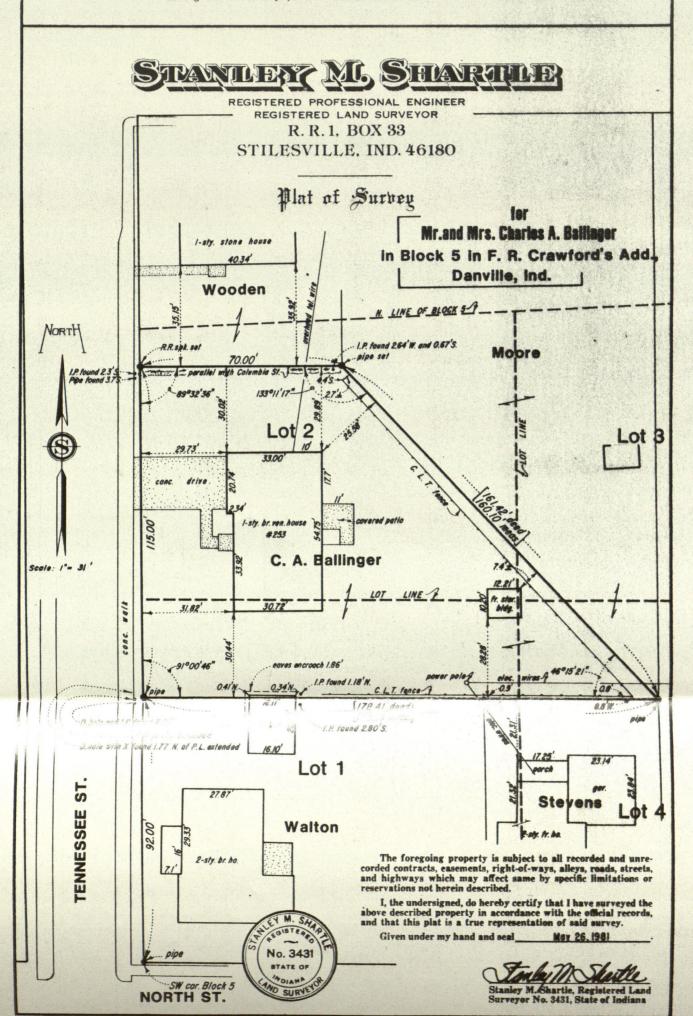
MILLERS FALLS

50% COTTON CONTENT

TO THE SURVEYOR OF HENDRICKS COUNTY, INDIANA:

The annexed plat is presented to you for entry in the Legal Survey Record Book, together with proof of notice to the adjoining landowners. The undersigned will again give notice to said landowners by registered or certified mail within ten (10) days after filing this survey. This survey was requested by Charles A. Ballenger and Myrna U. Ballinger.

The northern and northeastern boundaries of the Ballinger property are those surveyed by the undersigned pursuant to notices of a legal survey issued to the owners of lands adjoining said boundaries, which notices were given by certified mail at least twenty (20) days before the legal survey was conducted. Two corners were marked; namely, those at the terminii of the 70.00-foot northern boundary. The pipe at the southeastern terminus of the 160.10-foot northeastern boundary is already a legal corner, it having been established in a prior legal survey duted December 9, 1978, which now appears in the Legal Survey Record Book in your office and for which no appeal was filed during the statutory period thereafter.



Indiana 1075 Plat of Block 2 of Mary J. Crawfords Subdivision of Rail Road Grounds ら as shown on the Plat of F.R. Gran fords Addition to the town Danville Ind. and also of Lot 3 of Block 6 of said Grawfords Addition to said Town Danville. Scale 1" 40' Sept 1906 28.5 St. Termessee

Stanley Imust five with my wyle to! Jos the Services which fact.

performed for ome. Markie Ballunger 253 North Jenn. Danville Ind,

Mr. Dean A. Stevens 244 North Street Danville, Indiana 46122 June 29, 1982

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Dear Dean:

We have no objections to you joining our fence, when and if it is properly located. This is to say the line that you established through your legal survey.

The fence was located at its present location, because we did not know where to locate it, also from the remarks of neighbors and others, we thought eventually that your survey would be contested, therefore the fence was moved to its present location to be safe and off your property.

