

EXHIBIT "A"

"242.279 Acres - New Legal Description"

(Reflecting the results of a NEW OVERALL PROPERTY SURVEY)

"PLAT OF SURVEY" (Exhibit "B") is Recorded in PLAT ENVELOPE NO. 570.B, in the Athens County Recorder's Office, and, is hereby referenced as though incorporated herein.

1) Being the **COMBINED OUTER BOUNDARY** of all of the real estate owned by: Frank D. Cargould (Auditor's Parcels No. **J010010000300, J010010008800, J010010008900, J010010009000, J010010009100, J010010009200 & J010010009301**, alleged to contain **33.21, 52.61, 14.90, 15.00, 65.50, 21.50 & 30.00 acres respectively, making an alleged total of 232.72 acres**, as per Auditor's records and tract totals by deeds) presently being recorded in Official Record 15 at page 762, and, Official Record 410 at page 169, in the Athens County Recorder's Office, Athens County, Ohio, and, Sections 7 & 13, Town-4-North, Range-13-West, Lodi Township, Athens County, State of Ohio, USA, and being more particularly described as follows:

2) **COMMENCING** at an "X" notched stone found in the Northwest corner of the SW-1/4 of Section 7, the Southwest corner of the NW-1/4 of Section 7, the Northeast corner of the SE-1/4 of Section 13, and the Southeast corner of the NE-1/4 of Section 13:

3) Thence **S 10° 18' 18" W** along the West line of the SW-1/4 of Section 7 and the East line of the SE-1/4 of Section 13, **1,309.98 feet** to an iron pin w/cap set in one of the Grantors' Southerly property corners, and, one of the Northerly property corners of property owned by Fred R. Colburn (D.B.187/Pgs.67 & 69), said iron pin w/cap set also being the real **POINT OF BEGINNING** of the **"242.279 Acre - New Legal Description"** herein described:

4) Thence the following three (3) courses along the last three (3) of the five (5) Northerly property lines of said Fred R. Colburn's (D.B.187/Pgs.67 & 69) property;

- 1) **N 79° 24' 23" W** along the seventh (7th) of seven (7) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Southerly property lines, **1,322.83 feet** to an iron pin w/cap set in the Grantors' (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Southwest property corner, passing through 3/4" ID x 5' long white PVC posts set at; 72.1', 209.7', 408.8', 589.2', 792.3' & 1,002.8', and, also passing through an "X" notched stone found at 497.83 feet:
- 2) **N 10° 38' 02" E**, along the first (1st) of three (3) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Westerly property lines, **1,320.00 feet** to an iron pin w/cap set in one of the Grantors' (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Westerly property corners, passing through 3/4" ID x 5' long white PVC posts set at 266.4', 457.2', 660.2', 908.6' & 1,085.2', and:
- 3) **N 78° 58' 08" W**, along the second (2nd) of three (3) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Westerly property lines, **221.88 feet** to an iron pin w/cap set in another of the Grantors' (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Westerly property corners, being in the fifth (5th) of five (5) Northerly property lines of said Fred R. Colburn's (D.B.187/Pgs.67 & 69) property, and, also being in the Southeast property corner of a tract owned by Charles E. & Roberta J. Lee (OR.60/Pg.194), passing through a 3/4" ID x 5' long white PVC post set at 99.5':

5) Thence **N 05° 33' 51" E** along the third (3rd) of three (3) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Westerly property lines, and the East property line of said C.E. & R.J. Lee (OR.60/Pg.194) property, **1,162.17 feet** to an iron pin w/cap set in Grantors' (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Northwest property corner and also being in one of the Southerly property corners of property owned by Lloyd Dale & Eva King (OR.59/Pg.558), passing through 3/4" ID x 5' long white PVC posts set at 52.1', 157.9', 271.7', 296.5', 344.6', 430.7', 468.2', 562.2', 646.2', 751.7', 851.8', 959.9', 999.0' & 1,118.5':

6) Thence along the first seven (7) courses of thirty-nine (39) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Northerly property lines, and the Southerly property lines of said L.D. & E. King (OR.59/Pg.558) property;

- 1) **S 55° 21' 48" E, 297.00 feet** to an iron pin w/cap set, passing through 3/4" ID x 5' long white PVC posts set at 78.2' & 172.8':

