

Legal Description of Mary C. Mitchell, June M. Birch, and Dollie C. Henderson Property

Situated in the State of Ohio, County of Muskingum, Township of Brush Creek, and being part of the West half of Section 17, Township 11, Range 13, Congress Lands East of the Scioto River, and being all of the lands presently owned by Mary C. Mitchell, (OR 1984-643, and 1541-619), June M. Birch,(OR1541-619), and Dollie C. Henderson(OR 1541-619), and being more particularly described as follows:

Beginning for reference at an iron pipe found at the Southeast Corner of the Northwest Quarter of Section 17, Township 11, Range 13, Congress Lands East of the Scioto River;

Thence along the south line of said quarter section, North 86 degrees 38 minutes 17 seconds West, 281.74 feet to an iron pipe found on the northwest corner of lands presently owned by E. M. and S. D. Payton(OR 1742-482), being the principal place of beginning;

Thence along the west line of said Payton lands, South 02 degrees 41 minutes 41 seconds West, 500.93 feet to an iron pipe found on the north line of lands presently owned by R. C. and A. L. Willey, Trustees(OR 1758-539);

Thence along the north line of said Willey lands, North 86 degrees 28 minutes 11 seconds West, 1614.16 feet to an iron pin set on the southeast corner of lands presently owned by N. F. Devalera and others(DR 898-315 and 316);

Thence along the east line of said Devalera lands, North 00 degrees 12 minutes 23 seconds East, 311.95 feet to an axle found on the southeast corner of lands presently owned by B and E. Novaria(DR 530-1);

Thence along the lines of said Novaria lands the following eight courses:

- 1.) North 11 degrees 00 minutes 00 seconds East, 48.50 feet to an iron pin set, passing an iron pipe found at 46.23 feet;
- 2.) North 49 degrees 52 minutes 31 seconds West, 100.00 feet to an iron pin set;
- 3.) North 40 degrees 07 minutes 29 seconds East, 50.00 feet to an iron pin set;
- 4.) North 49 degrees 52 minutes 31 seconds West, 30.00 feet to an iron pin set;
- 5.) South 40 degrees 07 minutes 29 seconds West, 50.00 feet to an iron pin set;
- 6.) North 49 degrees 52 minutes 31 seconds West, 161.80 feet to an iron pin set;
- 7.) South 62 degrees 36 minutes 09 seconds West, 48.05 feet to a point on the east line of Restless Road(Co. Rd. 74), passing an axle found at 42.60 feet;
- 8.) Along the east line of said road, South 27 degrees 38 minutes 00 seconds East for a distance of 15.71 feet to a point on the mid-section line;

Thence along said mid-section line, and across Restless Road, North 86 degrees 38 minutes 17 seconds West, 47.70 feet to a point on the west line of Restless Road and the east line of lands presently owned by J. J. Totman(OR 1721-3);

Thence along said west line and said Totman lands, the following three courses:

- 1.) North 37 degrees 24 minutes 23 seconds West, 51.17 feet to an iron pin found;
- 2.) North 47 degrees 31 minutes 50 seconds West, 51.11 feet to a point;
- 3.) North 49 degrees 00 minutes 16 seconds West, 57.15 feet to a point on the section line;

Thence along said section line and the east line of lands presently owned by J. F. and P. Stockdale(DR 1074-186), North 03 degrees 23 minutes 25 seconds East, 1355.49 feet to a point in the middle of Mathews Run,(beaver pond over creek), being the Southwest corner of lands

presently owned by Ace Mining(DR 592-246), passing iron pins set at 49.66 feet, and 1180.35 feet;

Thence along the south line of Ace Mining lands the following five courses:

- 1.) South 81 degrees 22 minutes 06 seconds East, 911.05 feet to a 2 in. by 2 in. chiseled cross found on a rock face about four feet south of the middle of the stream, and north of the initials "J. W."and west of the date "1875", (said initials and date are approximately five inches in height);
- 2.) South 86 degrees 22 minutes 06 seconds East, 156.42 feet to an iron pin set, from which iron pins found bear North 78 degrees 02 minutes 12 seconds West, 63.17 feet, and North 46 degrees 59 minutes 15 seconds East, 2.70 feet;
- 3.) North 87 degrees 37 minutes 54 seconds East, 462.00 feet to an iron pin set from which an iron pin found bears North 42 degrees 53 minutes 27 seconds East 2.96 feet;
- 4.) North 23 degrees 11 minutes 23 seconds East, 189.62 feet to a point in the center of Mathews Run;
- 5.) North 53 degrees 28 minutes 43 seconds East, 57.87 feet to a point in the centerline of Brush Creek and the west line of P. A. Spicer(OR 2078-111), from which an iron pin set bears South 20 degrees 31 minutes 56 seconds West, 46.47 feet;

Thence along the centerline of Brush Creek and the west line of said Spicer lands the following nine courses:

- 1.) South 23 degrees 35 minutes 07 seconds East, 185.24 feet to a point;
- 2.) South 14 degrees 45 minutes 08 seconds East, 74.30 feet to a point;
- 3.) South 41 degrees 16 minutes 36 seconds East, 74.53 feet to a point;
- 4.) South 31 degrees 33 minutes 56 seconds East, 72.50 feet to a point;
- 5.) South 16 degrees 22 minutes 14 seconds East, 93.22 feet to a point;
- 6.) South 13 degrees 21 minutes 00 seconds East, 131.36 feet to a point;
- 7.) South 50 degrees 52 minutes 17 seconds East, 49.01 feet to a point;
- 8.) South 64 degrees 46 minutes 45 seconds East, 115.62 feet to a point;
- 9.) South 58 degrees 46 minutes 41 seconds East, 138.14 feet to a point on the west line of lands presently owned by J. R. and B. J. Smith(DR 687-149);

Thence along said west line South 52 degrees 47 minutes 36 seconds West, 265.81 feet to an iron pipe found on the northwest corner of lands presently owned by D. L. and L. K. Wiseman(DR 1003-505), passing an iron pipe found at 84.41 feet;

Thence along the west line of said Wiseman lands the following four courses:

- 1.) South 52 degrees 43 minutes 53 seconds West, 404.35 feet to an iron pin set;
- 2.) South 37 degrees 43 minutes 53 seconds West, 198.00 feet to an iron pin set;
- 3.) South 54 degrees 43 minutes 53 seconds West, 384.26 feet to an iron pin set;
- 4.) South 03 degrees 19 minutes 15 seconds West, 101.06 feet to an iron pin set on the south line of the Northwest Quarter of Section 17;

Thence along said quarter section line and the south line of said Wiseman lands, South 86 degrees 38 minutes 17 seconds East, 800.63 feet to the principal place of beginning, containing 75.52 acres more or less.

Subject to all legal recorded easements and right of ways.

Iron pins set are 5\8 inch rebars , 30 inches long, with plastic identification caps.

Bearings are based on the Ohio State Plane Coordinate System, NAD 83, South Zone, Grid North, as per GPS observations.

This description is written based on a field survey completed December 23, 2007, by Jack D. Newcome, Reg. No. 7321.

**OFFICE COPY  
NOT RECORDABLE**

Jack D. Newcome, Reg. No. 7321

12-31-07  
Date



All of Parcel No.: 08-08-20-17-40-000 +- 18.80 Acres  
All of Parcel No.: 08-08-20-17-38-000 +- 56.72 Acres  
(+- 1.89 Acres in right of way of Restless Road)

(NOTE: Parcel No. 08-08-20-17-39-000, (Second Parcel in deed), is extinguished due to the entire parcel lies within the Novaria property(exception to second parcel).

APPROVED FOR CLOSURE

[Signature] 1/2/08

LINE MAN FROM  
PLANNING COMMISSION

[Signature] 1/2/08

SITUATED IN:

State of Ohio, County of Muskingum, Township of Brush Creek, and being part of the West Half of Section 17, Township 11, Range 13, Congress Lands East of the Scioto River.

**BASIS OF BEARINGS**

Bearings are based on Ohio State Plane Coordinate System, NAD 83, South Zone, Grid North, as per GPS observations.

**REFERENCES**

- OR 1984-843
- DR 630-1
- DR 592-248
- OR 1721-6
- DR 1003-505
- DR 687-268
- OR 2078-111
- DR 312-414
- Survey of adjoining property to the north by S. Walton

**PARCEL NO.**

All of: 08-08-20-17-40-000 +- 18.80 Acres  
 All of: 08-08-20-17-38-000 +- 56.72 Acres  
 (+- 1.89 Acres in R\W of Restless Road)

NOTE: Second Parcel (Parcel No.: 08-08-20-17-39-000), is extinguished due to entire parcel is included in the Novaria lands (Exception to Second Parcel).

