

**FOR
JDM EXCAVATING & CONSTRUCTION, LLC**

LOT 1 – 3.13 ACRES

A lot or parcel of land located about 0.9 mile northwest of Fort Ashby and about 2500' west of Marie Drive, lying in Frankfort District of Mineral County, West Virginia and more particularly described as follows:

Beginning at a 5/8" rebar found on the northwest side of a small ridge, being a corner to the land of which this is a part, a 25.38 acre tract owned by Steven R. Liller, (Deed Book 322, Page 514), and a 11.16 acre tract also owned by Liller, (Deed Book 322, Page 523), thence running with an original line between this land and Liller's 25.38 acre tract

S 50° 47' 27" W 243.57' to a 5/8" rebar set in line, the same course continued 72.53' further for a total of **316.10'** to a point in a new access road, (the original corner has been destroyed by road construction), and in the center of a 50' wide right-of-way known as Magnolia Drive, being a division corner between Lot 1, Lot 2, and Lot 3 of Evans Acres, thence leaving Liller and Lot 2 and running up the center of Magnolia Drive with Lot 3

N 32° 47' 19" W 201.67' to a point at a division corner between Lot 3 and Lot 4, thence continuing up the road with Lot 4

N 25° 34' 42" W 72.17' to a point in the center of Magnolia Drive, thence

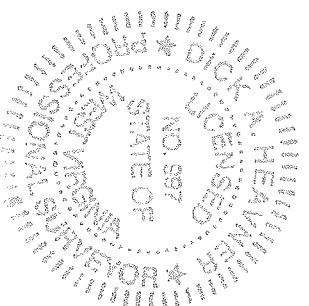
N 06° 26' 26" W 188.71' to a point at a division corner between Lot 4 and Lot 7, thence continuing up the road with Lot 7

N 08° 02' 10" E 164.09' to a point, thence

N 22° 56' 16" W 118.14' to a point in the center of Magnolia Drive, thence leaving the road and Lot 7

N 83° 57' 41" E 25.08' to a 5/8" rebar reset where the original corner was disturbed by road construction, being a corner between this land and the 11.16 acre tract owned by Steven R. Liller, thence running with Liller

S 39° 06' 16" E 649.23' to the beginning containing **3.13 acres**, more or less, as surveyed in November and December, 2008 by Dick A. Heavner and as shown on a plat attached hereto and made a part of this description and being a portion of the residue of a 44 acre tract conveyed from Dawn M. Bilimyre, as Attorney-in-Fact for Mary E. Bilimyre, to JDM Excavating and Construction, LLC by Deed dated June 21, 2006 and recorded in the office of the Clerk of Mineral County, West Virginia in Deed Book 326 at Page 468.



Dick A. Heavner
Feb. 23, 2009

Residue 44 acre tract
Reserved-326/468

