

No. 59063

Wm. F. Makley & Sons Subdivision

OF South Pt. O.W. 13. + Mid. Pt. 95

St. Marys, Ohio

Engineers Certificate:

I hereby certify that the accompanying Plat represents correctly the subdivision of Part of O.W. 13. and Part of O.W. 95 of St. Marys Ohio located in Sect. 10, T. 55, R. 4 E. as of Field Survey

H. R. Craig

Reg. Engr. 3189 Ohio

Acknowledgment: State of Ohio, Auglaize County.

Be it remembered that on this 12th day of May 1948 before me Edward S. Noble a Notary Public personally came Will F. Makley and Catherine A. Makley and acknowledged the signing and sealing of this Plat to be their voluntary act and deed for the use and purpose therein mentioned and in testimony whereof I have hereinto subscribed my name and affixed my official seal.

Edward S. Noble

Notary Public Auglaize County, Ohio

My comm exp. March 27-1950

Notarial Seal.

Certificate of Acceptance.

I hereby certify that the accompanying Plat was approved and accepted by the Council of the City of St. Marys, Auglaize County, by Ordinance No. 1314 passed this 14 day of May 1948, A.D.

Attest: Virgil Sullivan

Clerk of Council

Approved: Howard M. Palmer

Director of Service and Safety

Dedication:

Now all men by These present, that the undersigned Owners of the lands embraced in this Plat do hereby certify the said Plat as true representation of same.

Witness our hand this 12th day of May, 1948.

Witnesses:

Vincent Strat

Edward S. Noble

Will Makley

Catherine Makley

Owners

Recorded For Record:

On this 14 day of May A.D. 1948 at 1:30 o'clock A.M. Recorded August 4, 1948 Auglaize County Record Office Vol. 11, page 77.

Roy Sullivan

Recorder Auglaize County, Ohio

Restrictions:

1. No buildings shall be erected, altered, placed, or be permitted to remain closer to any street in the subdivision than shown on the plat of said Sub-division for building lines.
2. No buildings shall be located on any residential lot nearer than thirteen (13) feet to the front lot line, nor nearer than ten foot feet to any side street line.
3. No trailer, basement, tent, camp, shack, garage, barn or other outbuilding erected in the tract shall at any time be used as a residence.
4. No dwelling costing less than Five thousand (\$5,000.00) dollars shall be erected or permitted on any lot in this sub-division.
5. These covenants are to run with the land and shall be binding on all parties and all persons claiming under them until January 1, 1966, when time covenants shall be automatically extended for successive periods of ten (10) years unless by vote of majority of the then owners of the lots it is agreed to change the said covenants in whole or in part.
6. If the parties hereto or any of them or their assigns shall violate or attempt to

(over)

Violate any of the covenants herein. It shall be lawful for any person owning any lot, lots or portion thereof situated in the said subdivision to prosecute any proceeding at law or in equity against the person or persons violating or attempting to violate any such covenant or covenants and either to prevent him or them from doing so or to recover damages or other dues for such violation.

7. Invalidity of any one of the covenants by judgment or court order shall in no wise affect any of the other provisions which shall remain in full force and effect.

For Plat Refer to Plat Vol. A - Page 74.

Roy Sullivan - Recorder
Lura Mae Pison - Deputy