We have a barn in our back yard on the east property line, even at the time it was placed there, we were in doubt of what location it should be placed, account of threats from lawyers and neighbors.

We know now where the property line is located, account we also received a survey from Stanley Shartle, also a legal survey with a plat.

Your steel fence post and rail, that you have placed next to our fence on the south line, at its present location truly encroaches on our property almost one foot.

I myself have gone to the expense of deeding Ms. Walton the property on our south line, which contained an encroachment to make the land clear and free from any defaults as for mortgages and other interest were concerned and I must say the expenses have been greater than I anticipated.

As you have stated to my wife, per telephone conversation, to discuss this matter with me, "which she has", it is our desire that you move the steel fence post and rail, "also the hXh wood post," if you claim it, on the south line. Both of which truly encroach on our property, at your earliest convenience, so that if it becomes necessary, we could move our fence to its proper location, so that you may join it with your fence at the property line, to eliminate any other encroachments.

Sincerely,

Charlie Ballinger

253 North Temessee St. Danville Indiane

Jane 29, 1982

CA. BALLINGER 253 NOTH TERNESSEE DANVIlle, INd. KENDALL, LOWRY & WOOD

ATTORNEYS AT LAW

1 SOUTH WASHINGTON STREET

DANVILLE, INDIANA 46122

TELEPHONE 745-4408

March 1, 1982

BROWNSBURG OFFICE: 41 BOULEVARD MOTIF TELEPHONE: 852-2422

Johnson & Whisler Attorneys at Law One South Main Street Fortville, Indiana 46040

JOHN A. KENDALL

JAMES L. LOWRY

ROBERT A. WOOD LARRY R. HESSON

CHARLES E. HOSTETTER

Attention: Mr. Walter R. Johnson

Re: Ballinger - Walton

Dear Mr. Johnson:

I am in receipt of your letter of February 26 requesting the Deed that I have prepared for Mrs. Walton to sign. You will please find enclosed the Deed which contains the legal description as prepared by Mr. Stanley Shartle a registered professional engineer, and land surveyor. When I receive the Deed, executed by Mrs. Walton, I shall forward to you the Quitclaim Deed executed by Mr. and Mrs. Ballinger and the matter should be resolved once and for all.

If you have any questions or comments, please let me know.

Very truly yours,

KENDALL, LOWRY & WOOD

By: Robert A. Wood

RAW/pe

cc: Mr. and Mrs. Charles Ballinger

Ms. Colinette D. Walton Mr. Stanley Shartle

JOHN A. KENDALL
JAMES L. LOWRY
ROBERT A. WOOD
LARRY R. HESSON
CHARLES E. HOSTETTER

KENDALL, LOWRY & WOOD

ATTORNEYS AT LAW
1 SOUTH WASHINGTON STREET
DANVILLE. INDIANA 46122

TELEPHONE 745-4408

February 11, 1982

BROWNSBURG OFFICE: 41 BOULEVARD MOTIF TELEPHONE: 852-2422

CHARLES E. HOSTETTER

Ms. Colinette D. Walton 203 North Tennessee Street Danville, Indiana

Dear Ms. Walton:

I have been retained by a Mr. and Mrs. Charles A. Ballinger of 253 N. Tennessee, Danville, Indiana, in regard to a certain boundary line problem or dispute that has existed in the past between your predecessor in title, Ms. Iva DeBray, and Mr. and Mrs. Ballinger. Briefly to acquaint you with the facts, as I know them, or to refresh your recollection if you are in fact familiar with the situation, Mr. and Mrs. Ballinger purchased their piece of real estate in August of 1977. As you well know, you were deeded your residence at 203 N. Tennessee Street by Ms. Iva DeBray in January of 1980.

Sometime in 1978 a dispute arose between Mr. and Mrs. Ballinger,
Ms. DeBray and Mr. Stevens concerning the property line that runs East
and West between the property of the Ballingers and your present property
and that of the Stevens. To resolve the matter Ms. Iva DeBray and Mr.
Stevens employed Stanley M. Shartle of Stilesville, Indiana to do a legal
survey. The legal survey was dated December 5, 1978 and is on record
in the Legal Survey Book of the Hendricks County Surveyor. That legal
survey established that the garage on your property, including the eaves
encroached upon the Ballinger property 1.86 feet. Stanley Shartle
did a further legal survey for Mr. and Mrs. Ballinger the latter part
of 1981 and of course the property line between your property and the
Ballingers was the same as the former legal survey, as established by
Mr. Shartle. For your information and convenience I enclose a copy of
that legal survey demonstrating what I was referring to as to the encroachment upon the property of Mr. and Mrs. Ballinger.

