

### Legal Description of Clay Cities Enterprises Inc. Property

Situated in the State of Ohio, County of Muskingum, Township of Brush Creek, and being part of the south half of the north half of the Northwest Quarter of Section 9, and part of the Northeast Quarter of Section 8, Township 10, Range 13, Congress Lands East of the Scioto River, and being all the lands presently owned by Clay Cities Enterprises Inc., as per Deed Record 697, page 149, of the Muskingum County Records, and more particularly described as follows:

Beginning for reference and the principal place of beginning at a stone found on the northeast corner of the south half of the north half of the Northwest Quarter of Section 9;

Thence along the mid section line, and lands presently owned by R. K. Rueckert Jr.(OR 2108-712, and OR 2118-279), South 03 degrees 02 minutes 41 seconds West, 665.42 feet to an iron pin set on the southeast corner of the north half of the Northeast Quarter of Section 9, and the northeast corner of lands presently owned by J. L. Miller(DR 1037-541);

Thence along the north line of said Miller lands, North 86 degrees 24 minutes 27 seconds West, 2634.48 feet to an iron pin found on the southwest corner of the north half of the Northwest Quarter of Section 9, and the northwest corner of said Miller lands;

Thence along the section line, and the west line of said Miller lands, South 03 degrees 42 minutes 05 seconds West, 68.68 feet to an iron pin set on the north line of Tweed Road, and being on the east line of lands presently owned by P. S. Creighton, as per survey and description of OR 1160-993, from which an iron pipe bears South 35 degrees 30 minutes 42 seconds West, 2.76 feet;

Thence along the north line of said road, and through lands described in OR 1160-993, creating an overlap in surveys, South 79 degrees 22 minutes 48 seconds West, 40.76 feet to a point in the centerline of Brush Creek;

Thence along the centerline of Brush Creek the following twelve courses and with said overlap the first six courses:

- 1.) North 55 degrees 50 minutes 30 seconds West, 35.15 feet to a point;
- 2.) North 30 degrees 32 minutes 27 seconds West, 42.07 feet to a point;
- 3.) North 59 degrees 42 minutes 46 seconds East, 49.13 feet to a point;
- 4.) North 45 degrees 38 minutes 54 seconds East, 28.92 feet to a point;
- 5.) North 21 degrees 49 minutes 56 seconds West, 87.38 feet to a point;
- 6.) North 79 degrees 48 minutes 45 seconds East, 73.17 feet to a point on the section line;
- 7.) North 47 degrees 03 minutes 31 seconds East, 233.31 feet to a point;
- 8.) North 02 degrees 40 minutes 33 seconds East, 176.95 feet to a point;
- 9.) North 08 degrees 11 minutes 46 seconds West, 57.24 feet to a point;
- 10.) North 53 degrees 09 minutes 01 seconds West, 75.53 feet to a point;
- 11.) North 28 degrees 01 minutes 14 seconds East, 109.05 feet to a point;
- 12.) North 71 degrees 52 minutes 44 seconds West, 64.36 feet to a point on the north line of the south half of the north half of the Northwest Quarter of Section 9, and the south line of lands presently owned by R. E. Swingle(DR 980-142);

Thence along the south line of said Swingle lands, South 86 degrees 07 minutes 04 seconds

East, 2562.34 feet to the principal place of beginning, passing an iron pin set at 110.55 feet, and containing 39.31 acres more or less, 39.05 acres in Section 9, and 0.26 acres in Section 8.

Subject to all recorded legal easements and right of ways.

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

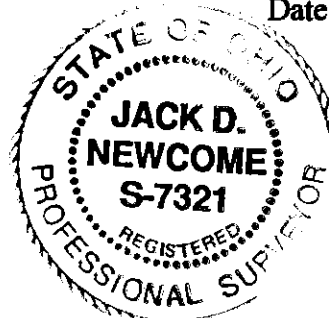
Bearings are based on the Ohio State Plane Coordinate System, NAD 83, South Zone, Grid North, as per GPS observations.

This description is written based on a field survey completed February 4, 2008, by Jack D. Newcome, Reg. No. 7321.

**OFFICE COPY  
NOT RECORDED**  
\_\_\_\_\_  
Jack D. Newcome, Reg. No. 7321

5-25-11  
Date

All of Parcel No.: 08-70-08-12000 +- 39.05 Acres  
Part of Parcel No.: 08-70-08-12010 +- 0.26 Acres



DESCRIPTION  
APPROVED  
By: [Signature] 5/25/11

# **BASIS OF BEARINGS**

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

# **SITUATED IN:**

State of Ohio, County of Muskingum, Township of Brush Creek, and being part of the south half of the north half of the Northwest Quarter of Section 9, and part of the Northeast Quarter of Section 8, Township 10, Range 13, Congress Lands East of the Scioto River.

Surveyor's Notes: Adjoiner to the northeast of property surveyed has no current owner or dead record listed, the owner shown may not be the current owner but was the owner in the past.

Stone found at the Northeast Corner of the South Half of the North Half of the Northwest Quarter of Section 9.

R. E. Swingle  
DR 980-142

**Clay Cities Enterprises Inc.**  
**DR 897-149**  
**Part of Parcel One and**  
**All of Parcel Three**  
**+/- 39.31 Acres**

DESCRIPTION

APPROVED

By: *[Signature]* 5/12/2011

J. Z. Wallace  
DR 597-137

R. K. Rueckert Jr.  
OR 2108-712

R. K. Rueckert Jr.  
OR 2118-279

Gap in  
Surveys

J. L. Miller  
DR 1037-541

| COURSE | BEARING      | DISTANCE |
|--------|--------------|----------|
| L-1    | S 79°22'48"W | 40.76'   |
| L-2    | N 55°50'30"W | 35.15'   |
| L-3    | N 30°32'27"W | 42.07'   |
| L-4    | N 59°42'46"E | 49.13'   |
| L-5    | N 45°38'54"E | 28.92'   |
| L-6    | N 21°49'56"W | 87.38'   |
| L-7    | N 79°48'45"E | 73.17'   |

# **PARCEL NO.S**

All of: 08-70-09-08-000 +/- 39.05 Acres  
Part of: 08-70-06-12-010 +/- 0.26 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

# **REFERENCES**

DR 897-149  
DR 178-304  
DR 171-243  
OR 1160-993  
DR 1070-229  
DR 1063-641  
DR 944-3  
OR 2108-712  
OR 2118-279



**OFFICE COPY**  
**NOT RECORDABLE**  
Date \_\_\_\_\_  
Reg. Surveyor No. 7321



**Newcome Surveying Company**  
6516 Ballard Road  
Nashport, Ohio  
740-452-5796