

5420 Wayne National Forest
Davis, John, et al, A-9301

DEED DESCRIPTION

TOWNSHIP 11 NORTH, RANGE 14 WEST, OHIO RIVER SURVEY
TRIMBLE TOWNSHIP, ATHENS COUNTY, OHIO

SECTIONS 5 AND 11:

Situated in the State of Ohio, County of Athens and the Township of Trimble. Being parts of Sections 5 and 11, Township 11 Range 14 and being all of a 139.95 acre tract recorded as First Parcel, all of 110.14 acre tract recorded as Second Parcel, all of a 47.63 acre tract recorded as Third Parcel and all of a 16.52 acre tract recorded as Fourth Parcel in Volume 293, Page 64 of the Athens County Record of Deeds.

Beginning at a point on the North line of Section 5 and in the center of the East Branch of Sunday Creek where the Northwest corner of Section 5 bears, N 85°54'31" W 687.00 feet.

Thence from said place of beginning and following the North line of Section 5, S 85°54'31" E 1522.34 feet to a 3/4" x 36" rebar (set) marking the Northwest corner of 8.03 acre tract recorded in Volume 205, Page 619 of said county deed records.

Thence leaving the North line of Section 5 and following the boundary line of said 8.03 acre tract, S 04°45'17" W 500.00 feet to a 3/4" x 36" rebar (set);

Thence S 17°02'58" E 538.52 feet to a 3/4" x 36" rebar (set);

Thence S 86°34'13" E 200.00 feet to a 3/4" x 36" rebar (set) on the West line of a 41.16 acre tract recorded as First Tract in Volume 208, Page 513 of said county deed records;

Thence leaving the boundary line of said 8.03 acre tract and following the West line of said 41.16 acre tract, S 04°45'17" W 434.03 feet to a marked stone (found) at the Northeast corner of a 22.87 acre tract as shown on a map on file at the Athens County Engineer's Office in survey record Volume 7, Page 121, passing on line the following: 1) a 3/4" x 36" rebar (set) at the Northwest corner of a 0.75 acre tract recorded as Tract Two in Volume 95, Page 353 of said county deed records at a distance of 94.29 feet. 2) a marked stone (found) at the common corner of said 0.75 acre tract and a 0.25 acre tract recorded as Tract Three in Volume 95, Page 353, at a distance of 390.29 feet. Said marked stone also being reported as the Northeast corner of a 22.87 acre tract recorded as Tract One in Volume 95, Page 353 of said county records.

Thence following the boundary line of said 22.87 acre tract, N 85°54'36" W 740.50 feet to an unmonumented corner position;

Thence S 06°05'24" W 323.49 feet to an unmonumented corner position;

Thence S 02°24'36" E 288.42 feet to an unmonumented corner position;

Thence S 13°24'36" E 158.40 feet to an unmonumented corner position;

Thence S 30°54'36" E 143.88 feet to an unmonumented corner position;

Thence S 00°24'36" E 66.00 feet to an unmonumented corner position;

Thence S 13°35'24" W 264.00 feet to an unmonumented corner position;

Thence S 08°20'24" W 131.34 feet to an unmarked stone (found);

Thence N 88°36'33" W 14.76 feet to a marked stone (found);

Thence S 02°18'28" W 143.01 feet to an unmonumented corner position;

Thence S 85°58'06" E 1310.91 feet to a marked stone (found) at the common corner of a 44.15 acre tract recorded as Third Tract and a 60.44 acre tract recorded as Fifth Tract in the aforementioned Volume 208, Page 513, passing through a marked stone (found) at the Southeast corner of said 22.87 acre tract at 648.78 feet, where an unmarked stone (found) bears S 85°50'28" E 334.28 feet;

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TRM#5 & #11

Thence following the boundary line of said 60.44 acre tract, S 02°48'22" W 1005.18 feet to an unmarked stone (found);

Thence S 85°50'28" E 299.26 feet to a 3/4" x 36" rebar (set);

Thence S 03°32'58" W 1600.89 feet to a marked stone (found) on the South line of Section 5 and at the Southwest corner of a 51.03 acre tract, recorded as Tract I in Volume 139, Page 763 of said county deed records, passing through a 5/8" diameter iron pin (found) labeled ERD 7142 and marking the Northwest corner of said 51.03 acre tract at 248.01 feet;

Thence following the South line of Section 5, N 85°53'53" W 890.12 feet to a 3/4" x 36" rebar (set);

Thence leaving the South line of Section 5, N 03°32'58" E 798.84 feet to a marked stone (found);

Thence N 85°53'53" W 1986.24 feet to a 3/4" x 36" rebar (set);

Thence N 03°59'23" E 1943.32 feet to a 3/4" x 36" rebar (set);

Thence N 84°22'53" W 727.67 feet to a 3/4" x 36" rebar (set) on the line between Sections 5 and 11;

Thence following the line between Sections 5 and 11, S 04°32'00" W 948.21 feet to a 3/4" x 36" rebar (set);

Thence leaving the line between Sections 5 and 11, N 85°28'00" W 464.06 feet to a 3/4" x 36" rebar (set) on the West bank of the East Branch of Sunday Creek;

Thence N 09°28'00" W 55.13 feet to a point on the South line of Donna and Henry Glover 3.5842 acre tract, where 2 (two) 5/8" diameter iron pins (found) stamped Swoyer 6765 bear, S 89°43'25" W 48.17 feet and 396.11 feet;

Thence following the line established by boundary line agreement between Donna and Henry Glover and John D. Davis and Gladys R. Davis, his wife, and Anna L. Rudden and Michael C. Rudden, her husband, as recorded in Athens County Official Record Book 171, Page 867, N 89°43'25" E 60.63 feet to a point in the East Branch of Sunday Creek;

Thence following the East Branch of Sunday Creek, N 13°19'50" W 128.00 feet;

Thence N 51°48'42" W 305.97 feet;

Thence N 38°06'33" W 294.03 feet;

Thence N 26°10'20" E 100.00 feet;

Thence leaving the East Branch of Sunday Creek, N 05°43'01" W 283.36 feet to a 3/4" x 36" rebar (set) on the East right-of-way line of the Consolidated Rail Corporation (formerly the New York Central Railroad and the K and M Railroad) at the beginning of a non-tangent curve concave to the West and having a radius of 2159.83 feet, said point being 33 feet perpendicular to the centerline of the existing track;

Thence leaving the line established by boundary line agreement and following the Easterly right-of-way line of said Consolidated Rail Corporation Northeasterly along said curve 382.24 feet (chord definition), the chord being N 01°44'26" E 381.78 feet;

Thence N 03°19'47" W 1110.43 feet to a point at the beginning of a curve concave to the Southeast and having a radius of 707.13 feet;

Thence Northeasterly along said curve 696.28 feet (chord definition), the chord being N 24°54'07" E 669.01 feet;

Thence N 53°08'04" E 578.53 feet to the Southwest corner of a tract reported to contain 7.29 acres by Volume 204, Page 156;

Thence leaving the East right-of-way line of Consolidated Rail Corporation and following the boundary line of said 7.29 acre tract, S 85°07'00" E 427.36 feet to a point on the line between Sections 5 and 11;

Thence following the line between Sections 5 and 11, N 04°32'00" E 150.00 feet to a point in the center of the East Branch of Sunday Creek;

Thence following the center of the East Branch of Sunday Creek, S 83°49'57" E 460.00 feet;

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Description checked for
Mathematical Accuracy
ATHENS COUNTY
ENGINEER'S OFFICE
BY: S. Blausen
DATE: 1-13-95

Thence S 83°44'22" E 50.50 feet;

Thence N 71°29'53" E 35.63 feet;

Thence N 51°38'07" E 196.84 feet to the place of beginning. **Containing 337.444 acres, more or less.** Being 70.228 acres in Section 11 and 267.216 acres in Section 5.