Mr. and Mrs. Ballinger would like to clear the problem up once and for all and in order to do so they are willing to convey all right, title and interest they have in that area of real estate upon which your garage is located. Mr. Shartle has prepared a legal description, describing that area of real estate which they own and upon which your garage is situated for purpose of preparing a quitclaim deed from Mr. and Mrs. Ballinger to you. This would be done at no cost to you, but merely to clear up the encroachment problem once and for all.

There is however, a second problem that should be corrected at the same time as the first. When you received title to the real estate formerly owned by Ms. Iva DeBray the legal description contained in the warranty deed from Ms. DeBray to you in fact included a substantial part of the property owned by Mr. and Mrs. Ballinger, of which Ms. DeBray had no power to convey, as she had already relinquished title thereto when she had formerly deeded that tract of real estate to Danville Development Corporation. I would propose that at the same time Mr. and Mrs. Ballinger deed to you their interest in the real estate upon which your garage is located, that you in exchange convey to them by quitclaim deed that part of the real estate described in your warranty deed which in fact had previously been conveyed to Mr. and Mrs. Ballinger. Mr. Stanely Shartle has also at my request prepared a legal description of that which you should convey by quitclaim deed to Mr. and Mrs. Ballinger.

I expect you to consult an attorney in regard to this, and I feel confident when you do so that my proposal is what should be done to correct the problem so that there will not be any cloud or color on your title or upon that of Mr. and Mrs. Ballinger.

Let me repeat that there will be cost you, except if you employ an attorney to advise you in this regard. Mr. and Mrs. Ballinger shall bear the cost of the preparation of the necessary documents.

I am taking the liberty of sending a copy of this letter to the attorney that prepared the warranty deed for Ms. DeBray conveying her interest in your residence to yourself.

I would request that either you or your attorney respond to my proposal at your earliest convenience as Mr. and Mrs. Ballinger would like to resolve this matter as quickly as possible. In the meantime, if you have any questions or comments, please feel free to contact me.

Very truly yours, KENDALL, LOWRY & WOOD

BY: Robert A. Wood

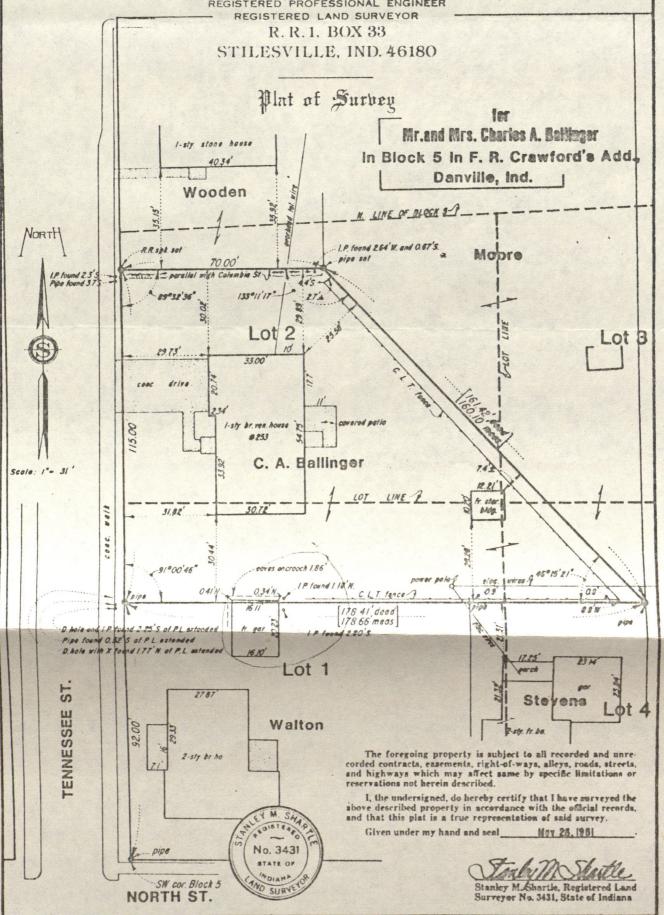
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cc: Mr. Stanley Shartle
Walter R. Johnson
Bob Stewart
Mr. and Mrs. Ballinger

