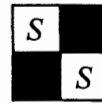


Smart Surveying, Inc.

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:

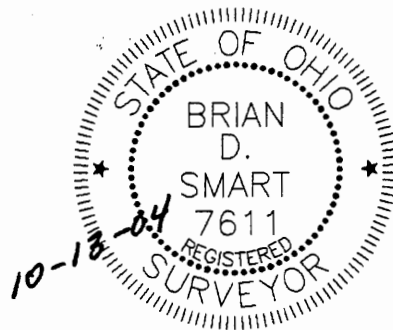
1) North 89 degrees 04 minutes 02 seconds East, 69.91 feet to a point 134.60 feet right of STA 789+24.40;

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
NOT RECORDABLE
REG. SURVEYOR NO. 7611
G:\PROJECTS\LEGALS\31300's\31326-LOTE.doc

DESCRIPTION APPROVED
FOR AUDITOR'S TRANSFER
BY [Signature]
10-15-2004

12 has been confirmed to 11

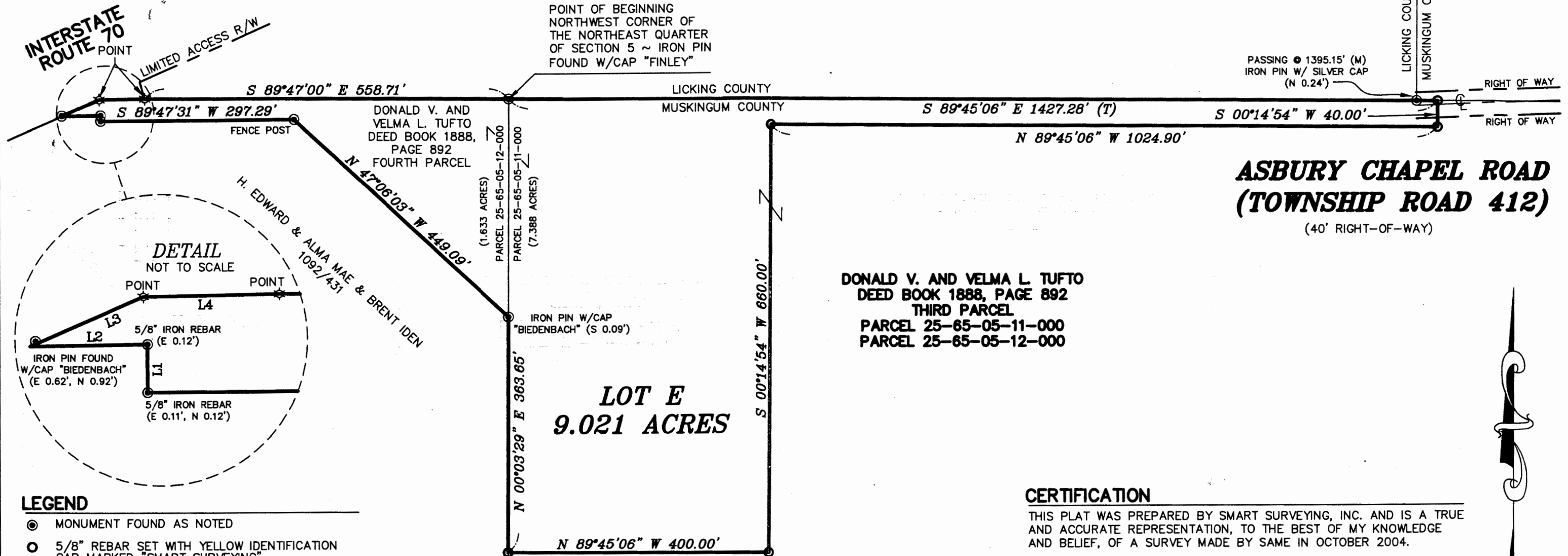
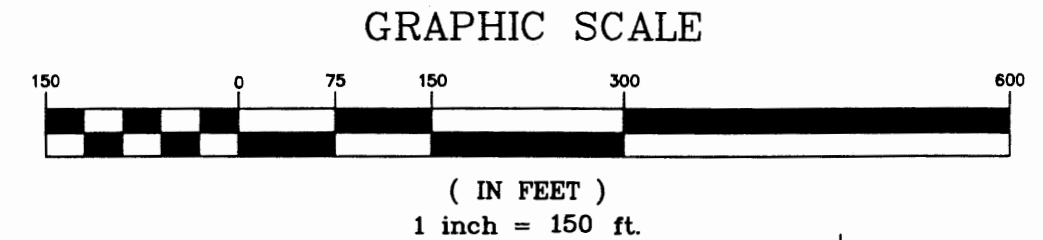


PLAT OF SURVEY FOR DON TUFTO

PART OF THE NORTHEAST AND NORTHWEST QUARTER
OF SECTION 5, TOWNSHIP 18, RANGE 15
CONGRESS LANDS EAST OF THE SCIOTO RIVER
HOPEWELL TOWNSHIP
MUSKINGUM COUNTY, OHIO

LINE TABLE

L1	N 00°12'30" W	8.25'
L2	S 89°04'02" W	59.72'
L3	N 66°12'40" E	63.05'
L4	N 89°04'02" E	69.91'



LEGEND

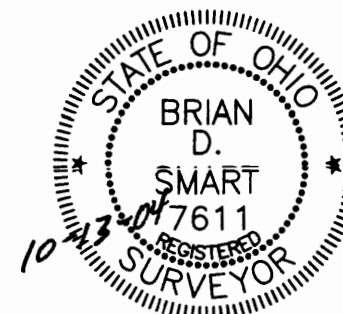
- MONUMENT FOUND AS NOTED
- 5/8" REBAR SET WITH YELLOW IDENTIFICATION
CAP MARKED "SMART SURVEYING"
- (M) MEASURED BEARING & DISTANCE
- (C) CALCULATED BEARING AND DISTANCE
- (R) RECORD BEARING AND DISTANCE

BASIS OF BEARINGS

BEARINGS SHOWN HEREON ARE BASED UPON THE WEST LINE
OF THE NORTHEAST QUARTER OF SECTION 5, BEING NORTH
00° 03' 29" EAST, AS SHOWN ON THE PLAT OF SURVEY OF THE
TUFTO PROPERTY, PREPARED BY TERRY J. FINLEY SURVEYING
AND MAPPING IN JULY 2004.

DESCRIPTION APPROVED
FOR TRANSFER
BY 10-15-2004

has been combined to 11



CERTIFICATION

THIS PLAT WAS PREPARED BY SMART SURVEYING, INC. AND IS A TRUE
AND ACCURATE REPRESENTATION, TO THE BEST OF MY KNOWLEDGE
AND BELIEF, OF A SURVEY MADE BY SAME IN OCTOBER 2004.

THIS SURVEY WAS PERFORMED WITHOUT THE BENEFIT OF A TITLE
POLICY; ALL OWNERSHIP SHOWN IS BASED UPON RECORD DATA
ACQUIRED AT THE TIME OF SURVEY, NO GUARANTEE IS PLACED
UPON A FUTURE OWNER'S PROPERTY.

BRIAN D. SMART REG. SURVEYOR NO. 7611



PREPARED BY:
SMART
SURVEYING, INC.
1725 BLUE JAY ROAD, HEATH, OHIO 43056
PHONE: (740) 345-4700 FAX: (740) 522-4706

DRAWN BY: R. HUFFMAN

DATE: OCT. 13, 2004

CHECKED BY: B. SMART

31326S-b.DWG

31326

SHEET 1 OF 1