

Tract 1 & 2

TO: DON CAIN ESTATE

Parcel Number: A0302000400

96.234 acres, Auglaize County

PRELIMINARY OWNER'S TITLE CERTIFICATE

The undersigned hereby certifies that he has made a thorough examination of the records of Auglaize County, Ohio, as disclosed by the public indexes in accordance with the Ohio Marketable Title Act, relating to the premises hereinafter described in Item I. This examination commenced with a Warranty Deed from Robert F. Egbert and Sharon K. Egbert, to Don Edward Cain and Shirley Evelyn Cain, husband and wife, and Steuben Cain and Beverly Kay Cain, husband and wife, filed for record January 7, 1974, at Volume 223, Page 496, of the Auglaize County Deed Records; and continued to the date hereof.

This certificate does not purport to cover matters not of record in the County, including rights of persons in possession, questions which a correct survey or inspection would disclose, rights to file mechanics' liens, special taxes and assessments not shown by the County Treasurer's records, zoning and other governmental regulations, or liens asserted by the United States or State of Ohio, their agencies and officers under the Ohio Solid Hazardous Waste Disposal Act, Federal Superfund Amendments, and under Racketeering Influence and Corrupt Organization Acts and Receivership Liens, unless the lien is filed in the public records of the county in which the premises is located.

The undersigned hereby certifies that, in his opinion based upon the records, the fee simple title to the premises is vested in Don E. Cain, by virtue of a Warranty Deed from Don Edward Cain and Shirley Evelyn Cain, husband and wife, filed for record December 4, 2003, at Book 499, Page 1463, of the Official Records of Auglaize County, Ohio; and that as appears from the records, the title is marketable and free from encumbrances except and subject to the matters set forth below.

ITEM I SEE EXHIBIT "A" ATTACHED HERETO FOR LEGAL DESCRIPTION OF REAL ESTATE.

ITEM II

Real Estate Taxes:

Parcel Number: A0302000400

Tax Valuation: \$434,470

Taxes per Half: \$ 765.80 – 1st half

\$ 756.87 – 2nd half

Assessments: Pusheta Ditch Maintenance \$ 8.92 – payable 1st half only

Elsass Ditch Maintenance \$ 14.06 – payable 1st half only

Elsass Ditch Maintenance \$ 14.05 – payable 2nd half only

TAXES AND ASSESSMENTS ARE PAID THROUGH THE JULY, 2021, INSTALLMENT

SPECIAL NOTE: THE REAL PROPERTY IS CURRENTLY TAXED BASED UPON ITS CURRENT AGRICULTURAL USE VALUATION (CAUV), WHICH RESULTS IN A LOWER TAX THAN IF THE REAL ESTATE WERE VALUED AT ITS FAIR MARKET VALUE. THE REMOVAL OF ANY PART OF THE PROPERTY FROM AGRICULTURAL USE, OR THE FAILURE TO TIMELY FILE APPLICATIONS WITH THE COUNTY AUDITOR TO MAINTAIN THE TAXATION OF THE REAL ESTATE BASED UPON CAUV WILL RESULT IN A RECAPTURE OF THE REAL ESTATE TAXES SAVED BY REASON OF THE CAUV FOR A THREE-YEAR PERIOD.

ITEM III

Any matters disclosed on the Survey of 96.234 acres, dated September 1974 and recorded at Book A, Page 8, of the Survey Records of Auglaize County, Ohio, a copy of which is attached hereto.

ITEM IV

Right of way and easement from Elmer F. Steinke and Irene L. Steinke, his wife, to Ohio Power Company, an Ohio corporation, filed for record June 9, 1967, at Volume 188, Page 903, of the Deed Records of Auglaize County, Ohio, a copy of which is attached hereto.

ITEM V

Easement for Highway Purposes from Ernest Swartz, to the County of Auglaize, filed for record December 9, 1947, at Volume 5, Page 190, of the Miscellaneous Records of Auglaize County, Ohio, a copy of which is attached hereto.

ITEM VI

Easement for Highway Purposes from Ernest Swartz, to the County of Auglaize, filed for record January 7, 1948, at Volume 5, Page 224, of the Miscellaneous Records of Auglaize County, Ohio, a copy of which is attached hereto.

ITEM VII

Right of way and easement from Ernest Swartz and Helen Swartz, to The Ohio Telephone and Telegraph Company, filed for record November 20, 1948, at Volume 5, Page 334, of the Miscellaneous Records of Auglaize County, Ohio, a copy of which is attached hereto.

ITEM VIII

Easement for Highway Purposes from Ernest Swartz, to the County of Auglaize, filed for record June 2, 1950, at Volume 5, Page 626, of the Miscellaneous Records of Auglaize County, Ohio, a copy of which is attached hereto.

Dated at Sidney, Ohio, this 29th day of March, 2021, at 8:30 a.m.