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REGISTERED PROFESSIONAL ENGINEER REGISTERED LAND SURVEYOR R. R. 1. BOX 33



WALTON TO BALLINGER

Lot 1 in Block 5 in F. R. Crawford's Addition to the Town of Danville, Indiana, EXCEPTING the South 92.00 feet of said lot and EXCEPTING the East 12.00 feet of said lot. Subject to all rights of way and easements.

Given under my hand and seal this 6th day of February, 1982:



Stanley M. Shartle, Registered Land Surveyor No. 3431, State of Indiana

BALLINGER TO WALTON

50% COTTON CONTENT

A part of Lot 1 in Block 5 in F. R. Crawford's Addition to the Town of Danville, Indiana, described as follows: Commencing at a pipe at the southwest corner of said lot; thence Northerly along the west line of said lot 92.00 feet; thence Easterly parallel with the south line of said lot 35.00 feet to the point of beginning of this description: FROM SAID BEGINNING POINT Easterly parallel with said south line 20.00 feet; thence Northerly parallel with said west line 2.00 feet; thence Westerly parallel with said south line 20.00 feet; thence Southerly parallel with said west line 2.00 feet to the point of beginning; containing 40 square feet, more or less. Subject to all rights of way and easements.

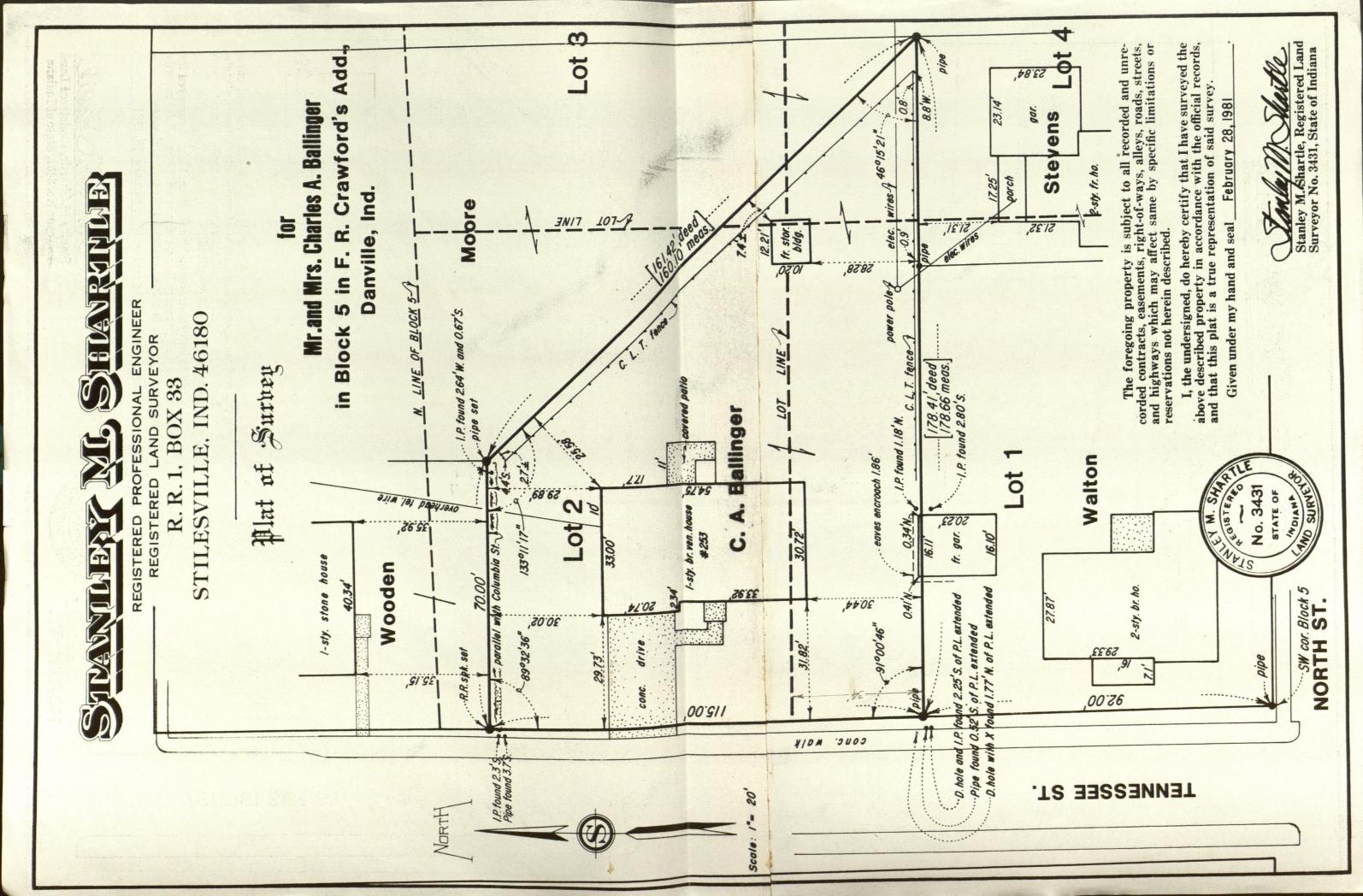
Given under my hand and seal this March 10th 1981:

Stanley M. Shartle

to S. Paul Jordan et ex. 26 Feb. AS8

Ot Sw Sw 3-15-1W Beg. 482' E y NW cor. 3B5; E 100-3" to

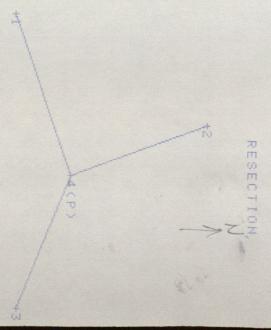
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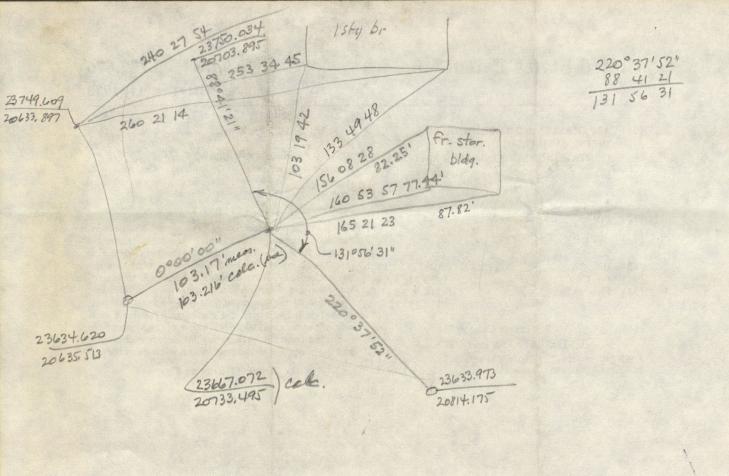


