

ALTA SURVEY DEFIANCE, OHIO

DESIGN GROUP,INC.

ENGINEERS ARCHITECTS 935 CLEVELAND AVENUE

PLANNERS DEFIANCE, OHIO 43512



GUARANTY DATE: COMMITMENT DECEMBER 2, SCHEDULE A 2009 (UPDATED ORDER NUMBER: AND REVISED), AT 7:29

FIRST AMERICAN TITLE INSURANCE

COMP,

DESCRIPTION OF LAND, SITUATED IN THE CITY OF DEFIANCE, COUNTY DEFIANCE, STATE OF OHIO, TITLE TO WHICH IS GUARANTEED BY THIS COMMITMENT: PARCEL I:

LOT NUMBER THIRTY—ONE (31) IN COLBY, LINDENBERGER AND DEATRICK'S ADDITION TO SAID CITY OF DEFIANCE, OHIO AND THAT PART OF THE VACATED ALLEY LYING SOUTHWESTERLY OF SAID LOT NUMBER 31 AND ADJACENT THERETO.

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ALSO, LOT NUMBER THIRTY-TWO (32) AND THAT PART OF THE VACATED ALLEY LYING SOUTHWESTERLY OF SAID LOT NUMBER 32 AND ADJACENT THERETO; AND LOT NUMBER THIRTY-THREE (33) IN COLBY, LINDENBERGER AND DEATRICK'S ADDITION TO SAID CITY OF DEFIANCE, OHIO. LOT NUMBER THIRTY-THREE (33) AS DESIGNATED ON THE AUDITOR'S DUPLICATE IS ALSO DESCRIBED AS BEING ALL OF THE FRACTION OF LAND ADJOINING ON THE EASTERLY SIDE OF LOT THIRTY-TWO (32) IN COLBY, LINDENBERGER AND DEATRICK'S ADDITION TO SAID CITY OF DEFIANCE, THIS FRACTION FRONTING ON DEATRICK STREET AND EXTENDING BACK THE LENGTH OF SAID LOT THIRTY-TWO TO THE SOUTH AND THEREOF, AND ON THE WESTERLY SIDE OF RIGHT-OF-WAY OF THE MIAMI AND ERIE CANAL, BEING THE PARCEL OF LAND DESCRIBED IN A DEED RECORDED IN VOL. 76, PAGE 231. PARCEL NUMBERS B01-2100-0-025-00, B01-2100-0-019-00 AND B01-2100-0-018-00 231

PARCEL III:

LOT NUMBER 19 IN COLBY, LINDENBERGER AND THE CITY OF DEFIANCE, COUNTY OF DEFIANCE VACATED STREETS AND ALLEYS.

PARCEL NUMBER B01-2100-0-029-00 NUMBER 30 IN COLBY, LINDENBERGER AND DEATRICK'S ADDITION TO CITY OF DEFIANCE, COUNTY OF DEFIANCE AND STATE OF OHIO.

JECT TO ALL LEGAL STREETS, ALLEYS, ZONING ORDINANCES, TRICTIONS AND EASEMENTS APPARENT OR OF RECORD.

CEL NUMBER B01-2100-0-026-00 AND STATE OF OHIO AND

PARCEL IV:

LOT NUMBER 12 OF THE SUBDIVISION OF LOT NUMBER IN COLBY, LINDENBERGER AND DEATRICK ADDITION TO DEFIANCE, COUNTY OF DEFIANCE AND STATE OF OHIO RECORD 2, PAGE 25 THEREOF AND VACATED STREETS PARCEL NUMBER B01-2100-0-030-00 R 20 TO 29 INCLUSIVE THE CITY OF AS SHOWN IN PLAT S AND ALLEYS.

PARCEL VI:
THE SOUTHERLY 40 FEET OF LOT NUMBER 16 OF THE SUB-DIVISION OF LOTS
20, 21, 22, 23, 24, 25, 26, 27, 28 AND 29 OF COLBY, LINDENBERGER'S AND
DEATRICK'S ADDITION TO DEFIANCE, COUNTY OF DEFIANCE, OHIO, ALSO,
THAT PART OF CANAL STREET WHICH HAS BEEN VACATED AND IS
CONTIGUOUS TO THE ABOVE LOT. SAID LOT BEING CONVEYED AS FRONT OF
40 FEET AND A DEPTH OF 132 FEET.
PARCEL NUMBER B01-2100-0-041-00 PARCEL V:

LOT NUMBER 17 AND 4 FEET OF EVEN WIDTH OFF THE NORTH SIDE OF LOT NUMBER 16 IN THE SUBDIVISION OF LOTS NUMBERED 20 TO 29 INCLUSIVE OF COLBY, LINDENBERGER AND DEATRICK ADDITION IN THE CITY OF DEFIANCE, COUNTY OF DEFIANCE AND STATE OF OHIO.