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- 2) **N 86°16'20" E, 132.01 feet** to an iron pin w/cap set:
- 3) **N 56°14'02" E, 388.84 feet** to an iron pin w/cap set, passing through 3/4" ID x 5' long white PVC posts set at 123.9' & 243.4':
- 4) **N 84°49'50" E, 181.50 feet** to an iron pin w/cap set:
- 5) **S 77°32'38" E, 264.19 feet** to an iron pin w/cap set, passing through a 3/4" ID x 5' long white PVC post set at 138.3':
- 6) **S 45°30'43" E, 234.31 feet** to an iron pin w/cap set, passing through a 3/4" ID x 5' long white PVC post set at 97.5', and:
- 7) **S 35°20'46" E, 448.38 feet** to an iron pin w/cap set in the Southeast property corner of said L.D. & E. King (OR.59/Pg.558) property, passing through 3/4" ID x 5' long white PVC posts set at 167.4' & 331.7':

7) Thence **N 10°12'10" E** along the eighth (8th) course of thirty-nine (39) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Northerly property lines, and the East property line of said L.D. & E. King (OR.59/Pg.558) property; **1,246.25 feet** to an iron pin w/cap found stamped "Hughes - OH-7182/WV-872" found in another of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Northerly property corners and the Southwest property corner of a tract owned by Harry H. Bound (OR.417/Pg.1967), passing through; 3/4" ID x 5' long white PVC posts set at 97.6', 185.7', 245.0', 322.6', 427.4', 496.7', 565.5', 674.3', 850.4', 951.5', 1,108.7', & 1,187.9', and, a reference iron pin w/cap set on the Northeasterly side of an ATV trail at 155.00 feet:

8) Thence **S 79°40'16" E** along the ninth (9th) course of thirty-nine (39) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Northerly property lines, and the South property line of said H.H. Bound (OR.417/Pg.1967) property; **950.28 feet** to a magnail set in the sheet stone bed of a wet weather stream in another of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Northerly property corners, the South property line of a tract owned by Kyle A. Thomas (OR.440/Pg.2576), and, the Northwest property corner of a tract owned by Kevin V. King (OR.434/Pg.267), passing through; 3/4" ID x 5' long white PVC posts set at 184.2' & 331.4', reference iron pins w/caps set at 550.28 feet & 935.28 feet, and, an iron pin w/cap found stamped "Hughes - OH-7182/WV-872" found in the Southeast property corner of said H.H. Bound (OR.417/Pg.1967) property & the Southwest property corner of said K.A. Thomas (OR.440/Pg.2576) property at 692.26 feet:

9) Thence downstream following the approx. mean centerline of said wet weather stream, along the following twenty (20) courses (the 10th through the 29th course) of thirty-nine (39) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Northerly property lines and the Westerly property lines of said K.V.King (OR.434/Pg.267) property;

- 1) **S 57°52'47" W, 64.12 feet** to a point:
- 2) **S 38°19'58" W, 158.47 feet** to a point:
- 3) **S 02°32'05" W, 76.82 feet** to a magnail set in a stone outcropping on the East side of said wet weather stream:
- 4) **S 25°49'49" W, 412.50 feet** to an iron pin w/cap set on the West side of said wet weather stream:
- 5) **S 05°31'01" W, 154.13 feet** to a point:
- 6) **S 14°23'54" E, 57.92 feet** to a point:
- 7) **S 14°45'27" W, 114.89 feet** to a point:
- 8) **N 65°17'23" W, 45.79 feet** to a point:
- 9) **S 10°09'25" W, 213.15 feet** to a point:
- 10) **S 30°33'41" E, 66.12 feet** to a point:
- 11) **S 15°49'25" W, 64.55 feet** to a point:
- 12) **S 33°55'29" W, 57.45 feet** to a point:
- 13) **S 21°00'22" W, 58.42 feet** to a point:
- 14) **S 04°59'31" E, 33.39 feet** to a point:
- 15) **S 25°45'00" W, 54.46 feet** to an iron pin w/cap set in the center of said ATV trail:
- 16) **S 10°23'34" W, 48.85 feet** to a point:
- 17) **S 07°22'54" E, 73.35 feet** to a point:

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- 18) **S 35°42'35" W, 62.14 feet** to a point:
- 19) **S 16°12'10" E, 32.99 feet** to a point:
- 20) **S 44°27'17" W, 85.16 feet** to a point in Pratt's Fork Creek, said point being in another of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Northerly property corners, and the Southwest property corner of said K.V.King (OR.434/Pg.267) property:

10) Thence downstream following the approx. mean channel of said Pratt's Fork Creek, along the following three (3) courses (the 30th through the 32nd course) of thirty-nine (39) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Northerly property lines and the Southerly property lines of said K.V.King (OR.434/Pg.267) property;

- 1) **S 65°56'29" E, 54.67 feet** to a point:
- 2) **S 70°57'17" E, 495.00 feet** to a point, and:
- 3) **N 49°02'41" E, 244.21 feet** to an iron pin w/cap set at the North edge of said Pratt's Fork Creek, another of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Northerly property corners, the Southeast property corner of said K.V.King (OR.434/Pg.267) property, the West property line of another tract owned by Kyle A. Thomas (OR.440/Pg.2576), the East line of the West-1/2 of the NW-1/4 of Section 7, and, the West line of the East-1/2 of the NW-1/4 of Section 7:

11) Thence **S 10°21'29" W** along the thirty-third (33rd) course of thirty-nine (39) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Northerly property lines, the West property line of said K.A. Thomas (OR.440/Pg.2576) tract, the East line of the West-1/2 of the NW-1/4 of Section 7, and, the West line of the East-1/2 of the NW-1/4 of Section 7, **528.00 feet** to an iron pin w/cap set at the North edge of the traveled portion of Slab Road (Lodi Twp.Rd.No.71) in another of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Northerly property corners, the Southwest property corner of said K.A. Thomas (OR.440/Pg.2576) tract, the Southeast corner of the W-1/2 of the NW-1/4 of Section 7, the Southwest corner of the E-1/2 of the NW-1/4 of Section 7, the Northeast corner of the W-1/2 of the SW-1/4 of Section 7, and the Northwest corner of the E-1/2 of the SW-1/4 of Section 7, passing through; 3/4" ID x 5' long white PVC posts set at 201.7', 294.8', 346.9', 400.5' & 453.9', and, an iron pin w/cap set at the crest of a hill, on the Southeast side of an ATV trail, at 253.00 feet:

12) Thence along the following three (3) courses (the 34th through the 36th course) of thirty-nine (39) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Northerly property lines, and the Southerly property lines of said K.A. Thomas (OR.440/Pg.2576) tract;

- 1) **S 80°02'32" E** along the South line of the said E-1/2 of the NW-1/4 of Section 7 and the North line of the said E-1/2 of the SW-1/4 of Section 7, **917.38 feet** to an iron pin w/cap set, passing through an iron pin w/cap set for reference at 154.38 feet, and, 3/4" ID x 5' long white PVC posts set at 190.4', 429.8', 602.4', 744.6' & 827.4':
- 2) **N 64°27'28" E** leaving both the South line of the said E-1/2 of the NW-1/4 of Section 7 & the North line of the said E-1/2 of the SW-1/4 of Section 7, **142.04 feet** to an iron pin w/cap set, passing through a 3/4" ID x 5' long white PVC post set at 91.4', and:
- 3) **S 83°32'32" E, 347.82 feet** to a magnail set in the top horizontal surface of the lower rock ledge in the East line of the NW-1/4 of Section 7, the West line of the NE-1/4 of Section 7, the Southeast property corner of said K.A. Thomas (OR.440/Pg.2576) tract, and, the Southwest property corner of a tract owned by Cletus L., Sr. & Ida M. Ferrell (OR.3/Pg.303):

13) Thence the following three (3) courses (the 37th through the 39th course) courses of thirty-nine (39) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Northerly property lines, and the Southerly property lines of said C.L.,Sr. & I.M. Ferrell (OR.3/Pg.303) tract;

