



SMART ENGINEERING & SURVEYING, INC.

210 NORTHTOWNE COURT * NEWARK, OHIO 43055 * PHONE: (740) 345-4700 * FAX: (740) 522-4706

**LEGAL DESCRIPTION
OF A 1.462 ACRE PARCEL
FOR L + A ARCHITECTS, INC.
January 7, 1999**

Situated in the State of Ohio, County of Muskingum, Township of Falls, and being more particularly described as follows:

Being a part of Quarter Township 1, Township 1, Range 8, United States Military Lands, and being the property conveyed to Ralph W. & Twila L. Cater by Deed Record 542, Page 664, all deed references being of the Muskingum County Recorder's Office; and being more particularly described as follows:

Beginning at a 5/8" Rebar Set at the southwest corner of said Cater property, said point also being the southeast corner of Meadowbrook No. 2, a subdivision recorded in Plat Book 8, Page 57, said point being on the northerly line of the property conveyed to Colony Square Mall, Inc. by Deed Record 979, Page 411, and being on the northerly corporation line of the City of Zanesville;

Thence along the westerly line of said Cater property and the easterly line of said Meadowbrook No. 2, North 20 degrees 20 minutes 43 seconds East, 516.88 feet to a 5/8" Rebar set at the northwest corner of said Cater property, said point being in the westerly right-of-way line of State Route 60 (45.00 feet from centerline);

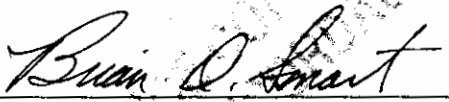
Thence along the northerly line of said Cater property, and along the westerly right-of-way line of said S.R. 60, South 51 degrees 58 minutes 55 seconds East, 139.62 feet to a point, said point being at the northeast corner of said Cater property, said point also being the northwest corner of the property conveyed to Mike & Cindy Kelly by Deed Record 1018, Page 126;

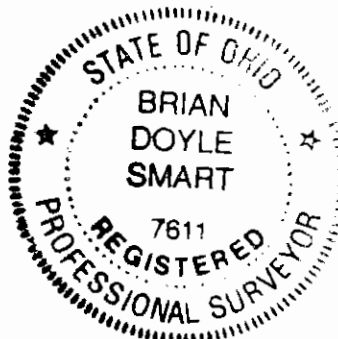
Thence along the easterly line of said Cater property and the westerly line of said Kelly property, South 20 degrees 13 minutes 06 seconds West, 436.78 feet to a 5/8" Rebar w/Cap Found at the southwest corner of said Kelly property and southeast of corner of said Cater property;

Thence along the northerly line of said Colony Square Mall property, and along said corporation line, North 85 degrees 22 minutes 27 seconds West, 139.21 feet to the Point of Beginning, containing 1.462 acres, more or less. Subject to any and all easements, rights of way, conditions and restrictions of record, all legal highways, zoning ordinances, rules and regulations.

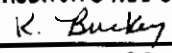
The bearings shown above are based upon the centerline of State Route 60 being North 51 degrees 58 minutes 55 seconds West, as shown on the Centerline Survey Plat (MUS-60-20.57) on record in Plat Book 15, Page 92. All iron pins set are 5/8 inch diameter by 30 inch long steel pins with plastic identification caps labeled "SMART SURVEYING"