PARCEL NUMBERS B01-2100-0-039-00 AND B01-2100-0-040-00

PARCEL VII:

LOT NUMBER 21 AND THAT PART OF THE VACATED ALLEY LYING
NORTHEASTERLY OF SAID LOT NUMBER 20 IN THE SUBDIVISION OF LOTS 20 TO 29
INCLUSIVE IN COLBY, LINDENBERGER AND DEATRICKS ADDITION AND
SUBDIVISION OF LOT NUMBER 49 IN THE AUDITOR'S PLAT OF LOTS BETWEEN
THE MAUMEE AND AUGLAIZE RIVERS, RECORDED IN VOLUME 2, PAGE 25,
PLAT RECORDS, ALL IN THE CITY OF DEFIANCE, COUNTY OF DEFIANCE,
STATE OF OHIO.
PARCEL NUMBERS B01-2100-0-024-00, B01-2100-0-021-00

OT NUMBER 18, LOT NUMBER 19 AND THE SOUTH 1/2 OF LOT NUMBER 1 THE SUBDIVISION OF LOTS 20 THROUGH 29 IN COLBY, LINDENBERGER EATRICK'S ADDITION TO SAID CITY OF DEFIANCE, COUNTY OF DEFIANCE ND STATE OF OHIO.

ARCEL NUMBERS B01-2100-0-024-00, B01-2100-0-023 AND 01-2100-0-022-00

BEING THAT PORTION OF THE ABANDONED MIAMI AND SITUATED IN THE STATE OF OHIO, NORTH AND EAST C MERIDIAN SURVEY, TOWN 4 NORTH, RANGE 4 EAST, DIDEFLANCE TOWNSHIP, SECTION 26, CITY OF DEFLANCE, DESCRIBED AS FOLLOWS: BEGINNING AT THE POINT OF THE TRANSIT LINE OF THE S.A. BUCHANAN SURVEY OF CANAL LANDS, SAID POINT DESIGNATED AS CANAL ST. THE TRANSIT LINE OF THE S.A. BUCHANAN SURVEY OF CANAL LANDS, SAID POINT DESIGNATED AS CANAL ST. THE SOUTHERLY RIGHT—OF—WAY LINE OF DEATRICK ST. THE SOUTHERLY RIGHT—OF—WAY LINE OF DEATRICK ST. THENCE LEAVING THE SOUTH FORTY—EIGHT DEGREES NO MINUTES NO SECONDS (42° 236.60) FEET TO A POINT, THENCE LEAVING THE SOUTH FORTY—LINE, NORTH FORTY—EIGHT DEGREES NO MINUTES NO SECONDS (23.660) FEET TO A POINT, THENCE SOUTH FORTY—TWO DEGREES NO MINUTES NO SECONDS (25.60) FEET TO A POINT, THENCE SOUTH FORTY—TWO DEGREES NO MINUTES NO SECONDS (25.60) FEET TO A POINT SOUTHERLY CANAL PROPERTY LINE, SAID POINT SOUTHERLY CANAL PROPERTY LINE, SAID POINT ALSO NORTHERLY CANAL PROPERTY LINE, SOUTH FIFTY—ONE AND NORTHERLY CANAL PROPERTY LINE, SOUTH FIFTY—ONE AND NORTHERLY CANAL PROPERTY LINE, SOUTH FORTY—TWO MINUTES NO SECONDS (51° 04° 22") WEST, ONE HUNDREDTHS (133.97) FEET TO A POINT SAID NORTHERLY CANAL PROPERTY LINE, NORTH FORTY—TWO MINUTES NO SECONDS (42° 00′ 00°) WEST, ONE HUNDREDTHS (130.97) FEET TO A POINT SAID NORTHERLY RIGHT—OF—WAY LINE OF CLINTON STITES NO MINUTES NO SECONDS (42° 00′ 00°) WEST, ONE HUNDRED SIXTY—SEVEN AND ALONG THE SAID NORTHERLY RIGHT—OF—WAY LINE, NORTH FORTY—TWO DEGREES NO MINUTES NO SECONDS (42° 00′ 00°) WEST, ONE HUNDRED SIXTY—SEVEN AND ALONG THE SAID NORTHERLY RIGHT—OF—WAY LINE, NORTH FORTY—TWO DEGREES NO MINUTES NO SECONDS (42° 00′ 00°) WEST, ONE HUNDRED SIXTY—SEVEN AND ALONG THE SAID NORTHERLY RIGHT—OF—WAY LINE, NORTH FORTY—TWO DEGREES NO MINUTES NO SECONDS (42° 00′ 00°) WEST, ONE HUNDRED FIVE AND NORTHERLY RIGHT—OF—WAY LINE, NORTH FORTY—TWO DEGREES NO MINUTES NO THE SAID NORTHERLY RIGHT—OF—WAY LINE, NORTH FORTY—TWO DEGREES NO MINUTES NO THE SAID NORTHERLY RIGHT—OF—WAY LINE, ONE HUNDRED THIRTY— VT; THENCE LEAVING THE REET, AND THE SAID O DEGREES NO JTES NO SECONDS (42°
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D SECONDS (48° 00° 00")
EET TO A POINT;
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DEGREES FOUR ON THE NORTHERLY ERLY CANAL LINE OF
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DTHS (105.00) FEET
GRANTS, LEASES,
TTED IN THE
FIVE HUNDER NO SECONDS
HUNDREDTHS
AY LINE OF

