

NOTICE OF SHERIFF'S SALE OF REAL ESTATE

STATE OF INDIANA:
COUNTY OF NOBLE:

IN THE NOBLE CIRCUIT COURT
JANUARY TERM, 1950
CAUSE NO. 15824

The Campbell & Fetter Bank,)

Plaintiff (

v.)

FORECLOSURE OF MORTGAGE

Don L. Oliver, Sr. and (
Artie Mae Oliver, husband
and wife,)

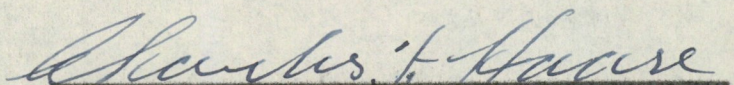
Defendants (

The undersigned, Sheriff of Noble County, Indiana, hereby gives notice that he will sell, in accordance with law, real estate hereinafter described, or so much thereof as may be necessary to satisfy the judgment, interest and costs, in the above-entitled cause of action, at public auction, for cash and to the highest bidder, at the east door of the Courthouse in Albion, Noble County, Indiana, between the hours of 9:00 a.m. and 12:00 noon, on the 15th day of March, 1950.

Said real estate is described as follows, to-wit:

The South half of Lot number Five (5) in Block number Two (2) in Minot's Addition to the town, now city, of Kendallville, Noble County, Indiana.

In Witness Whereof, I have hereunto set my hand this 7th day of February, 1950.


Charles F. Haase
Sheriff, Noble County, Indiana

One Posted on Corner of Diamond st & So Oak st Kendallville.Ind. One poster
One posted on corner of first alley west of Main st on Mitchell st Kendallville.Ind.
One posted in the City building main floor ,Kendallville.Ind.
One posted on bullitin board at east door of Court house Noble County Indiana.
Feb 7 1950

State of Indiana, Noble County, SS:

In the Noble Circuit Court of Indiana

No. 15824 The Campbell & Fetter Bank

vs

Foreclose Mortgage.

Don L. Oliver and Artie Oliver

The State of Indiana, to the Sheriff of Noble County, Indiana;

Greeting;

Be it remembered that on 9th day of May, 1949, the same being the 1st Judicial day of the May, 1949, term of the Noble Circuit court of Indiana, held in the court house in the town of Albion in said County and state, commencing on the second Monday of May, 1949, the Honorable Fred L. Bodenhafer, Judge of said Court presiding, the following proceedings were had and findings, judgments, decrees and orders of sale made, rendered and entered by said court in the above and foregoing cause, to-wit:

78-372
may 9, 1949

No.- 15824 The Campbell & Fetter Bank)
vs) Foreclosure of Mortgage
Don L. Oliver and Artie Oliver)

Comes now the parties by counsel, and this cause being at issue, is submitted to the court for trial without the intervention of a jury, and the court having heard the evidence, and being duly advised in the premises, finds for the plaintiff, and that the allegations of plaintiff's complaint are true and that there is due the plaintiff from the defendants, Don L. Oliver, Sr. and Artie Mae Oliver, husband and wife, on the note sued upon in the complaint, the sum of \$4543.84, and the further sum of \$165.00, as fees for services of plaintiff's attorneys, and which sum plaintiff is entitled to recover from defendant, together with costs of this action, all without relief from valuation or appraisement laws; and the court further finds that said sums are secured by a mortgage upon the real estate described in plaintiff's complaint, and that plaintiff is entitled to have said mortgage foreclosed as against said defendants, and said real estate sold.

It is therefore considered and adjudged by the court that the plaintiff have and recover of and from said defendants, Don L. Oliver, Sr. and Artie Mae Oliver, the said sum of \$4,708.84, together with costs of this action, and all accruing costs, without relief from valuation or appraisement laws.

And it is furthered, adjudged and decreed by the court that the equity of redemption of the defendants, Don L. Oliver, Sr. and Artie Mae Oliver, and all of the persons claiming from, under, or through them, in and to the real estate described in the complaint, lying and being in the County of Noble, State of Indiana, and described as follows, to-wit: The South half of lot number Five (5) in Block number Two (2) in Minot's Addition to the town, now city, of Kendallville be, and the same is, forever barred and foreclosed, and that said described real estate, and all the right, title, interest, and claim of said named defendants, and of all persons claiming from, under, or through them, in and to the same, or so much thereof as may be necessary for that purpose, shall be sold by the Sheriff of said County of Noble, State of Indiana, as other lands are sold on execution, the sale to be without any relief from valuation or appraisement laws.