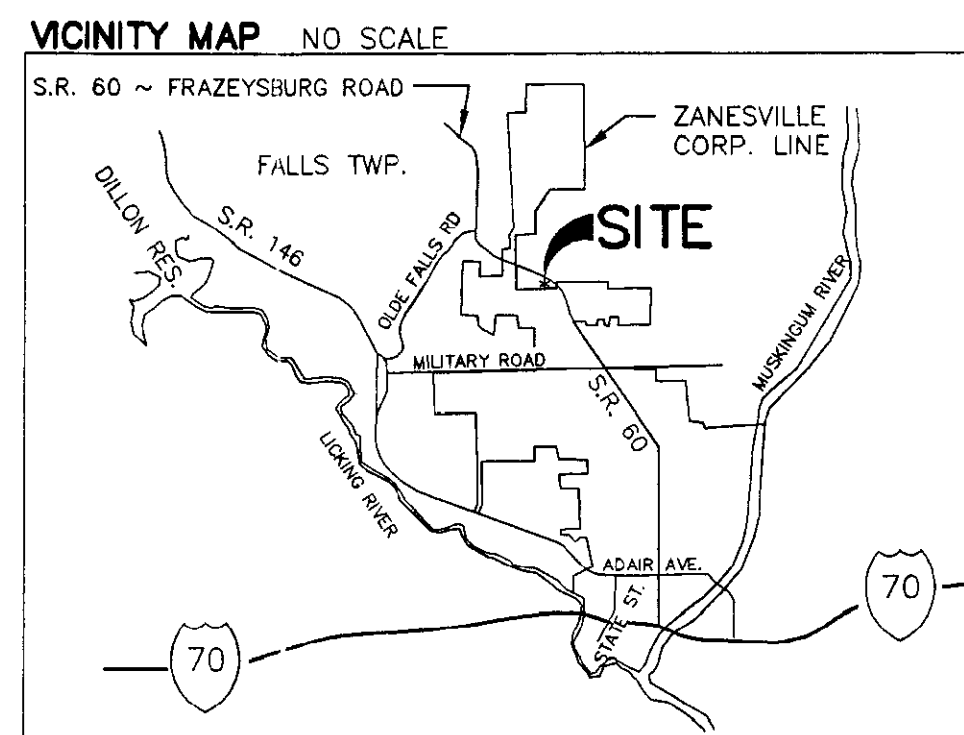
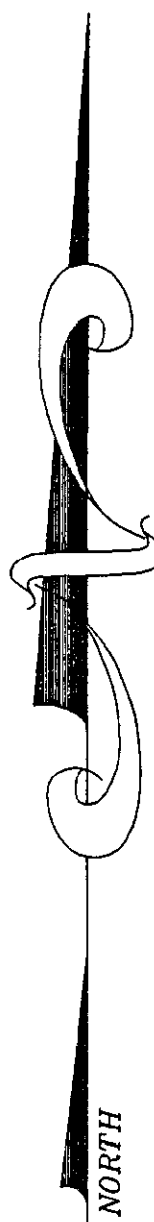
This description was prepared by Smart Engineering & Surveying, Inc., and is based upon a survey made by same in May 1998.


BRIAN D. SMART
OHIO REG. SURVEYOR NO. 7611



PAR. # 17-27-02-08

DESCRIPTION APPROVED
FOR AUDITOR'S TRANSFER
BY 
1-20-99



OF THE RALPH W. & TWILA L. CATER PROPERTY (DV 542-664)
AND THE MIKE & CINDY KELLY PROPERTY (DV 1018-126)

SITUATED IN THE STATE OF OHIO, COUNTY OF MUSKINGUM, TOWNSHIP OF FALLS
BEING A PART OF QUARTER TOWNSHIP 1, TOWNSHIP 1, RANGE 8, UNITED STATES MILITARY LANDS

Situated in the Township of Falls, Muskingum County and State of Ohio and being a part of the property deeded March 1, 1899 by Charles H. Jones to Benjamin Oliver Taylor, part on the south line of property mentioned above 30 feet west of and to right angles to the center line of the State Highway, thence running North 86 degrees 15 minutes west on the south line of the property, 503.24 feet to a stake, the place of beginning of the property herein described; thence continuing North 86 degrees 15 minutes west 118.70 feet to a stake, thence running North 19 degrees 33 minutes East 453.00 feet to a stake on the south line of the State Highway, thence running South 52 degrees 35 minutes East on the South line of said State Highway 120 feet to a stake; thence running South 19 degrees 33 minutes West 383.96 feet to the place of beginning, containing 1.097 acres, more or less.

Situated in the City of Zanesville, County of Muskingum, State of Ohio and in Qtr. 1, Town. 1, Range 8, U.S.M.L., and bounded and described as follows:

Situated in the City of Zanveslie, Co. of Muskingum, State of Ohio, and in Qtr. 1, Town. 1, Range 8, U.S.M.L., and bounded and described as follows: Being a parcel of land lying on the left side of the centerline of a survey made by the Department of Transportation, and recorded in the records of the Department of Transportation, and being the same as the parcel of land described in the following described points in the boundary line. Beginning at the intersection of the easterly line of the said lands of the grantor with the southerly line of the present right of way for S. R. 60, said point being 30 feet left of Station 86+91.0 in the centerline of a survey made in 1979 for the Ohio Department of Transportation of State Route No. 60, thence along the southerly line of the said lands of the grantor S. 20 degrees 18' 25" E., 15.75 feet to a point in the proposed right of way line for S. R. 60, said point being 45 feet left of Station 86+91.0, thence along the southerly line of the said lands of the grantor S. 20 degrees 18' 25" E., 15.75 feet to a point in the westerly line of the lands of the grantor, said point being 45 feet left of Station 87+64.31; thence along the westerly line of the said lands of the grantor N. 51 degrees 58' 55" W., 120 feet to a point in the westerly line of the lands of the grantor, said point being 45 feet left of Station 87+64.31; thence along the westerly line of the said lands of the grantor N. 20 degrees 18' 25" E., 15.75 feet to a point in the present right of way for S. R. 60, said point being 30 feet left of Station 87+69.10;

Description for this parcel is based on a centerline survey made by Richard D. Keller, Registered Surveyor No. 5648, in October 1979. It is understood that the strip of land above described contains 1,800 S. F. (.041 acres), more or less. The above description is intended to include all right, title, or interest that the grantor may have in the existing right of way of S. R. 60 (Maple Avenue).

Situated in Township 1, Range 8, Falls Township, Muskingum County, Ohio, and bounded and described as follows:
Beginning at a point on the south line of the property mentioned above, thirty feet west of and at right angles to the centerline of the State Highway, thence running North 86 degrees 15 minutes West, on the south line of said property 621.94 feet to a stake, the place of beginning of the property hereinafter described; thence continuing North 86 degrees 15 minutes West 138.97 feet to a stake; thence running North 19 degrees 33 minutes East, 532.75 feet to a stake on the south line of said Highway, thence running South 52 degrees 35 minutes East, on the south line of said Highway, 140.00 feet to a stake; thence running South 19 degrees 33 minutes West, 453.00 feet to the place of beginning, containing One and Fifty-one hundredths (1.51) acres, more or less.

SITUATED IN THE Township of Falls, County of Muskingum, State of Ohio, and in Qtr. 1, Town 1, Range 8, U.S.M.L., and bounded and described as follows:
Being a parcel of land lying on the left side of the centerline of a survey made to the Department of Transportation, and recorded in Book 15, Page 92
of the records of Muskingum County and being located within the following described points in the boundary thereof:

Beginning at the intersection of the easterly line of the lands of the grantor and the southerly line of the present right of way for S.R. 60, said point being 30 feet left of Station 74+89.0 in the centerline of a survey made in 1979 for the Ohio Department of Transportation of State Route No. 60 Section 23-02, in Muskingum County, also known as Maple Avenue; thence along the westerly line of the lands of the grantor, said line being 45 feet left of station 74+89.0, to station 74+64.31, said station being 14' 6" from the southerly line of the present right of way line for S.R. 60, N 51 degrees 58' 55" W, 14' 6" to a point in the westerly line of the lands of the grantor, said point being 45 feet left of station 74+64.31; thence along the westerly line of the lands of the grantor N 20 degrees 18' 25" E, 15.75 feet to a point in the present right of way line for S.R. 60, said point being 30 feet left of station 74+64.31; thence along the present right of way line for S.R. 60 and along the northerly line of the lands of the grantor, S 51 degrees 58' 55" E, 14' 6" to the place of beginning.

It is understood that the strip of land above described contains 2,100 S. F. (0.48 acres), more or less. The above description is intended to include all right, title or interest that the grantors have in the existing right of way of S. R. 60 (Maple Avenue).

Situated in the State of Ohio, County of Muskingum, Township of Falls, and being more particularly described as follows:

Being the property conveyed to Ralph A. & Twila L. Coter by Deed Record 542, Page 664, and the property conveyed to Mike & Cindy Kelley by Deed Record 1018, Page 126, all deed references being of the Muskingum County Recorder's Office, and being more particularly described as follows:

Beginning for reference at a 5/8" Rebar Set Found at the southeast corner of the property conveyed to Hofer Management Group, Inc. by Deed Record 1141, Page 441, and being the northernmost corner of the property conveyed to Colony Square Mall, Inc. by Deed Record 979, Inc. by Deed Record 411, and being the intersection of the westerly right-of-way line of State Route 50 (Maple Avenue) with the northerly corporation line of the City of Zanesville;

Thence along the southerly line of said Hofer property, the northerly line of said Colony Square Mall property, and along said Corporation line, North 85 degrees 20 minutes 27 seconds West, 78.75 feet to a 5/8" Rebar Set; thence along the southeasterly corner of said Kelley property, said point being the True Point of Beginning, containing 2.517 acres, more or less. Subject to any and all easements, rights of way, conditions and restrictions of record, all legal liabilities, zoning ordinances, rules and regulations.