CANAL PLAT NO. 53,
SURVEY OF THE MIAMI AND
OHIO DEPARTMENT OF
RKS, AT COLUMBUS,

FURTHER REFERENCE IS MADE TO MIAMI AND ERIE BEING A PLAT OF A PART OF THE S.A. BUCHANAN ERIE CANAL LANDS ON FILE IN THE OFFICE OF THE ADMINISTRATIVE SERVICES, DIVISION OF PUBLIC WOR OHIO.

PARCEL NUMBER B01-1106-0-063-02

21.

PARCEL X:

LOT NUMBER 18 IN COLBY, LINDENBERGER AND THE CITY OF DEFIANCE, COUNTY OF DEFIANCE , PARCEL NUMBER B01-2100-0-028-00 TOGETHER WITH THAT PART OF CANAL STREET ORDINANCES 63 AND 1908 AFFECTING PARCEL CATED PURSUANT TO,, VI, VII, VIII AND IX. TRICK'S ADDITION TO STATE OF OHIO. 1604501

> S ANY AMENDMENTS THERETO AS DISCLOSED ON THE PLA RECORDED IN PLAT BOOK PAGE 2—8. WE DELETE ANY CONDITION, OR RESTRICTION INDICATING A PREFERENCE, DISCRIMINATION BASED ON RACE, COLOR, RELIGION, SEX FAMILIAL STATUS, OR NATIONAL ORIGIN TO THE EXTENT CONDITIONS OR RESTRICTION VIOLATE 42 U.S.C. 360(C). THE AREA OF OWNERSHIP EXCEPT CANAL LANDS. REC. OCTOBER 14TH, 1868.

COMMITMENT NO .:

1604501

UTILITIES

COVENANTS, CONDITIONS, RESTRICTIONS, EASEMENTS, SETBACK LINES AND ANY AMENDMENTS THERETO AS DISCLOSED ON THE PLAT OF SUBDIVISION RECORDED IN PLAT BOOK, PAGE 8-25. WE DELETE ANY COVENANT, CONDITION, OR RESTRICTION INDICATING A PREFERENCE, LIMITATION OR DISCRIMINATION BASED ON RACE, COLOR, RELIGION, SEX, HANDICAP, FAMILIAL STATUS, OR NATIONAL ORIGIN TO THE EXTENT SUCH COVENANTS, CONDITIONS OR RESTRICTION VIOLATE 42 U.S.C. 360(C). NOTE: INCLUDES THE AREA OF OWNERSHIP EXCEPT CANAL LANDS. REC. FOR RECORD JUNE 17, 1918

17.

CONDS

9

EASEMENT RECORDED IN DEED BOOK VOLUME 232, PAGE 26. STORM SEWER EASEMENT 10.00 FEET BY APPROXIMATELY 387.00 FEET. 15 YEAR TERM FROM 07-20-81. NOTE: THIS EASEMENT CANNOT BE ASSIGNED, TRANSFERRED OR SUBLET WITHOUT WRITTEN PRIOR APPROVAL OR CONSENT OF THE STATE OF OHIO. THERE IS NO RENEWAL CLAUSE. EASEMENT CENTERED ON EXISTING 12" STORM SEWER. DID NOT LOCATE COPY OF CONSTRUCTION PLAN NOR END OF STORM SEWER IN FIELD; THEREFORE LOCATION OF STORM SEWER NOT SHOWN ON SURVEY.

A. ORDINANCE NO. 5471 TO VACATE ALLEY RECORDED JUNE 7, 1996, MISCELLANEOUS VOLUME 20, PAGE 50. PASSED DEFIANCE CITY COUNCIL SEPTEMBER 08, 1993. B. PLAT OF THE VACATION, ALLEY BETWEEN LOTS 21, 31, 32 OF COLBY LINDENBERGER, AND DEATRICK ADDITION, SUBDIVISION OF LOT NO. 49 TO THE CITY OF DEFIANCE, OHIO RECORDED IN PLAT 12, PAGE 34.