- 1) **S 58°47'32" E** along the approx. face of a cliff, and the Southeasterly extension thereof, **164.34 feet** to an iron pin w/cap set in the top of the North bank of Pratt's Fork Creek:
- 2) **S 57°17'32" E, 114.18 feet** to a point in Pratt's Fork Creek, the South line of the NE-1/4 of Section 7 & the North line of the SE-1/4 of Section 7, and:
- 3) **S 80°02'32" E** along the said South line of the NE-1/4 of Section 7 & the said North line of the SE-1/4 of Section 7, **264.00 feet** to a "CROSS" (a crucification cross) found on the face of a cliff as set in 1897 as per Co. Eng. Survey Bk.6/Pg.326 in the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Northeast property corner, said "CROSS" found also being in one of four of the Northwest property corners of a tract owned by Jackie R. & Sheryl Perry (OR.439/Pg.2364), passing

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through an iron pin w/cap set for reference at 43.50 feet at the Northeast top of bank of Pratt's Fork Creek, and, passing through 3/4" ID x 5' long white PVC posts set at 96.5' & 194.6':

14) Thence the following three (3) courses along the first three (3) of four (4) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Easterly property lines, and the three (3) Northwesterly property lines of said J.R. & S. Perry (OR.439/Pg.2364) tract;

- 1) **S 29°49'36" W** along the face of a cliff, **130.89 feet** to a "CROSS" (a crucifixion cross) found on the top edge of the face of a cliff as set in 1897 as per Co. Eng. Survey Bk.6/Pg.326:
- 2) **S 60°19'37" W, 287.76 feet** to an iron pin w/cap set, passing through 3/4" ID x 5' long white PVC posts set at 28.8' & 160.5', and:
- 3) **N 78°38'56" W, 262.03 feet** to mag nail set in the North base of a 24" tree in the said East line of the NW-1/4 of Section 7, the said West line of the NE-1/4 of Section 7, passing through an iron pin set for reference at 252.03 feet, and, passing through 3/4" ID x 5' long white PVC posts set at 86.4' & 170.5':

15) Thence **S 10°45'05" W** along the said East line of the NW-1/4 of Section 7, the said West line of the NE-1/4 of Section 7, the fourth (4th) course of four (4) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Easterly property lines, the West property line of said J.R. & S. Perry (OR.439/Pg.2364) tract, and, passing onto the West property line of a tract owned by Homer B. Gall, Jr. & Jean E. Gall, Trustees (OR.110/Pg.785), **1,841.55 feet** to a 10" x 7" broken top, very stable & solid, stone found (called "OLD" in said 1897 survey as per Co. Eng. Survey Bk.6/Pg.326) in the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Southeast property corner and the second (2nd) of the five (5) Northwesterly property corners of said H.B.Gall, Jr. & J.E.Gall, Trustees' (OR.110/Pg.785) tract, passing through an iron pin w/cap set for reference at 10.00 feet, and, passing through 3/4" ID x 5' long white PVC posts set at 117.7', 224.7', 357.1', 470.5', 610.3', 838.9', 943.6', 1120.0', 1336.7', 1474.9', 1577.4' & 1725.1':

16) Thence the following three (3) courses along the first three (3) of seven (7) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Southerly property lines, and three (3) of the Northerly property lines of said H.B.Gall, Jr. & J.E.Gall, Trustees' (OR.110/Pg.785) tract;

- 1) **N 80°24'34" W, 468.60 feet** to an iron pin w/cap set, passing through 3/4" ID x 5' long white PVC posts set at 141.0' & 319.1':
- 2) **N 58°23'16" W, 545.16 feet** to an "X" notched stone found, passing through 3/4" ID x 5' long white PVC posts set at 224.5' & 457.6', and:
- 3) **N 69°51'27" W, 393.09 feet** to an "X" notched stone found in the said East line of the West-1/2 of the SW-1/4 of Section 7, and, the West line of the East-1/2 of the SW-1/4 of Section 7, the Northwest property corner of said H.B.Gall, Jr. & J.E.Gall, Trustees' (OR.110/Pg.785) tract, and also being in the East property line of said Fred R. Colburn's (D.B.187/Pgs.67 & 69) property, passing through 3/4" ID x 5' long white PVC posts set at 173.3' & 299.6':

