Exhibit 8

FILED
U.S. DISTRICT COURT
INDIANAPOLIS DIVISION
00 JUL 26 AM 10:08
SOUTHERN DISTRICT
OF INDIANA
LAURA A. BRIGGS
CLERK

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF INDIANA
INDIANAPOLIS DIVISION

INDIANA CIVIL LIBERTIES UNION, *et al.*,	)	
	)	
Plaintiffs,	)	
	)	
v.	)	No. IP-00-0811-C B/S
	)	
FRANK O'BANNON, *et al.*,	)	
	)	
Defendant.	)	

STIPULATIONS OF FACT

Come now the parties and stipulate to the following facts. Although the parties stipulate to these facts, they do not agree that they are necessarily relevant to the resolution of this matter and reserve the right to object to their use on that ground. These stipulations only bind the parties for purposes of the preliminary injunction.

1. Indianapolis is the capital of the State of Indiana.

2. The Indiana Statehouse is located in Indianapolis and contains the office of the Governor, the Indiana General Assembly and the offices of the members of the General Assembly, the Indiana Supreme Court and the offices of the justices, the Indiana Court of Appeals and offices of some of the judges of the Indiana Court of Appeals as well as the offices of certain other Indiana constitutional and statutory officeholders.

3. The Statehouse is located between Ohio Street to the North, Washington Street to the South, Capitol Avenue to its East and Senate Avenue to the West.

4. Immediately to the North of Washington Street there is a large plot of land on the grounds of the Statehouse immediately in front of the South entrance to the Statehouse. It is approximately 1.93 acres.

5. Washington Street was formerly U.S. 40.

6. The attached document, Exhibit 1, accurately quotes the comments of Governor Frank O'Bannon.

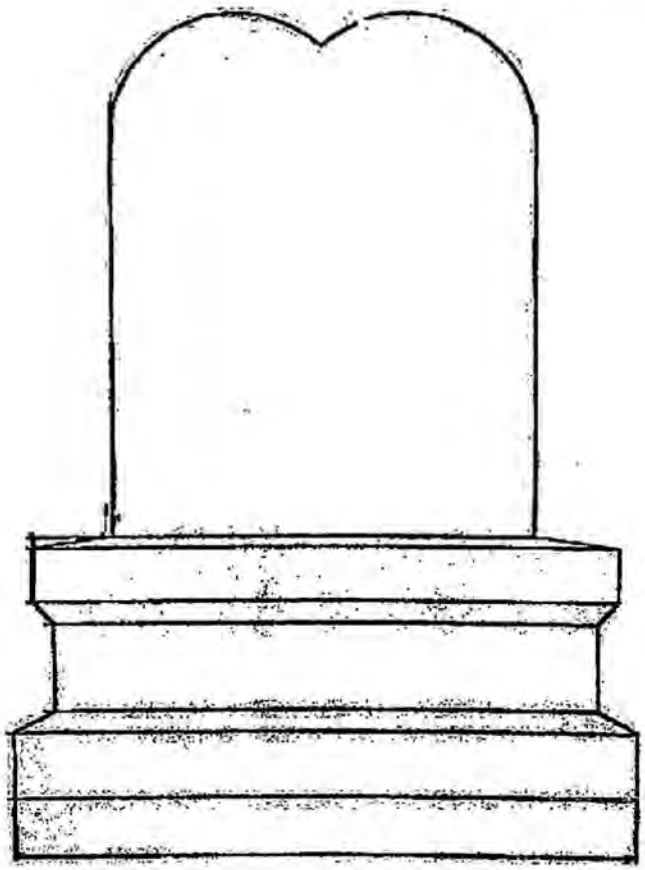
7. The planned monument will be made of two blocks of Indiana limestone and will be approximately 11,500 pounds in weight.

8. The monument will consist of a rectangular base block which will be approximately 6' 7" wide, 4' 7" deep and 2' 8" in height.

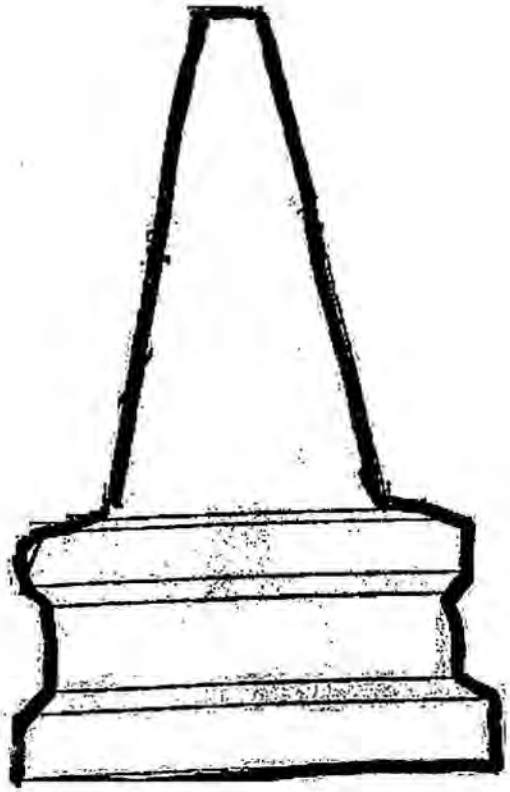
9. On top of this rectangular block will be a four sided block of limestone that will be tapered at its highest point. The block will be about 4' 4" tall and will go from 3' wide at its base to 6" wide at its highest point. The two larger sides of the block will be approximately 3' 7" in width. The two small sides will taper from approximately 2 ½ feet in width to approximately 6" in width.

10. Taken together, therefore, the monument, including both blocks, will be approximately 7' wide at its highest point and 6' 7'' wide at its widest point. It will be more than four feet deep at its deepest point.

It will appear as indicated below.



Front view



Side view

11. One large face of the monument will have inscribed on it the following:

TEN COMMANDMENTS

I. THOU SHALT HAVE NO OTHER GODS BEFORE ME

II. THOU SHALT NOT MAKE UNTO THEE ANY GRAVEN IMAGE

III. THOU SHALT NOT TAKE THE NAME OF THE LORD THY GOD IN VAIN

IV. REMEMBER THE SABBATH DAY TO KEEP IT HOLY

V. HONOR THY FATHER AND THY MOTHER THAT THY DAYS MAY BE LONG IN THE LAND WHICH THE LORD THY GOD GIVETH THEE

VI. THOU SHALT NOT KILL

VII. THOU SHALT NOT COMMIT ADULTERY

VIII. THOU SHALT NOT STEAL

IX. THOU SHALT NOT BEAR FALSE WITNESS AGAINST THY NEIGHBOR

X. THOU SHALT NOT COVET THY NEIGHBORS HOUSE OR WIFE OR ANYTHING THAT IS THEY NEIGHBORS

12. There will be nothing else on this side of the monument.

13. It is unclear how large the lettering spelling the "Ten Commandments" on the monument will be. The text of the monument itself will be approximately one (1) inch in height.

14. On the other large face of the monument there will be carved into the limestone the text of the Bill of Rights underneath a heading entitled "Bill of Rights".

15. The text will be within the same tablet shape as the Ten Commandments. There will be nothing else on this side of the monument.

16. Because the text of the Bill of Rights is longer than that of the Ten Commandments the lettering of the text of the Bill of Rights will be approximately 5/8" high.

17. On one of the small sides of the monument will be carved the following:

> Gift of the Indiana Limestone Industry – 2000 A.D.
>
> This monument replaces one donated by the Aeries and Auxiliaries of the Indiana Fraternal Order of the Eagles on October 25, 1958.

18. It is unclear how large the above lettering will be. But, it will be balanced with the rest of the monument.

19. On the other side of the monument will be carved the Preamble to the Indiana Constitution. It will not be labeled in any way and will therefore indicate:

> To the end, that justice be established, public order maintained, and liberty perpetuated: We, the People of the State of Indiana, grateful to Almighty God for the free exercise of the right to choose our own form of government, do ordain this Constitution.

20. At this time it is not clear how large the above lettering will be and whether all, or a portion of the text will be in large or small type. However, it will be balanced with the rest of the monument.

21. The monument is being constructed with donated labor and materials by various members of the limestone industry in, and around, the Bedford, Indiana area.

22. State Representative Brent Steele worked out an initial design for the monument and this design was refined by Hoosier Drafting, a design firm that donated its labor.

23. The monument will be available for delivery to the State of Indiana no earlier than mid-August of 2000.

24. From 1958 until 1991 a monument containing the Ten Commandments was located in the southwest portion of the Statehouse lawn. It had been donated by the Fraternal Order of Eagles and was knocked over by vandalism in 1991.

25. This former monument was 7' high, 3' wide and flanked by smaller tablets which listed all the chapters and auxiliaries of the Eagles in Indiana.

26. One of the plaintiffs, Steven Schroeder, was convicted of misdemeanor criminal mischief for vandalizing the former monument.

27. Representative Steele intended the text of the Ten Commandments on the new monument to be identical to that on the former monument.

28. The new monument will be located near the site of the former monument near the Southwest corner of the grounds of the Statehouse. The exact location has not yet been determined. It is also still not clear how the new monument will face.

29. The new monument will be installed with donated labor and its installation will not cost the State of Indiana anything.

30. The attached diagram, Exhibit 2, demonstrates the location of other monuments and points of interest on the exterior grounds of the Statehouse along with their photographs.

31. On the interior of the Statehouse there is a plaque stating "In God We Trust" on the side of one of the pillars in the Rotunda. The plaque is approximately 8 ½" by 18". A similar plaque is contained in the Courtroom of the Indiana Supreme Court which is located on the Third Floor of the Statehouse.

32. On the Fourth Floor of the Statehouse there is a room designated as a "Meditation Room." It is used for, among other things, religious worship as well as meditation.

33. Exhibit 2 is drawn to scale. One inch on Exhibit 2 is approximately 100 feet.

34. The site of the former Ten Commandments monument is within the triangular portion of grass shown on Exhibit 2 as containing the Schricker tree (numbered 3 on Exhibit 2).

35. The site is approximately 113 feet north of the north edge of the Washington Street sidewalk, approximately 83 feet south of the middle of

the east-west walkway that touches the South side of the Statehouse, and approximately 19 feet east of the Senate Avenue sidewalk.

36. The site of the former monument is approximately 41 feet away from Governor Schricker's tree (No. 3 on Exhibit 2) and 92 feet away from the National Historic Civil Engineering Landmark (No. 4 on Exhibit 2).

37. The Christopher Columbus monument (No. 2 on Exhibit 2) is approximately 43 feet north of the east-west sidewalk that touches the South side of the Statehouse.

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OFFICE OF THE GOVERNOR
INDIANAPOLIS, INDIANA 46204-2797

FRANK O'BANNON
GOVERNOR

For immediate release Tuesday, March 14, 2000

New monument will include Bill of Rights

O'Bannon signs 10 Commandments bill; outlines new Statehouse monument design

Governor Frank O'Bannon today signed legislation to let state and local governments display the 10 Commandments in a historical context.

At the same time, O'Bannon announced that a new monument will be erected on the Statehouse lawn this summer, featuring not only the 10 Commandments but also the preamble to the U.S. Constitution and the Bill of Rights.

"For more than three decades, a monument inscribed with the 10 Commandments stood on the Statehouse lawn as a reminder of some of our nation's core values," the governor said.

"Soon those words will stand alongside the abiding principles of our form of government, especially its protections of individual rights," O'Bannon added. "They're ideals we all need to be reminded of from time to time."

Effective July 1, House Enrolled Act 1180 permits units of government, including schools, to display the Ten Commandments, if they so choose, along with other documents of historical significance that have formed and influenced the legal or governmental system of the United States.

The legislation received overwhelming bipartisan support, adopted by votes of 90-6 in the Indiana House of Representatives and 40-10 in the state Senate.

Representative Jerry Denbo authored the bill, whose lead sponsor was state Senator Kent Adams. State Representative Brent Steele co-authored and is spearheading the monument project.

"Our entire Statehouse is rich with other monuments to our heritage," Steele said. "This new monument will soon take its proper place alongside such historic figures as Oliver P. Morton, Thomas A. Hendricks, George Washington and Christopher Columbus."

"The new monument will be an integral part of the Statehouse setting, which honors the history of our state and our nation," O'Bannon added.

Also displayed on the Statehouse lawn are memorials to returning veterans of the Civil War and to the wartime efforts of Hoosier women.

Other markers note the significance of U.S. Highway 40, which passes the Statehouse. In the 1800s it was known as the National Road, and Congress used it to promote the young nation's westward settlement.

In addition to the historical text to be inscribed on the new monument, Steele said it will honor the Indiana State Aerie and Auxiliaries of the Fraternal Order of Eagles, based in Anderson, which donated an earlier 10 Commandments monument to the state in 1958.

"In the fifties, Eagles lodges across the country donated monuments like the one we had to their home states," Steele said. "We thought it only right that we note on the new monument that it replaces one given so generously before."

After gracing the Statehouse lawn for three decades, the original monument was broken in a series of acts of vandalism. The Eagles reclaimed and repaired it at a cost of about $2,500. It now stands outside the Anderson lodge, somewhat battered but still at its original 6-foot height and 5-foot width.

The new monument, valued at more than $20,000, will be about 4 feet high, 5 feet wide and 4 feet deep. It will stand on the spot formerly occupied by the Eagles' monument.

Jack R. Moore, state conductor of the Indiana State Aerie, Fraternal Order of Eagles, and an officer of the Anderson lodge, said he looks forward to the dedication ceremony for the new monument.

"We were proud to have donated the first monument, and we're really pleased to be recognized on the new one," Moore said. "It's a wonderful thing for the state."

To be carved from a 9-ton block of Lawrence County limestone, the monument is planned as a gift to the state solicited by Representative Steele from five Southern Indiana companies. They will provide the stone, design and carve it and then transport and install it.

"On behalf of all Hoosiers, I want to thank Representative Steele, the Elliott Stone Company, Evans Limestone Company, Watterson Monument Service, Hoosier Drafting and Charles Jones, engineer, for their generosity," O'Bannon said. "The monument they envision will be a wonderful addition to the many historic markers on the Statehouse grounds.