200

AN ORDINANCE ACCEPTING AN EASEMENT FROM CHIEF SUPERMARKET, INC. KNOWN ON THE AUDITOR'S PLAT AS PART OF LOT NUMBER 33 IN COLBY, LINDENBERGER AND DEATRICK'S ADDITION TO THE CITY OF DEFIANCE AND RECORDED IN ORDINANCE NO. 1911, (FOR SEWER, WATER AND OTHER UTILITIES NOW OR FUTURE). NOTE: NONE KNOWN AT PRESENT. KNOWN AS CANAL STREET, RUNNING SOUTHERLY FROM DEATRICK STREET TO THE SOUTHERLY LINE OF LOT NO. 21 EXTENDED IN THE AFORESAID ADDITION, BETWEEN LOT NO. 32 AND MIAMI AND ERIE CANAL.

9

ASEMENT FOR PUBLIC UTILITIES, IF ANY, LYING WITHIN THAT PORTION OF THE VACATED ALLEYS LYING WITHIN THE PREMISES IN QUESTION. (NONE

LOSS OR DAMAGE ARISING FROM ANY INACCURACY OF DIMENSIONS OR QUANTITY OF LAND RECITED WITHIN THE DESCRIPTION OF THE PREMISES DESCRIBED IN SCHEDULE A. 22 AND 23 ARE SHOWN FOR INFORMATION

THE FOLLOWING ITEM NUMBERS ONLY:

PORTIONS OF CANAL STREET, COLBY STREET AND LINDEN STREET WERE VACATED BY ORDINANCE NO. 63 AND RECORDED IN VOLUME 3 OF THE CITY OF DEFIANCE COUNCIL JOURNAL RECORDS, PAGE 274, DATED JANUARY 7, 1878.

RTEC COMMUNICATIONS S-732 RD. 20B RIDGEVILLE CORNERS, OH KEN MILLER 419-267-5185

43555

FLEPHONE

PROPERTY

705-709

DEATRICK

STREET,

DEFIANCE,

오등

WA TER

EASEMENTS OR LEASE FOR EXISTING OVERHEAD TELEPHONE, AND ELECTRIC WIRES, POLES, ETC., NO DOCUMENTS PER COMMITMENT NO. 16040501, (LOCATION AS SHOWN ON SHEET 1 AND SHOWN AS ENCROACHMENTS). BY ORDINANCE NO. 1908 A PORTION OF CANAL STREET WAS VACATED PURSUANT TO A PETITION SIGNED BY CHIEF SUPERMARKET, INC. SOUTHERLY FROM DEATRICK STREET TO SOUTHERLY LINE OF LOT NO. EXTENDED. PASSED AUGUST 18TH, 1959.

(NOTE: NOT ALL VACATIONS OF ALLEYS AND STREETS FOUND AT THE DEFIANCE COUNTY OHIO RECORDER'S OFFICE.

OHIO DEPARTMENT ROBERT RITCHEY 419-999-6878 HIGHWAY ETE ANY COVENANT,
FERENCE, LIMITATION OR
SION, SEX, HANDICAP,
EXTENT SUCH COVENANTS,
360(C). NOTE: INCLUDED A
DS. REC. FOR RECORD

CITY OF DEFIANCE ENGINEERING DIVIS 631 PERRY STREE DEFIANCE, OHIO 4 LEE RAUSCH, P.E. 419-784-2249

102

OHIO GAS COMPANY 200 W. HIGH STREET BRYAN, OHIO 43506 RON JONES 419-636-1117 OR 1-800

SANITARY

SEWER

EMBARQ 375 E. RIVERVIEW NAPOLEON, OHIO 4 TIM TAYLOR 419-224-2911

TELEPHONE

CITY OF DEFIANCE
DIVISION OF WATER POLLL
CONTROL
26273 S.R. 281 EAST
DEFIANCE, OHIO 43512
MARK LEHNERT
419-782-0841

TIME WARNER
3760 INTERCHANGE ROAD
COLUMBUS, OHIO 43204
TERRY ALLEN
419-255-6349

ELECTRIC

TOLEDO EDISON
134 LAWRENCE AVENUE
WAUSEON, OHIO 43567
JOHN WIRICK
419-249-4170 OR
GARY KEYS 419-249-415
OR 1-/800-447-3333

THE CLIENT PARCELS LIES WITHIN AN AREA HAVING A ZONE DESIGNATION "C (AREAS OF MINIMAL FLOODING) (AREAS DETERMINED TO BE OUTSIDE 500—YE FLOOD PLAIN), ON FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FLOOINSURANCE RATE MAP COMMUNITY PANELS NO. 390144 0005 EFFECTIVE DATE MARCH 4, 1985 AND NO. 390144 0005 D EFFECTIVE DATE: MARCH 4, 1985, CURRENT FLOOD INSURANCE RATE MAP FOR THE COMMUNITY IN WHICH SAID PREMISES IS LOCATED.