Also, per the Fourth Tract Third Parcel in Volume 293, Page 64, a strip of land for a roadway, being 15 feet in width and along the North side of the middle section line leading to a point in State Highway #13.

Bearings in this description refer to True North as determined by Solar Observation. This description prepared by Terry L. Steffl, Registered Professional Surveyor #6846, after a field survey of the parcel herein described during October through December 1993.

EXCEPTING THEREFROM, the following 4 Tracts in Section 11:

Being part of Parcel No. 1 in a Quit Claim Deed to East Central Ohio Realty Company from the Penn Central Corporation as described in Official Record Book 133, Page 274 of Athens County Recorder's Office and more particularly described as follows:

TRACT 1: BEGINNING at the point of intersection of the centerline of the main track of The Federal Valley Railroad Company and the line dividing the lands of this Grantor (now owned by John Davis, et al) from the lands of Fred Thompson (now owned by Bill Docie, et al) at Station 27+07 of the said maintrack stationing; thence Easterly along said dividing line Thirty (30) feet more or less to a point which is Thirty (30) feet Easterly at right angles from the centerline of said main track; thence Northerly on a line parallel with and Thirty (30) feet distant Easterly and radially from said centerline, a distance of Three Hundred and Twenty (320) feet more or less to a point opposite the point of curve of a Four (4) degree curve at Station 24+42 of said stationing; thence Northerly on a straight line Three Hundred and Eighty-five (385) feet, more or less to a point opposite Station 20+55 of said stationing and Fifty (50) feet distant Easterly at right angles from centerline of said main track; thence Northerly and Northwesterly on a line parallel with and Fifty (50) feet distant Easterly at right angles from the said centerline to the Southwesterly corner of a parcel of land conveyed to a predecessor in title of this Grantee (said Railroad) by George W. McDonald by deed dated April 5, 1889 and recorded in Volume 64, Page 481 of the Deed Records of Athens County, Ohio; thence Northwesterly along the Southwesterly line of the parcel conveyed by said McDonald, to the right-of-way of the Kanawha and Michigan Railway Company; thence Southerly along the right-of-way of said Kanawha and Michigan Railway Company, Four Hundred and Thirty (430) feet, more or less, to the Northerly corner of a triangular parcel of land conveyed in said deed above mentioned from said McDonald; thence Southeasterly along the Northeasterly line of said triangular parcel, to the Easterly corner thereof; thence Southeasterly and Southerly on a line parallel with and fifty (50) feet distant Westerly at right angles from the centerline of the Grantee's main track, to a point opposite Station 20+55 of said main track stationing; thence Southerly Three Hundred and Eighty-five (385) feet more or less to a point opposite the point of curve of a Four (4) degree curve to the right, at Station 24+42 of said stationing and Thirty (30) feet Westerly at right angles therefrom; thence Southerly on a line parallel with and Thirty (30) feet distant, Westerly and radially from the centerline of said main track, a distance of Three Hundred and Fifteen (315) feet, more or less, to the South line of the Grantor's lands; thence East along the said South line Thirty (30) feet, more or less, to the point of beginning. Containing 5.33 acres, more or less. Said description of the above 5.33 acres was taken from a deed by Sally Drury, et al, to The Federal Valley Railroad Company, as recorded in Athens County Deed Book 154, Page 370

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on July 17, 1931. Said tract is shown on the valuation map of the Federal Valley Railroad Company V-1 Ohio/1 of record in Pocket 443 A and B of the Plat Records in the Athens County Recorder's Office.

The surface of the following two parcels shown as a right-of-way in a deed from George W. McDonald to The Toledo and Ohio Central Extension Railroad Company as recorded in Athens County Deed Book 64, Page 481, and situated in the Northeast quarter of Section 11, Township 11, Range 14 of the Ohio Company's Purchase, Athens County, State of Ohio, and bounded and described as follows to wit:

TRACT 2: BEGINNING at a point Fifty (50) feet to the right (that is to the East) of Station 707+50, the same being the centerline of the Toledo and Ohio Central Extension Railroad as now located; thence running Easterly at right angles with said Railroad as now located and staked, Fifty (50) feet; thence running parallel with and 100 feet distant from said centerline of said Railroad, Four Hundred (400) feet to a point opposite Station 711+50; thence running to the right on such degree of curvature as will terminate in a point 150 feet from and at right angles to the intersection of the centerline of said railroad with the Kanawha and Ohio Railroad, said intersection being at Station 715+45 of the said Toledo and Ohio Central Extension Railroad; thence on such degree of curvature to the right as will terminate in the line of the right-of-way of the said Kanawha and Ohio Railroad at a point opposite and at right angles to the point of tangent of said such Ohio Railroad; thence Southerly along the Easterly line of the right-of-way of said Kanawha and Ohio Railroad, to the right-of-way of the aforesaid Toledo and Ohio Central Extension Railroad as now located; thence Southerly along said Easterly line of the right-of-way of said Toledo and Ohio Central Extension Railroad, to the place of beginning. Said parcel does not state acreage and is shown on the valuation map of the Federal Valley Railroad Company V-1 Ohio/1 of record in Pocket 443 A and B of the Plat Records in the Athens County Recorder's Office, as being a Right-of-way only.

TRACT 3: ALSO, a triangular parcel of land formed by the lines of the rights-of-way of the two said Railroads above mentioned, and a line drawn at right angles through a point in the line that bisects said angle at a distance of 150 feet from said angle. Said parcel also does not state acreage and is shown on the valuation map of the Federal Valley Railroad Company V-1 Ohio/1 of record in Pocket 443 A and B of the Plat Records in the Athens County Recorder's Offices, as being a Right-of-way only.

TRACT 4: Situate in Section 11, T11, R14, Trimble Township, Athens County, Ohio. Being a part of lands described in Deed Records Vol. 293, Pg. 64. Also being a part of lands delineated by survey of December 1993 by J. A. Hamilton & Associates, Inc. and being more fully described as follows: POINT OF BEGINNING being an iron pin with aluminum cap monument found S 04°32'19" W 2756.17 feet (as calculated from survey of Dec. 1993 by J. A. Hamilton & Associates, Inc.) from the NE corner of said Section 11; thence S 04°32'00" W 948.34 feet to an iron pin with aluminum cap monument found; thence N 85°28'00" W 308.74 feet to an iron pin set in existing fenceline (reference: iron pin with aluminum cap monument found N 85°28'00" W 159.37 feet); thence along an existing fence line, said fence line being along the Easterly limits of railroad bed (ownership of former Federal Valley Railroad is currently claimed by East Central Ohio Realty Company, of record in Vol. 133, Pg. 274 of the Athens County Recorder's Office) the next eight courses:

N 10°09'45" E 57.95 feet;
N 01°24'55" E 123.22 feet;
N 04°59'51" E 199.99 feet;
N 05°28'01" W 89.81 feet;

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Description checked for
Mathematical Accuracy
ATHENS COUNTY
ENGINEER'S OFFICE

BY: S. Blouser
DATE: 1-13-95

N 00°17'07" W 77.27 feet;
N 04°59'54" E 158.63 feet;
N 03°50'13" W 78.50 feet;
N 01°40'17" W 95.18 feet to an iron pin set;

Thence leaving fenceline along railroad bed N 87°41'06" E 141.43 feet along a fenceline; thence continuing along a fenceline N 80°01'07" E 217.16 feet to the Point of Beginning. Containing 6.696 acres as surveyed 02-16-1994 under the direction of Robert C. Canter, P.S. 7226.