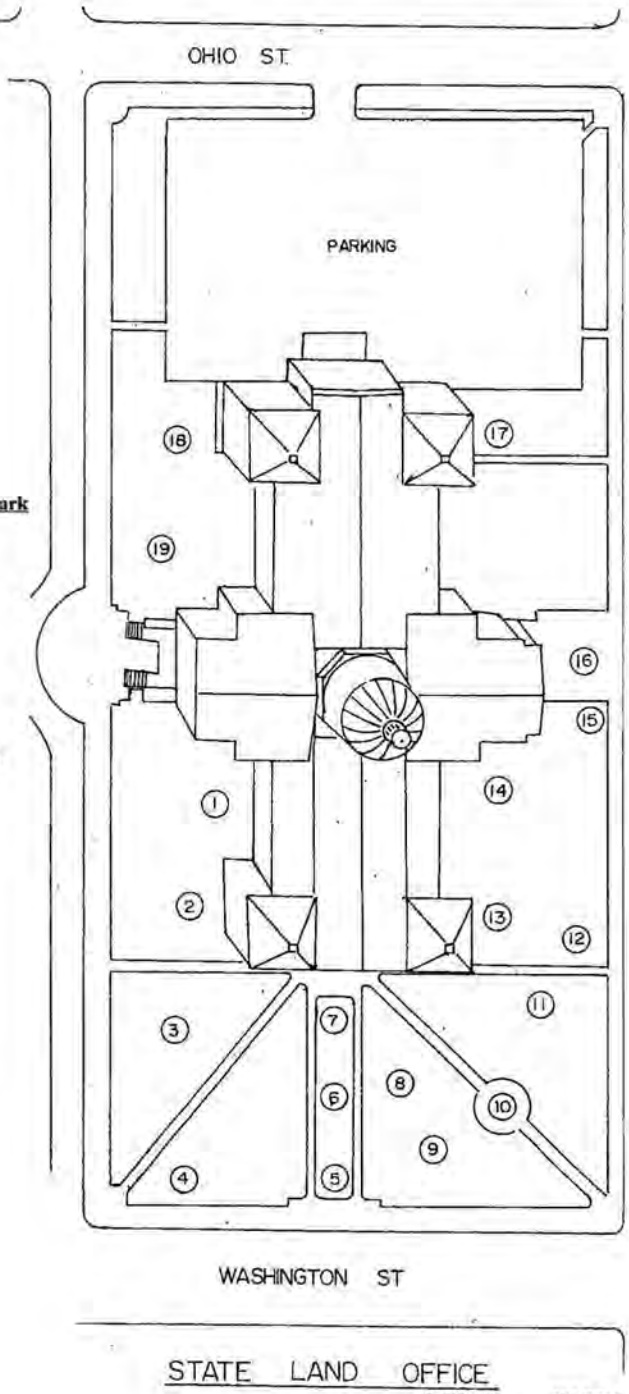
Reporters'

contact: Phil Bremen or Cheryl Reed, 317-232-4578

News Release Index

Governor Homepage - *Agency Listing* ACCESS INDIANA Information Network *Keyword Search* - *Contact Network*

"The Official Website of the State of Indiana"



1) **Each Governor Plant a Tree**
Governor Henry F. Schricker
Dedicated by Albert Williams
Knox American Legion Post
April 29, 1946
Plaque 24" x 16"

2) **Christopher Columbus Monument**
Erected 1920 by Italians of Indiana
6' 4 ½" x 6' 8 ½" base x 12' tall

3) **Each Governor Plant a Tree**
Governor Henry F. Schricker
Dedicated April 14, 1944
Plaque 1' x 1'

4) **National Historic Civil Engineering Landmark**
Dedicated October 12, 1976
4' tall x 2' wide

5) **The National Road Monument**
7' tall x 3' wide

6) **George Washington Monument**
Dedicated by: the Freemasons of Indiana,
The George Washington Commission, and
The Grand Lodge Free and Accepted
Masons of the State of Indiana, May 19, 1987
5' 6" wide x 3 ½' deep x 5' tall

7) **Robert Dale Owen Monument**
Dedicated 1911
3' ½" wide x 3' ½" deep x 5' tall

8) **Martin H. Miller**
Tree dedication April 30, 1982
Plaque 2' ½" x 1' 5"

9) **Governor Matthew E. Welsh**
Tree dedication April 14, 1961
Sponsored by Assoc. of Soil and Water
Conservation Districts of Indiana and
Explorer Post, B.S.A. of Indianapolis
Plaque 1' 7" x 1' 2"

10) **Thomas Andrew Hendricks Statue**
Erected 1890
Vice President 1885
Governor 1873-77
Senator 1863-69
20' wide x 12' deep x 30' tall

11) **Governor Ralph F. Gates**
Tree dedication April 26, 1946
Plaque 1' x 1'

12) **Unknown Marker**
Plaque 1' 1" x 1' x 1"

13) **Governor Townsend**
Tree dedication January 26, 1940
By North Judson Legion Post
Plaque 8" x 10"

14) **Bicentennial Moon Tree**
Governor Otis Bowen
Tree dedication April 9, 1976
Plaque 1' 2" x 1' 12"

15) **State Capitol Historical Marker**
3' 9" x 3' 6" x 7' tall

16) **Oliver Perry Morton Statue**
Dedicated by The Grand Army of the Republic
Governor 1861-67
Senator 1867-77
20' x 15' x 35' height

17) **Lt. Governor Crawford F. Parker**
Tree dedication April 10, 1959
Contributed by Indiana Arborist Assoc.
Plaque 1' 8" x 1' 1"

18) **Unknown Marker**
Plaque 2' x 2'

19) **Coal Miner Statue**
3' x 3' x 11' - 1966

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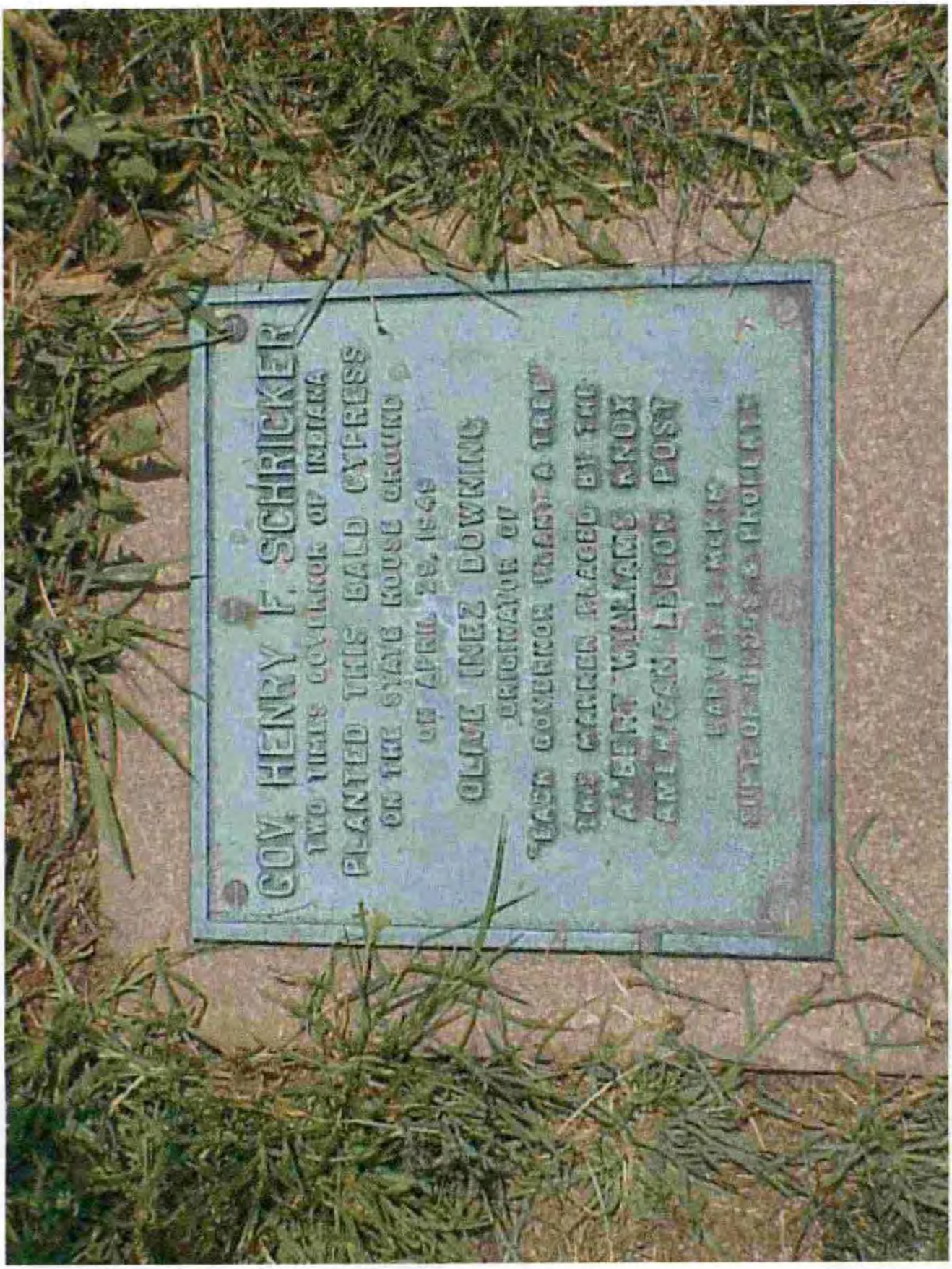
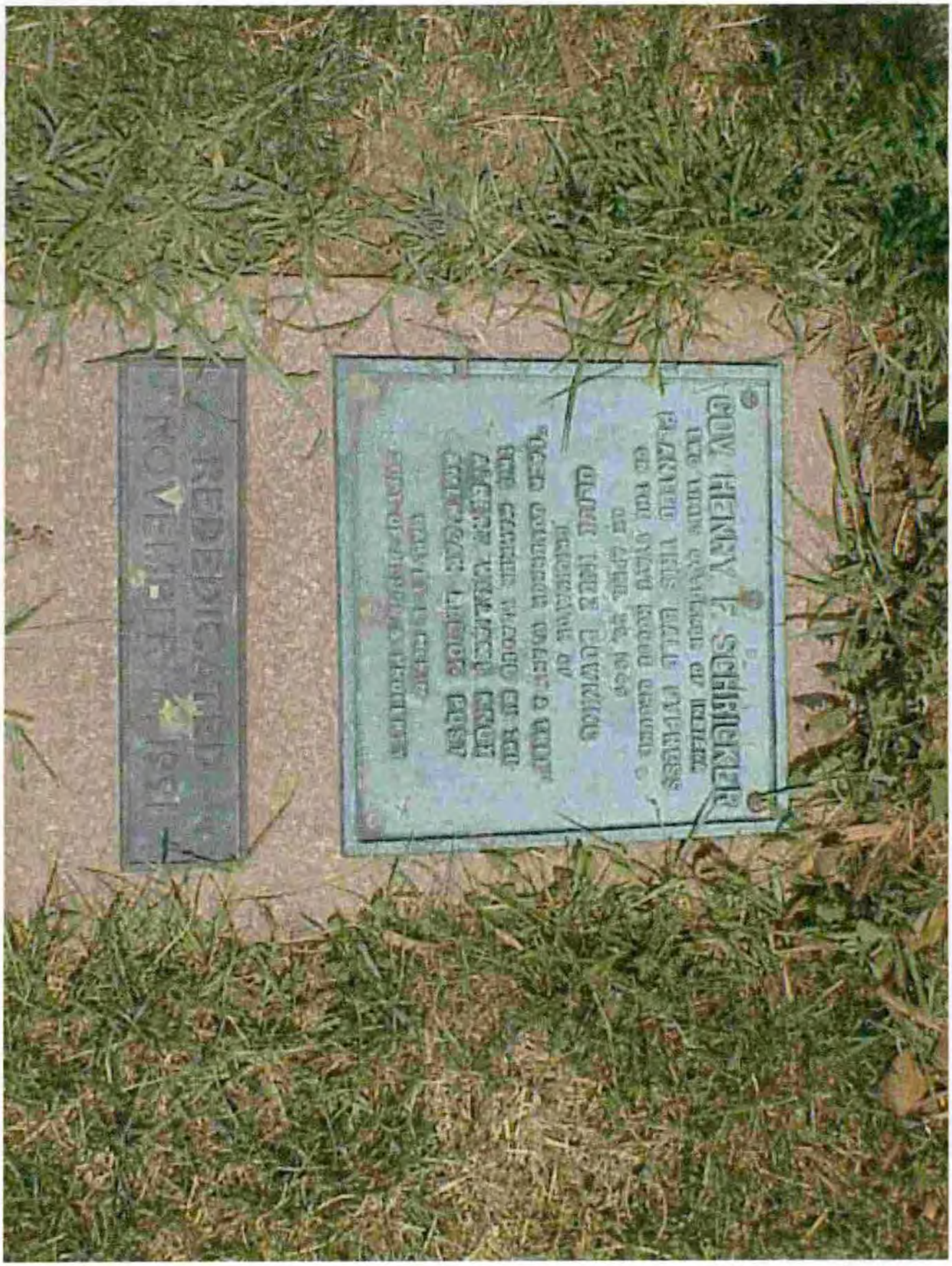
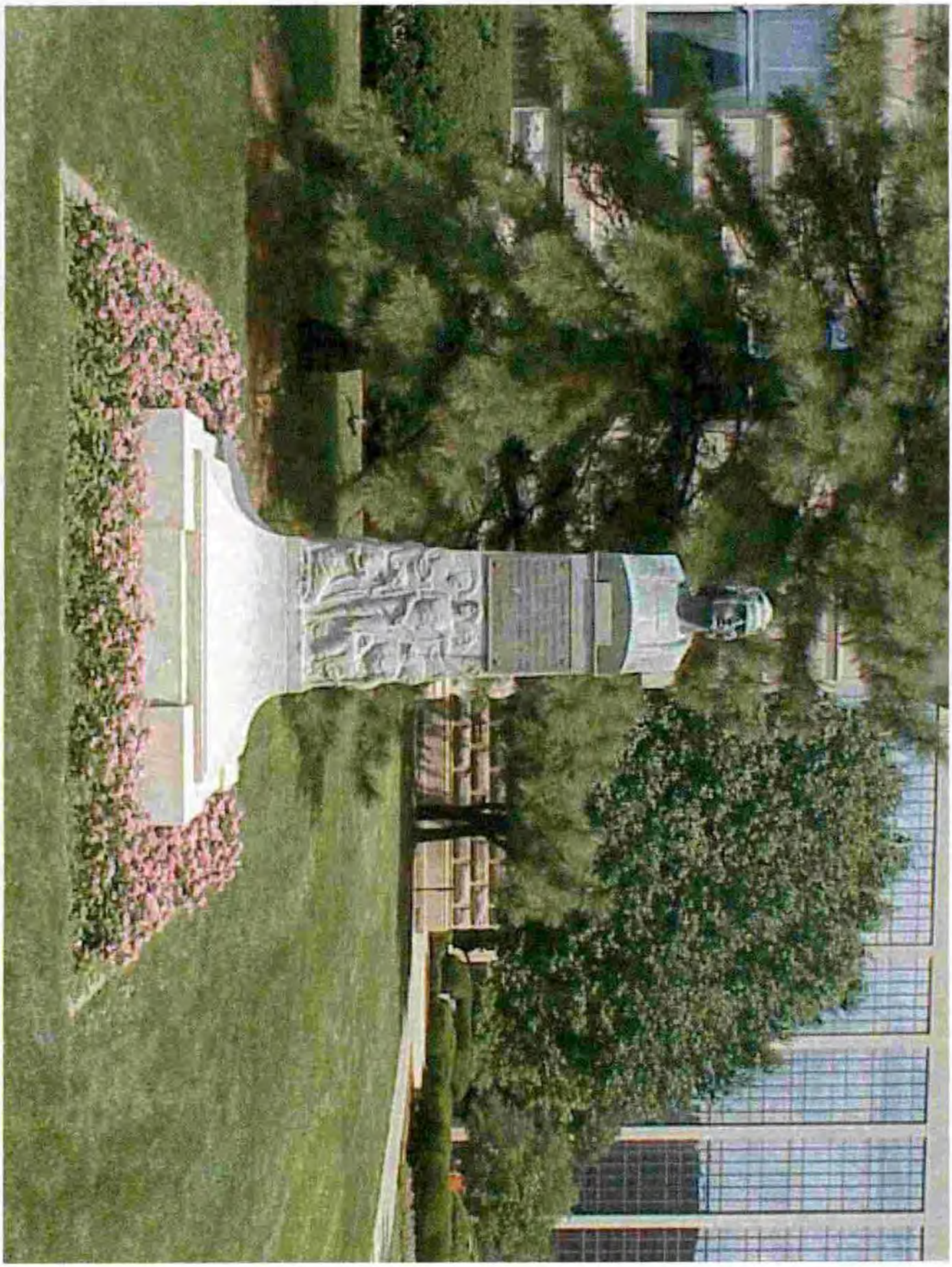
Ex. 2


GOV. HENRY F. SCHRICKER
TWO TIMES GOVERNOR OF INDIANA
PLANTED THIS BALD CYPRESS
ON THE STATE HOUSE GROUND
ON APRIL 29, 1949
OLIVE INEZ DOWNING
ORIGINATOR OF
"LADY GOVERNOR PLANT A TREE"
THIS MARKER PLACED BY THE
ALBERT WILLIAMS KNOX
AMERICAN LEGION POST