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BALLINGER MACHINE SHOP

O. E. (Hap) Ballinger, Prop.

-PHONE 9306-

MATTOON

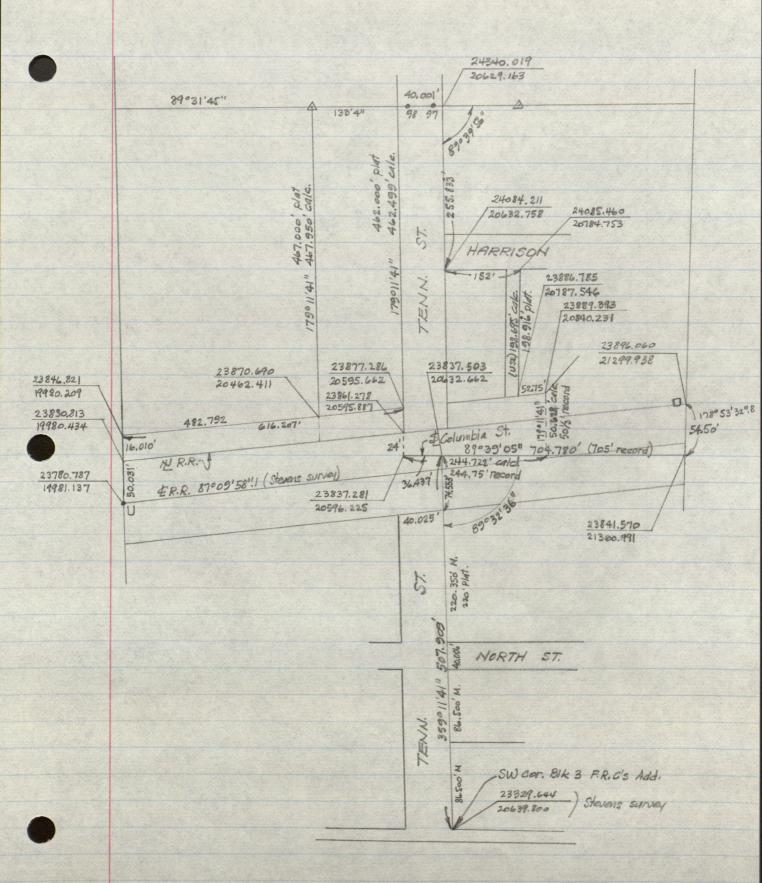
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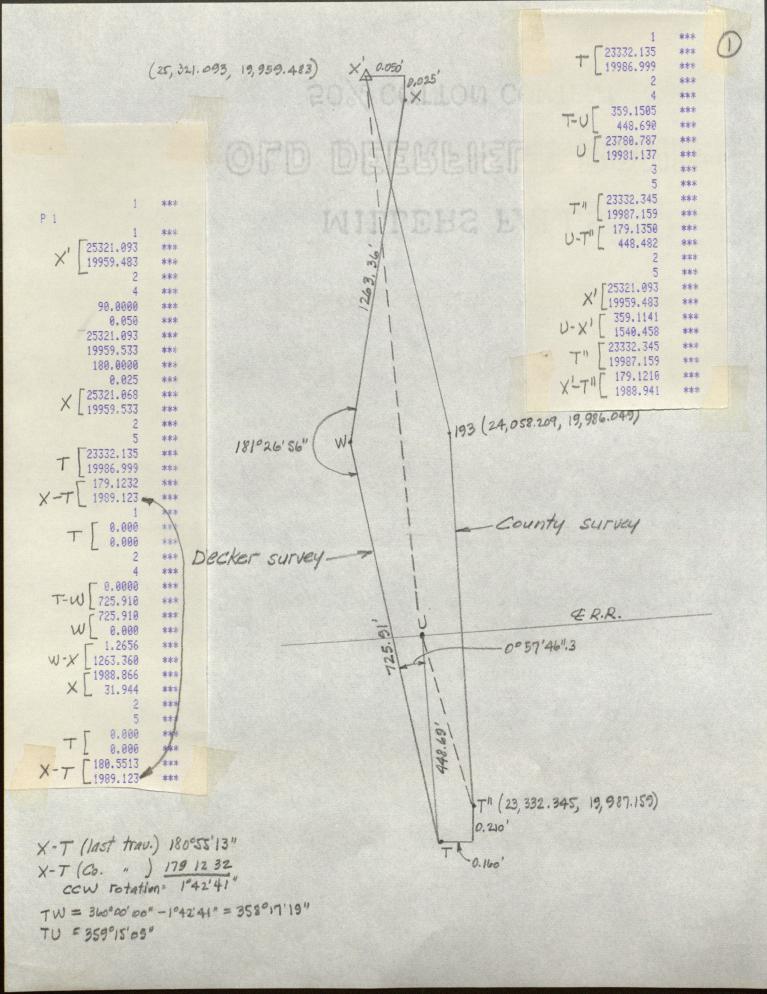
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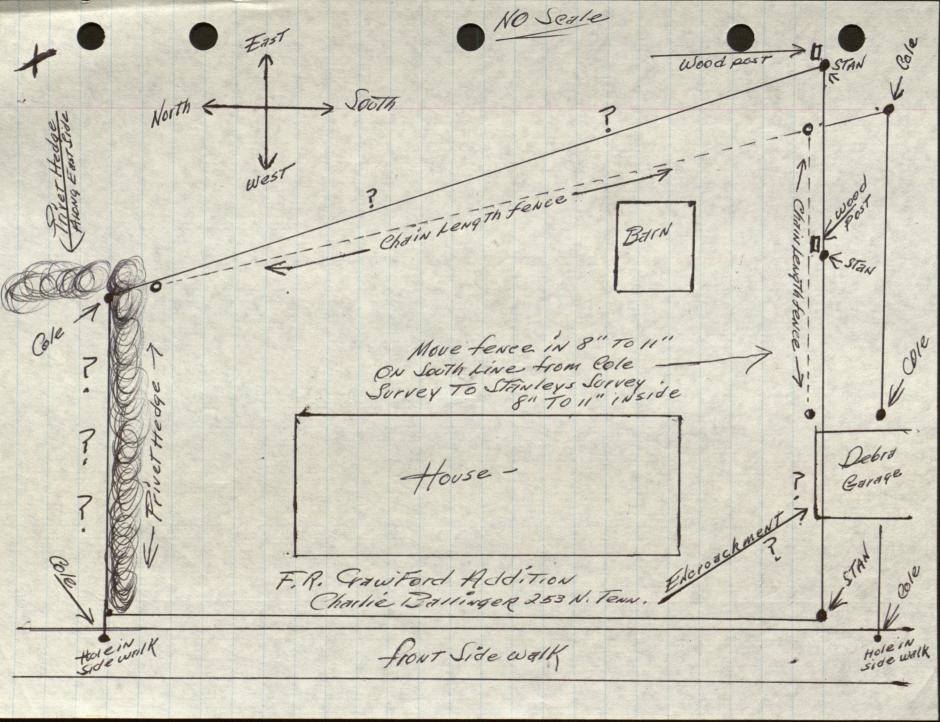
4/21/81 Deur Stan! there is no doubt in my mind that there must be a legal Survey, its not realy the land but! The consequence's that may take I will call you at a later place lakes! date, you may go ahead with the work that is onecessary on the plat. That you have drawn forme, At your first opportunity, I do request a legal Survey, Af any Quetions thank and of Gell 745-5048 Charlie Ballinger