Thence along the southerly lines of said Hofer property, and said Corporation line, North 85 degrees 20 minutes 27 seconds West, 258.12 feet to a 5/8" Rebar Set; at the southwest corner of said Coter property, said point being the True Point of Beginning, containing 2.517 acres, more or less. Subject to any and all easements, rights of way, conditions and restrictions of record, all legal liabilities, zoning ordinances, rules and regulations.

Thence along the southerly lines of said Coter and Kelley properties, and along the westerly right-of-way line of said S.R. 60, South 51 degrees 58 minutes 55 seconds East, 259.29 feet to the easterly line of said Coter property and the westerly line of said Hofer property, said point being the True Point of Beginning, containing 2.517 acres, more or less. Subject to any and all easements, rights of way, conditions and restrictions of record, all legal liabilities, zoning ordinances, rules and regulations.

Thence along the southerly line of said Coter property, said point being the True Point of Beginning, containing 2.517 acres, more or less. Subject to any and all easements, rights of way, conditions and restrictions of record, all legal liabilities, zoning ordinances, rules and regulations.

Plat (MUS-50-20-57), as recorded in Plat Book 15, Page 92.

Plat (MUS-50-20-57), as recorded in Plat Book 15, Page 92.

| | | | | | | | | | |
|---|----------------------|---|--------------------|---|------------------------------|-------|-----|-------|-------------------|
| ⊗ | WATER VALVE | ⌚ | UTILITY POLE | ⚡ | SIGN | _____ | OHE | _____ | OVERHEAD ELECTRIC |
| ⊕ | WATER SHUT OFF | ⌚ | GUY WIRE | ⊗ | DECIDUOUS TREE | _____ | G | _____ | GAS LINE |
| ⊙ | DRAINAGE MANHOLE | ⌚ | TELEPHONE PEDESTAL | ⊗ | EVERGREEN TREE | _____ | S | _____ | SANITARY |
| ⊙ | DRAINAGE CATCH BASIN | ⌚ | IRON PIN SET | ⊗ | BUSH | _____ | D | _____ | DRAINAGE |
| ⊙ | SANITARY MANHOLE | ⌚ | MONUMENT FOUND | ⊗ | PHOTO LOCATION AND DIRECTION | _____ | W | _____ | WATER |
| ⊗ | ELECTRIC TRANSFORMER | ⌚ | FLOOD LIGHT | ⊗ | | _____ | X | _____ | FENCE |
| | | ⌚ | MAIL BOX | | | | | | |

THE SUBJECT PROPERTY LIES WITHIN FLOOD ZONE "X"
COMMUNITY PANEL NUMBER 390425 0105 D
EFFECTIVE DATE: SEPTEMBER 5, 1990

(PER SCHEDULE "B" OF LAWYERS TIME INSURANCE CORPORATION
COMMITMENT FOR TITLE INSURANCE C/SE NO. 98-123, DATED
APRIL 28, 1998 AT 8:00 A.M.)

TO THE STATE OF OHIO-EASEMENT - D.V. 546, PG. 414
NOT AD-POST SUBJECT PROPERTY (LIES IN QTR. TWP. 1)
TO THE OHIO POWER COMPANY-EASEMENT - D.V. 330, PG. 92
BLANKET ESMT.-MAY HAVE BEEN RELEASED (D.V. 1106, PG. 573)
TO THE OHIO BELL TELEPHONE COMPANY - L.V. 43, PG. 69
RIGHT OF WAY BETWEEN HOUSE AND TREES IN FRONT ON EAST
SIDE OF ROAD (R.F.D. 1) AND AD-POST SUBJECT PROPERTY
TO AD-POST SERVICE, INC. - L.V. 45, PG. 298
BLANKET LEASE FOR THE ERECTION AND MAINT. OF ADVERTISING
BOARDS (NONE FOUND ON SUBJECT PROPERTY)
TELEPHONE AND TELEGRAPH CO. - L.V. 45, PG. 591
BLANKET EASEMENT

(PER SCHEDULE "B" OF LAWYERS TIME INSURANCE CORPORATION
COMMITMENT FOR TIME INSURANCE CASE NO. 98-122, DATED
APRIL 28, 1998 AT 8:00 A.M.)