FAULKNER, GARMHAUSEN, KEISTER & SHENK
A Legal Professional Association

By: _____

Thomas J. Potts

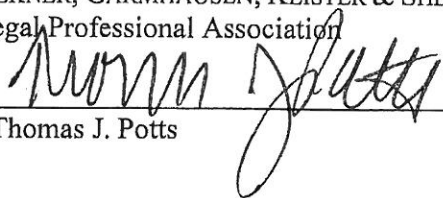
A handwritten signature in black ink, appearing to read "Tom J. Potts", is written over a horizontal line. The signature is stylized with a large, looping "T" and a cursive "P".

EXHIBIT "A"

Situated in Clay Township, Auglaize County, Ohio and being described as follows:

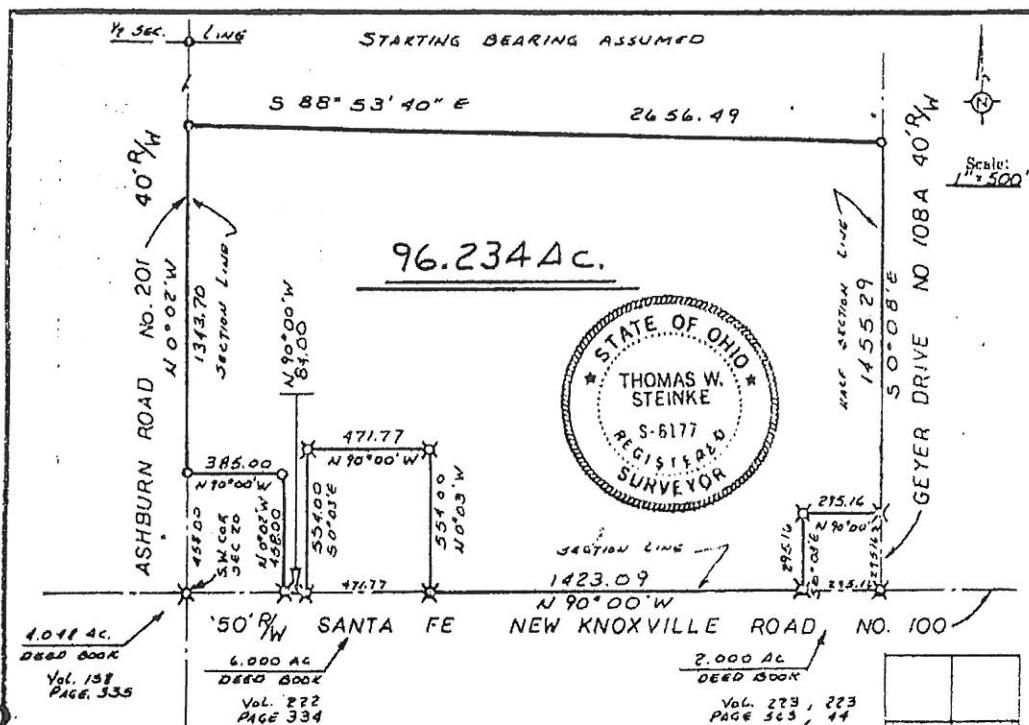
Commencing at the south west corner of Section 20, Town 6-S, Range 7-E, Clay Township, Auglaize County, Ohio; Thence North 0° 02' West, 458.00 feet to a railroad spike and place of beginning; Thence North 0° 02' West and center of Ashburn Road and the west line of Section 20, 1343.70 ft. to a railroad spike; Thence South 88° 53' 40" East, 2656.49 feet to a railroad spike in the half sec. line of Section 20 and center line of Geyer Drive; Thence South 0° 08' East with the half section line and center of Geyer Drive 1455.29 feet to a railroad spike; Thence North 90° 00' West, 295.16 feet to an iron pin; Thence South 0° 08' East, 295.16 feet to a railroad spike in the center of Santa Fe-New Knoxville Road and the south line of Section 20; Thence North 90° 00' West with the center line of Santa Fe-New Knoxville Road and the south line of Section 20, 1423.09 feet to a railroad spike; Thence North 0° 03' West, 554.00 feet to an iron pin; Thence North 90° 00' West, 471.77 feet to an iron pin; Thence South 0° 03' East, 554.00 feet to a railroad spike on the south line of Section 20; Thence North 90° 00' West with the section line and center line of Santa Fe-New Knoxville Road, 84.00 feet to a railroad spike; Thence North 0° 02' West, 458.00 feet to an iron pin; Thence North 90° 00' West, 385.00 feet to a railroad spike in the center line of the Ashburn Road and the west line of Section 20 and the place of beginning.

Containing 96.234 Acres and being subject to all legal easements and right-of-way of record. Rights-of-way of Ashburn Road and Geyer Drive being 40 ft. and Santa Fe-New Knoxville Road being 50 ft.

Being the same premises conveyed by deed dated January 4, 1974 and recorded in deed volume 223 at page 496, Auglaize County Deed Records.

Prior Instrument Reference: OR Book 499, Page 1463 of the Deed Records of Auglaize County, Ohio.