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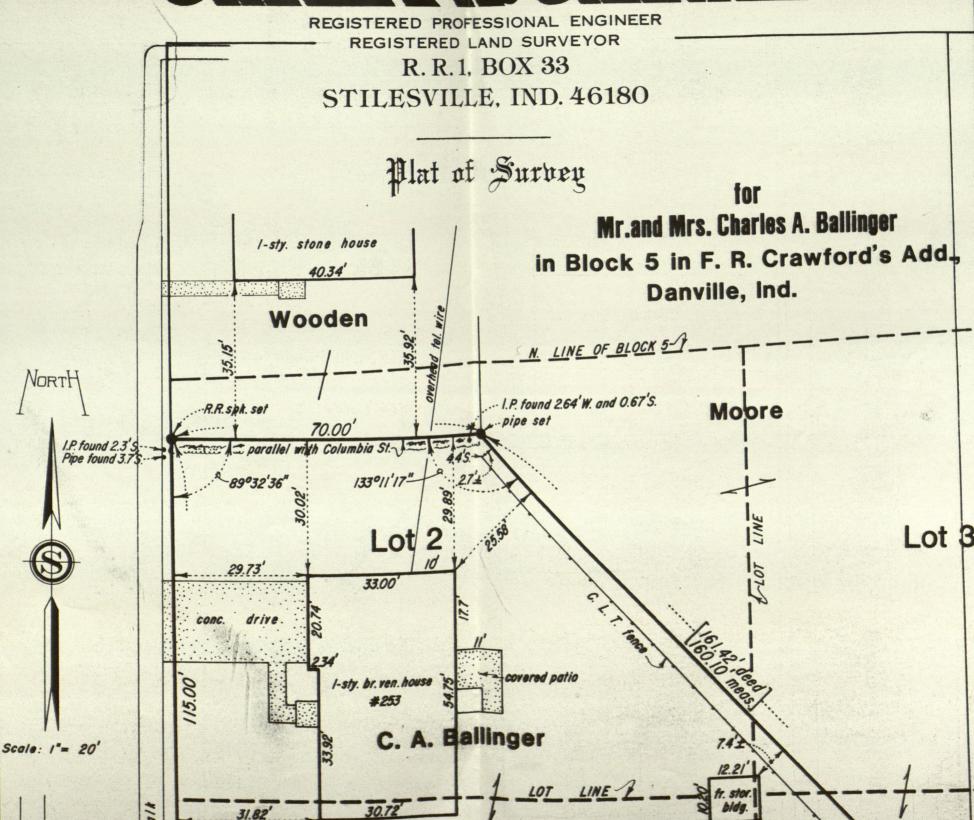
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STANDER M. SHARNDE