The Proceeds arising from said sale to be applied as follows, to-wit: First, to the payment of the costs and accruing costs herein; second, to the payment of the amount found due plaintiff on the claim sued upon herein, being the amount of the judgment hereinbefore rendered, together with interest from this date; third, the over plus, if any there be, to be paid by the sheriff to the clerk of this court for the use of the party or parties lawfully entitled and authorized to receive the same.

In the event said mortgage premises shall fail to sell for a sum sufficient to pay and satisfy said judgment, interest, costs, and assuring costs, the residue thereof remaining unpaid shall be levied of the goods and chattels and lands and tenements of said defendants, Don L. Oliver, Sr. and Artie Mae Oliver, subject to execution; and sale thereof shall be made without any relief whatever from valuation or appraisement laws.

State of Indiana,

Noble County, SS:

I, Dorabelle Frymier, Clerk of the Noble Circuit Court of Noble County, in the State of Indiana, do hereby certify that the attached and foregoing is a full, true and complete copy of the proceedings had and of the findings, judgments, decrees and orders of sale made, rendered and entered in and by said court in said cause on said 9th day of May, 1949, as the same appears of record in my office in the court house at the town of Albion, in said County and State.

In Witness Whereof, I hereunto subscribe my name and hereto affix the seal of said court at my office this 2nd day of Feb., 1950.

Dorabelle Frymier
Clerk Noble Circuit Court

You are therefore commanded, after giving the notice required by law, to sell the said real estate in the foregoing judgment and decree described as therein directed and as provided by law, without relief from valuation and appraisement laws, and apply the proceeds arising therefrom as therein ordered, and that then of any other property of said defendants, Don L. Oliver and Artie Oliver, subject to execution, you levy, without relief from valuation and appraisement laws, any balance remaining unpaid of the judgments rendered against said defendants, together with interest and costs and have the same at my office to satisfy said judgment, interest and costs and return this writ with your proceedings endorsed thereon within ~~sixty~~ ^{sixty} hundred days from this date.

In Witness Whereof, I hereunto subscribe my name and hereto affix the seal of said court at my office in the court house at the town of Albion, in said County and State, this 2nd day of February, 1950.

Dorabelle Frymier
Clerk Noble Circuit Court.

In the Noble Circuit Court, Jan. Term, 1950

No.-15824 The Campbelle & Feter Bank

vs

Foreclose Mortgage.

Don L. Oliver and Artie Oliver

Statement of costs.

Clerk's Costs.....	8.00
Docket Fee.....	2.00
Sheriff's Fee.....	3.45
Total.....	13.45

State of Indiana, Noble County, SS:

I, Dorabelle Frymier, Clerk of the Noble Circuit Court of Noble County, in the State of Indiana, do hereby certify that the above and foregoing is a full, true and complete statement and list of all the accrued costs in the above entitled cause as the same appears of record in my office.

In Witness Whereof, I hereunto subscribe my name and hereto affix the seal of said court this 2nd day of February, 1950.

Clerk Noble Circuit Court.



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No.15824

The Campbell & Fetter Bank

VS

Don L.Oliver and Artie Oliver

Judge.favor pltf.....4708.84

Interest to issue..... 207.20

Costs to issue..... 13.45

\$929.49

O.B.78 P.372 Ed.37 P.269

J.D.18 P.227 Ex.12 P.237

FILED
MAR 15 1950

Dorabelle Frymire

CLERK NOBLE CIRCUIT COURT
Finley & Finley Attorneys

This writ came to hand 2nd day of February 1950 I served by advertising for sale according to law and on March 15 1950 at 10AM I sold at the east door of the Noble County Court house in Albion Indiana The real estate to Campbell & Fetter Band of Kendallville Indiana for the sum of \$5100.00 which I paid to Dorabelle Frymire Clerk Noble County and return his 15th day of March 1950 wholly satisfied.

Charles F. Haver Sheriff
Noble County

~~XXXXXXXXXX~~
Miles 2.60
~~service .40~~
~~Copy .25~~
~~D&R .25~~

~~Deed 1.00~~
~~Interest 22.00~~
~~Sheriff Fee 50.00~~

~~\$87.35~~

~~9.59 news here paper~~

~~XXXXXX~~

~~8.60~~

Miles posting bills 32.50
Miles 2.60
Service .40
Copy .25
D&R .20
Deed 1.00
Sheriff Fee 50.00
Stamps 6.05
Add News Sun 9.59
Total 79.59

5-795-

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