ARATION

COMMUNICATIONS NOITU ARKING PROVIDED:

THE EXISTING PARKING, LOADING AREA AND BUILDING SET BACKS HAVE BEEN APPROVED BY THE CITY OF DEFIANCE BUILDING AND ZONING COMMISSION PARKING PROVIDED: 166_ REGULAR AND ___6__ HDCP SPACES (DELINEATED)

OT. SITE ZONE M-2: LIMITED INDUSTRIAL OT WIDTH: 200'
OT AREA: 2 ACRES
FRONT YARD: 40' (50' AND ABUTTING REAR YARD: 40'
SIDE YARD: 20'
MAX PERCENT OF LOT COVERAGE 50%
HEIGHT: NO HEIGHT LIMIT ABUTTING

LIMITED INDUSTRIAL

PT. SITE ZONED B-3 HIGHWAY AND GENERAL BUTHEIGHT: NO HEIGHT LIMIT
LOT WIDTH 100' MINIMUM
FRONT YARD: 40' (50' AND ABUTTING MAJOR THE AREA 2,000 SQ. FT. MINIMUM
SIDE YARD: 15'
REAR YARD: 20'
MAX PERCENT OF LOT COVERAGE: 40% BUSINESS THOROUGHFARES) USE 50

THE UNDERGROUND UTILITIES AS SHOWN HEREON HAVE BEEN LOCATED FROM PRIOR FIELD SURVEY INFORMATION AND/OR EXISTING DRAWINGS. THE SURVEY DOES NOT GUARANTEE THAT THE UNDERGROUND UTILITIES AS SHOWN COMPRIALL SUCH UTILITIES IN THE AREA, EITHER IN—SERVICE OR ABANDONED. THE SURVEYOR FURTHER DOES NOT WARRANT THE EXACT LOCATION OF THE UNDERGROUND UTILITIES AS SHOWN ALTHOUGH THE SURVEYOR DOES CERTIFY THAT THEY ARE LOCATED AS ACCURATELY AS POSSIBLE FROM AVAILABLE INFORMATION. THE SURVEYOR HAS NOT PHYSICALLY LOCATED THE UNDERGROUND UTILITIES. ZONING DATA: SURVEYOR COMPRISE

UTILITY STATEMENT:

ENCUMBRANCES AS DISPLAYED IN THE PORT LAWRENCE TITLE (AS AGENT FOR FIRST AMERICAN TITLE INSURANCE COMPANY) COMMITMENT FOR TITLE INSURANCE ORDER NO. 1604501 EFFECTIVE DECEMBER 2, 2009 AT 7:29 A.M.

ANY INFORMATION OR DATA ON THIS DRAWING IS NOT INTENDED TO BE SUITABLE FOR REUSE BY ANY PERSON, FIRM OR CORPORATION OR ANY OTHERS ON EXTENSIONS OF THIS PROJECT OR FOR ANY USE ON ANY OTHER PROJECT. ANY REUSE WITHOUT WRITTEN VERIFICATION AND ADAPTATION BY THE ENGINEER, ARCHITECT OR SURVEYOR FOR THE SPECIFIC PURPOSE INTENDED WILL BE AT THE USERS SOLE RISK AND WITHOUT LIABILITY OR LEGAL EXPOSURE TO THE ENGINEER, ARCHITECT OR SURVEYOR.

JOB NUMBER 6739—009

13

DRAWN BY MSB MMB REVISION MMB

CHECKED BY DATE 01/10 11/33/1

ALTA SURVEY DEFIANCE, OHIO

SUPERMARKET •5

GEM ARCHITECTS 935 CLEVELAND AVENUE

ENGINEERS

GR

DESIGN

PLANNERS DEFIANCE, OHIO 43512

OWNER: CMDH REALTY, LLC DEED REFERENCE: OFFICIAL RECORD VOL.