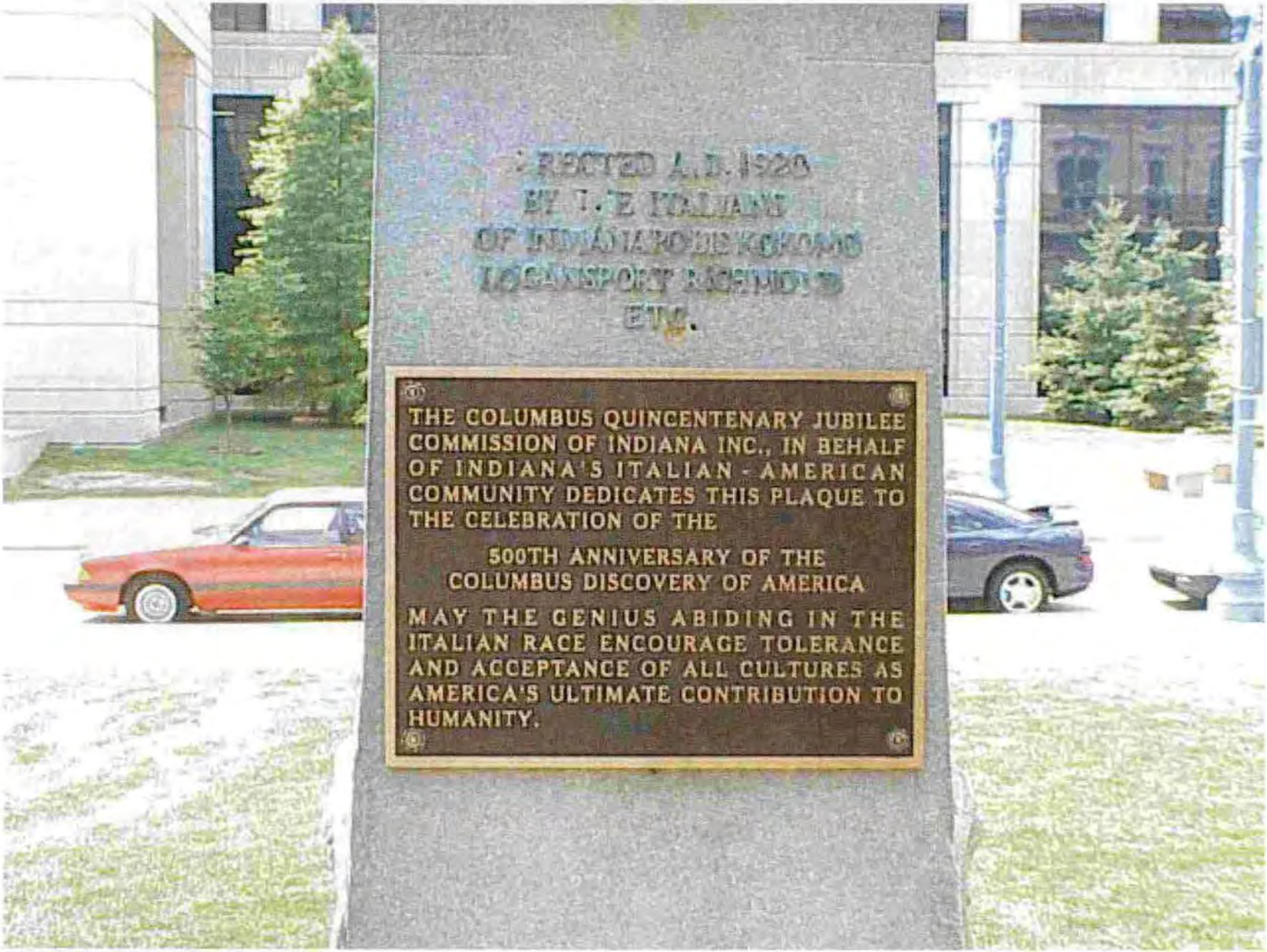

REDEDICATED
NOVEMBER 6, 1991
ORIGINATION OF
"EGEN GOVERNOR PLANT A TREE"
THE MARKER PLACED BY THE
AYCORT WILLIAMS KNOX
AMERICAN LEGION POST
HARVEY E. KING
SUPT OF BLDGS & PROPERTY


GOV. HENRY F. SCHRICKER
REDERICK
MEMORIAL

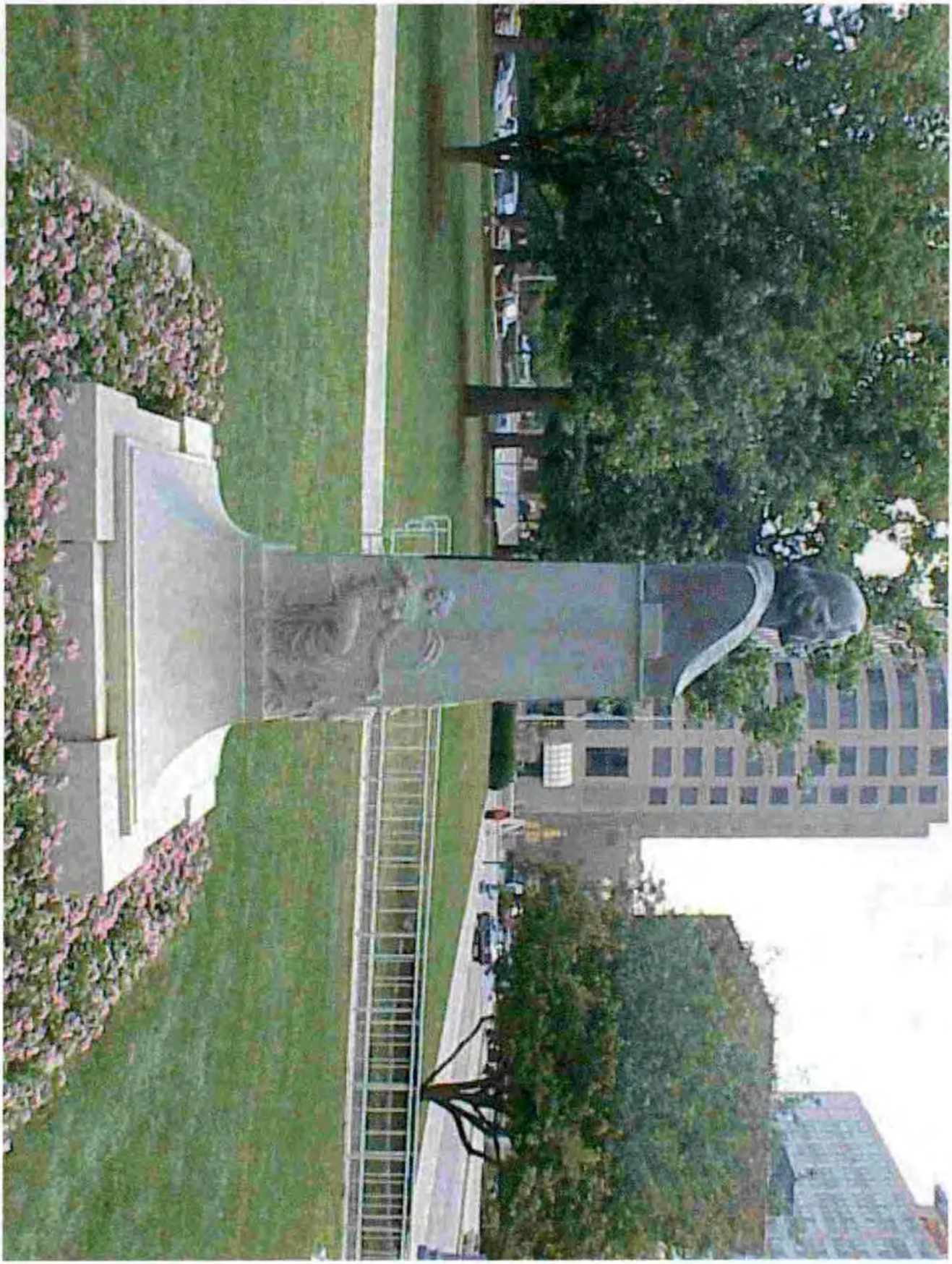



CHRISTOPHER COLUMBUS
BORN IN GENOA, ITALY 1451. DISCOVERED
AMERICA OCTOBER 12, 1492. THIS LAND
OF OPPORTUNITY AND FREEDOM WAS
THUS PRESERVED FOR HUMANITY BY THE
PERENNIAL GENIUS ABIDING IN THE
ITALIAN RACE.
REFURBISHED BY
KNIGHTS OF COLUMBUS 1956

2


ERECTED A.D. 1928
BY THE ITALIANS
OF INDIANAPOLIS KOKOMO
LOGANSPORT MICHIGAN
ETC.
THE COLUMBUS QUINCENTENARY JUBILEE COMMISSION OF INDIANA INC., IN BEHALF OF INDIANA'S ITALIAN - AMERICAN COMMUNITY DEDICATES THIS PLAQUE TO THE CELEBRATION OF THE
500TH ANNIVERSARY OF THE COLUMBUS DISCOVERY OF AMERICA
MAY THE GENIUS ABIDING IN THE ITALIAN RACE ENCOURAGE TOLERANCE AND ACCEPTANCE OF ALL CULTURES AS AMERICA'S ULTIMATE CONTRIBUTION TO HUMANITY.



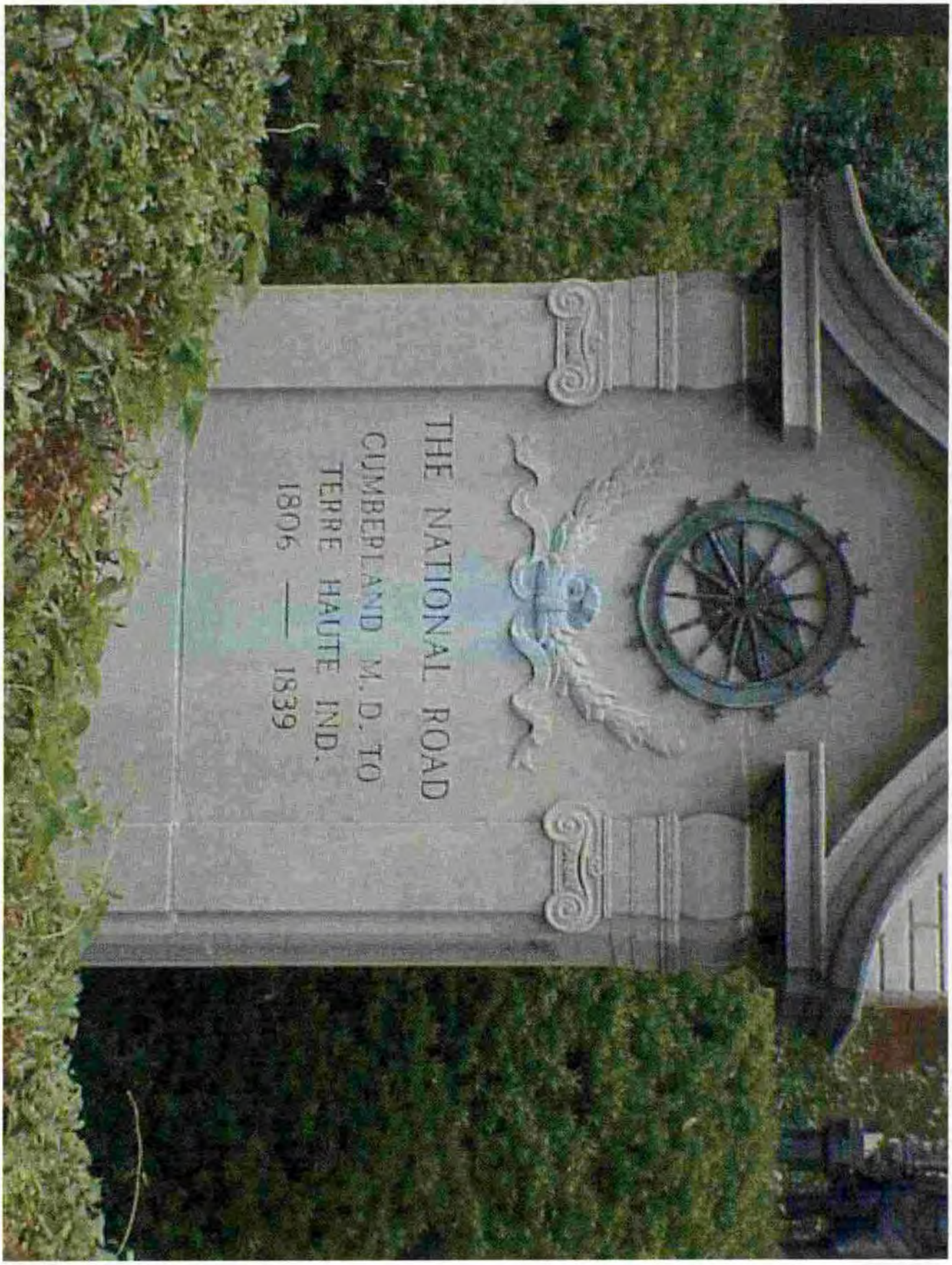



GOV. HENRY F. SCHRICKER
PLANTED THIS SYCAMORE
ON ARBOR DAY APRIL 14, 1944
OLIVE INEZ DOWNING
ORIGINATOR OF
"EACH GOVERNOR PLANT A TREE"
MARKER PLACED SEPT. 28, 1949
HARVEY E. McKIM — BLDG. SUPT.


