

MCCARTY ASSOCIATES, LLC

ARCHITECTS—ENGINEERS—SURVEYORS

Hillsboro — Washington C.H.

LOVELAND

213 N. HIGH ST., HILLSBORO, OHIO 45133 PH 937-393-9971 FAX 937-393-2480 Michael L. McCarty, P.E., P.S.—Thomas E. Purtell, P.S.—Loren M. Puckett, P.E.—Eric N. Lutz, P.S.—Jerrold B. Bradley, AIA

File No. S10-806 November 22, 2010

LEGAL DESCRIPTION

David L. Katterhenrich, et al And Amber T. Bigam, et al 84.169 Acres Tract

Situated in the Township of Fairfield, County of Madison, State of Ohio, being a part of V.M.S. No. 5766, being the same real estate referred to as an 84.25 acres tract as conveyed to Amber T. Bigam and Apryl T. Flocken (one half interest) and recorded in Official Record 191, Page 1161, and one half interest conveyed to David L. Katterhenrich (50% interest), Alice Katterhenrich (12.50% interest), Beth Ann Katterhenrich (12.50% interest), David J. Katterhenrich (12.50% interest), and Laura Scheck (12.50% interest) and recorded in Official Record 249, Page 2596 of the Madison County Recorder's Office, and being further bounded and described as follows:

Beginning at a railroad spike (set) over an iron pin (found) under the pavement marking the centerline intersection of Kiousville-Georgesville Road (County Road No. 53) and Davidson Road (Township Road No. 147);

thence with the centerline of Davidson Road S 87°27'21" E, a distance of 1249.14 to a spike (found) under the pavement;

thence also with the centerline of Davidson Road S 87°33'28" E, a distance of 761.88 feet to a Mag nail (set), said Mag nail being the northwesterly corner of the 67.69 acres "First Tract" as conveyed to Mary J. Newcomer, et al (O.R. 106, Page 345);

thence with Newcomer's westerly line S 09°46'01" W, passing a 5/8" iron pin (set) by an end post at 22.00 feet, a total distance of 937.20 feet to a 5/8" iron pin (set) by a post;

thence with Newcomer's southerly line S 71°36'25" E, a distance of 846.03 feet to a 5/8" iron pin (set), said iron pin being the northwesterly corner of the 53 acres "First Tract" as conveyed to Joanne W. Roach, Trustee (O.R. 179, Page 444);

thence Newcomer's westerly line S 15°55'07" E, a distance of 674.81 feet to a 2" iron pipe (found), 1.5 feet below the surface of the ground, said iron pipe being the northeasterly corner of the 200 acres tract as conveyed to Amber T. Bigam, et al (one half interest, O.R. 191, Page 1161) and David L. Katterhenrich, et al (one half interest, O.R. 249, Page 2596);

thence with Bigam's northerly line N 80°34'47" W, passing a 5/8" iron pin (set) at 2965.34 feet, a total distance of 2990.34 feet to a Mag nail (set) in the centerline of Kiousville-Georgesville Road from which an iron pin (found) under the pavement bears N 80°34'47" W, a distance of 2.10 feet;

thence with the centerline of Kiousville-Georgesville Road N 04°24'47" E, a distance of 1246.16 feet to a railroad spike (set) over an iron pin (found) under the pavement;

thence also with the centerline of Kiousville-Georgesville Road N $04^{\circ}42'46"$ E, a distance of 196.16 feet to the beginning, containing 84.169 acres of land.

Subject to all legal easements and rights-of-way of record.

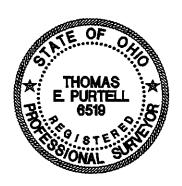
Bearings are based upon the Grid Azimuth (AZ. 357° 03′ 29.0″) between National Geodetic Survey Monuments "WE 1 FRA CO PIC CO MAD CO" and "FRA CO WE 20 MAD CO" and derived from GPS observations

taken November 16, 2010, utilizing the Trimble ODOT CORS VRS (Virtual Reference System).

Land surveyed in November 2010, under the direction of Thomas E. Purtell, Registered Professional Surveyor No. 6519, the survey plat of which is referred to as Project No. S10-806 on file in the office of McCarty Associates, LLC, Washington C.H., Ohio.