Parcel No. A0302000400



Commencing at the south west corner of Section 20, Town 6-S, Range 7-E, Clay Township, Auglaize County, Ohio; Thence North 0° 02' West to a railroad spike and place of beginning; Thence North 0° 02' West and center of Ashburn Road and the west line of Section 20, 1343.70 ft. to a railroad spike; Thence South 88° 53' 40" East, 2656.49 feet to a railroad spike in the half sec. line of Section 20 and center line of Geyer Drive; Thence South 0° 08' East with the half section line and center of Geyer Drive 1455.29 feet to a railroad spike; Thence North 90° 00' West, 295.16 feet to an iron pin; Thence South 0° 08' East, 295.16 feet to a railroad spike in the center line of Santa Fe - New Knoxville Road and the south line of Section 20; Thence North 90° 00' West with the center line of Santa Fe - New Knoxville Road and the south line of Section 20, 1423.09 feet to a railroad spike; Thence North 0° 03' West, 554.00 feet to an iron pin; Thence North 90° 00' West, 471.77 feet to an iron pin; Thence South 0° 03' East, 554.00 feet to a railroad spike on the south line of Section 20; Thence North 90° 00' West with the section line and center line of Santa Fe - New Knoxville Road, 84.00 feet to a railroad spike; Thence North 0° 02' West, 458.00 feet to an iron pin; Thence North 90° 00' West, 385.00 feet to a railroad spike in the center line of the Ashburn Road and the west line of Section 20 and the place of beginning. Containing 96.234 Acres and being subject to all legal easements and rights-of-way of record. Rights-of-way of Ashburn Road and Geyer Drive being 40 ft. and Santa Fe - New Knoxville Road being 50 ft.

Thomas W. Steinke

Survey and Description Prepared by Thomas W. Steinke Reg. Surveyor No. S - 6177

Signature by a representative of the County Engineer's Dept. denotes that this plat meets tax map plat requirements. Signed: _____ Date _____	Signature by a representative of the County Commissioners denotes approval of this plat. Signed: _____ Date _____
Signature by a representative of the County Health Dept. denotes compliance with Health Regulations. Signed: _____ Date _____	Signature by a representative of the Auglaize County Regional Planning Commission denotes approval of this plat. Signed: _____ Date _____
THOMAS W. STEINKE LAND SURVEYING BOTKINS, OHIO 45306	Client <u>Don Cain</u> RR#6 Box 121 Wapakoneta, Ohio 45895 County <u>Auglaize</u> Twp. <u>Clay</u> Sec. <u>20</u> Blk. <u>2</u> Drawn by <u>TWS</u> Scale <u>1" = 500'</u> Draw No. <u>100-43</u> Checked by <u>TWS</u> Date <u>September 1977</u> Sheet <u>1</u> of <u>1</u>

88
5-20-67
Elmer F. Steinke

Ohio Tower
Form 705

Elmer & Irene Steinke

1700/1.32

400/1.84

78

Deed of Easement

(Name and Address)

Elmer F. and Irene L. Steinke

Rte 5, Wapakoneta, Ohio

Eas. No. 794 Map No. 2343

Dwg. No. 0-302870

W.O. No. 702/4131-50-9560.736

IN consideration of the sum of One Dollar, receipt of which is acknowledged, and in further consideration of the promises of the Grantee, herein set forth,

Elmer F. Steinke and Irene L. Steinke

herein called "Grantor", whether one or more persons, hereby grants unto OHIO POWER COMPANY, an Ohio corporation, Canton, Ohio, the Grantee, its successors, assigns, lessees and licensees, hereafter collectively called "Company", a right of way and easement for an electric transmission line in, on, over, through and across the following described lands situate in Clay

Township, County of Auglaize, State of Ohio, being part of Section No. 20, Township No. 6-S and Range No. 7-E, and bounded as follows:

On the North by the lands of Barbara E. Helmlinger
On the East by the lands of Benjamin & Ruth Knoch-Cecil & Cleona Barnhart
On the South by the lands of Cecil & Cleona Barnhart - Lena Roade - O.C. & Wilma Kah
On the West by the lands of O. C. & Wilma Kah - Kenneth & Donald Steinke

and along the center line determined as hereafter set forth, including the following rights:

To locate, construct, reconstruct, inspect, protect, maintain, repair, renew, operate and remove facilities for the transmission of electric energy and associate uses, consisting of self-supporting or guyed towers, wires and cables, anchors, grounding systems, counterpoises and other incidental equipment and fixtures; to add to the number of wires, cables, anchors, grounding systems, counterpoises and other incidental equipment; to relocate towers on the center line determined as hereafter set forth; to trim, cut and/or otherwise control and at Company's option remove any and all trees, overhanging branches or other obstructions within 100 feet of such center line and any and all other trees which in the opinion of Company's engineers may endanger the safety of or interfere with the location, construction, operation or maintenance of such facilities; and the right of ingress and egress over the above described lands and any adjoining lands of the Grantor at any and all times for the purpose of exercising any rights herein described in and on the above described lands and any lands adjoining them either of Grantor or others.

TO HAVE AND TO HOLD the same unto the Company.