AND 32 IN THE COL ALLEY SOUTH WESTI AND LOTS 16, 17, 1 LINDENBERGER AND BETWEEN THE MAUM VACATED CANAL STI LOT NO. 33 COLBY, BETWEEN THE MAUM OHIO, NORTH AND E TOWNSHIP, SECTION AND BEING MORE PA RTION OF THE ABANDONED MIAMI AND ERIE CANAL LANDS, LOTS 31 THE COLBY, LINDENBERG, DEATRICK ADDITION (P.B. 2, PAGE 8) VACATED 6, 17, 18, 19, 20, 21 OF THE SUBDIVISION OF LOTS 20—29 COLBY, ER AND DEATRICK ADDITION AND LOT NO. 49 AUDITORS LOTS 1E MAUMEE AND AUGLAIZE RIVERS (PLAT BOOK 2, PAGE 25), PART COLBY, LINDENBERGER, DEATRICK ADDITION PER AUDITOR'S LOTS 1E MAUMEE AND AUGLAIZE RIVER, ALL SITUATED IN THE STATE OF 14 AND EAST OF THE FIRST PRINCIPAL MERIDIAN, T4N, R4E, DEFIANCE SECTION 26, CITY OF DEFIANCE, DEFIANCE COUNTY, STATE OF OHIO MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING, AT A MONUMENT BOX (IRON MIN) AMERICA THE NEEDED RICH-OF-MAY AND DESTINCE OF ANY AND OLYDROGY SETTING THE OF MAY AND DESTINCE OF SET MERELY RICH-OF-MAY THENCE S. 45 9.65 9.87 W NO THE CENTERUNE OF JACKSON STREET RICH-OF-MAY THENCE S. 45 9.65 9.87 W NO THE CENTERUNE OF JACKSON STREET RICH-OF-MAY THENCE S. 47 9.45 9.65 9.87 W NO THE CENTERUNE OF JACKSON STREET RICH-OF-MAY THENCE S. 47 9.45 9.65 9.87 W NO THE CENTERUNE OF JACKSON STREET RICH-OF-MAY AND DESTINACE OF SETTING STREET RICH-OF-MAY LINE OF DESTINACE OF SETTING STREET AND DEAL AND DESTINACE OF SETTING STREET AND DEAL AND LANGE THE SOUTHERLY SHORT OF MAY OF DESTINACE OF SETTING STREET AND DEAL AND LANGE THE SOUTHERLY SHORT OF MAY OF DESTINACE OF SETTING STREET AND DEAL AND LANGE THE SOUTHERLY SHORT OF MAY OF DESTINACE OF SETTING STREET AND DEAL AND LANGE THE SOUTHERLY SHORT OF MAY OF DESTINACE OF SETTING STREET AND DEAL AND LANGE THE SOUTHERLY SHORT OF MAY OF DESTINACE OF SETTING STREET AND DEAL AND LANGE THE SOUTHERLY SHORT OF MAY OF DESTINACE OF SETTING STREET AND DEAL AND LANGE THE SOUTHERLY SHORT OF MAY OF DESTINACE OF SHORT STREET AND DEAL AND LANGE THE SOUTHERLY SHORT OF MAY DESTINACE OF SHORT STREET AND DEAL AND LANGE THE SOUTHERLY SHORT OF MAY DESTINACE OF SHORT STREET AND DEAL AND LANGE THE SOUTHERLY SHORT OF MAY DESTINACE OF SHORT STREET AND DEAL AND LANGE THE SOUTHERLY SHORT OF MAY DESTINACE OF SHORT STREET AND SHORT OF MAY LINE OF SHORT SHORT OF MAY LINE OF SHORT OF MAY LINE OF SHORT OF MAY LINE OF

NOTE: ALL BEARINGS ARE ASSUMED FOR DESCRIPTIVE PURPOSES NOT REFERENCED TO TRUE OR MAGNETIC NORTH. ONLY

S LEGAL DESCRIPT ORD, SURVEYS OF UNDER THE SUPEI POGGEMEYER DI

TRACT NO. 1 (CONT.)

MISC,. RECORD VOL. 20, PAGE 50
PLAT BOOK VOL. 2, PAGE 8
PLAT BOOK VOL. 2, PAGE 25
PLAT BOOK VOL. 12, PAGE 34
EASEMENTS D.R. VOL. 232, PAGE 26
DID NOT LOCATE COPY OF CONSTRUCTION PLAN; THEREFORE COULD NOT LOCATE IN FIELD.

BEING LOTS NO.
DEATRICK ADDITION
AUGLAIZE RIVERS
PORTION OF COL
NO. 63 IN 01/07
COUNCIL JOURNA
STREET BEING PA

OWNER: CMDH REALTY, LLC DEED REF: O.R. VOL. 340, PAGE 199 (W)

199 FOR PART LOT 18 (DO NOT

EASEMENT TO TOLEDO EDISON D.B. VOL. 161, HAVE COPY TO LOCATE ON SURVEY).

CITY OF DEFIANCE, OHIO ENGINEERING DEFIANCE CITY COUNCIL ORDINANCES ORD. NO. 63
ORD. NO. 1908
ORD. NO. 5471

MIAMI AND ERIE CANAL PLAT NO. 53, BEING A PLAT OF A PART OF THE S.A. BUCHANAN SURVEY OF THE MIAMI AND ERIE CANAL LANDS

TAX I.D. PARCEL NO. I (PARCEL VI) TAX I.D. PARCEL NO. I B01-2100-0-(B01-2100-0-039-00 041-00 SOUTHERLY 40' LOT 16 VACATED CANAL ST.