STRANGUENT ML SHUARRINGE

registered professional engineer registered land surveyor R. R. 1, BOX 33

STILESVILLE, IND. 46180

PHONE 317-539-6225

May 5, 1981

Harry E. Nicely and Nina Mae Nicely 298 North Street
Danville, Indiana 46122

Dear Mr. and Mrs. Nicely:

My services have been procured by Mr. and Mrs. Charles A. Ballinger to survey and establish the location of the northern and northeastern boundaries of the following-described parcel:

A part of Block 5 in F. R. Crawford's Addition to the Town of Danville, Indiana, described as follows: Beginning on the west line of said block 92 feet Northerly of the southwest corner of said block; thence Northerly along said west line 115 feet; thence Easterly parallel with the south line of Columbia Street 70 feet; thence Southeasterly to the northeast corner of the South 92 feet of the West 48.46 feet of Lot 4 in said block; thence Westerly parallel with the south line of said block to the point of beginning.

I intend to start the survey about 8:45 A.M. May 26, 1981. If the weather prevents the start of the work at the scheduled time, the survey will be continued to a subsequent time or day. The survey will become a legal survey and a plat thereof, together with proof of notice to the adjoining landowners, will be presented to the Surveyor of Hendricks County, Indiana, for entry in the legal survey record book. You will be notified by certified or registered mail within ten (10) days after said filing of the survey.

Yours truly,

Stanley M. Shartle

Shartle

STRANTUBRY ML SHUARRIPUB

REGISTERED PROFESSIONAL ENGINEER REGISTERED LAND SURVEYOR

R. R. 1. BOX 33 STILESVILLE, IND. 46180

PHONE 317-539-6225

May 5, 1981

David W. Wooden and Phyllis L. Wooden 201 East Columbia Street Danville, Indiana 46122

Dear Mr. and Mrs. Wooden:

My services have been procured by Mr. and Mrs. Charles A. Ballinger to survey and establish the location of the northern and northeastern boundaries of the following-described parcel:

A part of Block 5 in F. R. Crawford's Addition to the Town of Danville, Indiana, described as follows: Beginning on the west line of said block 92 feet Northerly of the southwest corner of said block; thence Northerly along said west line 115 feet; thence Easterly parallel with the south line of Columbia Street 70 feet; thence Southeasterly to the northeast corner of the South 92 feet of the West 48.46 feet of Lot 4 in said block; thence Westerly parallel with the south line of said block to the point of beginning.

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Stanley M. Shartle

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REGISTERED PROFESSIONAL ENGINEER REGISTERED LAND SURVEYOR R. R. 1, BOX 33
STILESVILLE, IND. 46180

PHONE 317-539-6225

May 5, 1981

Albert H. Moore and Cheryl Moore 203 East Columbia Street Danville, Indiana 46122

Dear Mr. and Mrs. Moore:

My services have been procured by Mr. and Mrs. Charles A. Ballinger to survey and establish the location of the northern and northeastern boundaries of the following-described parcel:

A part of Block 5 in F. R. Crawford's Addition to the Town of Danville, Indiana, described as follows: Beginning on the west line of said block 92 feet Northerly of the southwest corner of said block; thence Northerly along said west line 115 feet; thence Easterly parallel with the south line of Columbia Street 70 feet; thence Southeasterly to the northeast corner of the South 92 feet of the West 48.46 feet of Lot 4 in said block; thence Westerly parallel with the south line of said block to the point of beginning.

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Yours truly,

Stanley M. Shartle