It is understood and agreed that:

Said center line shall be as selected and laid out by Company and its location shall be finally evidenced by a line connecting the center points of the towers initially constructed on said lands, if any, and on adjoining premises.

Company agrees to pay Grantor at or prior to the time when construction of said facilities is commenced on the above described lands Fifty Dollars (\$50.00) for each tower and/or Twenty-five Dollars (\$25.00) for each anchor to be constructed thereon.

Company also agrees to pay Grantor for damages to Grantor's stock, growing crops and fences on the above described lands, caused by Company while engaged in the exercise of any right herein granted.

Company further agrees to pay for any trees cut by it on the above described lands, by Board Measure, using Scribner's Lumber Rules, at the market price in the vicinity.

If Grantor and Grantee cannot agree on the amount of said damages, or the amount to be paid for trees cut by it, the same shall be arbitrated.

Grantor, and Grantor's heirs, successors and assigns shall have the right to cultivate or otherwise use the above described lands in any way not inconsistent with the rights herein granted; however, Grantor, for Grantor and Grantor's heirs, successors and assigns, agrees that they will not cause or permit any structure or building to be built or placed within 100 feet (measured horizontally) of said center line.

Grantor has full power to convey this right of way and easement, and warrants and will defend the same against all claims by any persons.

This instrument expresses the entire agreement between the parties, and the agent securing this grant has no authority to bind Company by any verbal representation or promise not herein expressed.

IN WITNESS WHEREOF, Grantor ~~has~~ (have) hereunto set their hand(s) this 13th day of May, 1967.

Signed and Acknowledged in the Presence of:

192 *Karl Granquist*
Karl Granquist

192 *Elvin D. Jones*
Elvin D. Jones

(1) *Elmer F. Steinke*
Elmer F. Steinke

(2) *Irene L. Steinke*
Irene L. Steinke

United States Government Revenue Stamps in the amount required by law have been heretofore purchased and cancelled and will be affixed hereto after this instrument is recorded.

THE STATE OF OHIO,

Auglaize County ss.

Before me, a *Notary Public* in and for said County, personally appeared the above named

Elmer F. Steinke & Irene L. Steinke H & W

who acknowledged that *they* did sign the within instrument and that the same is *their* free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this *13th* day of *May* A.D. 19*67*.

My commission expires *5/9*, 19*69*. *Elvin D. Jones*
Notary Public

THE STATE OF OHIO, This instrument was prepared by Ohio Power Company.
County ss.

Before me, a _____ in and for said County, personally appeared the above named _____

who acknowledged that _____ did sign the within instrument and that the same is _____ free act and deed.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal on this _____ day of _____ A.D. 19____.

My commission expires _____, 19____.

Received for Record 9:10 A.M. June 9, 67
Recorded in Deed Records June 9, 1967
Volume 183 Page 903-904
LeRoy H. Kruze Recorder
of Auglaize County
State of Ohio
✓\$2.00 C.D.

Name *Elmer F. Steinke et ux*
Address *RTE 5, Mapakona, Ohio*
Line *Kammer - Lakeville 765 KV*
Eas. No. *794* Map No. *2343*

111593 2

m 5/
190

NO. 57805

EASEMENT FOR HIGHWAY PURPOSES

Ashburn Road

KNOW ALL MEN BY THESE PRESENTS:

That Michael Steineke, the Grantor, for and in consideration of the sum of Fifteen Dollars and Fifteen Cents dollars (\$15.15) and for other good and valuable considerations to be paid by the County of Auglaize, the Grantee, the receipt whereof is hereby acknowledged, do hereby grant, bargain, sell, convey and release to the said Grantee, its successors and assigns forever, a perpetual easement and right of way for public highway and road purposes, clear of all obstructions which interfere with the improvement and/or maintenance of the highway, in, upon and over the lands hereinafter described, situated in Clay Township, Auglaize County, Ohio, Section 19 Town 6 S. Range 7 E and bounded and described as follows:

Being a tract of land 25 feet in width across, in, through the property of the Grantor, adjacent to and including the present road and all lands of the said Grantor herein, lying and being between the center line of the present road as existing and occupied June 12, 1947, and a line parallel thereto and 25 feet therefrom on the West side thereof.

The above described property must be cleared of all obstructions, such as fences, etc, which interfere with the improvement and/or maintenance of the Highway by the day of

TO HAVE AND TO HOLD SAID easement and right of way unto the Grantee its successors and assigns forever.

And the said Grantor for himself and his heirs, executors, and administrators, hereby covenants with said Grantee, its successors and assigns that he is the true and lawful owner of said premises, and is lawfully seized of the same in fee simple, and has good right and full power, to grant, bargain, sell, convey and release the same in manner aforesaid, and that the same are free and clear from all liens and encumbrances, whatsoever, and that he will warrant and defend the same against all claims of all persons whomsoever.

And for the consideration aforesaid Michael Steineke hereby relinquishes to said Grantee, its successors and assigns, all right and expectancy of Dower in the above described premises.

IN WITNESS WHEREOF Steineke Heirs have hereunto set their hands the 15th day of July in the year of our Lord one thousand nine hundred and forty-seven.