(PARCEI V)

TAX I.D. PARCEL NO. BI
(PT. PARCEL VIII)

TAX I.D. PARCEL NO. BI
(PT. PARCEL VIII)

TAX I.D. PARCEL NO. BI
(PT. PARCEL VIII)

TAX I.D. PARCEL VIII)

TAX I.D. PARCEL VIII)

TAX I.D. PARCEL NO. BI
(PART PARCEL VII)

TAX I.D. PARCEL NO. BI
(PART PARCEL I) B01-B01-B01-2100-0-B01-2100-0-B01-2100-0-B01-2100-0--2100-0-019-00 020-00 021-00 024-00 COLBY 023-00 COLBY STREET 022-00 STREET R/W LOT 17 & NORTHERLY 5' LOT 16 AND
PT. VACATED CANAL ST. R/W
LOT 18 & SOUTHERLY 1/2 VACATED
ET R/W AND PT. VACATED CANAL ST. R/W
LOT 19 AND NORTHERLY 1/2 VACATED
PT. VACATED CANAL ST. R/W
NORTHERLY 1/2 LOT 20 AND
PT. VACATED CANAL ST. R/W
NORTHERLY 1/2 LOT 20 AND
PT. VACATED CANAL ST. R/W
LOT 21, SOUTH 1/2 VACATED ALLEY AND
PT. VACATED CANAL ST. R/W
LOT 32, NORTH 1/2 VACATED ALLEY AND
PT. VACATED CANAL ST. R/W
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VACATED CANAL STREET R/W
VACATED CANAL STREET R/W
NBERGER, DEATRIK'S ADDITION)
PER AUDITOR'S PLAT
LOT 31 AND NORTH 1/2 VACATED ALLEY

PARCEL I B01-2100-0-A LOT NO. 33 -2100-0-018—00 OLBY LINDENBERGER,

X) NO.

B01-

063-02

PT. MIAMI AND ERIE CANAL LANDS

ALLEY

NO. B01-2100-0-

025-00

IGLAIZE RIVERS (PLAT BOOK VOL. 2, PAGE 25) AND LOTS NO. 18, 19 INTION OF COLBY STREET SOUTH OF SAID LOT NO. 19 (VACATED BY 0). 63 IN 01/07/1878 BY THE DEFIANCE, OHIO CITY COUNCIL, CITY OF DUNCIL JOURNAL VOL. 3, PAGE 274), AFORESAID LOTS 18 AND 19 AND REET BEING PART OF COLBY, LINDENBERGER AND DEATRICKS ADDITION OF VOL. 2, PAGE 8) AND ALL BEING A PART OF THE STATE OF OHIOST OF THE FIRST PRINCIPAL MERIDIAN, T4N, R4E, DEFIANCE TOWNSHIP, CITY OF DEFIANCE, DEFIANCE COUNTY, STATE OF OHIO AND BEING NETICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT A MONUMENT BOX (IRON PIN) MARKING THE INTERSECTION OF THE CENTERLINE OF JACKSON STREET IF EXTENDED; THENCE S 46: 56' 58" W ON THE CENTERLINE OF JACKSON STREET IF EXTENDED; THENCE S 46: 56' 58" W ON THE CENTERLINE OF JACKSON STREET RIGHT OF WAY A DISTANCE OF TWO HUNDRED THREE AND 35/100 (203.35) FEET (P.R. 203.22 FEET) TO A POINT ESTABLISHED; THENCE S 42: 53' 40" E A DISTANCE OF THIRTY AND 00/100 (30.00) FEET TO THE TRUE POINT OF BEGINNING, SAID POINT BEING THE NORTHWESTERLY CORNER OF SAID LOT NO. 18 AND MARKED BY A CAPPED 5/8 INCH REBAR (FOUND); THENCE CONTINUING S 42: 53' 40" E A DISTANCE OF ONE HUNDRED THIRTY—TWO AND 00/100 (132.00) FEET TO A CAPPED 5/8 INCH REBAR (FOUND) MARKING THE NORTHEASTERLY CORNER OF SAID LOT NO. 18; THENCE S 46: 56' 58" W ON AND ALONG THE EAST LINE OF AFORESAID LOT NO. 18; THENCE OF TWO HUNDRED THIRTY—SIX AND 17/100 (236.17) FEET (P.R. 236.00 FEET) TO THE SOUTHEASTERLY CORNER OF AFORESAID LOT NO. 12, SAID POINT BEING 0.20 FEET EAST AND 1.48 FEET SOUTH OF A 1/2 INCH IRON BAR (FOUND); THENCE N 42' 53' 40" W ON THE SOUTHERLY LINE OF SAID LOT NO. 12, SAID POINT BEING 0.20 FEET TO NO. 12, SAID POINT REFERENCED BY A 1/2 INCH IRON BAR (FOUND); THENCE N 42' 53' 40" W ON THE SOUTHERLY LINE OF SAID LOT NO. 12, A DISTANCE OF TWO HUNDRED THIRTY—TWO AND 00/100 (132.00) FEET TO THE SOUTHWESTERLY CORNER OF SAID LOT NO. 12, SAID POINT REFERENCED BY A 1/2 INCH IRON BAR FOUND 1.39 FEET NORTH AND 1.03 FEET WEST OF SAID LOT NO. 12, DISTANCE OF TWO HUNDRED THIRTY—SIX AND 1.7/100 (236.17) FEET (P.R. 236.00 FEET) TO THE PLACE OF BEGINNING, CONTAINING 0.7157 ACRES, MORE OR LESS, SUBJECT TO EXISTING RESTRICTIONS, LEGAL STREETS, ALLEYS, ZONING ORDINANCES,

ALL BEARINGS ARE ASSUMED FOR DESCRIPTIVE PURPOSES ONLY AND ARE NOT REFERENCED TO TRUE OR MAGNETIC NORTH.