ACCEPTED BY
GOVERNOR
OTIS R. BOWEN, MD.
OCTOBER 12, 1976


NATIONAL HISTORIC
CIVIL ENGINEERING LANDMARK
THE NATIONAL ROAD
ACCEPTED BY
GOVERNOR
OTIS R. BOWEN, M.D.
OCTOBER 12, 1976

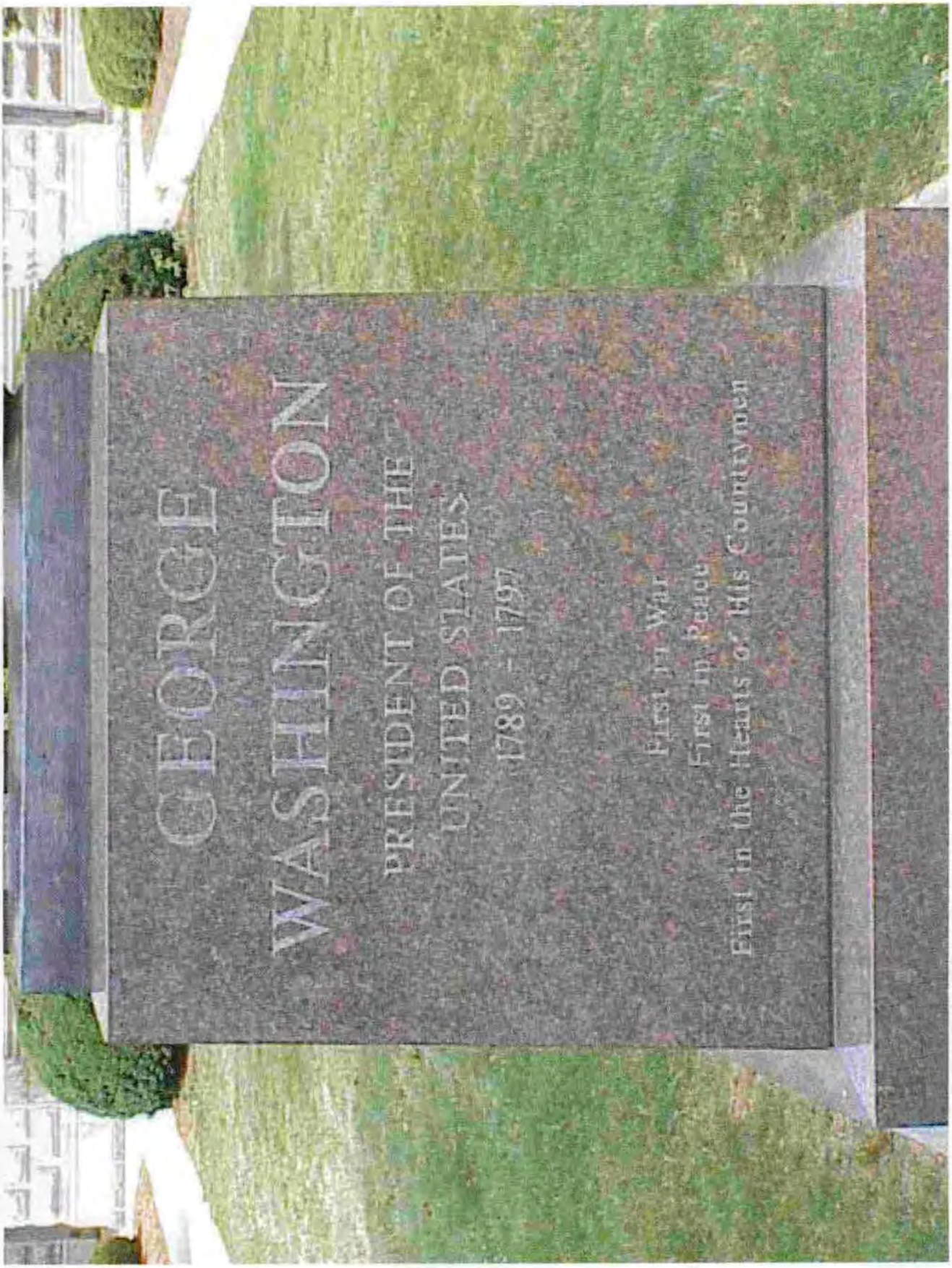

THE NATIONAL ROAD


THE NATIONAL ROAD
CUMBERLAND M. D. TO
TERRE HAUTE IND.
1806 — 1839

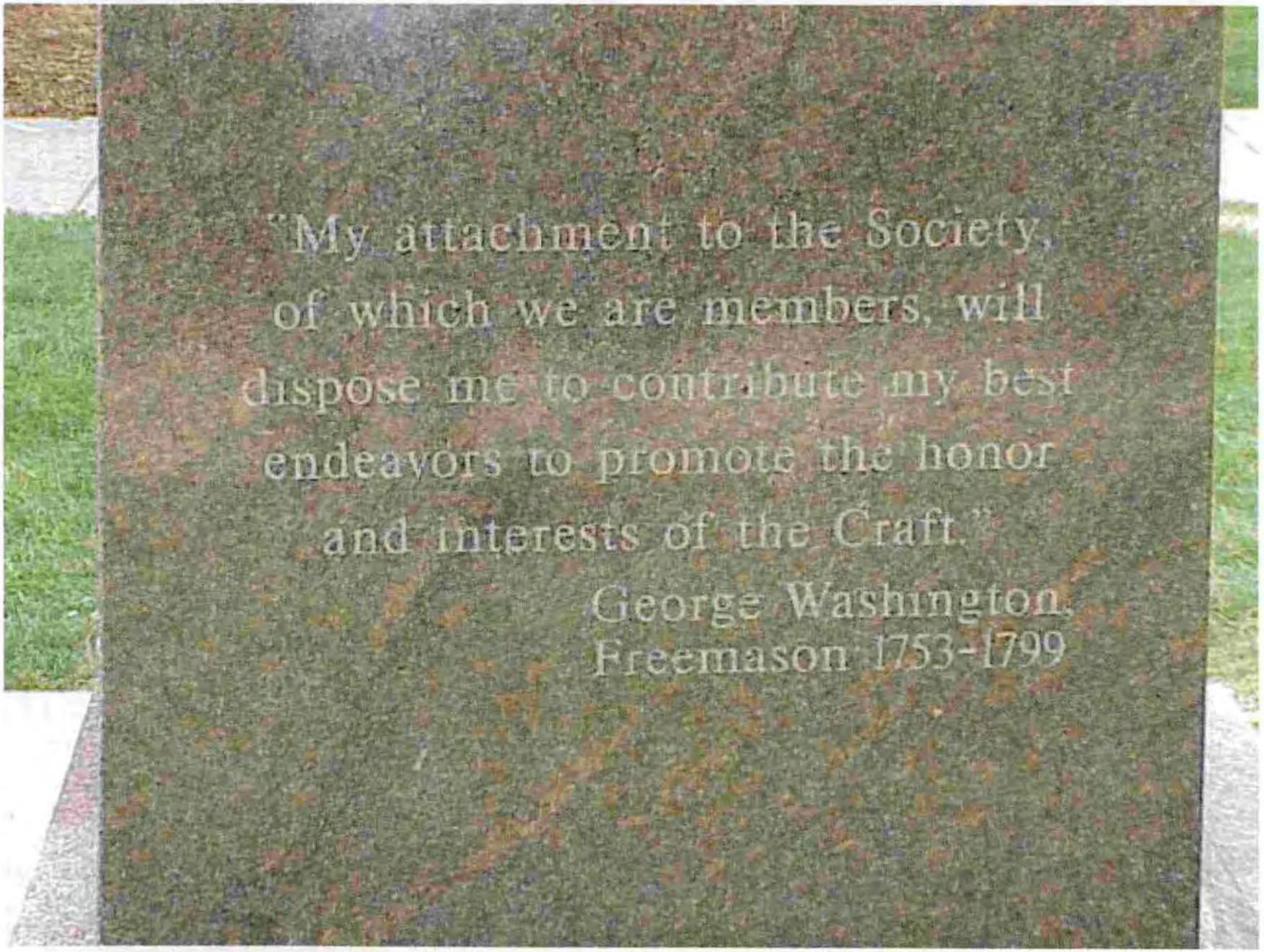
5


GEORGE
WASHINGTON


GEORGE
WASHINGTON


GEORGE
WASHINGTON
PRESIDENT OF THE
UNITED STATES
1789 - 1797
First in War
First in Peace
First in the Hearts of His Countrymen


UNITED STATES
1789 - 1797
First in War
First in Peace
First in the Hearts of His Countrymen


"My attachment to the Society,
of which we are members, will
dispose me to contribute my best
endeavors to promote the honor
and interests of the Craft."
George Washington,
Freemason 1753-1799






Presented to the People of Indiana
From
The Freemasons of Indiana
The George Washington Commission
The Grand Lodge Free and Accepted Masons
of the State of Indiana
May 19, 1987

Presented to the People of Indiana
From
The Freemasons of Indiana
The George Washington Commission
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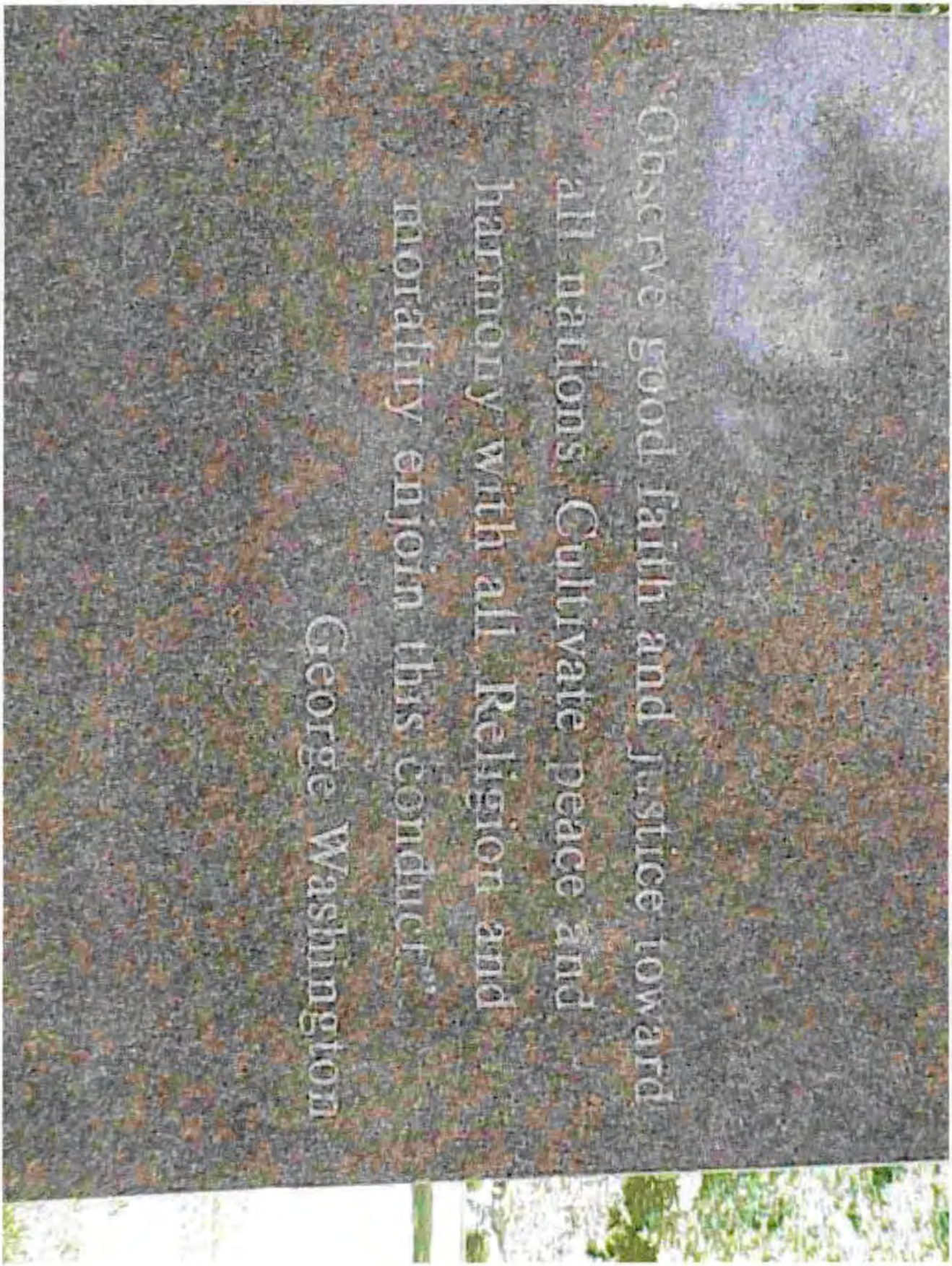
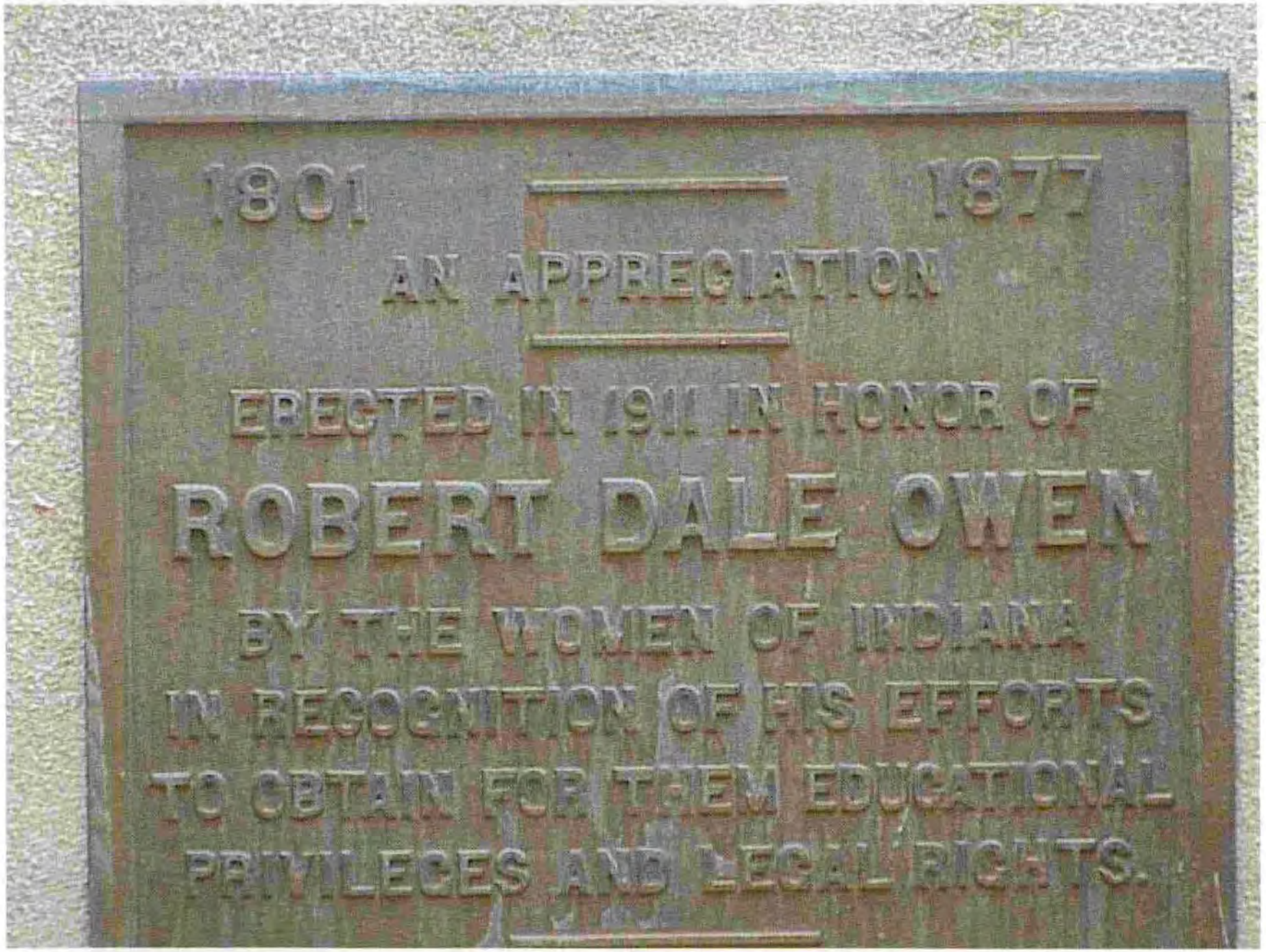
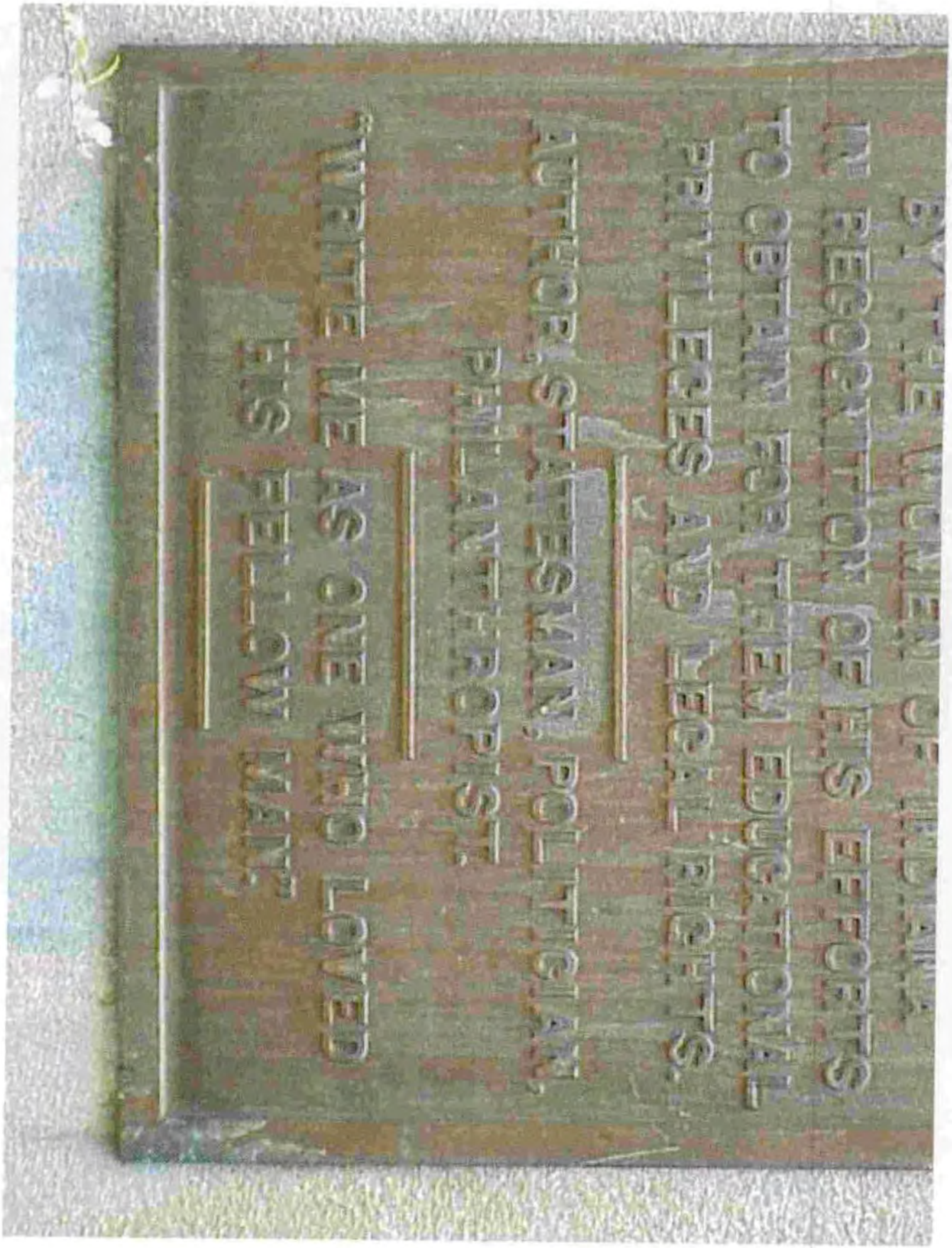
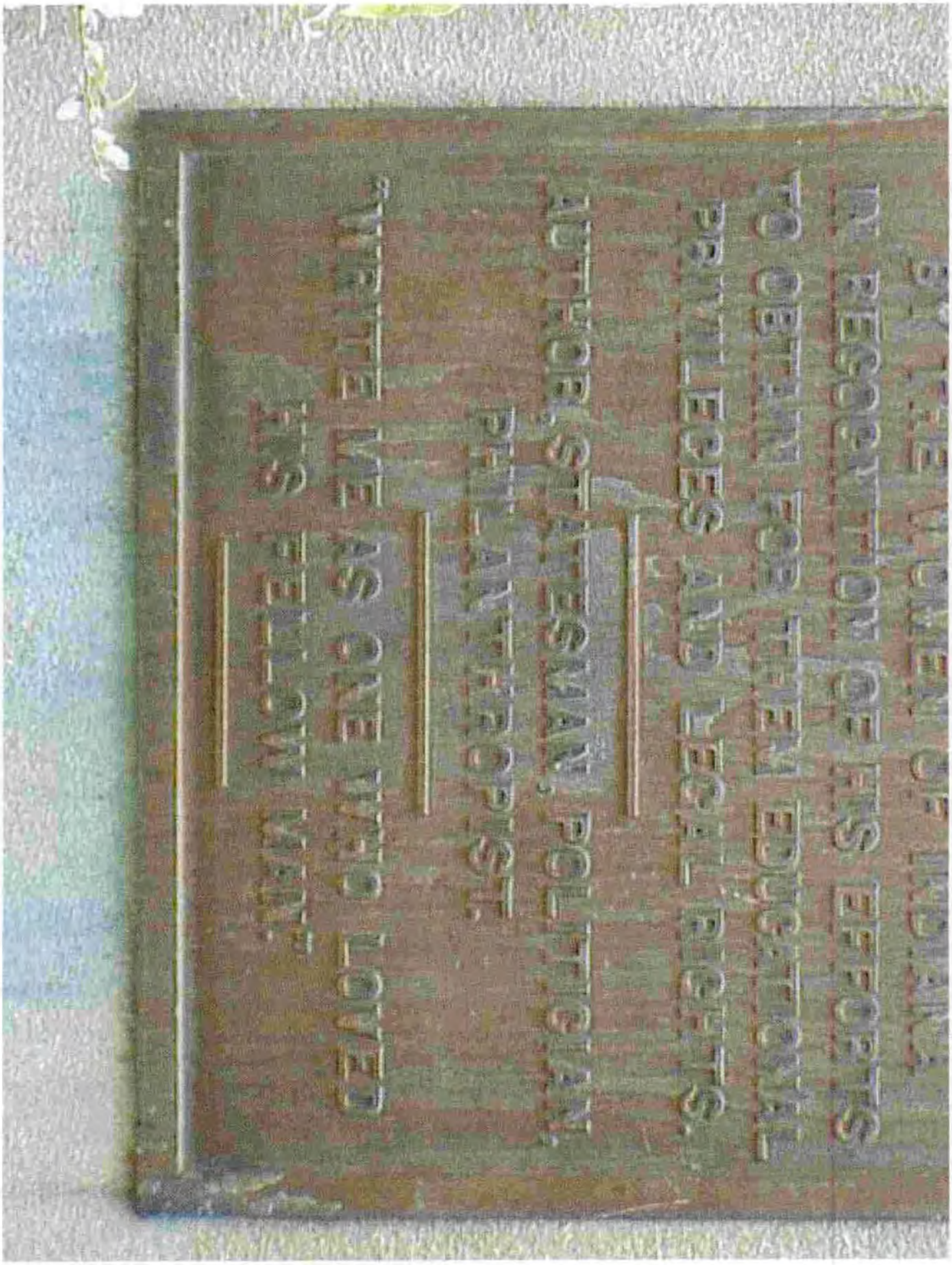