Signed and sealed in the presence of:

Elmer Steineke
Irene L. Steineke

Amelia L. Zarn
William A. Zarn

Eldon O. Oakley
Viola A. Oakley
Irene Huss
LeRoy Huss
Franklin Steineke
Irene Steineke
Clarence Steineke
Matilda Steineke

STATE OF OHIO, Auglaize County, SS:

Before me, a Township Clerk in and for said County and State, personally appeared the above named Michael Steineke Estate who acknowledged that they did sign the foregoing instrument and that the same is their free act and deed.

IN TESTIMONY WHEREOF I have hereunto set my hand and official seal at St. Johns, this 15th day of July, A. D. 1947.

Filed December 9th, 1947 at 10:23 A.M.

Recorded December 9th, 1947

No fee

O. D. Hartman

Recorder
Deputy

NO. 57806

EASEMENT FOR HIGHWAY PURPOSES

Ashburn Road

KNOW ALL MEN BY THESE PRESENTS:

That Ernest Swartz, the Grantor, for and in consideration of the sum of Nineteen Dollars and Eighty three cents dollars (\$19.83) and for other good and valuable considerations to be paid by the County of Auglaize, the Grantee, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell, convey and release to the said Grantee, its successors and assigns forever, a perpetual easement and right of way for public highway and road purposes, clear of all obstructions which interfere with the improvement and/or maintenance of the highway, in, upon and over the lands hereinafter described, situated in Clay Township, Auglaize County, Ohio, Section 20 Town 6 S. Range 7 E, and bounded and described as follows:

Being a tract of land 25 feet in width across, in, through the property of the Grantor, adjacent to and including the present road and all lands of the said Grantor herein, lying and being between the center line of the present road as existing and occupied June 12, 1947, and a line parallel thereto and 25 feet therefrom on the East side thereof.

The above described property must be cleared of all obstructions, such as fences, etc, which interfere with the improvement and/or maintenance of the Highway by the day of

TO HAVE AND TO HOLD said easement and right of way unto the Grantee its successors and assigns forever.

And the said Grantors for himself and his heirs, executors, and administrators, hereby covenants with said Grantee, its successors and assigns that he is the true and lawful owner of said premises, and is lawfully seized of the same in fee simple, and has good right and full power to grant, bargain, sell, convey and release the same in manner aforesaid, and that the same are free and clear from all liens and encumbrances, whatsoever, and that he will warrant and defend the same against all claims of all persons whomsoever.

And for the consideration aforesaid Ernest Swartz hereby relinquishes to said Grantee, its successors and assigns, all right and expectancy of dower in the above described premises.

IN WITNESS WHEREOF, Ernest Swartz has hereunto set his hand the 15th day of July in the year of our Lord one thousand nine hundred and 47.

Signed and sealed in the presence of:

Ollie Kah
Leona Bailey

Ernest Swartz

STATE OF OHIO, AUGLAIZE COUNTY, SS: Before me, a Township Clerk in and for said County and State, personally appeared the above named Ernest Swartz who acknowledged that he did sign the foregoing instrument and that the same is his free act and deed.

IN TESTIMONY WHEREOF I have hereunto set my hand and official seal at St. Johns this 15th day of July, A. D. 1947.

Filed December 9th, 1947 at 10:24 A.M.

Recorded December 9th, 1947

No fee

O. D. Hartman

Recorder
Deputy

NO. 58025

EASEMENT FOR HIGHWAY PURPOSES

Santa Fe New Knoxville Road

KNOW ALL MEN BY THESE PRESENTS:

That Christ A. Elsass, the Grantor, for and in consideration of the sum of Fifteen Dollars and Fifteen Cents dollars (\$15.15) and for other good and valuable considerations to be paid by the County of Auglaize, the Grantee, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell, convey and release to the said Grantee, its successors and assigns forever, a perpetual easement and right of way for public highway and road purposes, clear of all obstructions which interfere with the improvement and/or maintenance of the highway, in, upon and over the lands hereinafter described, situated in Clay Township, Auglaize County, Ohio, Section 20, Town 6 S. Range 7 E, and bounded and described as follows:

Being a tract of land 25 feet in width across, in, through the property of the Grantor, adjacent to and including the present road and all lands of the said Grantor herein, lying and being between the center line of the present road as existing and occupied June 11, 1947, and a line parallel thereto and 25 feet therefrom on the North side thereof.

The above described property must be cleared of all obstructions, such as fences, etc, which interfere with the improvement and/or maintenance of the Highway by the day of in the year of our Lord one thousand nine hundred and

TO HAVE AND TO HOLD said easement and right of way unto the Grantee its successors and assigns forever.

And the said Grantor for himself and his heirs, executors and administrators, hereby covenants with said Grantee, its successors and assigns that he is the true and lawful owner of said premises and is lawfully seized of the same in fee simple, and has good right and full power to grant, bargain, sell, convey and release the same in manner aforesaid, and that the same are free and clear from all liens and encumbrances, whatsoever, and that he will warrant and defend the same against all claims of all persons whomsoever.