Iron pins set in the above 6.696 acre tract are 5/8" x 30" rebar with plastic caps stamped "Canter P.S. 7226". Plat of survey is attached herewith and made a part thereof. Basis of bearings: East line of subject tract being S 04°32'00" W. Reference: Survey of Dec. 1993 by J.A. Hamilton & Associates, Inc. Bearings are used to determine angular relationships only.

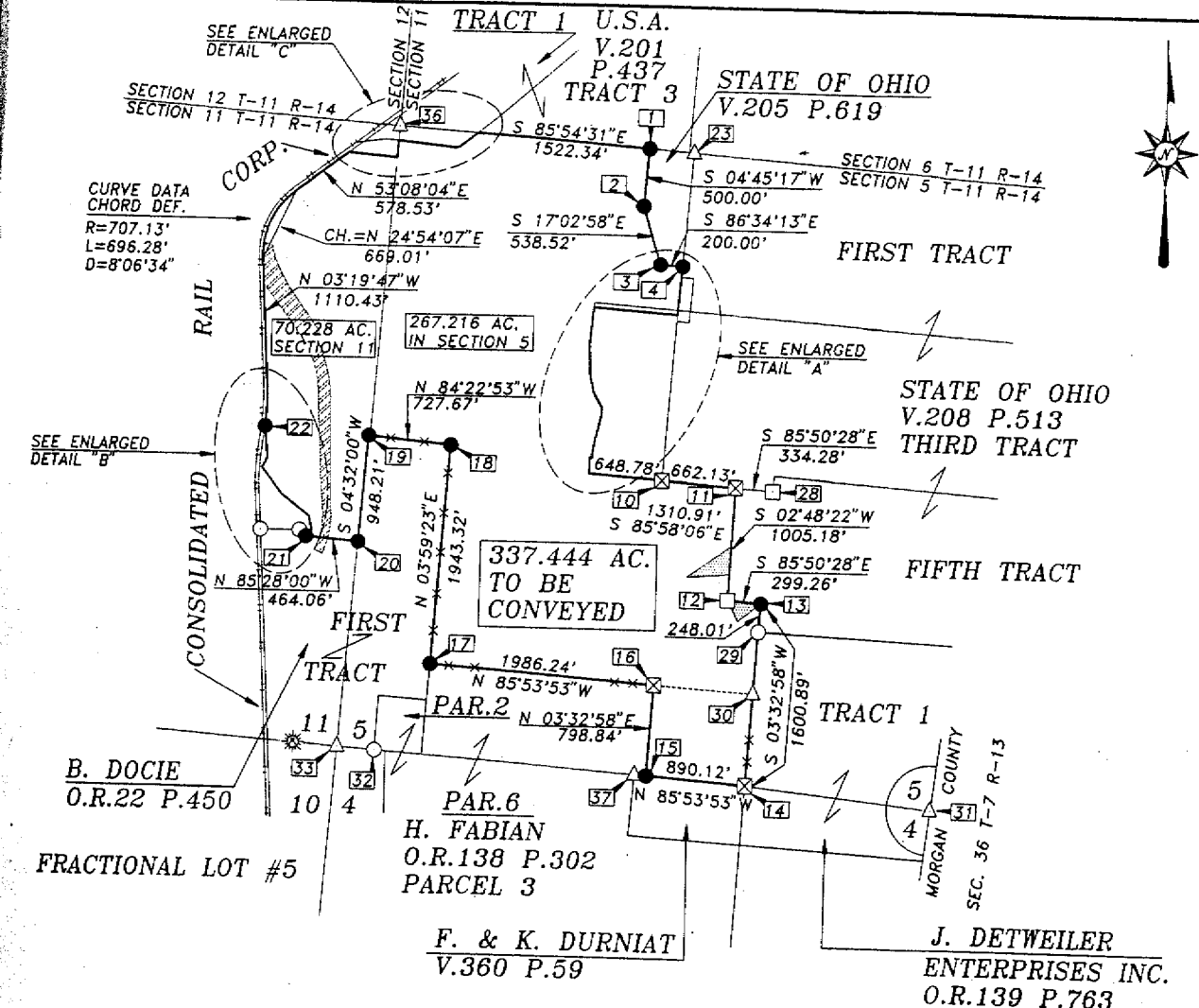
TOTAL ACREAGE hereby being conveyed is 325.418 acres, more or less.

Prior Reference: Athens County Deed Volume 293, Page 64.

Athens County Tax Parcels:

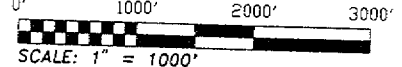
M01-00100273-00, Section 5, 250.896 acres by survey (formerly 242.80 acres).
M01-00100274-00, Section 5, 16.32 acres by survey (formerly 16.52 acres).
M01-00100309-00, Section 11, 58.202 acres by survey (formerly 56.75 acres).

Terry K. Kuhn
3-30-94

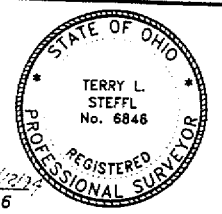


- LEGEND**
- DENOTES 3/4" x 36" REBAR (SET)
 - ⊠ DENOTES MARKED STONE (FOUND)
 - DENOTES UN-MARKED STONE (FOUND)
 - DENOTES IRON PIN (FOUND)
 - DENOTES TREE/POST LINE
 - DENOTES CL RR TRACK
 - ⊠ DENOTES CORNER IDENTIFICATION NO.
 - △ DENOTES CORNER SEARCH AREA
 - ▭ DENOTES STATE OF OHIO FLOOD EASEMENT AREAS (V.205 P.619)
 - ☼ DENOTES LOCATION OF LOG CABIN NAIL (SET) AT SOLAR OBSERVATION SITE. LATITUDE = 39°31'18" LONGITUDE = 82°04'13"
 - ▨ DENOTES THE FORMER FEDERAL VALLEY RAILROAD. (SEE NOTE)

MAP SHOWING A PORTION OF SECTIONS 5 AND 11 TOWNSHIP 11 RANGE 14 TRIMBLE TOWNSHIP, ATHENS COUNTY, OHIO, BEING A RETRACEMENT SURVEY OF A 139.95 ACRE TRACT (FIRST PARCEL), A 110.14 ACRE TRACT (SECOND PARCEL), A 47.63 ACRE TRACT (THIRD PARCEL), AND A 16.52 ACRE TRACT (FOURTH PARCEL) IN V.293 P.64 OF THE ATHENS COUNTY RECORD OF DEEDS.