"Observe good faith and justice toward
all nations. Cultivate peace and
harmony with all. Religion and
morality enjoin this conduct."
George Washington




ROBERT E. LEE


1801 1877
AN APPREGIATION
ERECTED IN 1911 IN HONOR OF
ROBERT DALE OWEN
BY THE WOMEN OF INDIANA
IN RECOGNITION OF HIS EFFORTS
TO OBTAIN FOR THEM EDUCATIONAL
PRIVILEGES AND LEGAL RIGHTS.

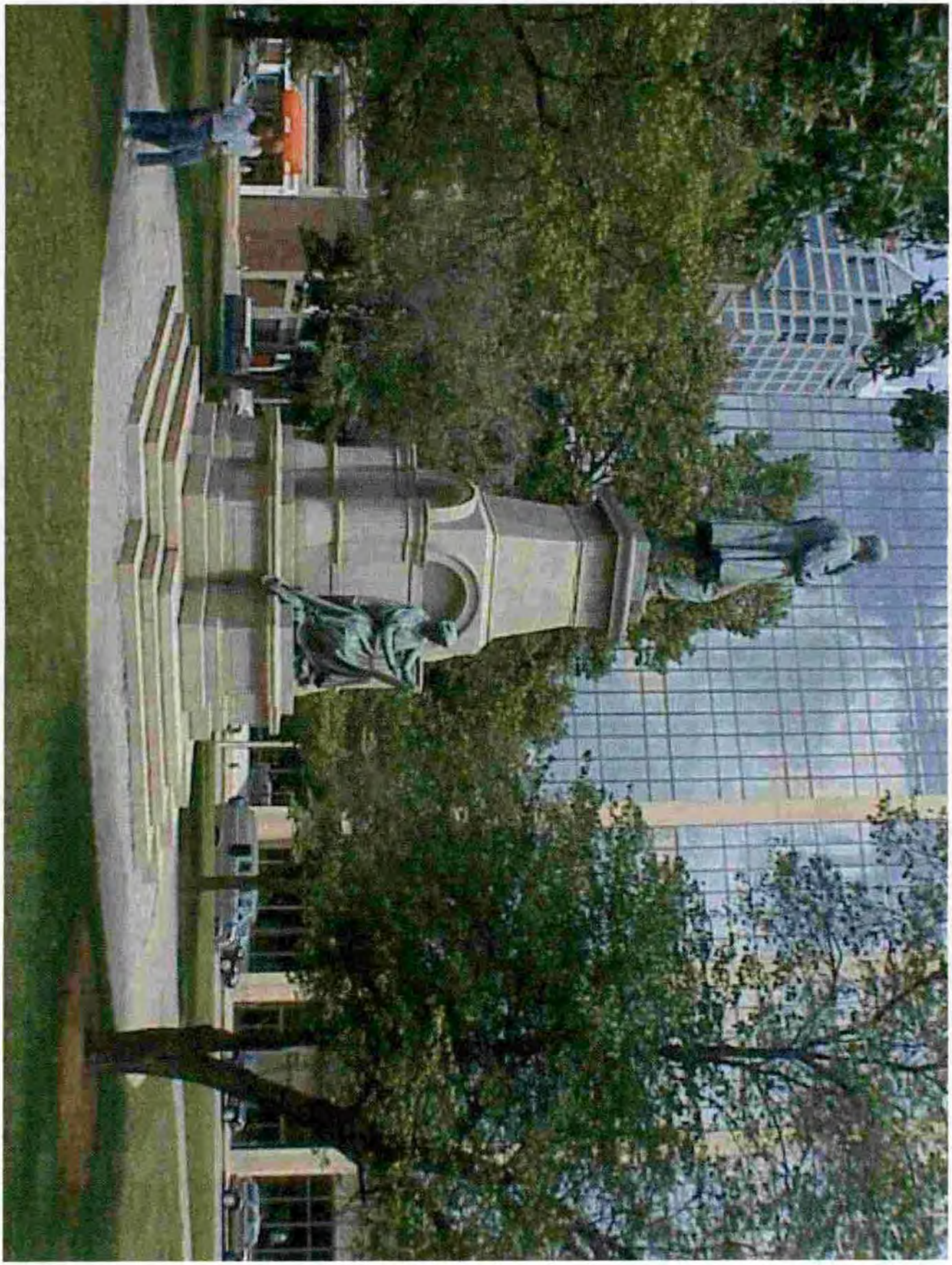

BY THE AUTHORITY OF THE PEOPLE
IN RECOGNITION OF ITS EFFORTS
TO OBTAIN FOR THEM EDUCATIONAL
EQUALITIES AND LEGAL RIGHTS
AUTHOR, STATESMAN, POLITICIAN,
PHILANTHROPIST
SWEITE ME AS ONE WHO LOVED
HIS FELLOW MAN


RESERVATION OF ITS EFFECTS
TO OBTAIN FOR THEM EQUITABLE
BENEFITS AND LEGAL RIGHTS.
AUTHORIZED STATESMAN, POLITICAL
PHILANTHROPIST,
AND STATESMAN.


THIS TULIP TREE IS A TRIBUTE
TO
INDIANA'S
NUMBER ONE ADVOCATE
FOR THE ELDERLY
MARTIN H. MILLER
WHO WAS BORN MARCH 29, 1892
PRESENTED APRIL 30, 1982


RED OAK (QUERCUS RUBRA L.)
PLANTED APRIL 14, 1961
BY THE HONORABLE
MATTHEW E. WELSH, GOVERNOR
PROGRAM SPONSORS

9







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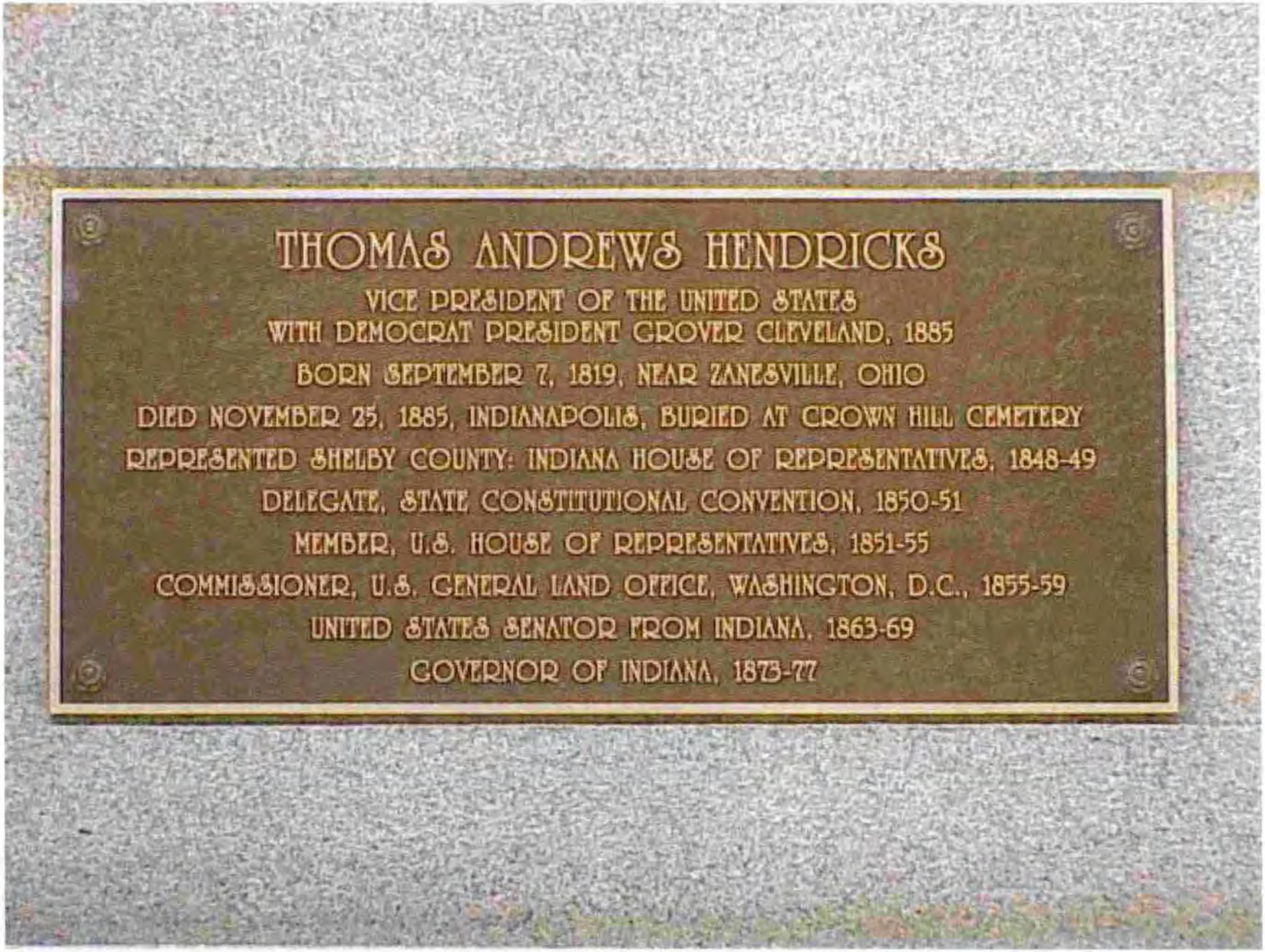
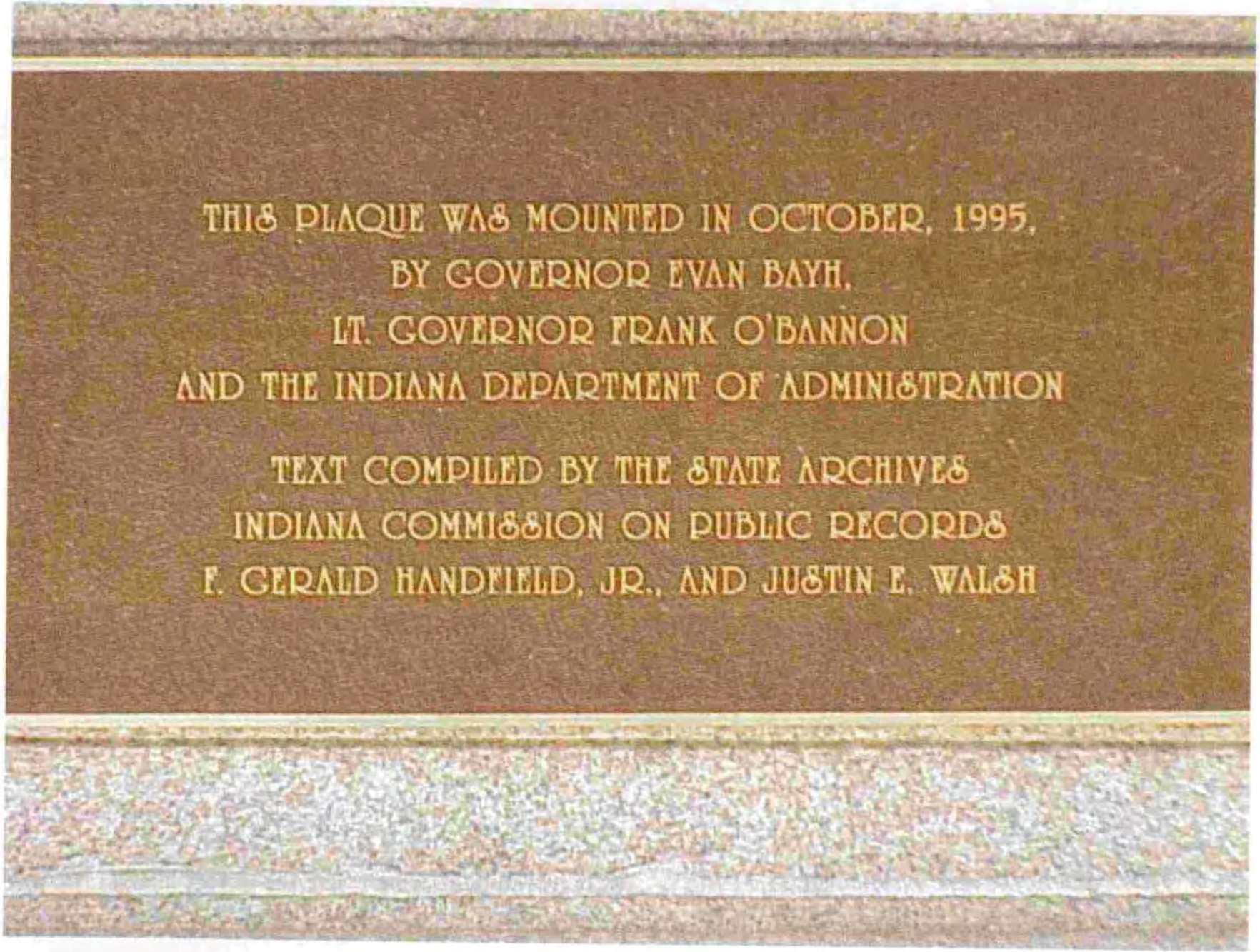