And for the consideration aforesaid Christ A. Elsass hereby relinquishes to said Grantee, its successors and assigns, all right and expectancy of Power in the above described premises.

IN WITNESS WHEREOF Christ A. Elsass has hereunto set his hand the 14th day of July in the year of our Lord one thousand nine hundred and 47.

Signed and sealed in the presence of
Oliver M. Kuck
Gus F. Schmidt

Christ A. Elsass

Amelia L. Elsass

STATE OF OHIO, Auglaize County, SS: Before me, a Co. Engineer in and for said County and State, personally appeared the above named Christ A. Elsass who acknowledged that they did sign the foregoing instrument and that the same is their free act and deed.

IN TESTIMONY WHEREOF I have hereunto set my hand and official seal at Wapakoneta, this 11th day of July, A. D. 1947.

H. R. Crais

Filed January 7th, 1948 at 12:17 P.M.
Recorded January 7th, 1948
No fee

Roy Sullivan
Deputy
Recorder

NO. 58021

EASEMENT FOR HIGHWAY PURPOSES

Santa-Fe New Knoxville Rd.

KNOW ALL MEN BY THESE PRESENTS:

That Ernest Swartz the Grantor, for and in consideration of the sum of Thirty dollars and thirty cents dollars (\$30.30) and for other good and valuable considerations to be paid by the County of Auglaize, the Grantee, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell, convey and release to the said Grantee, its successors and assigns forever, a perpetual easement and right of way for public highway and road purposes, clear of all obstructions which interfere with the improvement and/or maintenance of the highway, in, upon and over the lands hereinafter described, situated in Clay Township, Auglaize County, Ohio Section 20 Town 6 S Range 7 E and bounded and described as follows:

Being a tract of land 25 feet in width across, in, through the property of the Grantor, adjacent to and including the present road and all lands of the said Grantor herein, lying and being between the center line of the present road as existing and occupied June 11, 1947, and a line parallel thereto and 25 feet therefrom on the North side thereof.

The above described property must be cleared of all obstructions, such as fences, etc, which interfere with the improvement and/or maintenance of the Highway by the day of in the year of our Lord one thousand nine hundred and

TO HAVE AND TO HOLD said easement and right of way unto the Grantee its successors and assigns forever.

And the said Grantor for himself and his heirs, executors, and administrators, hereby covenants with said Grantee, its successors and assigns that he is the true and lawful owner of said premises and lawfully seized of the same in fee simple, and has good right and full power, to grant, bargain, sell, convey and release the same in manner aforesaid, and that the same are free and clear from all liens and encumbrances, whatsoever, and that he will warrant and defend the same against all claims of all persons whomsoever.

And for the consideration aforesaid Ernest Swartz hereby relinquishes to said Grantee, its successors and assigns, all right and expectancy of Power in the above described premises.

IN WITNESS WHEREOF Ernest Swartz has hereunto set his hand the 14th day of July in the year of our Lord one thousand nine hundred and 47.

Signed and sealed in the presence of:
A. L. Sprague
Elmer Vetter

Ernest Swartz

STATE OF OHIO, AUGLAIZE COUNTY, SS: Before me, a Township Clerk in and for said County and State, personally appeared the above named Ernest Swartz who acknowledged that he did sign the foregoing instrument and that the same is his free act and deed.

IN TESTIMONY WHEREOF I have hereunto set my hand and official seal at St. Johns this 14th day of July, A. D. 1947.

O. D. Hartman

Filed January 7th, 1948 at 12:18 P.M.
Recorded January 7th, 1948
No fee

Roy Sullivan
Deputy
Recorder

m5/
334

Beginning at Sta. 159/99.64 in the center line of a survey of S. H. #164 Section G (pt) as made by the Department of Highways in 1947, and saidpoint in the property line between the grantor and Chas. F. and Clarence W. Zaenglein; thence westerly on said property line to a point 50 feet left of and at right angles to Sta. 160/04.31; thence northerly to a point 60 feet left of and at right angles to Sta. 164/00; thence northerly parallel to center line, to a point 60 feet left of and at right angles to Sta. 175/00; thence northerly to a point 68.88 feet left and at right angles to Sta. 178/20; thence westerly to a point 150 feet left of and at right angles to Sta. 178/46.2; thence northerly parallel to center line, to a point in the property line between the grantor and Chas. F. Herbst 150 feet left of and at right angles to Sta. 178/66.2; thence which point is also in the center line of a road to the west; thence easterly on said property line to Sta. 178/55.25 in the center line; thence southerly on said center line to the place of beginning.

It is hereby understood and agreed that ingress and egress to this plant will be available during construction in accordance with plans and specifications on file with the Department of Highways, Columbus, Ohio.

It is understood that the strip of land above described contains 2.611 acres, more or less, of which the present occupies 1.317 acres more or less.

Said stations being the Station numbers as stipulated in the hereinbefore mentioned survey and as shown by plans on file in the Department of Highways, Columbus, Ohio.

