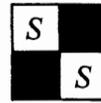


Smart Surveying, Inc.

1725 Blue Jay Road, Heath, Ohio 43056
* Phone: (740) 345-4700 * Fax: (740) 522-4706 *



ADDRESS N/A

**LEGAL DESCRIPTION
OF LOT E 9.021 ACRES
FOR DON TUFTO
October 13, 2004**

Page 1 of 2

Situated in the State of Ohio, County of Muskingum, Township of Hopewell, being a part of the Northeast and Northwest Quarter of Section 5, Township 18, Range 15, Congress Lands East of the Scioto River, and being a part of the property conveyed to Donald V. and Velma L. Tufto by Deed Book 1888, Page 892 (third and fourth parcel) of the Muskingum County Recorder's Office, and being more particularly bound and described as follows:

Beginning at an Iron Pin w/cap labeled "Finley" Found at the northwest corner of the Northeast Quarter of Section 5, said point also marks the Licking-Muskingum County line, a corner of said Tufto property, and the True Point of Beginning of the parcel herein described;

Thence along said Licking-Muskingum County line, the northerly line of said Section 5, and the northerly line of said Tufto property, South 89 degrees 45 minutes 06 seconds East, 1427.28 feet to an Iron Pin Set, passing an Iron Pin Found w/silver cap at 1395.15 feet (N 0.24');

Thence crossing said Tufto property the following Four (4) courses:

- 1) South 00 degrees 14 minutes 54 seconds West, 40.00 feet to an Iron Pin Set;
- 2) North 89 degrees 45 minutes 06 seconds West, 1024.90 feet to an Iron Pin Set;
- 3) South 00 degrees 14 minutes 54 seconds West, 660.00 feet to an Iron Pin Set;
- 4) North 89 degrees 45 minutes 06 seconds West, 400.00 feet to an Iron Pin Set in the easterly line of the property conveyed to H. Edward and Alma Mae and Brent Iden by D.B. 1092-431, the westerly line of said Northeast Quarter, and the westerly line of said Tufto property;

Thence along said Iden property and said Tufto property the following Six (6) courses:

- 1) along the westerly line of said Northeast Quarter, North 00 degrees 03 minutes 29 seconds East, 363.65 feet to an Iron Pin w/cap labeled "Biedenbach" Found (S 0.09');
- 2) North 47 degrees 06 minutes 03 seconds West, 449.09 feet to a Fence Post Found;
- 3) South 89 degrees 47 minutes 31 seconds West, 297.29 feet to a 5/8" Iron Rebar Found (E 0.11', N 0.12');

**LEGAL DESCRIPTION
OF LOT E 9.021 ACRES
FOR DON TUFTO**

October 13, 2004

Page 2 of 2

4) North 00 degrees 12 minutes 30 seconds West, 8.25 feet to a 5/8" Iron Rebar Found (E 0.12');

5) South 89 degrees 04 minutes 02 seconds West, 59.72 feet to an Iron Pin w/cap labeled "Biedenbach" Found (E 0.62', N 0.92') 120 feet right of STA 788+15.5 of Interstate Route 70 (Limited Access Right-of-Way), as recorded in Plat Book 11, pages 51-52;

6) North 66 degrees 12 minutes 40 seconds East, 63.05 feet to a point 155.00 feet right of STA 788+57.3;

Thence along the northerly line of said Tufto property the following Two (2) courses:

1) North 89 degrees 04 minutes 02 seconds East, 69.91 feet to a point 134.60 feet right of STA 789+24.40;

2) South 89 degrees 47 minutes 00 seconds East, 558.71 feet to the True Point of Beginning, containing 9.021 Acres, more or less of which 1.633 acres lies within Auditor's Parcel Number 25-65-05-12-000 and of which 7.388 acres lies within Auditor's Parcel Number 25-65-05-11-000. Subject to any and all easements, right-of-ways, conditions and restrictions of record. All iron pins set are 5/8-inch by 30-inch rebar with yellow identification caps labeled "Smart Surveying". Bearings shown herein are based upon the westerly line of the Northeast Quarter of Section 5, being North 00 degrees 03 minutes 29 seconds East, as shown on the plat of survey of the Tufto property, prepared by Terry J. Finley Surveying and Mapping in July 2004. This description was prepared by Smart Surveying, Inc. in October 2004 and is based upon actual field measurements.

OFFICE COPY
Brian D. Smart
NOT RECORDABLE
REG. SURVEYOR NO. 7611
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DESCRIPTION APPROVED
FOR ADEQUATE TRANSFER
BY *[Signature]*

10-15-2004

12 has been corrected to 11

