

0.57 Acres Overlap Area on to Ben Moore Property  
by Hilty LLC Property by E. Donaker Survey

NOTE: This survey and description is to correct an error in a survey of the Hilty LLC property.

Situated in the State of Ohio, County of Muskingum, Township of Licking, and being a part of Quarter Township 1, Township 2, Range 9, United States Military Lands, and being part of lands now and formerly owned by Benjamin T. Jr. and Rebecca Moore, (DR 813-314), but surveyed and described in error to be owned by Hilty LLC (OR 1850-378), and overlap area to be more particularly described as follows:

Beginning for reference at a stone found at the Southeast corner of Lot 6, of Roberts Survey, as per E. Donaker's survey (OR 1850-378);

Thence, by E. Donaker's survey, South 01 degrees 17 minutes 47 seconds East, 1083.63 feet to an iron pin found at a corner on the south line of lands presently owned by Hilty LLC, (OR 1850-378), and the north line of lands presently owned by W. N. Bradley (DR 896-356)

Thence along the west line of said Bradley lands, South 01 degrees 17 minutes 59 seconds East, 664.79 feet to a stone found on the northeast corner of land presently owned by Benjamin T. Jr. and Rebecca Moore (DR 802-45), and the principal place of beginning;

Thence along the south line of Donaker's survey and through said Moore lands, South 84 degrees 47 minutes 40 seconds West, 1323.16 feet to an iron pin found;

Thence continuing along said survey, and through said Moore lands, North 06 degrees 45 minutes 04 seconds West, 390.43 feet to a point in the centerline of Shannon Valley Road, passing an iron pin found at 359.05 feet;

Thence along said centerline, North 45 degrees 09 minutes 25 seconds East, 46.94 feet to a point on the corner of the north line of said Moore lands;

Thence along said north line, South 01 degrees 25 minutes 36 seconds East, 394.02 feet to a stone found on a corner of the north line of said Moore lands, passing an iron pin set at 25.00 feet;

Thence along said north line North 85 degrees 57 minutes 57 seconds East, 1323.79 feet to the principal place of beginning, containing 0.57 acres more or less.

Subject to all recorded legal right of ways, and applicable easements.

Iron pins set are 5\8 inch rebars 30 inches long with plastic I.D. cap.

Bearings are based on a previous surveys of adjoining properties by E. R. Donaker, as described in OR 1850-378, OR 1650-752, and OR 1629-808.

This survey is based on a field survey completed October 6, 2006 by Jack D. Newcome, Reg. No. 7321.

**OFFICE COPY  
NOT RECORDABLE**

Jack D. Newcome Reg. No. 7321

4-11-07  
Date

+-.0.57 Acres to be removed from Parcel No. 35-35-10-71-16-000, and this acreage has always been taxed under 35-35-10-71-25-000.



APPROVED FOR CLOSURE

*[Signature]* 9/13/2007

EXEMPT FROM  
PLANNING COMMISSION

*[Signature]* 9/13/2007

# SITUATED IN:

State of Ohio, County of Muskingum, Township of Licking,  
and being part of the Southeast Quarter of Quarter Township  
One, Township 2, Range 9, United States Military Lands, and  
the north line of lands presently owned by Benjamin and  
Rebecca Moore (DR 813-314), Parcel One.

## Property Line Location for Ben Moore

### Surveyor's Report

The four iron pins found as shown on the plat were used to  
re-establish the survey line of Hilly LLC, as per Donaker's survey. The  
northern most stone on the southeast corner was used per Donaker's  
survey information. But the southern most stone was the one clearly  
marked in the field and witnessed by a plastic electric fence post, as were  
two of the other pins found set by Donaker. The witness fence post  
appears to have been set in error by the south stone, rather than the  
north stone which was used for the survey. Donaker's survey plat does not  
show two stones found, only one, and indicates the stone found is the  
adjoiner's southwest corner.

The original deeds for both properties call for a stone on the  
southwestern corner, and as depicted was found. The west line of the  
property was called to be "north to the center of the road". Using the  
dead distance (394.02 ft.), and the centerline of the existing road, I  
retraced the survey. The survey line of Donaker's survey is not the  
centerline of the existing road, as called for in the original deed.