ACKNOWLEDGMENT

TO HAVE AND TO HOLD said easement and right of way unto the Grantee, its successors and assigns forever.

And the said Grantor, for itself and its successors and assigns hereby covenants with the said Grantee, its successors and assigns, that it is the true and lawful owner of said premises and is lawfully seized of the same in fee simple, and has good right and full power to grant, bargain sell convey and release the same in manner aforesaid, and that the same are free and clear from all liens and encumbrances whatsoever, and that it will warrant and defend the same against all claims of all persons whomsoever.

IN WITNESS WHEREOF, said G. A. Wintzer and Son Company has caused its corporate name to be subscribed and its corporate seal to be affixed by its president and secretary this 15 day of December, in the year of our Lord one thousand nine hundred and forty-seven.

In presence of:

A. A. Klipfel Jr.
Gertrude V. Reislser

G. A. WINTZER AND SON COMPANY
BY Frederick S. Wintzer, Pres.
Edith M. Wintzer Secy.

STATE OF OHIO, AUGLAIZE COUNTY SS:

Before me a Notary Public in and for said county, personally appeared Frederick S. Wintzer president and Edith M. Wintzer secretary of G. A. Wintzer and Son Company, the corporation which executed the foregoing instrument who acknowledged that the seal affixed to said instrument is the corporate seal of said corporation; that they did sign and seal said instrument as such president and Secretary in behalf of said corporation and by authority of its board of directors and that said instrument is their free act and deed individually and as such president and secretary and the free and corporate act and deed of said G. A. Wintzer and Son Company.

In testimony whereof, I have hereunto subscribed my name and affixed my official seal at Wapakoneta, Ohio, this 15 day December 1947.

Filed Oct 27, 1948 at 12:21 P.M.
Recorded Oct 28, 1948
Fee \$1.25

Transfer Not necessary

A. A. Klipfel Jr.
Notary Public State of Ohio
My comm exp 3/6/49
Roy Sullivan Recorder
John Matheson Deputy

NO. 60306

Received of THE OHIO TELEPHONE AND TELEGRAPH COMPANY, One Hundred Fifteen Dollars, in consideration of which the undersigned hereby grant and convey unto said Company, its associated and allied companies, its and their respective successors, assigns, lessees and agents, a right of way and easement to construct, operate, maintain, replace and remove such communication systems as the grantees may from time to time require, consisting of underground cables, wires, conduits, manholes, drains and splicing boxes, and surface testing-terminals, repeaters, repeater housings and markers, and other appurtenances, upon, over and under a strip of land one rod wide across the land which the undersigned owns or in which the undersigned have any interest in Sec. 20, Township of Clay, County of Auglaize, and State of Ohio, together with the following rights: Of ingress and egress over and across the lands of the undersigned to and from said strip for the purpose of exercising the rights herein granted; to place surface markers beyond said strip; to clear and keep cleared all trees, roots, brush and other obstructions from the surface and subsurface of said strip; and to install gates and stiles in any fences crossing said strip. The westerly boundary of said one rod strip shall be a line parallel to and five feet westerly of the first cable laid, which cable shall have its location indicated upon surface markers set at intervals on the land of the undersigned or on adjacent lands. The undersigned for themselves, their heirs, executors, administrators, successors and assigns, hereby covenant that no structure shall be erected or permitted on said strip. The grantees agree that the said cables shall be buried below plow depth in order not to interfere with the ordinary cultivation of the strip, and to pay for damage to fences and growing crops arising from the construction and maintenance of the aforesaid systems.

Grantees agree to fix fences to owners satisfaction.

Signed and sealed this 29th day of October, 1948, at RD 5, Wapakoneta, Ohio.

Witnesses:

Philip Helmlinger (Philip Helmlinger)
David D. Green (David D. Green)

Ernest Swartz (Seal)
Ernest Swartz
Helen Swartz (Seal)
Helen Swartz

STATE OF OHIO, COUNTY OF AUGLAIZE, SS.

Before me, a Notary Public in and for said county and state, personally appeared the within named Ernest Swartz and Helen Swartz, husband and wife, who acknowledged that they did sign the foregoing instrument and that the same is their free act and deed.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my notarial seal at RD5, Wapakoneta, Ohio, this 29th day of October, 1948.

(NOTARIAL SEAL)

My commission expires July 25, 1949.
(\$.55 Revenue Stamps)

Filed November 20th, 1948 at 9:51 A.M.
Recorded November 20th, 1948
Fee \$.75

David D. Green Notary Public
David D. Green

Roy Sullivan Recorder
John Matheson Deputy

m5/
626

No. 64191

EASEMENT FOR HIGHWAY PURPOSES (Santa Fe-New Knoxville Road)

KNOW ALL MEN BY THESE PRESENTS: That Ernest Swartz, the grantor for and in consideration of the sum of thirty dollars and thirty cents (\$30.30) and for other good and valuable consideration to be paid by the county of Auglaize, the grantee, the receipt whereof is hereby acknowledged, does hereby grant, bargain, sell, convey and release to the said grantees, its successor and assigns forever, a perpetual easement and right of way for public highway and road purposes, clear of all obstructions which interfere with the improvement and/or maintenance of the highway, in, upon and over the lands hereinafter described, situated in Clay Township, Auglaize County, Ohio Section 20, town 6-S range 7-E, and bounded and described as follows:

Being a tract of land 30 feet in width across, in, through the property of the grantor adjacent to and including the present road and all lands of the said grantor herein, lying and being between the centerline of the present road as existing and occupied April 22, 1949, and a line parallel thereto and 30 ft. therefrom on the north side thereof.

