

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, (OR 1541-619), 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]* 11/2/10P

SENT FROM  
PLANNING COMMISSION

*[Signature]* 11/2/10P



**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 1984-643  
DR 630-1  
DR 592-246  
OR 1721-6  
DR 1003-505  
DR 687-256  
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 E\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

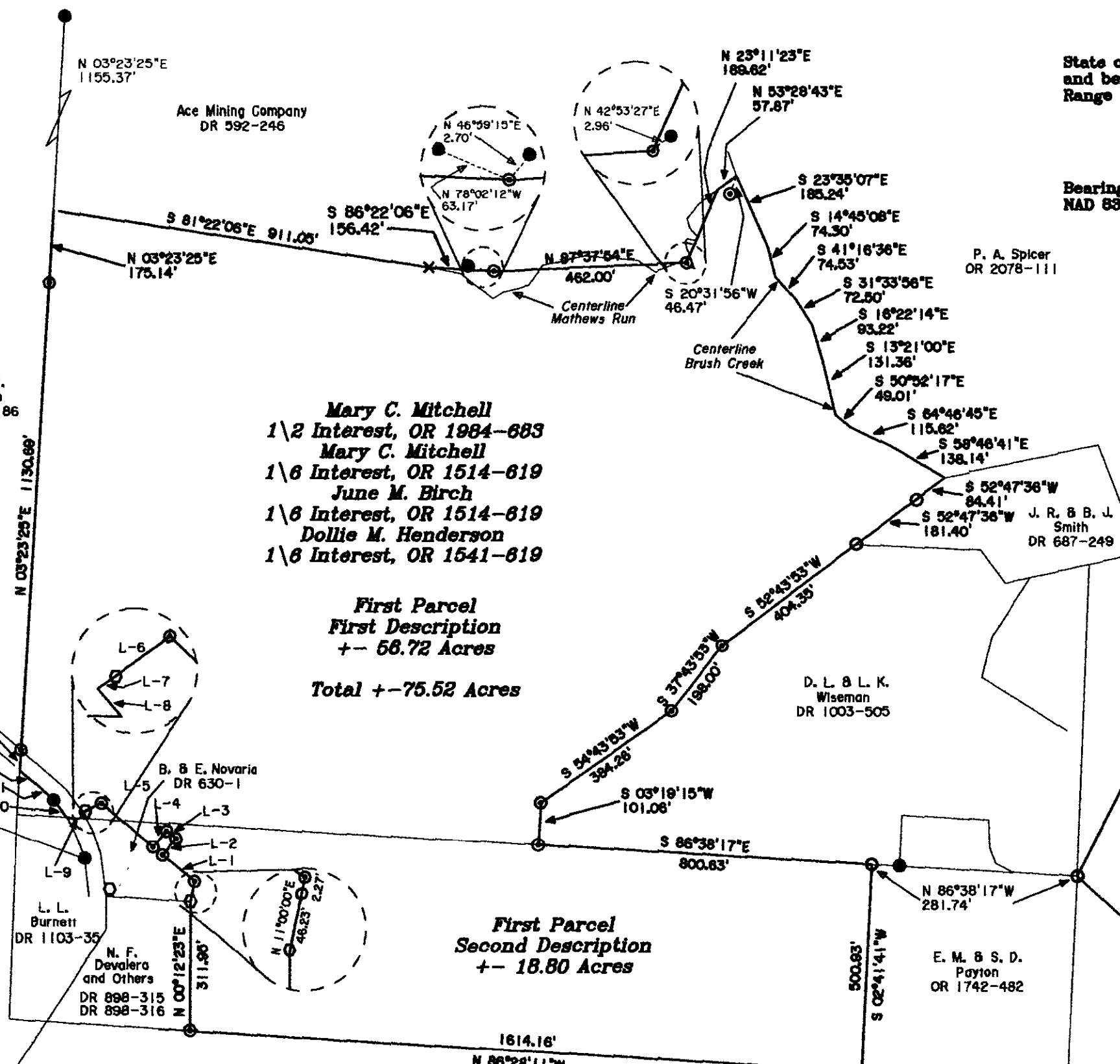
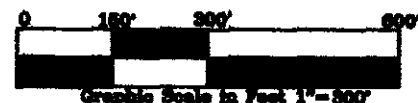
EXEMPT FROM  
PLANNING COMMISSION

**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
- x Chiseled "x" on rock  
face found with init. "J."  
W." and Date "1875"

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

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	42.60'
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'



Mary C. Mitchell  
1\2 Interest, OR 1984-683  
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

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

OFFICE COPY  
NOT RECORDABLE  
Jack D. Newcome  
Date 12/31-07

Reg. Surveyor No. 7381



Newcome Surveying Company  
6516 Ballard Road  
Nashport, Ohio  
740-452-5798