A Wetland Retracement Survey was performed by Hyde-Leroy land  
Surveying Inc. and their plat indicates they used Donaker's survey, but  
serial targets found in the field, indicate they used the stone to the south  
on the east (because it was witnessed), and the iron pin on the west,  
creating even more of an overlap. the main concern of my client was his  
pond, and per my survey, it is no longer part of the Hilly property.

Hilly LLC, OR 1650-378

N 90°57'57"E 1323.79' (Rec. Dist. 1323.30')

Overlap Area = +- 0.57 Acres

Benjamin and Rebecca Moore  
DR 813-314

Stone Found at the Southeast  
Corner of Lot 6, Quarter  
Township One, Township 2,  
Range 9, United States Military  
Lands.

S 01°17'47"E  
1083.53'

### BASIS OF BEARINGS

Bearings are based on a previous  
survey of adjoining properties by E.  
R. Donaker, as described in OR  
1850-378, OR 1850-752, and  
1829-808.

S 01°17'59"E  
564.73'

W. N. Bradley  
DR 596-356

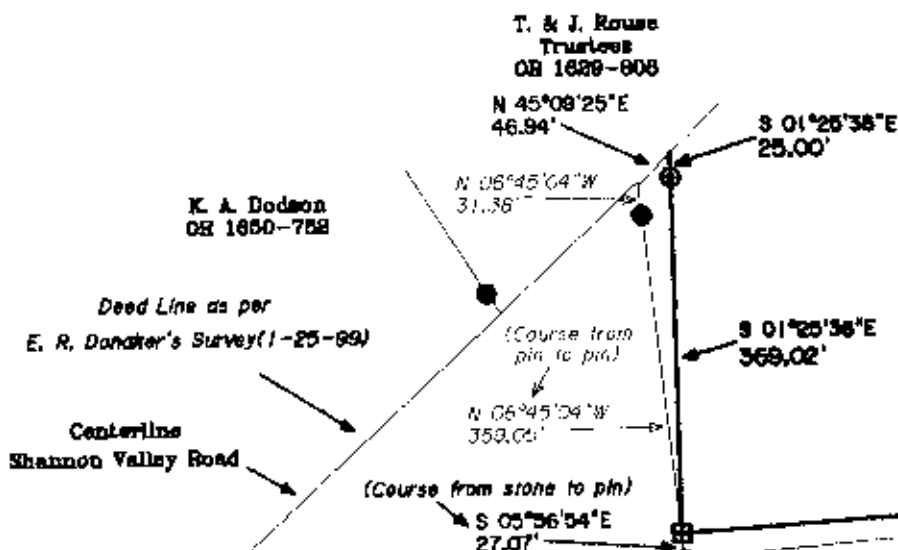
V. W. Prior  
OR 1603-942

NOTE: The the most northerly found stone is  
approximately 7 inches square and the top  
has been damaged due to farm equipment.  
An old iron pin was found right beside the  
east side of the stone with old survey ribbon  
attached. I believe this to be the corner based  
on parole evidence from Ben Moore. Since  
the top was damaged, I placed a drill hole in  
the top and center to reference my survey.

The most southerly found stone is  
approximately 4 inches by 10 inches with a  
chiseled cross, and a plastic electric fence  
post was beside it as a witness.

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Newcome Surveying Company  
6516 Ballard Road  
Nashport, Ohio  
740-658-5798



NOTE: Stone found approximately 4  
inches by 12 inches, with the top  
damaged from farm equipment and  
leaning toward the north. I  
straightened the stone to a vertical  
position and placed a drill hole in the  
center to reference my survey. This  
stone was called for in the original  
deed of Moore's land and the original  
deed of Hilly's land.

### REFERENCES

DR 813-314  
OR 1850-752  
OR 1829-808  
OR 1850-378  
Wetland Retracement  
Survey by  
Steven J. Hyde

EXEMPT FROM  
PLANNING COMMISSION

APPROVED 9/13/2007

### PARCEL NO.

North line of Parcel No.  
35-85-10-71-25-000  
South line of Parcel No.  
35-85-10-71-16-000



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### LEGEND

- ▲ Railroad Spikes Set
- Iron Pin Found
- ⊞ Stone Found
- Aisle Found
- Iron Pipe Found
- ▲ Railroad Spikes Found
- Iron Pin Set, 1/2" rebar
- ⊞ Monument Found