SCALE: 1" = 1000'
SURVEYED OCTOBER THRU DECEMBER 1993



ALL WORK PERFORMED BY OR UNDER THE DIRECTION OF:

TERRY L. STEFFEL P.S.#6846

JACK A. HAMILTON & ASSOCIATES INC.
CONSULTING ENGINEERS AND SURVEYORS
P.O. BOX 471, EAST HIGH STREET
FLUSHING, OHIO 43977 (614) 968-4947

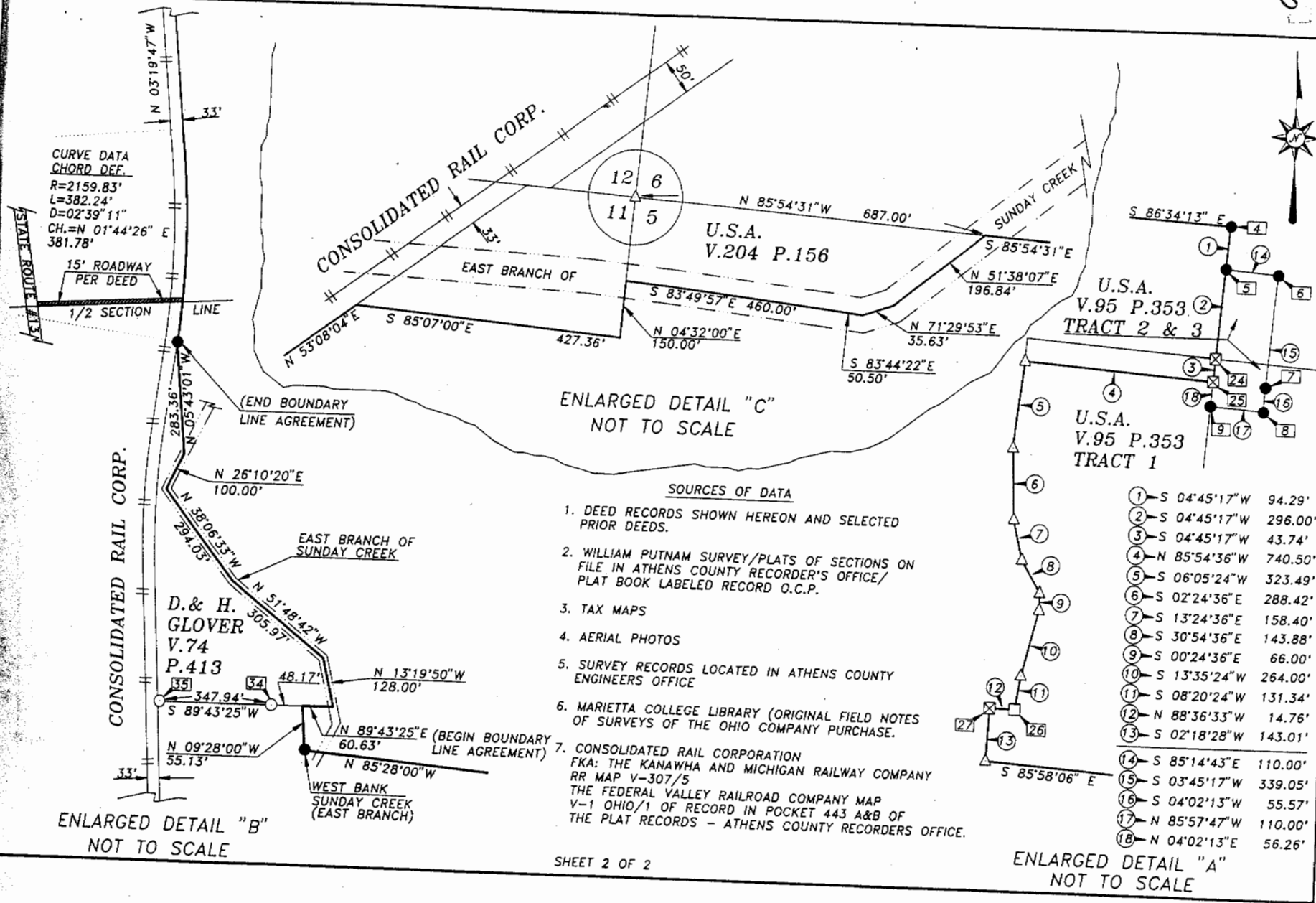
BASIS OF BEARINGS
BEARINGS ON THIS MAP ARE BASED ON TRUE MERIDIAN AS DETERMINED FROM SOLAR OBSERVATION.

NOTE
OWNERSHIP OF THE FORMER FEDERAL VALLEY RAILROAD IS CURRENTLY CLAIMED BY EAST CENTRAL REALTY OF RECORD IN VOLUME 133 PAGE 274 OF THE ATHENS COUNTY RECORD OF DEEDS.

DRAWN BY: T.L.S.

REVISED DATE:

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PRIOR SURVEY

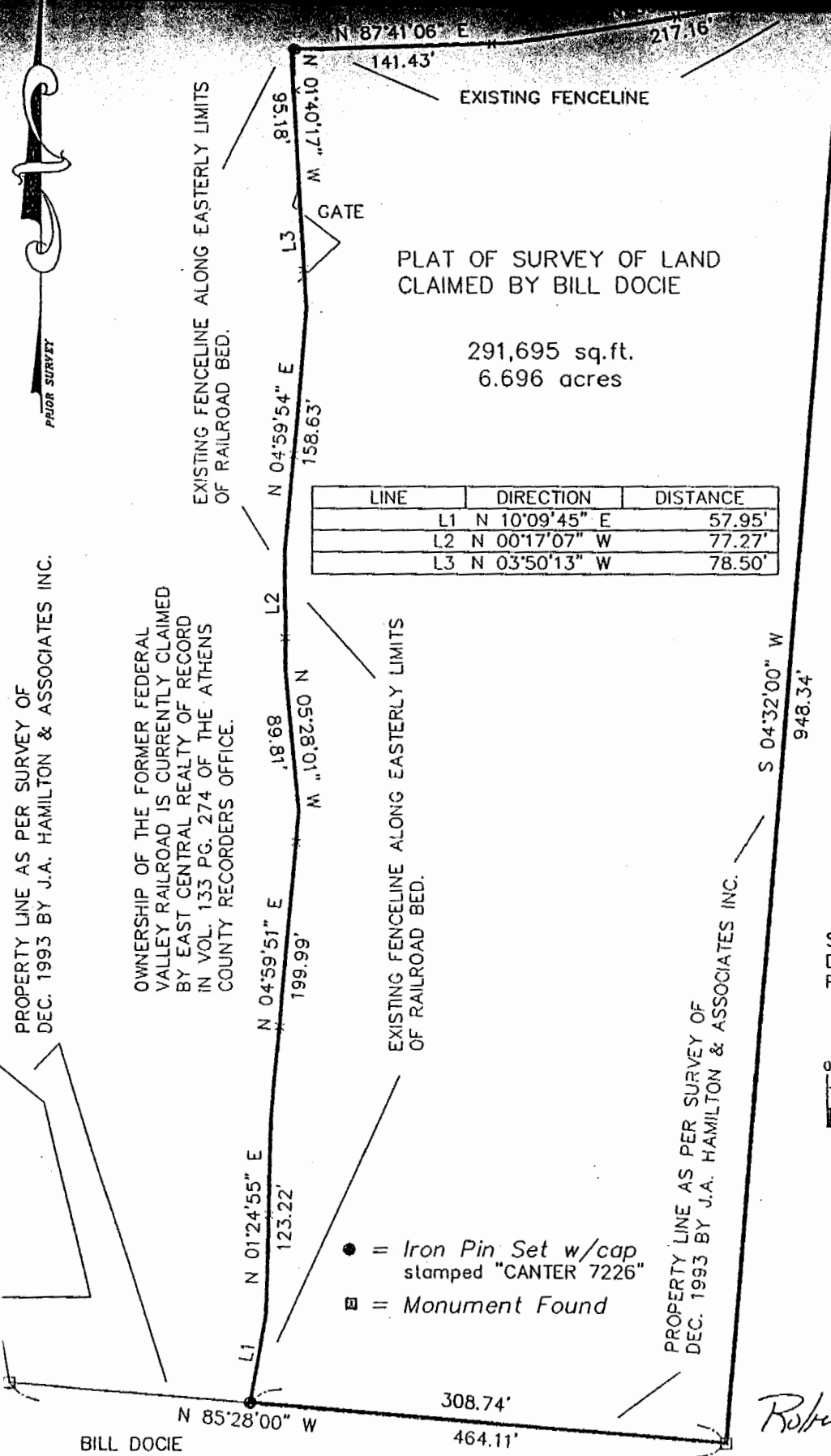
PROPERTY LINE AS PER SURVEY OF DEC. 1993 BY J.A. HAMILTON & ASSOCIATES INC.