17) Thence **N 10°21'29" E** along the said East line of the W-1/2 of the SW-1/4 of Section 7, the said West line of the East-1/2 of the SW-1/4 of Section 7, the fourth (4th) course of seven (7) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Southerly property lines, and, the said East property line of Fred R. Colburn's (D.B.187/Pgs.67 & 69) property, **390.89 feet** to an iron pin w/cap set in the first (1st) of five (5) Northeasterly property corners of said Fred R. Colburn's (D.B.187/Pgs.67 & 69) property, passing through 3/4" ID x 5' long white PVC posts set at 77.6' & 206.8':

18) Thence leaving the said East line of the W-1/2 of the SW-1/4 of Section 7 & the said West line of the East-1/2 of the SW-1/4 of Section 7, the following two (2) courses along the fifth (5th) & sixth (6th) courses of seven (7) of the Grantor's (Frank D. Cargould - OR.15/Pg.762 & OR.410/Pg.169) Southerly property lines, and the first two (2) of five (5) Northerly property lines of said property by Fred R. Colburn (D.B.187/Pgs.67 & 69):

- 1) **N 79°06'52" W, 1,362.24 feet** to a point in the said West line of the SW-1/4 of Section 7, the said East line of the SE-1/4 of Section 13, said point being in a deep roadside ditch on the North side of said Slab Road (Lodi Twp.Rd.No.71), passing through an iron pin w/cap set for reference at the North edge of the traveled portion of Slab Road (Lodi Twp.Rd.No.71) at 1,330.24 feet, and, passing through 3/4" ID x 5' long white PVC posts set at; 138.6', 281.2', 404.0', 539.4', 641.4', 739.8', 816.7', 1,086.9', 1,151.0', & 1,252.1', and:

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2) **N 10°18'18" E**, along the said West line of the SW-1/4 of Section 7, the said East line of the SE-1/4 of Section 13, **151.09 feet**, to the **point of beginning**, passing through a 3/4" ID x 5' long white PVC post set at 42.2', and, **containing a total of 242.279 acres**, of which, 158.060 acres lie in Section 7, and, 84.219 acres lie in Section 13.


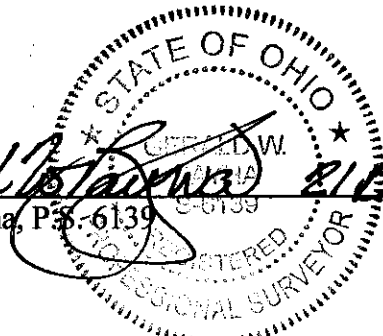
19) The above described "**242.279 Acre - New Legal Description**" totally encompasses the existing **Auditor's Parcels No. J010010000300, J010010008800, J010010008900, J010010009000, J010010009100, J010010009200 & J010010009301**, alleged to contain **33.21, 52.61, 14.90, 15.00, 65.50, 21.50 & 30.00 acres** respectively, making an alleged total of **232.72 acres**, as per Auditor's records and tract totals by deeds) and is intended to combine them into one (1) parcel to reflect the results of a new Property Survey to more accurately describe the subject premises and eliminate various inaccuracies and inadequacies that are present in the existing legal descriptions.

20) The bearings used in the above description are based on the said West line of the SW-1/4 of Section 7, the said East line of the SE-1/4 of Section 13, as bearing: **N 10°18'18" E** and are only for the determination of relative angles.

21) Subject to all legal highways and easements.

22) All iron pins w/cap set referred to in the description above are 5/8" x 30" iron pins with flourescent pink 1-3/8" O.D. plastic I.D. caps stamped " G. W. BAYHA - P.S.6139 - 740-593-5686 ".

23) The above described "**242.279 Acre - New Legal Description**" was surveyed by Gerald W. Bayha, P.S., Ohio Registered Professional Surveyor No. S-6139 (**Job No. 0408-01**), with the field work being completed on 29 August 2008, the "Plat of Survey" (Exhibit "B") being initially completed on 23 September 2008, and being last revised on 21 December 2009, being recorded in Plat Envelope **570.B** in the said Athens County Recorder's Office, and, the "Legal Description" (Exhibit "A") being completed on 21 December 2009.


Gerald W. Bayha, P.S. 6139

Date Signed 21 Dec. 2009

Description Checked for
Mathematical Accuracy
Athens County
ENGINEER'S OFFICE
BY: S. Blausey
DATE: 12-22-09

