Tract 5

Being part of Lot 9 and Lot10 in "Robert's Survey" (no record found), in the 1st Quarter of Township 2 North, Range 9 West, of the United States Military Lands, Licking Township, Muskingum County, Ohio [and being part (19.6695 acres) of Tract II, First Parcel (Aud. Par. # 35-10-41-04-000) and part (21.6381 acres) of Tract II, Third Parcel (Aud. Par# 35-10-41-12-00) as conveyed to Josephine S. McVay, Trustee by a deed recorded in Official Record Book 1615, page 320 and being further bounded and described as follows:

Beginning for a point of reference at a stone found at the northwest corner of the aforementioned Lot 10, said point also being on the line separating Licking Township and Jackson Township;

thence South 87° 50' 24" East, along the north line of said Lot 10 and along the line separating Licking Township and Jackson Township and passing a ⁵/₈ inch rebar found at a distance of 1284.64 feet, a total distance of 1302.51 feet to a point in the center of Baker Road (Township Road 119);

thence continuing South 87° 50′ 24″ East, along the north line of said Lot 10 and along the line separating Licking Township and Jackson Township and passing a ⁵/₈ inch rebar found at a distance of 37.51 feet and passing a ³/₄ inch pipe found at a distance of 1393.36 feet, a total distance of 1412.46 feet to a ⁵/₈ inch rebar found at the northeast corner of said Lot 10;

thence South 02° 07' 51" West, along the east line of said Lot 10, a distance of 1214.77 feet to an iron pin set, said point being the true place of beginning of this tract;

thence South 02° 07' 51" West, along the east line of said Lot 10, a distance of 372.21 feet to a $^{5}/_{8}$ inch rebar found;

thence South 73° 56' 16" West, through the aforementioned McVay property and passing an iron pin set at a distance of 2664.66 feet, a total distance of 2684.66 feet to a point in the center of Baker Road (Township Road 119);

thence the following fifteen (15) courses along the center of Baker Road (Township Road 119):

- 1) North 14° 05' 23" West, a distance of 27.87 feet to a point;
- 2) North 16° 42' 04" West, a distance of 49.79 feet to a point;
- 3) North 17° 35' 00" West, a distance of 74.31 feet to a point;
- 4) with a curve to the right having a radius of 440.73 feet; a chord bearing

and distance of North 08° 43' 58" East 390.77 feet; a tangent distance of 217.97 feet; and a central angle of 52° 37' 55", an arc distance of 404.85 feet to a point;

- 5) North 35° 02' 55" East, a distance of 24.00 feet to a point;
- 6) North 45° 50' 58" East, a distance of 53.06 feet to a point;
- 7) North 51° 19' 49" East, a distance of 58.07 feet to a point;
- 8) North 54° 39' 38" East, a distance of 141.62 feet to a point;
- 9) North 50° 01' 15" East, a distance of 51.48 feet to a point;
- 10) North 40° 51' 48" East, a distance of 17.37 feet to to a point;
- 11) North 40° 51' 48" East, a distance of 54.05 feet to a point;
- 12) North 34° 26' 42" East, a distance of 159.72 feet to a point;
- 13) North 37° 53' 24" East, a distance of 61.76 feet to a point;
- 14) North 40° 44' 15" East, a distance of 73.87 feet to a point;
- 15) North 42° 26' 07" East, a distance of 219.29 feet to a point;

thence South 51° 46' 28" East, through the aforementioned McVay property and passing an iron pin set at a distance of 25.00 feet, a total distance of 64.58 feet to an iron pin set;

thence South 88° 52' 43" East, continuing through said McVay property, a distance of 1904.20 feet to the place of beginning;

Containing 41.3076 acres (21.6381 acres being in Lot 9; and 19.6695 acres being in Lot 10), subject to all legal road right of way and any valid and existing, easements, restrictions, leases or other conditions of record.

The bearings used in this description are based on the bearings as shown on a survey plat prepared by James R. Cottrill, Reg. Surv. # 6858, for Josephine S. McVay dated March 29, 2007. Pertinent documents are all deeds and plats mentioned, tax maps and a survey plat prepared by James R. Cottrill, Reg. Surv. # 6858, for Josephine S. McVay dated March 29, 2007. All iron pins described as set are ⁵/₈ inch diameter, 30 inches long, solid reinforcing bars with plastic identification caps. All mention of Deed Books, Plat Books and Official Record Books refer to records on file in the Muskingum County Recorder's Office.

This description was prepared by Harold W. Hitchens, Jr., Reg. Surveyor #6751, france and a releasure made under my supervision during April of 2010.

Hitchens & Associa

Harold W. Hitchens,

April 12, 2010

Surv. #6751

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