All iron pins (set) are 5/8" diameter with 1-1/4" diameter plastic caps stamped "McCARTY ASSOCIATES".

Thomas E. Purtell, P.S. 6519



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213 N. HIGH ST., HILLSBORO, OHIO 45133 PH 937-393-9971 FAX 937-393-2480 Michael L. McCarty, P.E., P.S.— Thomas E. Purtell, P.S.— Loren M. Puckett, P.E. — Eric N. Lutz, P.S.— Jerrold B. Bradley, AJA

File No. S10-806 November 22, 2010

LEGAL DESCRIPTION

David L. Katterhenrich, et al And Amber T. Bigam, et al 106.237 Acres Tract

Situated in the Township of Fairfield, County of Madison, State of Ohio, being a part of V.M.S. No. 5766, being all that remains of the original 121.07 acres tract as conveyed to Amber T. Bigam and Apryl T. Flocken (one half interest) and recorded in Official Record 191, Page 1161, and one half interest conveyed to David L. Katterhenrich (50% interest), Alice Katterhenrich (12.50% interest), Beth Ann Katterhenrich (12.50% interest), David J. Katterhenrich (12.50% interest), and Laura Scheck (12.50% interest) and recorded in Official Record 249, Page 2596 of the Madison County Recorder's Office, and being further bounded and described as follows:

Commencing at a railroad spike (set) over an iron pin (found) under the pavement marking the centerline intersection of Opossum Run Road (County Road No. 138) and Big Plain-Circleville Road (County Road No. 4);

thence with the centerline of Big Plain-Circleville Road N 67°17'39" W, a distance of 401.80 feet to a Mag nail (set), said Mag nail being a corner to the 4.6598 acres tract as conveyed to Gilbert P. Faulkner, et ux (O.R. 245, Page 1901) and being the true point of beginning of the tract of land herein described;

thence also with the centerline of Big Plain-Circleville Road for the next four calls:

- (1) N 68°01'06" W, a distance of 381.78 feet to a flat iron rod (found);
- (2) N 78°45'13" W, a distance of 165.01 feet to an iron pin (found) under the pavement;
- (3) N 78°51'04" W, a distance of 1515.82 feet to a railroad spike (set) over an iron pin (found) under the pavement;
- (4) N 61°14'53" W, a distance of 249.37 feet to a Mag nail (set), said Mag nail being the southeasterly corner of the 3 acres, 35 sq. poles tract as conveyed to Dianne M. Hunter, et con (O.R. 168, Page 905);

thence with Hunter's line N 20°12'00" W, passing a 5/8" iron pin (set) at 40.73 feet, a total distance of 604.70 feet to a 5/8" iron pin (set) by a post, said iron pin being a corner to the 100 acres "Tract 1" as conveyed to Robert D. Timmons, et al (O.R. 185, Page 1759);

thence with Timmons' line N 19°50'00" W, a distance of 822.52 feet to a 5/8" iron pin (set) near post, said iron pin being a corner to the 200 acres tract as conveyed to Amber T. Bigam, et al (one half interest, O.R. 191, Page 1161) and David L. Katterhenrich, et al (one half interest, O.R. 249, Page 2596);

thence with the line of Bigam's 200 acres tract N 71°00'43" E, passing a 5/8" iron pin (set) on the westerly bank of a branch at 1541.72 feet, a total distance of 1578.34 feet to a point in the center of a branch from which a 5/8" iron pin (found) on the easterly side of said branch bears N 71°03'11" E, a distance of 16.93 feet, said point being the northwesterly

corner of the 153.1051 acres "Parcel I" as conveyed to William L. Karn (O.R. 106, Page 337);

thence with Karn's line and the centerline of said branch for the next three calls:

- (1) S 51°36'36" E, a distance of 88.16 feet to a point from which a 5/8" iron pin (set) on the southerly bank of said branch bears S 00°18'26" W, a distance of 47.57 feet;
- (2) S 70°26'49" E, a distance of 386.10 feet to a point from which a 5/8" iron pin (set) on the southerly bank of said branch bears S 13°39'15" E, a distance of 45.83 feet;
- (3) S 77°27'09" E, a distance of 149.11 feet to a point in the centerline of said branch;

thence leaving said branch and continuing with Karn's line S 30°30'20" W, passing a 5/8" iron pin (found) on the south bank at 2.63 feet, a total distance of 539.88 feet to a Mag nail (found) in the top of an 8" diameter wood fence post;

thence also Karn's line S 68°12'55" E, passing a 5/8" iron pin (found) on the westerly bank of Opossum Run at 1286.45 feet, a total distance of 1322.64 feet to a point in the centerline of Opossum Run;

thence continuing with Karn's line and the centerline of Opossum Run for the next three calls:

- (1) S 35°11'36" W, a distance of 231.58 feet to a point from which a 5/8" iron pin (set) on the westerly bank of Opossum Run bears S 25°37'53" W, a distance of 54.47 feet;
- (2) S 26°19'49" E, a distance of 336.60 feet to a point from which a 5/8" iron pin (set) on the westerly bank of Opossum Run bears S 06°35'23" W, a distance of 71.88 feet;

(3) S 08°59'18" E, a distance of 149.22 feet to a point, said point being a corner to the 4.6598 acres tract as conveyed to Gilbert P. Faulkner, et ux (O.R. 245, Page 1901) from which a 1" iron pipe (found) marking Faulkner's northeasterly corner bears N 73°05'19" E, a distance of 58.06 feet;

thence continuing with Faulkner's line and the centerline of Opossum Run for the next seven calls:

- (1) S 22°10'00" E, a distance of 173.26 feet to a point from which a 5/8" iron pin (set) on the easterly bank of Opossum Run bears S 53°54'49" E, a distance of 22.44 feet;
- (2) S 47°00'59" W, a distance of 56.19 feet to a point from which a 1" iron pipe (found) on the easterly bank of Opossum Run bears S 64°41'02" E, a distance of 28.62 feet;
- (3) S 07°52'50" E, a distance of 164.85 feet to a point from which a 5/8" iron pin (set) on the easterly bank of Opossum Run bears S 20°35'24" E, a distance of 21.10 feet;
- (4) S 62°32'58" W, a distance of 93.69 feet to a point from which a 1" iron pipe (found) on the easterly bank of Opossum Run bears S 30°55'49" E, a distance of 20.30 feet;
- (5) S 40°03'11" W, a distance of 172.19 feet to a point from which a 1" iron pipe (found) on the easterly bank of Opossum Run bears S 52°01'03" E, a distance of 26.26 feet;
- (6) N 80°28'57" W, a distance of 114.40 feet to a point from which a 1" iron pipe (found) on the easterly bank of

Opossum Run bears S 15°11'56" E, a distance of 25.00 feet;

(7) S 39°41'45" W, a distance of 148.29 feet to the true point of beginning, containing 106.237 acres of land.

Subject to all legal easements and rights-of-way of record.

Bearings are based upon the Grid Azimuth (AZ. 357° 03' 29.0") between National Geodetic Survey Monuments "WE 1 FRA CO PIC CO MAD CO" and "FRA CO WE 20 MAD CO" and derived from GPS observations taken November 16, 2010, utilizing the Trimble ODOT CORS VRS (Virtual Reference System).

Land surveyed in November 2010, under the direction of Thomas E. Purtell, Registered Professional Surveyor No. 6519, the survey plat of which is referred to as Project No. S10-806 on file in the office of McCarty Associates, LLC, Washington C.H., Ohio.

All iron pins (set) are 5/8" diameter with 1-1/4" diameter plastic caps stamped "McCARTY ASSOCIATES".

Thomas F Purtall P S 6519



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File No. S10-806 November 22, 2010

LEGAL DESCRIPTION

David L. Katterhenrich, et al And Amber T. Bigam, et al 200.155 Acres Tract

Situated in the Township of Fairfield, County of Madison, State of Ohio, being a part of V.M.S. Nos. 5766 and 6260, being the same real estate referred to as a 200 acres tract as conveyed to Amber T. Bigam and Apryl T. Flocken (one half interest) and recorded in Official Record 191, Page 1161, and one half interest conveyed to David L. Katterhenrich (50% interest), Alice Katterhenrich (12.50% interest), Beth Ann Katterhenrich (12.50% interest), David J. Katterhenrich (12.50% interest), and Laura Scheck (12.50% interest) and recorded in Official Record 249, Page 2596 of the Madison County Recorder's Office, and being further bounded and described as follows:

Beginning at a railroad spike (set) over an iron pin (found) under the pavement marking the centerline intersection of Big Plain-Circleville Road (County Road No. 4) and Kiousville-Georgesville Road (County Road No. 53);

thence with the centerline of Kiousville-Georgesville Road N 31°41'57" E, a distance of 1019.70 feet to a %" iron pipe (found) marking a point of intersection of the centerline of said road;

thence also with the centerline of Kiousville-Georgesville Road N $04^{\circ}24'47"$ E, a distance of 632.74 feet to a Mag nail (set) from which an iron pin (found) under the pavement bears N

80°34'47" W, a distance of 2.10 feet, said Mag nail being the southwesterly corner of the 84.25 acres tract as conveyed to Amber T. Bigam, et al (one half interest, O.R. 191, Page 1161) and David L. Katterhenrich, et al (one half interest, O.R. 249, Page 2596);

thence with the southerly line of Bigam's 84.25 acres tract S 80°34'47" E, passing a 5/8" iron pin (set) at 25.00 feet, a total distance of 2990.34 feet to a 2" iron pipe (found) 1.5 feet under the surface of the ground in the westerly line of the 53 acres "First Tract" as conveyed to Joanne W. Roach, Trustee (O.R. 179, Page 444);

thence with Roach's westerly line S 16°00'40" E, a distance of 1329.79 feet to a 5/8" iron pin (set) by a corner post, said iron pin being a corner to the original 50.41 acres "Second Tract" also as conveyed to Joanne W. Roach, Trustee (O.R. 179, Page 444);

thence with Roach's westerly line S 16°05'05" E, a distance of 505.81 feet to a 5/8" iron pin (set) in the northerly line of the 153.1051 acres "Parcel I" as conveyed to William L. Karn (O.R. 106, Page 337);

thence with Karn's northerly line S 71°03'11" W, passing a 5/8" iron pin (found) at 458.00 feet, a total distance of 474.93 feet to a point in the center of a branch, said point being a corner to the remaining lands of an original 121.07 acres tract as conveyed to Amber T. Bigam, et al (one half interest, O.R. 191, Page 1161) and David L. Katterhenrich, et al (one half interest, O.R. 249, Page 2596);

thence Bigam's northerly line S 71°00'43" W, passing a 5/8" iron pin (set) on the westerly bank of said branch at 36.62 feet, a total distance of 1578.34 feet to a 5/8" iron pin (set)

near a post in the easterly line of the 100 acres "Tract 1" as conveyed to Robert D. Timmons, et al (O.R. 185, Page 1759);

thence with Timmons' easterly line N $18^{\circ}44'23"$ W, a distance of 298.00 feet to a 5/8" iron pin (set) by a post;

thence with Timmons' northerly line S 62°18'34" W, a distance of 1238.98 feet to a 5/8" iron pin (set), said iron pin being the southeasterly corner of the 96 perches tract as conveyed to Amber T. Bigam, et al (one half interest, O.R. 191, Page 1161) and David L. Katterhenrich, et al (one half interest, O.R. 249, Page 2596);

thence with the line of Bigam's 96 perches tract N 24°16'53" W, a distance of 198.30 feet to a 5/8" iron pin (set);

thence also with the line of Bigam's 96 perches tract S 66°42'05" W, passing a 5/8" iron pin (set) at 105.00 feet, a total distance of 130.00 feet to a railroad spike (set) over an iron pin (found) under the pavement in the centerline of Big Plain - Circleville Road;

thence with the centerline of Big Plain - Circleville Road N 23°09'54" W, a distance of 400.44 feet to a railroad spike (set) replacing a spike (found);

thence also with the centerline of Big Plain - Circleville Road N 23°20'34" W, a distance of 1209.41 feet to a railroad spike (set) over an iron pin (found) under the pavement;

thence continuing with the centerline of Big Plain - Circleville Road N 32°32'41" W, a distance of 128.82 feet to the beginning, containing 200.155 acres of land.

Subject to all legal easements and rights-of-way of record.

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CO" and "FRA CO WE 20 MAD CO" and derived from GPS observations taken November 16, 2010, utilizing the Trimble ODOT CORS VRS (Virtual Reference System).

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