OWNERSHIP OF THE FORMER FEDERAL VALLEY RAILROAD IS CURRENTLY CLAIMED BY EAST CENTRAL REALTY OF RECORD IN VOL. 133 PG. 274 OF THE ATHENS COUNTY RECORDERS OFFICE.

EXISTING FENCELINE ALONG EASTERLY LIMITS OF RAILROAD BED.

EXISTING FENCELINE ALONG EASTERLY LIMITS OF RAILROAD BED.

PROPERTY LINE AS PER SURVEY OF DEC. 1993 BY J.A. HAMILTON & ASSOCIATES INC.



PLAT OF SURVEY OF LAND CLAIMED BY BILL DOCIE

291,695 sq.ft.
6.696 acres

LINE	DIRECTION	DISTANCE
L1	N 10°09'45" E	57.95'
L2	N 00°17'07" W	77.27'
L3	N 03°50'13" W	78.50'

- = Iron Pin Set w/cap stamped "CANTER 7226"
- ▣ = Monument Found

P.O.B

BEING S 04°32'19" W 2756.17' FROM THE NE CORNER OF SEC. 11 (as determined by survey of Dec. 1993 by J.A. Hamilton & Assoc. Inc.)

SITUATE IN SECTION 11, T11, R14, TRIMBLE TWP., ATHENS COUNTY, OHIO. BEING A PART OF LANDS DESCRIBED IN DEED RECORDS VOL. 293 PG. 64. ALSO BEING A PART OF LANDS DELINEATED BY SURVEY OF DEC. 1993 BY J.A. HAMILTON & ASSOCIATES INC.

BILL DOCIE
223-569

REFERENCES:
SURVEY OF DECEMBER, 1993
337.444 AC. PARCEL BY J.A. HAMILTON & ASSOCIATES, INC.

DEED RECORDS VOL. 293 PG. 64,
VOL. 223 PG. 569.

SURVEYED 02-16-1994 UNDER THE DIRECTION OF ROBERT C. CANTER, P.S. 7226.

GRAPHIC SCALE



(IN FEET)

1 inch = 100 ft.



Robert C. Canter
2-18-94

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BILL DOCIE
223-569

WARRANTY DEED

JOHN D. DAVIS, also known as JOHN DRURY DAVIS, and GLADYS R. DAVIS, his wife, of 4956 Easter Circle, Orlando, Florida 32808-1729; and ANNA L. RUDDEN, also known as ANNA LOU RUDDEN, and MICHAEL C. RUDDEN, her husband, of 1508 Glen Hill Lane, Lewisville, Texas 75067, for and in consideration of the sum of EIGHTY-FOUR THOUSAND EIGHT HUNDRED AND NO/100 DOLLARS (\$84,800.00), paid, grant with general warranty covenants to the UNITED STATES OF AMERICA, Washington, D.C., and its assigns, that tract of land containing 325.418 acres, more or less, situated in Trimble Township, Athens County, Ohio, more particularly described in EXHIBIT A attached hereto and made a part hereof.

SUBJECT TO easements for established or existing roads, highways, railroads, flood control, and utilities.

SUBJECT ALSO TO the rights to the No. 7 vein of coal conveyed in the deed dated October 25, 1910, recorded in Deed Vol. 112, Page 486; and to the remaining coal rights conveyed in the deed dated May 17, 1918, recorded in Deed Vol. 126, Page 487, and then conveyed in the deed dated December 18, 1918, recorded in Deed Vol. 128, Page 98.

SUBJECT ALSO TO oil and gas rights reserved in the deed recorded in Deed Vol. 154, Page 279.

SUBJECT ALSO TO a boundary line agreement dated March 1, 1994, recorded in Vol. 171, Page 867.

Prior Instrument Reference: Deed Volume 293, Page 64.

GLADYS R. DAVIS, being the spouse of the above-named JOHN D. DAVIS, also known as JOHN DRURY DAVIS, and MICHAEL C. RUDDEN, being the spouse of the above-named ANNA L. RUDDEN, also known as ANNA LOU RUDDEN, join herein for the purpose of releasing any rights to the property, including dower derived from said marital status.

The acquiring agency is the Forest Service, Department of Agriculture.

Consideration Acquire Descriptions checked
Exception Easement recorded

WITNESS our hands this 4th day of OCTOBER, 1994.

In the presence of:

Patricia A. Weick
Christine Whrecht
Patricia A. Weick
Christine Whrecht
Betty Jo Paulson
Carol E. Goforth
Betty Jo Paulson
Carol E. Goforth
Betty Jo Paulson
Carol E. Goforth

John D. Davis
JOHN D. DAVIS, also known as
JOHN DRURY DAVIS

Gladys R. Davis
GLADYS R. DAVIS

Anna L. Rudden
ANNA L. RUDDEN, also known as
ANNA LOU RUDDEN

Michael C. Rudden
MICHAEL C. RUDDEN

STATE OF Florida)
COUNTY OF Orange) SS

Before me, a Notary Public in and for said County and State, personally appeared the above named JOHN D. DAVIS, also known as JOHN DRURY DAVIS, and GLADYS R. DAVIS, his wife, who acknowledged that they did sign the foregoing instrument, and that the same is their free act and deed. In testimony whereof, I have hereunto subscribed my name at Orlando Florida, this 10th day of October, 1994.

Patricia A. Weick
PATRICIA A. WEICK
NOTARY PUBLIC

(NOTARIAL SEAL)



PATRICIA A. WEICK
MY COMMISSION # CC 230483 EXPIRES
October 28, 1996
BONDED THRU TROY FAIN INSURANCE, INC.