The above described property must be cleared of all obstruction such as fences etc, which interfere with the improvement and/or maintenance of the highway by the day of in the year of our Lord one thousand nine hundred and.

TO HAVE AND TO HOLD said easement and right of way unto the grantee, its successors assigns forever.

And the said grantor for himself and his heirs executors, and administrators hereby covenant with said grantees its successors and assigns that he is the true and lawful owner of the said premises and is lawfully seized of the same in fee simple, and has a good right and full power, to grant, bargain, sell, convey and release the same in manner aforesaid, and that the same are free and clear from all liens and encumbrances, whatsoever, and that he will warrant defend and the same against all claims of all persons whomsoever.

And for the consideration aforesaid thirty dollars and thirty cents (\$30.30) hereby relinquishes to said grantees its successors and assigns, all right and expectancy of Dower in the above described premises.

IN WITNESS WHEREOF, Ernest Swartz have hereunto set his hand seal this 10th day of April in the year of our Lord one thousand nine hundred and 1950.

Signed and sealed in the presence of:

Howard Bailey
C. J. Kinstle

Ernest Swartz

STATE OF OHIO AUGLAIZE COUNTY SS: Before me, a notary public, in and for said county and state personally appeared the above named Ernest Swartz, who acknowledged that he did sign the foregoing instrument and the same is his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and official seal 10th day of April A. D. 1950.

G. E. Jones

(Seal)

This Easement will not be valid unless Road is accepted by the State of Ohio.

Filed June 2, 1950 at 10:29 A. M.

Recorded June 3, 1950

No fee

Ray Sullivan Recorder
Myrtle Sullivan Deputy

No. 64192

EASEMENT FOR HIGHWAY PURPOSES (Santa Fe-New Knoxville Road)

KNOW ALL MEN BY THESE PRESENTS:

That Lawrence & Eva M. Abbott, the grantors for and in consideration of the sum of twelve dollars and thirty one cents (\$12.31) and for other good and valuable consideration to be paid by the county of Auglaize, the grantee, the receipt whereof is hereby acknowledged does hereby grant, bargain, sell, convey, and release to the said grantees, its successor and assigns forever, a perpetual easement and right of way for public highway and road purposes, clear of all obstructions which interfere with the improvement and/or maintenance of the highway in, upon and over the lands hereinafter described, situated in Clay township, Auglaize county Ohio Section 21, town 6-S, range 7-E, and bounded and described as follows:

Being a tract of land 30 feet in width across, in, through the property of said grantor, adjacent to and including the present road and all lands of the said grantor herein, lying and being between the center line of the present road as existing and occupied April 22, 1949, and a line parallel thereto and 30 feet, therefrom on the north side thereof.

The above described property must be cleared of all obstruction and/or maintenance of the highway by the day of in the year of our Lord one thousand nine hundred and.

TO HAVE AND TO HOLD said easement and right of way unto the grantee, its successors and assigns forever.

And the said grantor for themselves and their heirs, executors, and administrators hereby covenant with said grantees its successors and assigns that they are the true and lawful owners of said premises, and are lawfully seized of the same in fee simple, and have a good right and full power, to grant, bargain, sell, convey and release the same in manner aforesaid and that the same are free and clear from all liens and encumbrances whatsoever, and that they will warrant and defend the same against all claims of all persons whomsoever.

And for the consideration aforesaid Twelve Dollars and Thirty one cents (\$12.31) hereby relinquishes to said grantees, its successors and assigns, all right and expectancy of Dower in the above described premises.

IN WITNESS WHEREOF, Lawrence & Eva M. Abbott have hereunto set their hands seal the 10th day of April in the year of our Lord one thousand nine hundred and 50.

Signed and sealed in the presence of

Howard Bailey
C. J. Kinstle

Lawrence Abbott

Eva M. Abbott

STATE OF OHIO AUGLAIZE COUNTY SS: Before me, a notary public in and for said county and state, personally appeared the above named Lawrence and Eva M. Abbott who acknowledged that they did sign the foregoing instrument and the same is their free act and deed.

IN TESTIMONY WHEREOF I have hereunto set my hand and official seal at Outman this day of April A. D. 1950

G. E. Jones

(Seal)

This Easement will not be valid unless road is accepted by the State of Ohio.

Filed June 2, 1950 at 10:30 A. M.

Recorded June 3, 1950

No fee

Ray Sullivan Recorder
Myrtle Sullivan Deputy