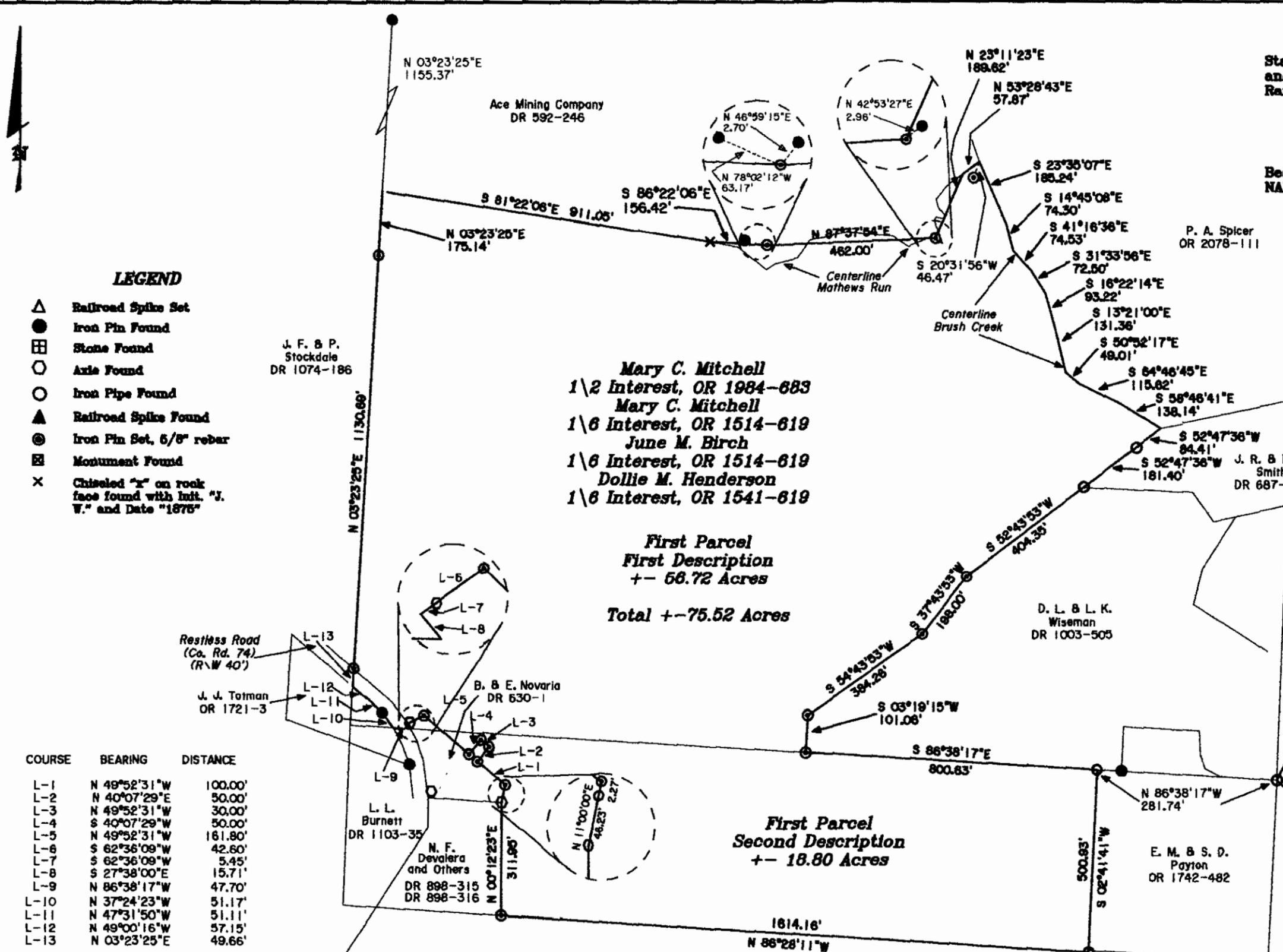
Iron Pipe Found at the Southeast Corner of the Northwest Quarter of Section 17, Township 11, Range 13, Congress Lands East of the Scioto River.

APPROVED FOR CLOSURE

EXEMPT FROM PLANNING COMMISSION



Newcome Surveying Company  
 6515 Ballard Road  
 Nashport, Ohio  
 740-452-6786



Mary C. Mitchell  
 1\2 Interest, OR 1984-883  
 Mary C. Mitchell  
 1\6 Interest, OR 1514-619  
 June M. Birch  
 1\6 Interest, OR 1514-619  
 Dollie M. Henderson  
 1\6 Interest, OR 1541-619

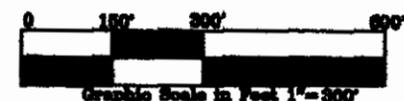
First Parcel  
 First Description  
 +- 56.72 Acres  
 Total +- 75.52 Acres

First Parcel  
 Second Description  
 +- 18.80 Acres

**LEGEND**

- △ Railroad Spike Set
- Iron Pin Found
- ⊠ Stone Found
- Axle Found
- Iron Pipe Found
- ▲ Railroad Spike Found
- ⊙ Iron Pin Set, 5/8" rebar
- ⊠ Monument Found
- × Chiseled "X" on rock face found with init. "J. W." and Date "1875"

COURSE	BEARING	DISTANCE
L-1	N 49°52'31"W	100.00'
L-2	N 40°07'29"E	50.00'
L-3	N 49°52'31"W	30.00'
L-4	S 40°07'29"W	50.00'
L-5	N 49°52'31"W	161.80'
L-6	S 62°36'09"W	42.80'
L-7	S 62°36'09"W	5.45'
L-8	S 27°38'00"E	15.71'
L-9	N 86°38'17"W	47.70'
L-10	N 37°24'23"W	51.17'
L-11	N 47°31'50"W	51.11'
L-12	N 49°00'16"W	57.15'
L-13	N 03°23'25"E	49.66'



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 Jack D. Newcome  
 Reg. Surveyor No. 7321

R. C. & A. L. Willey  
 Trustees  
 OR 1758-539

J. F. & P. Stockdale  
 DR 1074-186

P. A. Spicer  
 OR 2078-111

J. R. & B. J. Smith  
 DR 687-249

D. L. & L. K. Wiseman  
 DR 1003-505

B. & E. Novaria  
 DR 630-1

L. L. Burnett  
 DR 1103-35  
 N. F. Devalera and Others  
 DR 898-315  
 DR 898-316