My commission expires: 5/4/96

Personally Appeared Gladys R. Davis and John D. Davis Before me on December 28, 1994.

Theresa A. Seiwalt
Theresa A. Seiwalt
FIA DO # D120-464-31-1
John Drury Davis
DO # D120-296-25-1
Gladys Ruth DA

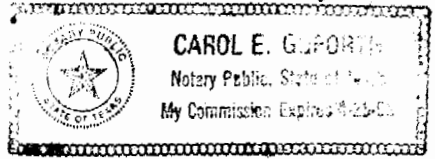
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NOTARY PUBLIC STATE OF FLORIDA
MY COMMISSION EXP. FEB. 18, 1995
BONDED THRU GENERAL INS. UND. 1

STATE OF Texas)
COUNTY OF Denton) ss

Before me, a Notary Public in and for said County and State, personally appeared the above named ANNA L. RUDDEN, also known as ANNA LOU RUDDEN, and MICHAEL C. RUDDEN, her husband, who acknowledged that they did sign the foregoing instrument, and that the same is their free act and deed. In testimony whereof, I have hereunto subscribed my name at Lewisville, Texas, this 15 day of Oct, 1994.

Carol E. Gierke
NOTARY PUBLIC

(NOTARIAL SEAL)



My commission expires: 4-25-98

This instrument was drafted by Conrado M. Almario, Attorney, Office of the General Counsel, U.S. Department of Agriculture, Milwaukee, Wisconsin.

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TRIMBLE TOWNSHIP, ATHENS COUNTY, OHIO

SECTIONS 5 AND 11:

Situated in the State of Ohio, County of Athens and the Township of Trimble. Being parts of Sections 5 and 11, Township 11 Range 14 and being all of a 139.95 acre tract recorded as First Parcel, all of 110.14 acre tract recorded as Second Parcel, all of a 47.63 acre tract recorded as Third Parcel and all of a 16.52 acre tract recorded as Fourth Parcel in Volume 293, Page 64 of the Athens County Record of Deeds.

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Thence from said place of beginning and following the North line of Section 5, S 85°54'31" E 1522.34 feet to a 3/4" x 36" rebar (set) marking the Northwest corner of 8.03 acre tract recorded in Volume 205, Page 619 of said county deed records.

Thence leaving the North line of Section 5 and following the boundary line of said 8.03 acre tract, S 04°45'17" W 500.00 feet to a 3/4" x 36" rebar (set);

Thence S 17°02'58" E 538.52 feet to a 3/4" x 36" rebar (set);

Thence S 86°34'13" E 200.00 feet to a 3/4" x 36" rebar (set) on the West line of a 41.16 acre tract recorded as First Tract in Volume 208, Page 513 of said county deed records;

Thence leaving the boundary line of said 8.03 acre tract and following the West line of said 41.16 acre tract, S 04°45'17" W 434.03 feet to a marked stone (found) at the Northeast corner of a 22.87 acre tract as shown on a map on file at the Athens County Engineer's Office in survey record Volume 7, Page 121, passing on line the following: 1) a 3/4" x 36" rebar (set) at the Northwest corner of a 0.75 acre tract recorded as Tract Two in Volume 95, Page 353 of said county deed records at a distance of 94.29 feet. 2) a marked stone (found) at the common corner of said 0.75 acre tract and a 0.25 acre tract recorded as Tract Three in Volume 95, Page 353, at a distance of 390.29 feet. Said marked stone also being reported as the Northeast corner of a 22.87 acre tract recorded as Tract One in Volume 95, Page 353 of said county records.

Thence following the boundary line of said 22.87 acre tract, N 85°54'36" W 740.50 feet to an unmonumented corner position;

Thence S 06°05'24" W 323.49 feet to an unmonumented corner position;

Thence S 02°24'36" E 288.42 feet to an unmonumented corner position;

Thence S 13°24'36" E 158.40 feet to an unmonumented corner position;

Thence S 30°54'36" E 143.88 feet to an unmonumented corner position;

Thence S 00°24'36" E 66.00 feet to an unmonumented corner position;

Thence S 13°35'24" W 264.00 feet to an unmonumented corner position;

Thence S 08°20'24" W 131.34 feet to an unmarked stone (found);

Thence N 88°36'33" W 14.76 feet to a marked stone (found);

Thence S 02°18'28" W 143.01 feet to an unmonumented corner position;

Thence S 85°58'06" E 1310.91 feet to a marked stone (found) at the common corner of a 44.15 acre tract recorded as Third Tract and a 60.44 acre tract recorded as Fifth Tract in the aforementioned Volume 208, Page 513, passing through a marked stone (found) at the Southeast corner of said 22.87 acre tract at 648.78 feet, where an unmarked stone (found) bears S 85°50'28" E 334.28 feet;

Thence following the boundary line of said 60.44 acre tract, S 02°48'22" W 1005.18 feet to an unmarked stone (found);

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Trimble # 54 # 11

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Thence S 85°50'28" E 299.26 feet to a 3/4" x 36" rebar (set);

Thence S 03°32'58" W 1600.89 feet to a marked stone (found) on the South line of Section 5 and at the Southwest corner of a 51.03 acre tract, recorded as Tract I in Volume 139, Page 763 of said county deed records, passing through a 5/8" diameter iron pin (found) labeled ERD 7142 and marking the Northwest corner of said 51.03 acre tract at 248.01 feet;

Thence following the South line of Section 5, N 85°53'53" W 890.12 feet to a 3/4" x 36" rebar (set);

Thence leaving the South line of Section 5, N 03°32'58" E 798.84 feet to a marked stone (found);

Thence N 85°53'53" W 1986.24 feet to a 3/4" x 36" rebar (set);

Thence N 03°59'23" E 1943.32 feet to a 3/4" x 36" rebar (set);

Thence N 84°22'53" W 727.67 feet to a 3/4" x 36" rebar (set) on the line between Sections 5 and 11;

Thence following the line between Sections 5 and 11, S 04°32'00" W 948.21 feet to a 3/4" x 36" rebar (set);

Thence leaving the line between Sections 5 and 11, N 85°28'00" W 464.06 feet to a 3/4" x 36" rebar (set) on the West bank of the East Branch of Sunday Creek;

Thence N 09°28'00" W 55.13 feet to a point on the South line of Donna and Henry Glover 3.5842 acre tract, where 2 (two) 5/8" diameter iron pins (found) stamped Swoyer 6765 bear, S 89°43'25" W 48.17 feet and 396.11 feet;

Thence following the line established by boundary line agreement between Donna and Henry Glover and John D. Davis and Gladys R. Davis, his wife, and Anna L. Rudden and Michael C. Rudden, her husband, as recorded in Athens County Official Record Book _____, Page _____, N 89°43'25" E 60.63 feet to a point in the East Branch of Sunday Creek;

Thence following the East Branch of Sunday Creek, N 13°19'50" W 128.00 feet;

Thence N 51°48'42" W 305.97 feet;

Thence N 38°06'33" W 294.03 feet;

Thence N 26°10'20" E 100.00 feet;