(1) TO THE STATE OF OHIO-EASEMENT - D.V. 1131, PG. 959
SEWER EASEMENT AS SHOWN

(2) TO OHIO POWER COMPANY-EASEMENT - D.V. 330, PG. 92
BLANKET EASEMENT WHICH HAVE BEEN RELEASED (V. 1106, PG. 573)

(3) TO THE OHIO BELL TELEPHONE COMPANY - L.V. 43, PG. 69
RIGHT OF WAY "BETWEEN HOUSE AND TREES IN FRONT...ON EAST
SIDE OF ROAD IN ROAD LIMIT"-DOES NOT AFFECT SUBJECT PROP.

(4) TO AD-POST SERVICE, INC. - L.V. 45, PG. 298
BLANKET LEASE FOR THE ERECTION AND MAINT. OF ADVERTISING
SIGNALS (NONE FOR THE SUBJECT PROPERTY)

(5) TO OHIO TELEPHONE AND TELEGRAPH CO. - L.V. 45, PG. 591
BLANKET EASEMENT

SCHEDULE "B" ITEMS 12.13.17.18&19 ARE OIL AND GAS LEASES

I, hereby certify to General Motors Corporation, Argonaut Holdings, Inc. and Lowy's Title Insurance Corporation that a survey of 3655 and 3665 Frzezbay Road, Zanesville, Ohio was conducted by me or under my direct supervision on May 19 and 20, 1998. This is a true and correct survey of the above described land and shows the true and correct location of the buildings, structures, and improvements situated on such land and all easements, rights-of-way, setback lines, and other restrictions or encroachments on the property. I further certify that the survey was made in accordance with the laws of Ohio and that the rights-of-way of others, and there are no encroachments either way across the boundary lines of such land. The property surveyed contains 2.917 acres and is not located within a flood plain area or any special flood hazard area or general hazard area based on the Federal Emergency Management Agency Flood Insurance Rate Maps. I hereby certify that this Survey was prepared in accordance with "Minimum Detail Requirements for AAS/AAS Land Title Surveys," jointly established by the American Land Title Association and the National Board of Fire Underwriters, Inc. and is not intended to be used for any other purpose.

By: Brian D. Smart
BRIAN D. SMART
Registration No. 7611 Dated: May 28, 1998

| | |
|----------------------|-------------------------|
| DRAWN BY: B. SMART | DATE: MAY 28, 1998 |
| CHECKED BY: B. SMART | DRAWING NO.: 304655.DWG |
| JOB NO.: 304655 | SHEET 1 OF 1 |

PREPARED BY:
SMART
ENGINEERING & SURVEYING, INC.
210 NORTHOWNE COURT, NEWARK OHIO 43055
PHONE: (740) 345-4700 FAX: (740) 522-4706

MEADOWBROOK NO. 2

H. & D. LONGSTRECH
DV 495-407
PAR. NO. 17-27-02-11-000
LOT 7

AXLE FD.
& USED

V. D
DV 5
PAR. NO. 17-
L

P.B. 8, PG. 57

NORTH

B. MATTINGLY
DV 841-207
PAR. NO. 17-27-02-09-000
LOT 9

V. DURANT
DV 561-148
PAR NO. 17-27-02-10-000

H. & D. LONGSTRETH
DV 495-407
PAR. NO. 17-27-02-11-000
LOT 7

H. & W. ETTER
DV 739-75
PAR. NO. 17-27-02-12-000
LOT 6

RALPH W. & TWILA L. CATER
DV 542-664
PAR. NO. 17-27-02-08-000
1.462 AC. (63,663 SF) THIS SURVEY

MIKE & CINDY KELLY
DV 1018-126
PAR. NO. 17-27-02-06-000
1.056 AC. (45,981 SF) THIS SURVEY

HOFFER MANAGEMENT GROUP, INC.
DV 1141-138
PAR. NO. 17-27-02-04-000

PRIVATE ROADWAY (MALL ACCESS)
ASPHALT ROADWAY

COLONY SQUARE MALL, INC.
DV 979-411

PAR. NO. 86-31-02-01-000