THOMAS ANDREWS HENDRICKS
VICE PRESIDENT OF THE UNITED STATES
WITH DEMOCRAT PRESIDENT GROVER CLEVELAND, 1885
BORN SEPTEMBER 7, 1819, NEAR ZANESVILLE, OHIO
DIED NOVEMBER 25, 1885, INDIANAPOLIS, BURIED AT CROWN HILL CEMETERY
REPRESENTED SHELBY COUNTY: INDIANA HOUSE OF REPRESENTATIVES, 1848-49
DELEGATE, STATE CONSTITUTIONAL CONVENTION, 1850-51
MEMBER, U.S. HOUSE OF REPRESENTATIVES, 1851-55
COMMISSIONER, U.S. GENERAL LAND OFFICE, WASHINGTON, D.C., 1855-59
UNITED STATES SENATOR FROM INDIANA, 1863-69
GOVERNOR OF INDIANA, 1873-77


THIS PLAQUE WAS MOUNTED IN OCTOBER, 1995,
BY GOVERNOR EVAN BAYH,
LT. GOVERNOR FRANK O'BANNON
AND THE INDIANA DEPARTMENT OF ADMINISTRATION
TEXT COMPILED BY THE STATE ARCHIVES
INDIANA COMMISSION ON PUBLIC RECORDS
F. GERALD HANDFIELD, JR., AND JUSTIN E. WALSH

10




NATIVE WHITE OAK TREE
PLANTED AND DEDICATED
ON APRIL 26, 1946 IN HONOR OF
GOVERNOR RALPH F. GATES
ATTENDED BY MISS OLIVE INEZ DOWNING
ORIGINATOR OF
EACH GOVERNOR PLANT A TREE PROGRAM
HAROLD SHULKE — BLDG. SUPT.




GOVERNOR TOWNSEND
TULIP TREE
PLANTED APRIL 4 1939
DEDICATED JANUARY 25 1940
BY THE
NORTH JUDSON LEGION POST
THE FIRST LEGION POST
IN THE UNITED STATES
TO SPONSOR
A TREE PLANTING PROGRAM

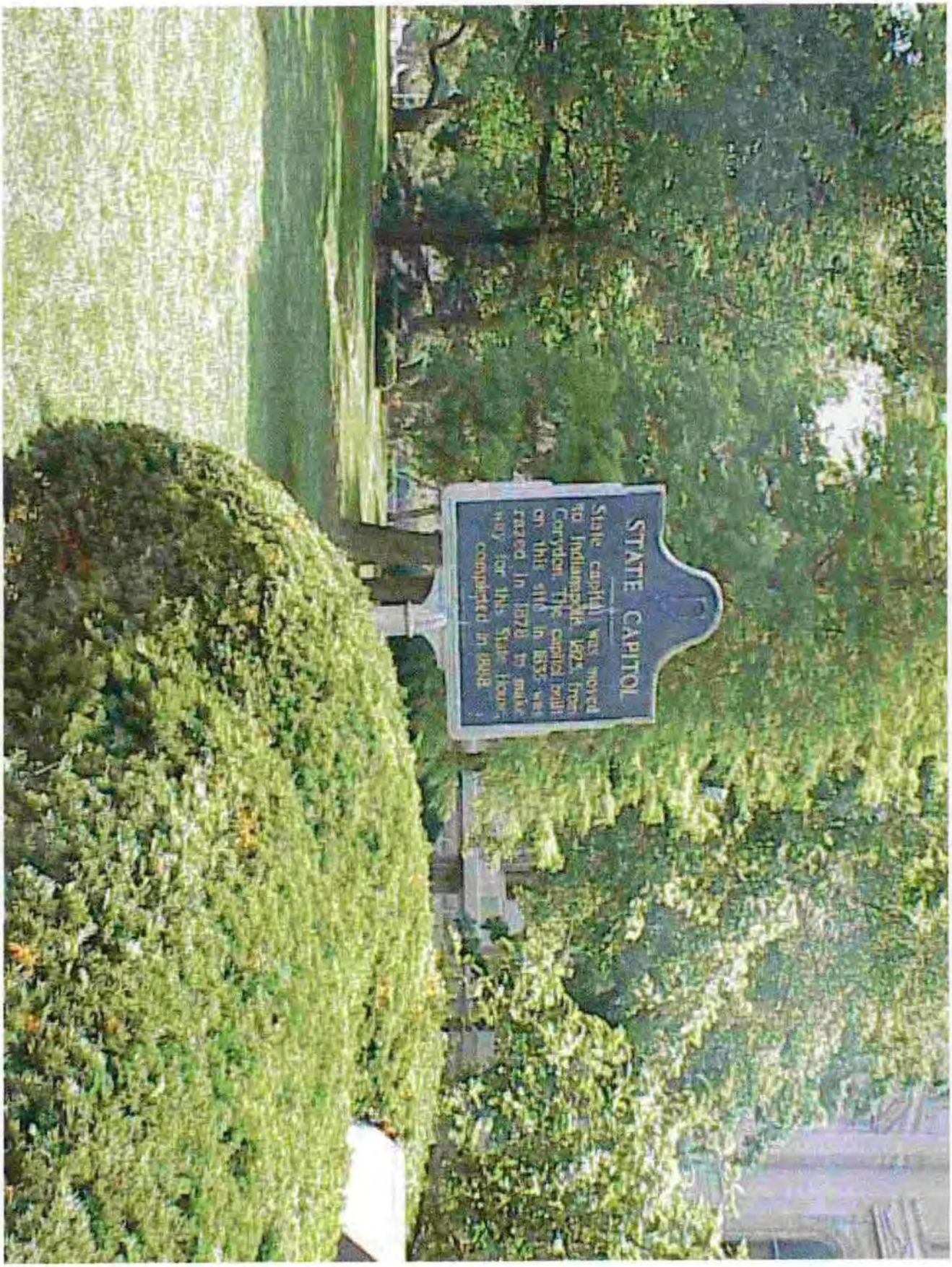

BICENTENNIAL MOON TREE
SYCAMORE GROWN
FROM SEED CARRIED TO THE MOON
BY ASTRONAUT STUART A. ROOSA
ON APOLLO XIV, FEBRUARY, 1971
APRIL 8 1976
OTIS R. BOWEN, M.D.
GOVERNOR OF INDIANA


STATE CAPITOL



51


STATE CAPITOL
State capital was moved to Indianapolis, 1825, from Corydon. The capitol built on this site in 1835 was razed in 1878 to make way for this State House, completed in 1888.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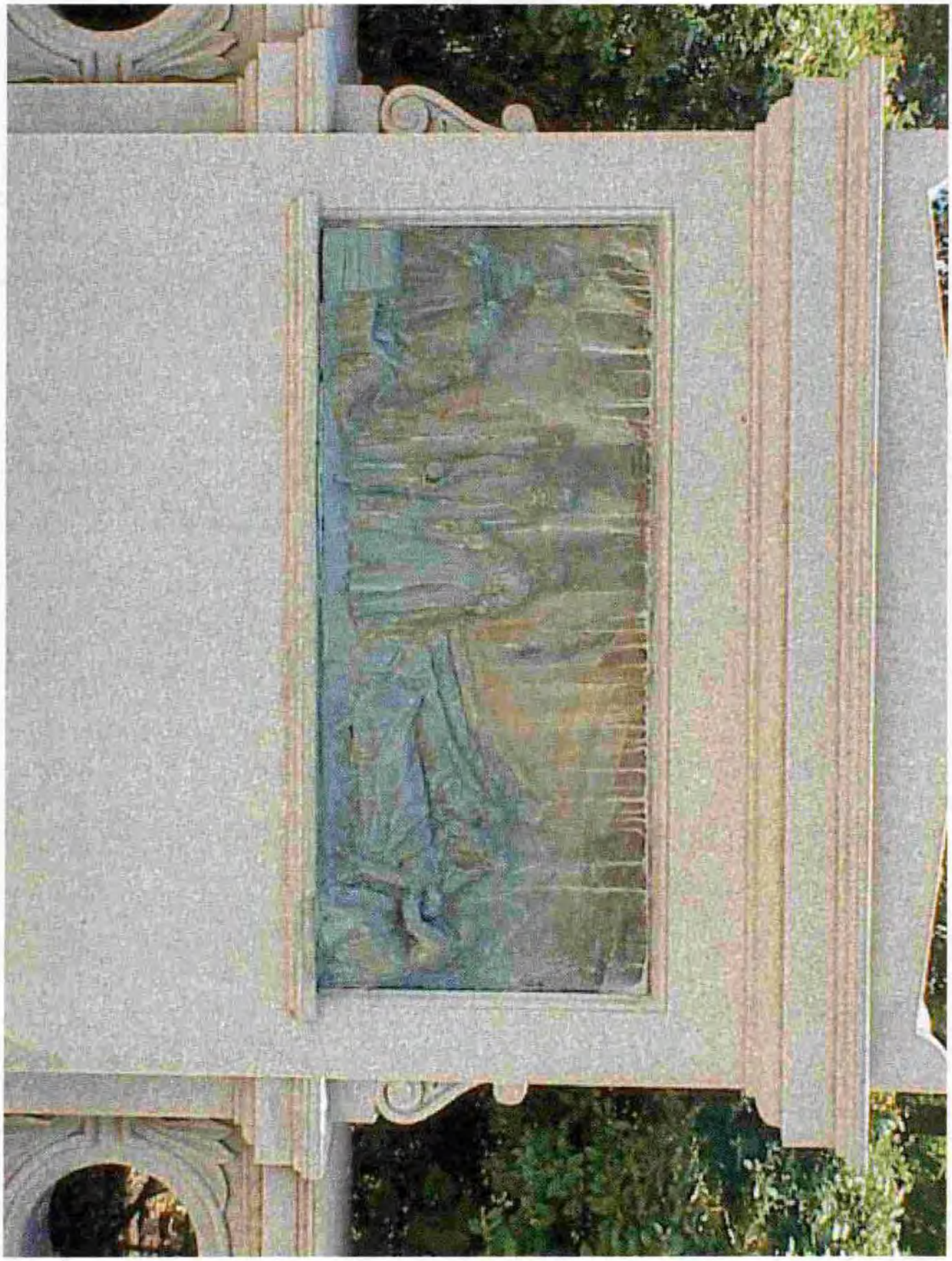
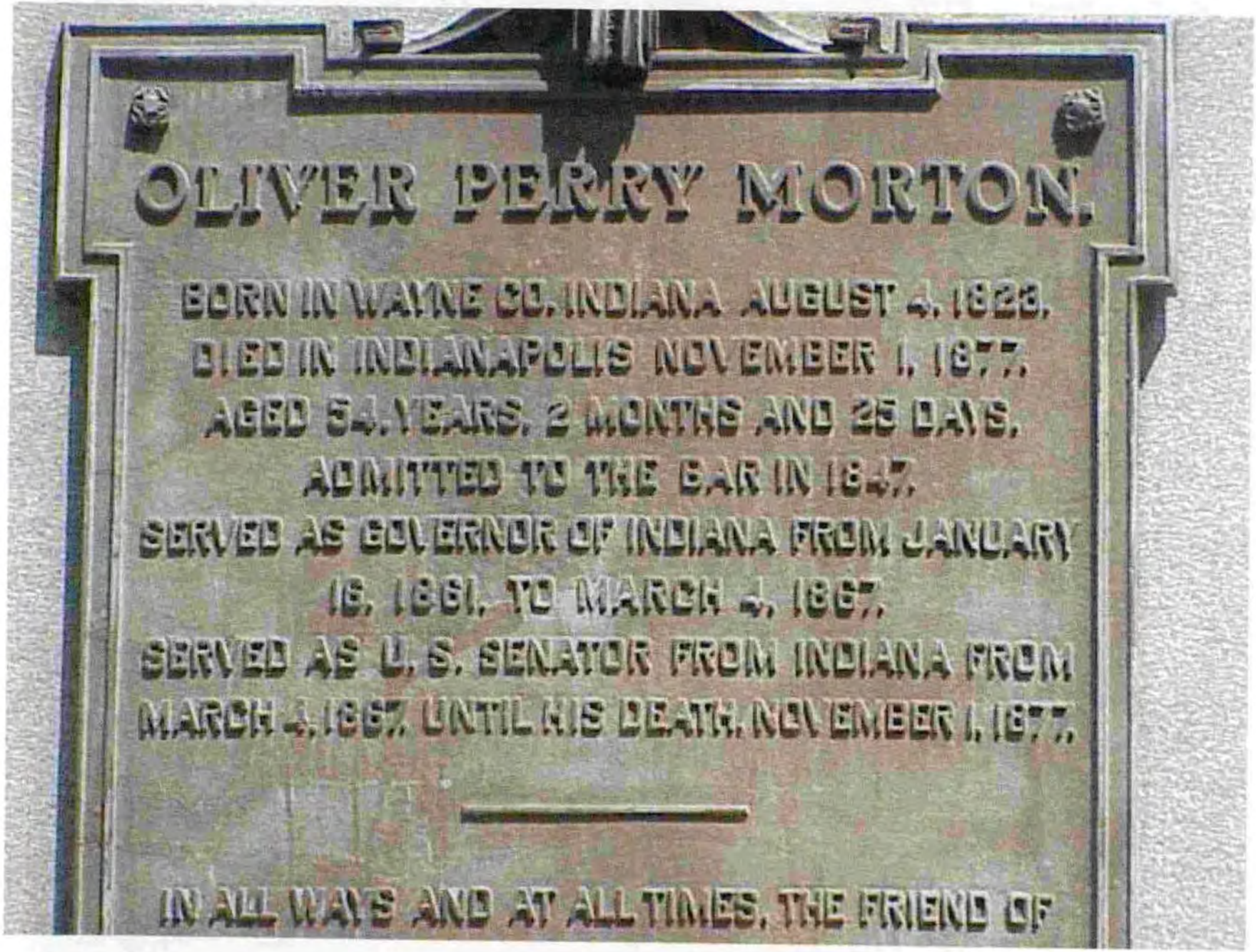
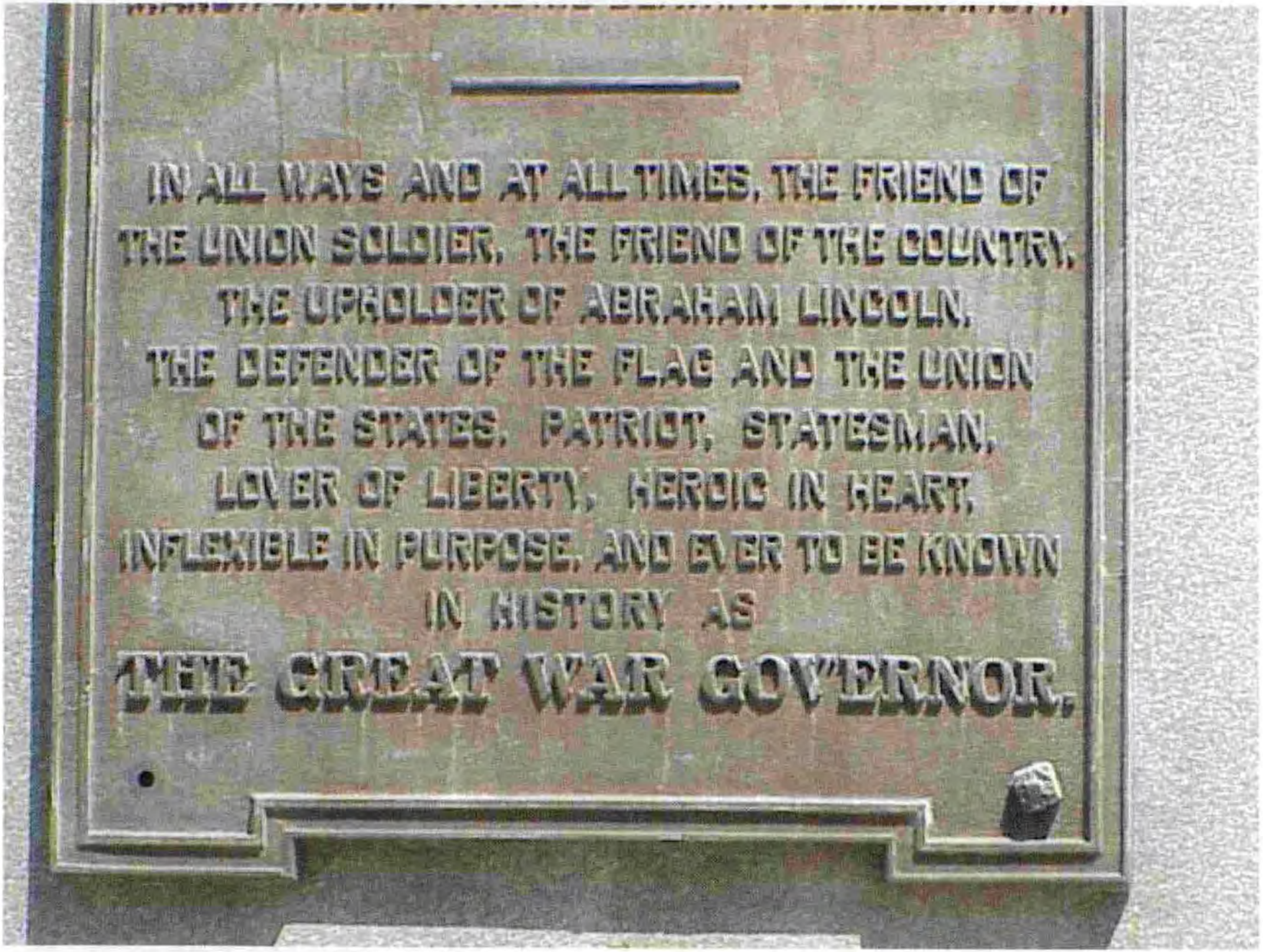