Thence leaving the East Branch of Sunday Creek, N 05°43'01" W 283.36 feet to a 3/4" x 36" rebar (set) on the East right-of-way line of the Consolidated Rail Corporation (formerly the New York Central Railroad and the K and M Railroad) at the beginning of a non-tangent curve concave to the West and having a radius of 2159.83 feet, said point being 33 feet perpendicular to the centerline of the existing track;

Thence leaving the line established by boundary line agreement and following the Easterly right-of-way line of said Consolidated Rail Corporation Northeasterly along said curve 382.24 feet (chord definition), the chord being N 01°44'26" E 381.78 feet;

Thence N 03°19'47" W 1110.43 feet to a point at the beginning of a curve concave to the Southeast and having a radius of 707.13 feet;

Thence Northeasterly along said curve 696.28 feet (chord definition), the chord being N 24°54'07" E 669.01 feet;

Thence N 53°08'04" E 578.53 feet to the Southwest corner of a tract reported to contain 7.29 acres by Volume 204, Page 156;

Thence leaving the East right-of-way line of Consolidated Rail Corporation and following the boundary line of said 7.29 acre tract, S 85°07'00" E 427.36 feet to a point on the line between Sections 5 and 11;

Thence following the line between Sections 5 and 11, N 04°32'00" E 150.00 feet to a point in the center of the East Branch of Sunday Creek;

Thence following the center of the East Branch of Sunday Creek, S 83°49'57" E 460.00 feet;

Thence S 83°44'22" E 50.50 feet;

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Thence N 71°29'53" E 35.63 feet;

Thence N 51°38'07" E 196.84 feet to the place of beginning. **Containing 337.444 acres, more or less.** Being 70.228 acres in Section 11 and 267.216 acres in Section 5.

Also, per the Fourth Tract Third Parcel in Volume 293, Page 64, a strip of land for a roadway, being 15 feet in width and along the North side of the middle section line leading to a point in State Highway #13.

Bearings in this description refer to True North as determined by Solar Observation. This description prepared by Terry L. Steffl, Registered Professional Surveyor #6846, after a field survey of the parcel herein described during October through December 1993.

Prior Reference: Athens County Deed Volume 293, Page 64.

Athens County Tax Parcels:

M01-00100273-00, Section 5, 250.896 acres by survey (formerly 242.80 acres).

M01-00100274-00, Section 5, 16.32 acres by survey (formerly 16.52 acres).

M01-00100309-00, Section 11, 70.228 acres by survey (formerly 56.75 acres).

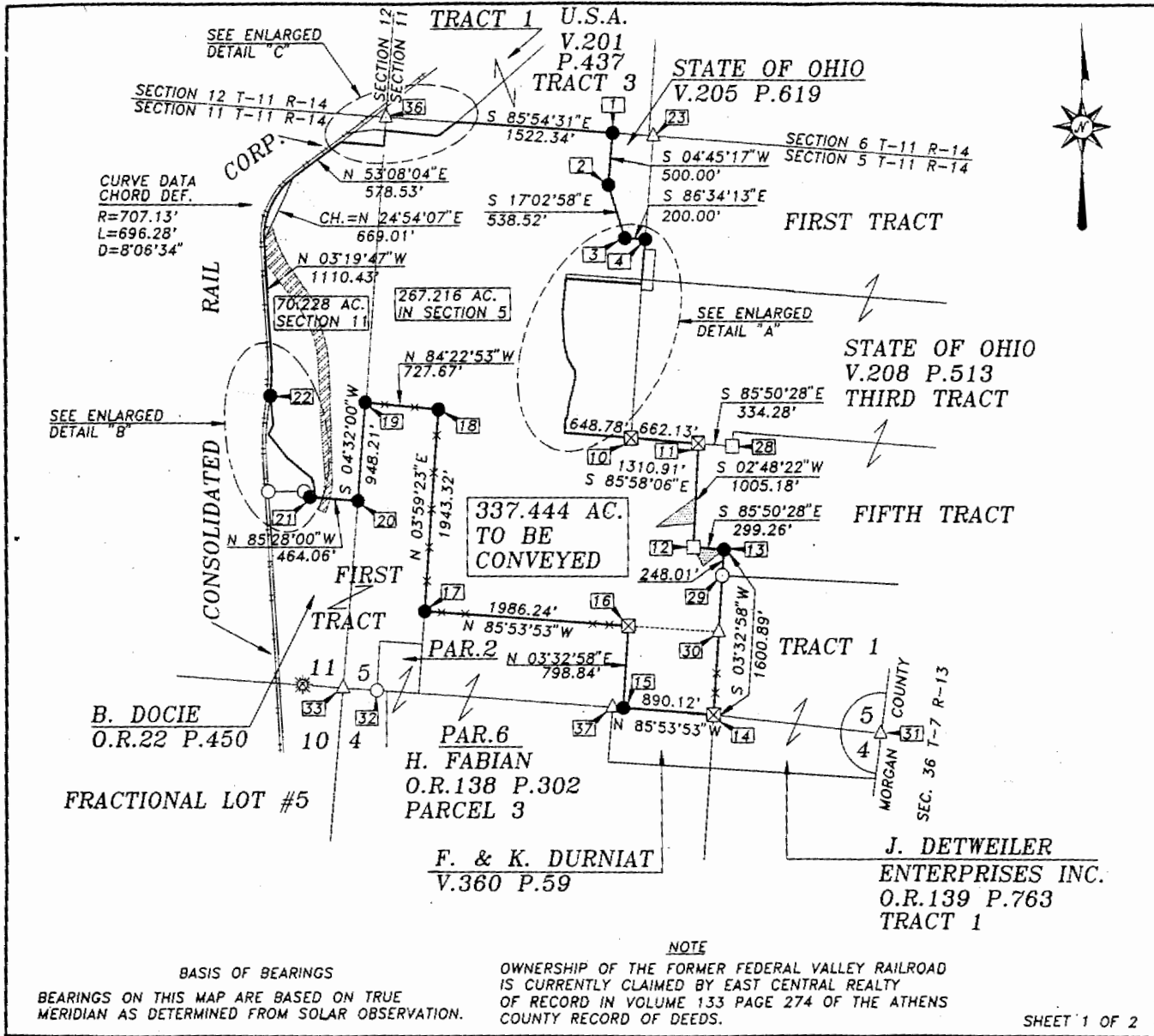
Terry L. Steffl
1-25-94

Description checked for
Mathematical Accuracy
ATHENS COUNTY
ENGINEER'S OFFICE

BY: *S. Blaylock*

DATE: 2-7-94

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LEGEND

- DENOTES 3/4" x 36" REBAR (SET)
- ⊠ DENOTES MARKED STONE (FOUND)
- DENOTES UN-MARKED STONE (FOUND)
- DENOTES IRON PIN (FOUND)
- DENOTES TREE/POST LINE
- DENOTES CL RR TRACK
- # DENOTES CORNER IDENTIFICATION NO.
- △ DENOTES CORNER SEARCH AREA
- ▭ DENOTES STATE OF OHIO FLOOD EASEMENT AREAS (V.205 P.619)
- ☼ DENOTES LOCATION OF LOG CABIN NAIL (SET) AT SOLAR OBSERVATION SITE. LATITUDE = 39°31'18" LONGITUDE = 82°04'13"
- ▨ DENOTES THE FORMER FEDERAL VALLEY RAILROAD. (SEE NOTE)

MAP SHOWING A PORTION OF SECTIONS 5 AND 11 TOWNSHIP 11 RANGE 14 TRIMBLE TOWNSHIP, ATHENS COUNTY, OHIO. BEING A RETRACEMENT SURVEY OF A 139.95 ACRE TRACT (FIRST PARCEL), A 110.14 ACRE TRACT (SECOND PARCEL), A 47.63 ACRE TRACT (THIRD PARCEL), AND A 16.52 ACRE TRACT (FOURTH PARCEL) IN V.293 P.64 OF THE ATHENS COUNTY RECORD OF DEEDS.

0' 1000' 2000' 3000'

SCALE: 1" = 1000'

SURVEYED OCTOBER THRU DECEMBER 1993

ALL WORK PERFORMED BY OR UNDER THE DIRECTION OF:

Terry L. Steffel
TERRY L. STEFFEL P.S.#6846

STATE OF OHIO
TERRY L. STEFFEL
No. 5846
REGISTERED PROFESSIONAL SURVEYOR

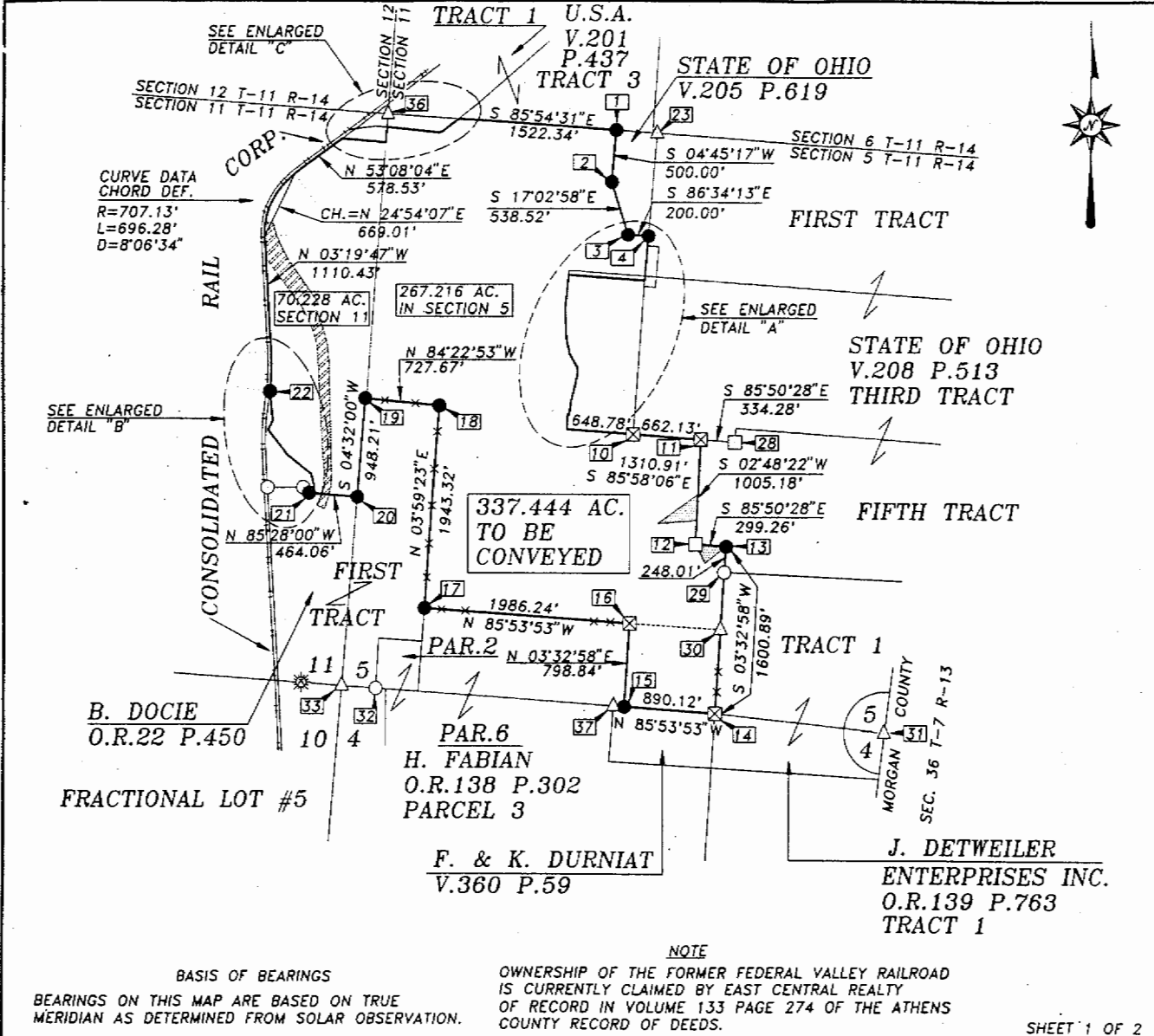
JACK A. HAMILTON & ASSOCIATES INC.
CONSULTING ENGINEERS AND SURVEYORS
P.O. BOX 471, EAST HIGH STREET
FLUSHING, OHIO 43977 (614) 988-4947

DRAWN BY: T.L.S. REVISED DATE:

BASIS OF BEARINGS
BEARINGS ON THIS MAP ARE BASED ON TRUE
MERIDIAN AS DETERMINED FROM SOLAR OBSERVATION.

NOTE
OWNERSHIP OF THE FORMER FEDERAL VALLEY RAILROAD
IS CURRENTLY CLAIMED BY EAST CENTRAL REALTY
OF RECORD IN VOLUME 133 PAGE 274 OF THE ATHENS
COUNTY RECORD OF DEEDS.

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- LEGEND**
- DENOTES 3/4" x 36" REBAR (SET)
 - ⊠ DENOTES MARKED STONE (FOUND)
 - DENOTES UN-MARKED STONE (FOUND)
 - DENOTES IRON PIN (FOUND)
 - DENOTES TREE/POST LINE
 - DENOTES CL RR TRACK
 - # DENOTES CORNER IDENTIFICATION NO.
 - △ DENOTES CORNER SEARCH AREA
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 - ★ DENOTES LOCATION OF LOG CABIN NAIL (SET) AT SOLAR OBSERVATION SITE. LATITUDE = 39°31'18" LONGITUDE = 82°04'13"
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0' 1000' 2000' 3000'

SCALE: 1" = 1000'

SURVEYED OCTOBER THRU DECEMBER 1993

ALL WORK PERFORMED BY OR UNDER THE DIRECTION OF:

Terry L. Steffel
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FLUSHING, OHIO 43977 (614) 968-4947

DRAWN BY: T.L.S. REVISED DATE:

NOTE
BASIS OF BEARINGS
BEARINGS ON THIS MAP ARE BASED ON TRUE MERIDIAN AS DETERMINED FROM SOLAR OBSERVATION.

OWNERSHIP OF THE FORMER FEDERAL VALLEY RAILROAD IS CURRENTLY CLAIMED BY EAST CENTRAL REALTY OF RECORD IN VOLUME 133 PAGE 274 OF THE ATHENS COUNTY RECORD OF DEEDS.

SHEET 1 OF 2