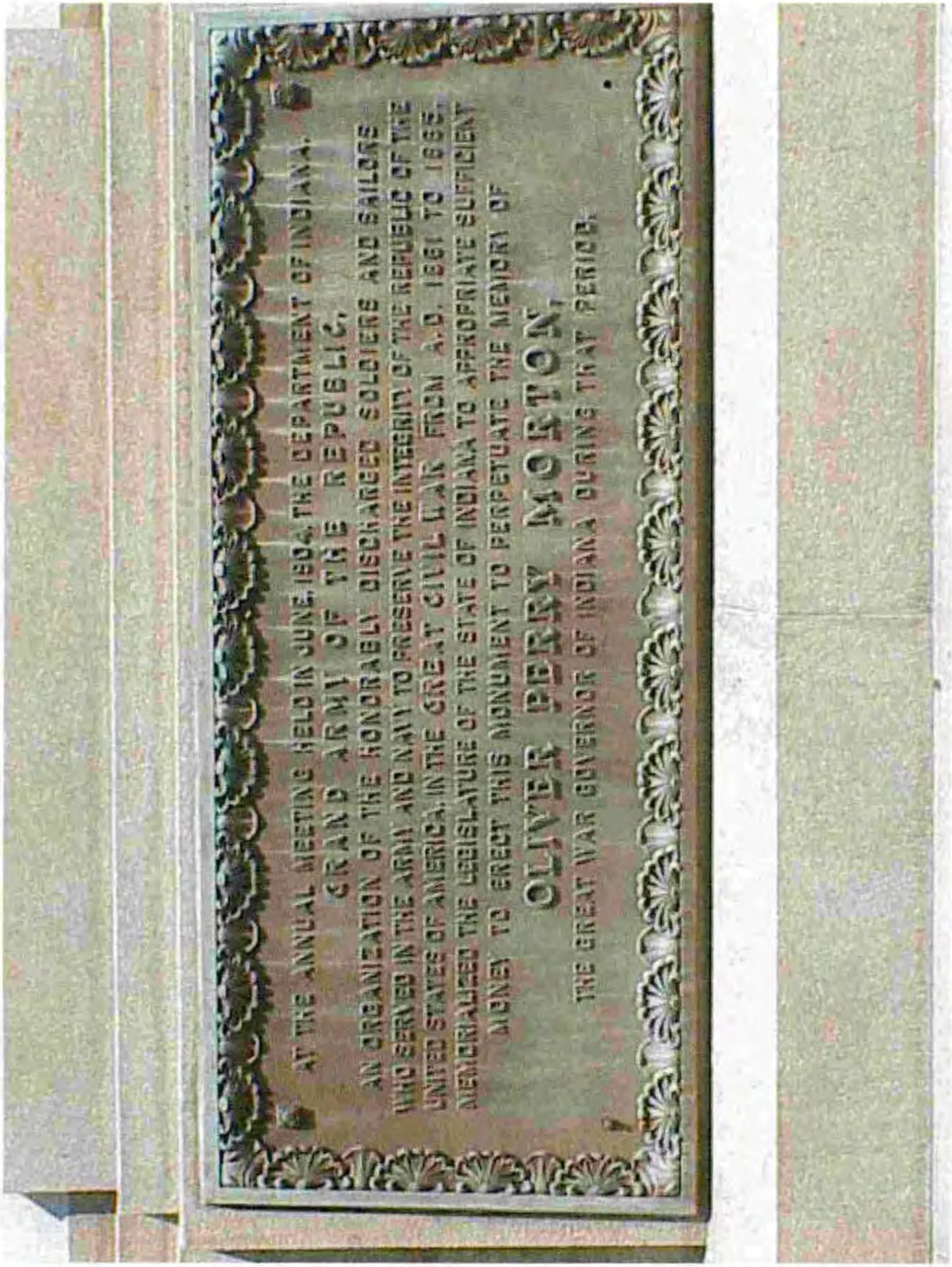
OLIVER P. MORTON


OLIVER PERRY MORTON.
BORN IN WAYNE CO. INDIANA AUGUST 4, 1823.
DIED IN INDIANAPOLIS NOVEMBER 1, 1877.
AGED 54 YEARS, 2 MONTHS AND 25 DAYS.
ADMITTED TO THE BAR IN 1845.
SERVED AS GOVERNOR OF INDIANA FROM JANUARY
16, 1861, TO MARCH 4, 1867.
SERVED AS U. S. SENATOR FROM INDIANA FROM
MARCH 4, 1867, UNTIL HIS DEATH, NOVEMBER 1, 1877.
IN ALL WAYS AND AT ALL TIMES, THE FRIEND OF

Case 1:00-cv-00811-SEB-MKK Document 123-8 Filed 10/19/26 Page 61 of 76 PageID #: 1868



16


AT THE ANNUAL MEETING HELD IN JUNE 1904, THE DEPARTMENT OF INDIANA,
GRAND ARMY OF THE REPUBLIC,
AN ORGANIZATION OF THE HONORABLY DISCHARGED SOLDIERS AND SAILORS
WHO SERVED IN THE ARMY AND NAVY TO PRESERVE THE INTEGRITY OF THE REPUBLIC OF THE
UNITED STATES OF AMERICA, IN THE GREAT CIVIL WAR FROM A.D. 1861 TO 1865,
MEMORIALIZED THE LEGISLATURE OF THE STATE OF INDIANA TO APPROPRIATE SUFFICIENT
MONEY TO ERECT THIS MONUMENT TO PERPETUATE THE MEMORY OF
OLIVER PERRY MORTON,
THE GREAT WAR GOVERNOR OF INDIANA DURING THAT PERIOD.

AT THE ANNUAL MEETING HELD IN JUNE, 1904, TH
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AN ORGANIZATION OF THE HONORABLY DISCHAR
WHO SERVED IN THE ARMY AND NAVY TO PRESERVE THE
UNITED STATES OF AMERICA IN THE GREAT CIVIL W
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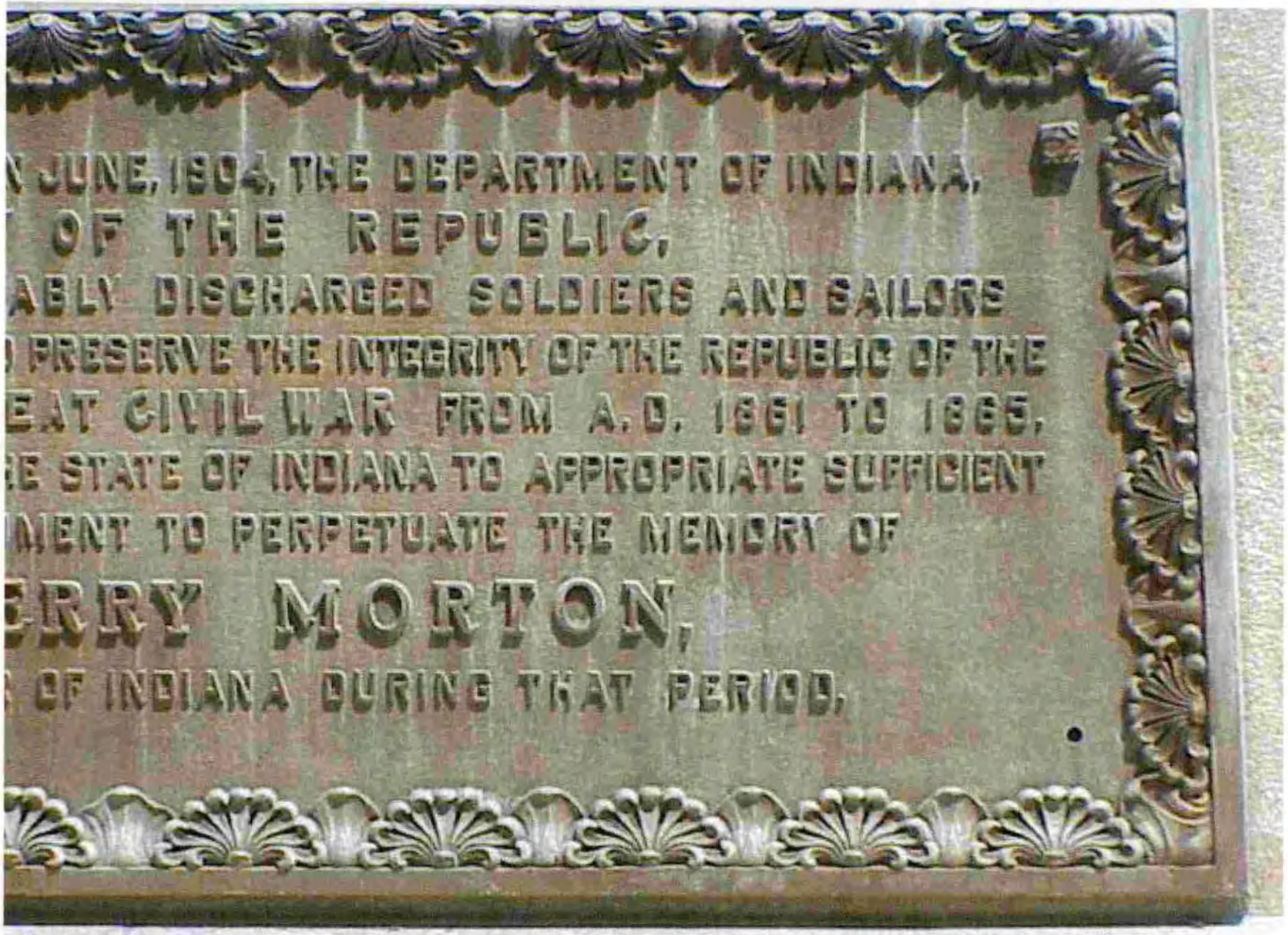
THE GREAT WAR GOVERNOR OF INDIANA D


N JUNE, 1804, THE DEPARTMENT OF INDIANA,
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PRESERVE THE INTEGRITY OF THE REPUBLIC OF THE
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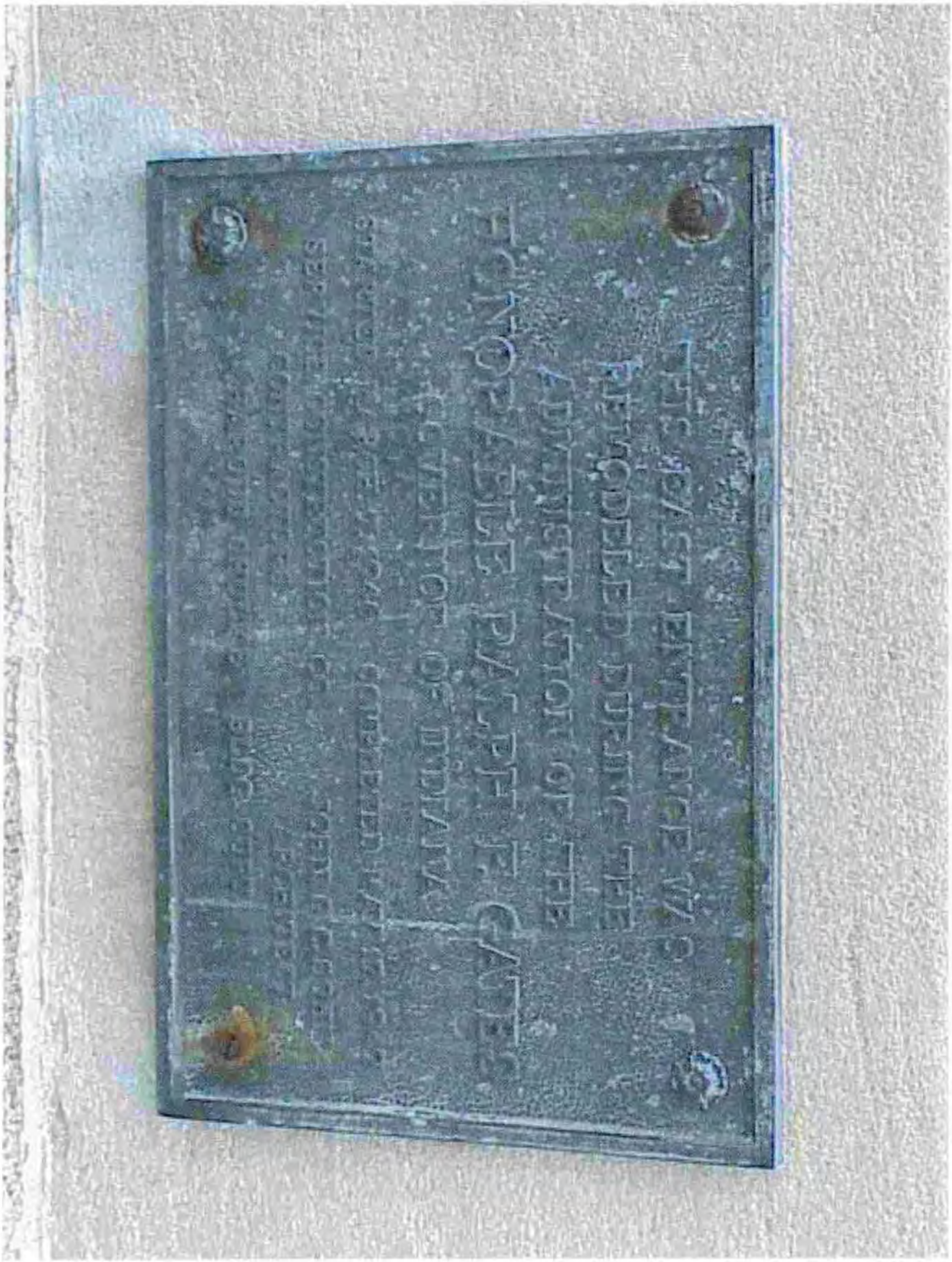
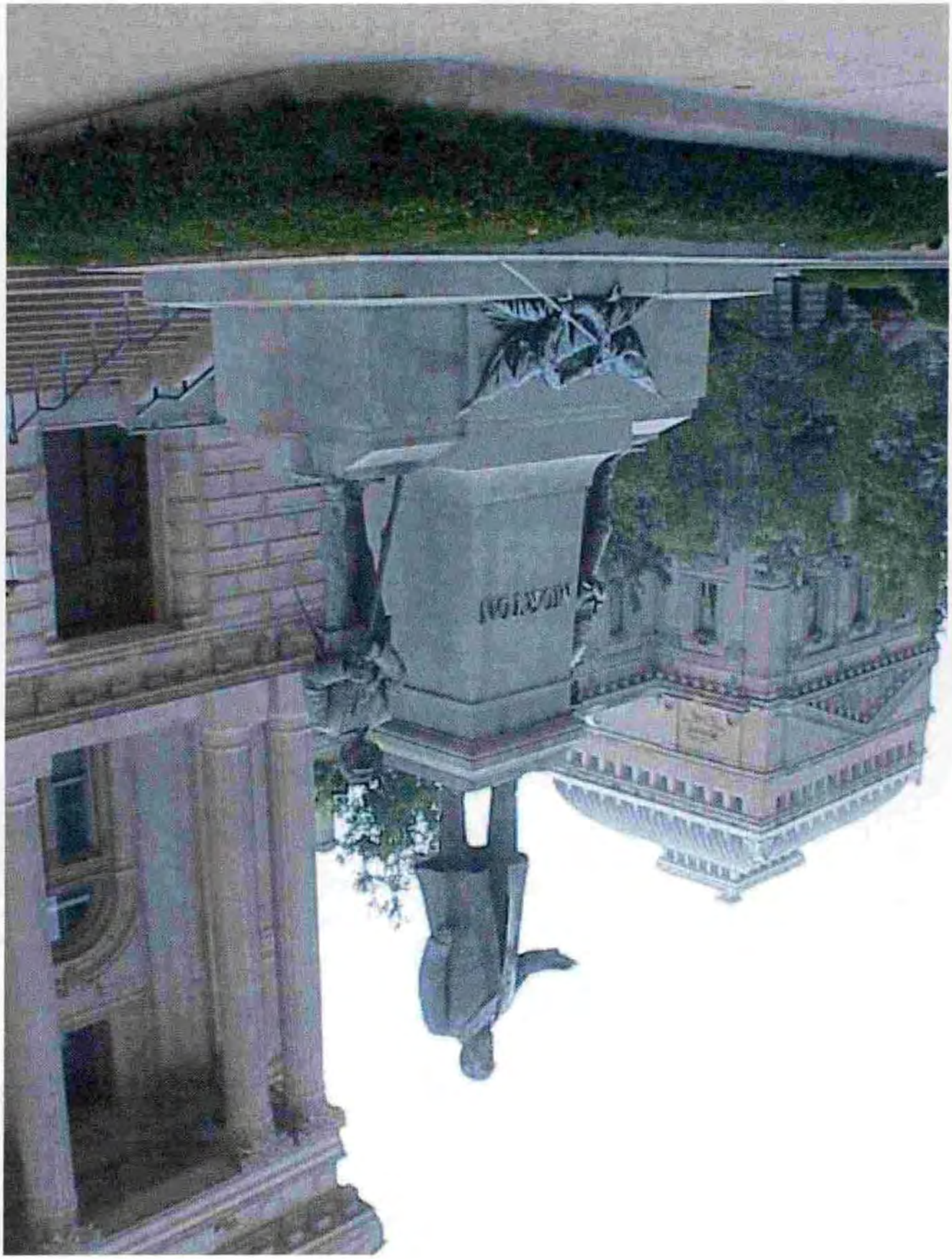
ERRY MORTON,
OF INDIANA DURING THAT PERIOD.


THIS PLAT ENTITLED
REVISED PLAT OF LOT 1
AND PART OF LOT 2
FOR PATTERSON
SUBDIVISION OF MIAMI
COUNTY, INDIANA



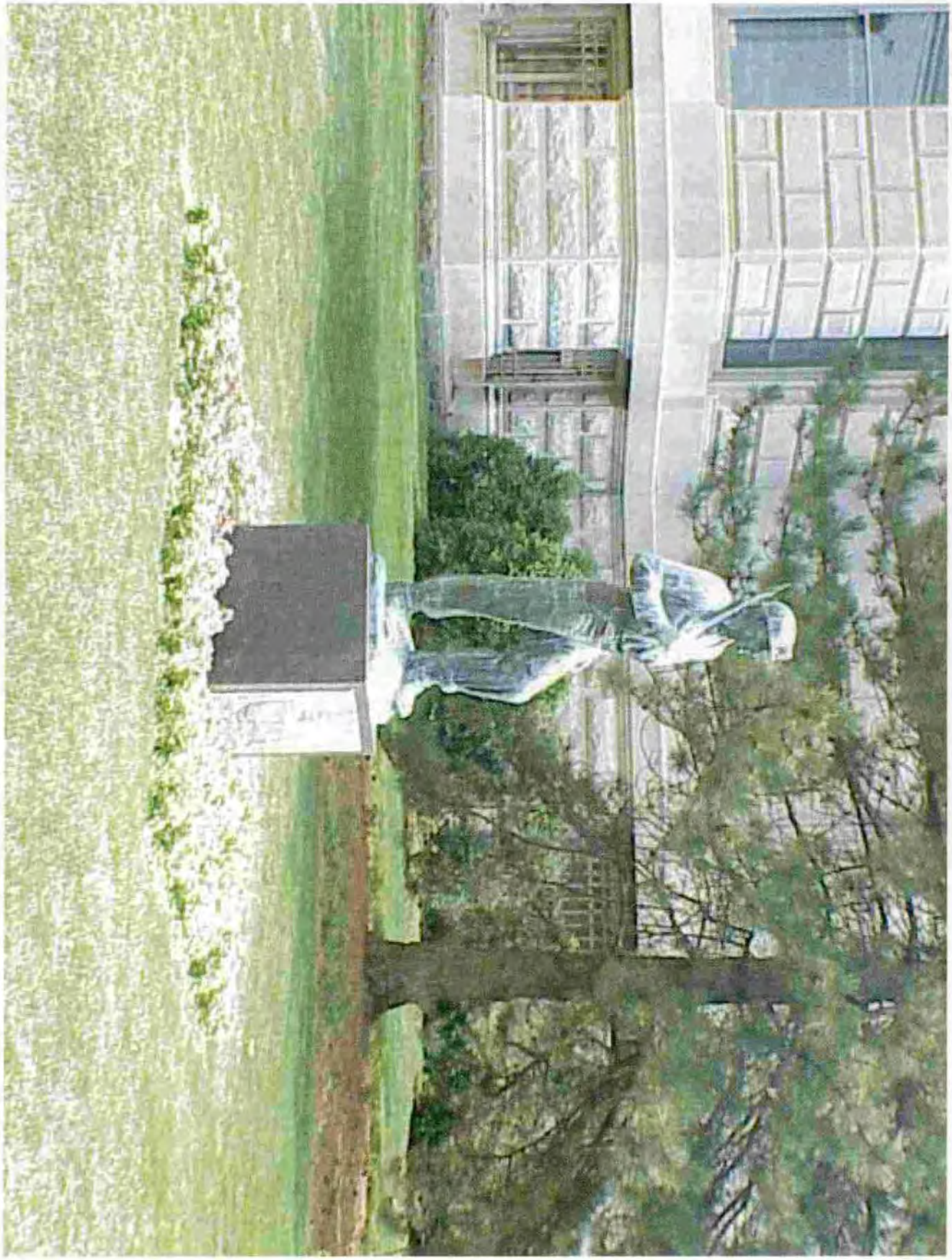



MONROE


RINGO CRAB APPLE TREE
PLANTED ON ARBOR DAY, APRIL 10, 1959
BY
LIEUT. GOVERNOR CRAWFORD F. PARKER
TREE WAS CONTRIBUTED BY THE
INDIANA ARBORIST ASSOCIATION
SPONSOR OF THE OCCASION

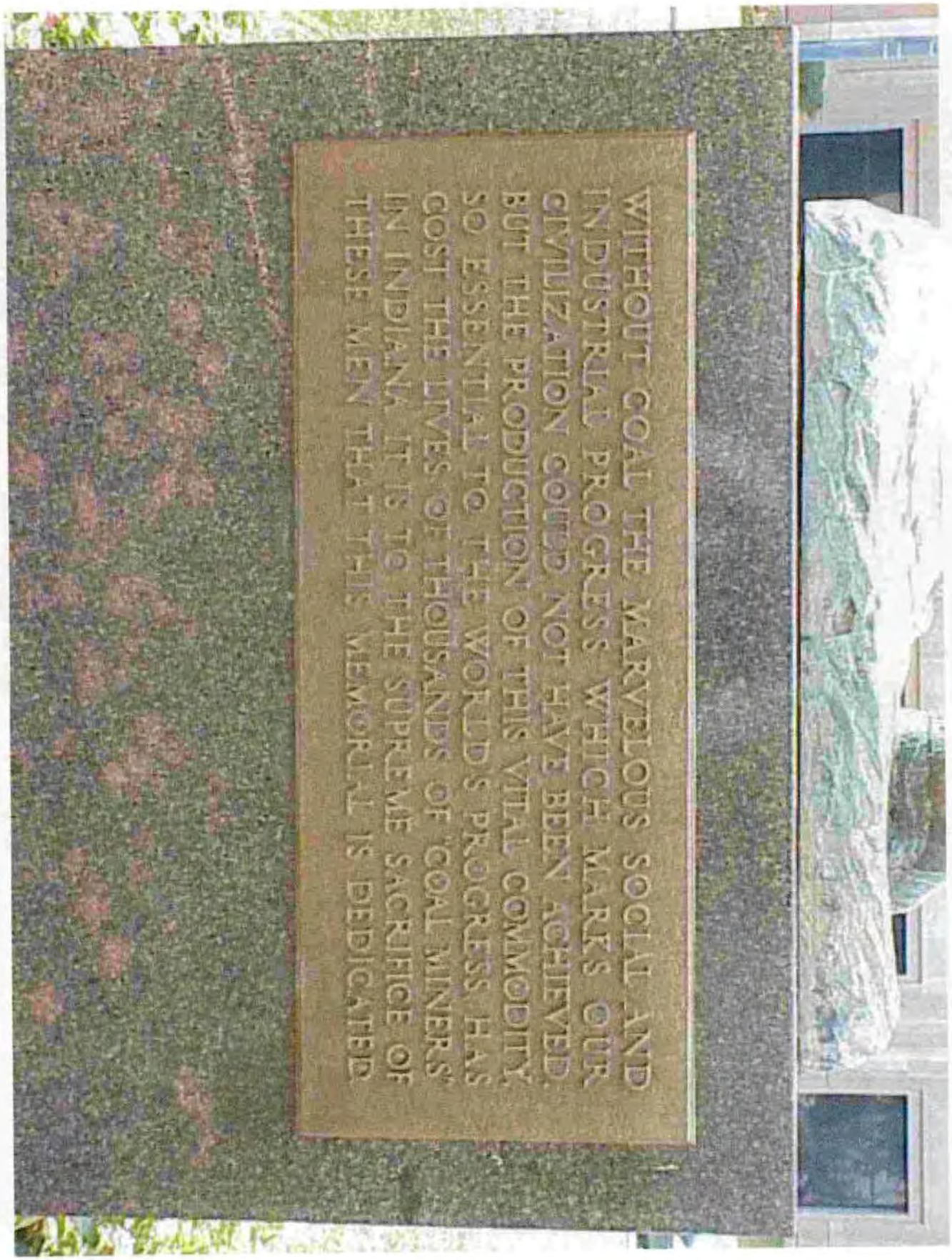
17



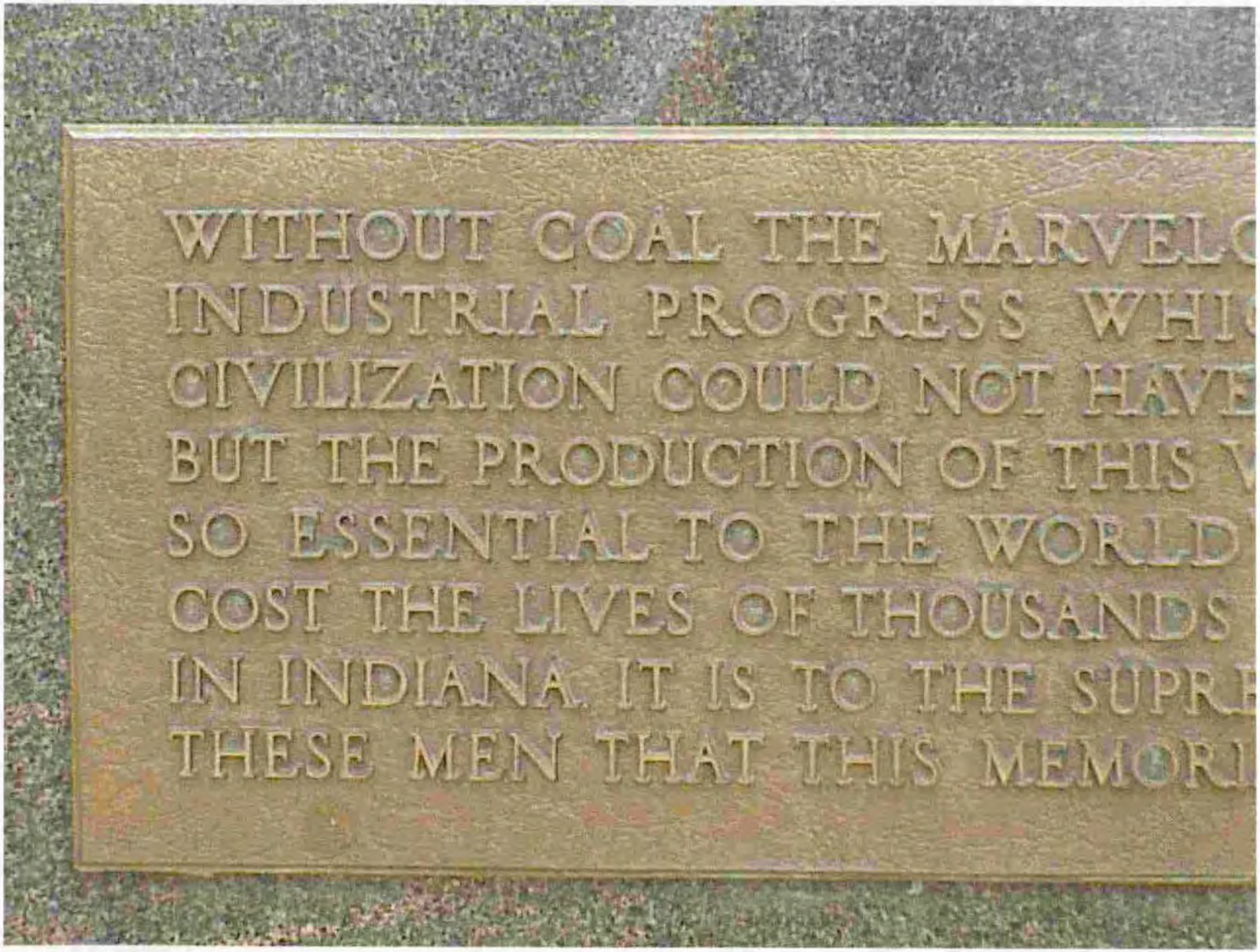




19


WITHOUT COAL THE MARVELOUS SOCIAL AND
INDUSTRIAL PROGRESS WHICH MARKS OUR
CIVILIZATION COULD NOT HAVE BEEN ACHIEVED.
BUT THE PRODUCTION OF THIS VITAL COMMODITY,
SO ESSENTIAL TO THE WORLD'S PROGRESS, HAS
COST THE LIVES OF THOUSANDS OF COAL MINERS
IN INDIANA. IT IS TO THE SUPREME SACRIFICE OF
THESE MEN THAT THIS MEMORIAL IS DEDICATED.

19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