THIS LEGAL DESCRIPTION IS BASED ON SUBDIVISION PLATES OF RECORD, DEEDS OF RECORD, SURVEYS OF RECORD AND A COMPLETED SURVEY JANUARY 18, 2010, BY OR UNDER THE SUPERVISION OF MERLIN MAX BUTLER, OHIO SURVEYOR NO. 6366 — FOR POGGEMEYER DESIGN GROUP, INC., 935 CLEVELAND AVENUE, DEFIANCE, OHIO 43512 PROJECT NO. 6739—009. PHONE: 419—782—3067

REFERENCES USED PLAT BOOK VOLUME ASEMENT TO TOLEDO EDISON DEED BOOK VOLUME 161, PAGE 8. DO NOT HAVE COPY TO LOCATE ON SURVEY. PLAT BOOK VOLUME 2,

CITY OF DEFIANCE, OHIO ENGINEERING OFFICE.
DEFIANCE CITY COUNCIL ORDINANCES AND JOURNALS
ORDINANCE NO. 63

(TRACT NO. 2 CONTAINS THE FOLLOWING)

TAX I.D. PARCEL NO. B01-2100-0-029-00 (PARCEL III) TAX I.D. PARCEL NO. (PARCEL X)

D NORTHERLY 1/2 R/W VACATED

REFERENCES USED

DEFIANCE COUNTY, OHIO RECORDER'S OFFICE DEFIANCE COUNTY, OHIO RECORDER'S OFFICE OFFICIAL RECORD VOL. 340, PAGE 199 ס ס ϖ √OL. 'n'n PAGE 25

COMMITMENT NO. 1604501 (PARCEL NO.

SURVEYOR'S CERTIFICATION HEREBY DECLARE TO:

CHIEF SUPERMARKET
THE PORT LAWRENCE T
INSURANCE COMPANY
CMDH REALTY, LLC A DIVISION OF FIRST AMERICAN

THAT THIS MAP AND THE SURVEY ON WHICH IT IS BASED WERE MADE IN ACCORDANCE WITH "MINIMUM STANDARD DETAIL REQUIREMENTS FOR ALTA/ACSM LAND TITLE SURVEY", JOINTLY ESTABLISHED AND ADOPTED BY ALTA ACSM AND NSPS IN 2005, AND INCLUDES ITEMS [1, 2, 3, 4, 6, 7 (1), 8, 9, 10, 4 and 13] OF TABLE A THEREOF. PURSUANT TO THE ACCURACY STANDARDS AS A BY ALTA, ACSM, AND NSPS AND IN EFFECT ON THE DATE OF THIS DECLARATION. THE UNDERSIGNED FURTHER DECLARES THAT THE POSITIONAL UNCERTAINTIES RESULTING FROM THE MEASUREMENTS MADE ON THE SURVEY DO NOT EXCEED THE ALLOWABLE POSITIONAL TOLERANCE. THERE ARE ENCROACHMENTS AS NOTED, SEE ENCROACHMENT DETAIL FOR STRUCTURE AND ITEM NOTED AS NO. 24 SCHEDULE "B" FOR OVERHEAD TELEPHONE AND ELECTRIC. ALTA, 3, 10, 11 (a) AS ADOPTED

URTHERMORE, THIS SURVEY REFERENCES THE PORT LAWRENCE TITLE (AS AGENT OR FIRST AMERICAN TITLE INSURANCE COMPANY) COMMITMENT INFORMATION SUPPLIED FOR TITLE INSURANCE ORDER NO. 1604501 DATED EFFECTIVE DECEMBERS, 2009.

MERLIN MAX BUTLER
OHIO REGISTERED PROFESSIONAL

SURVEYOR

NO.

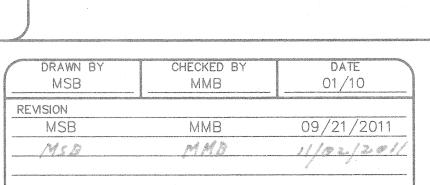
6366

ANY INFORMATION OR DATA ON THIS DRAWING IS NOT INTENDED TO BE SUITABLE FOR REUSE BY ANY PERSON, FIRM OR CORPORATION OR ANY OTHERS ON EXTENSIONS OF THIS PROJECT OR FOR ANY USE ON ANY OTHER PROJECT. ANY REUSE WITHOUT WRITTEN VERIFICATION AND ADAPTATION BY THE ENGINEER, ARCHITECT OR SURVEYOR FOR THE SPECIFIC PURPOSE INTENDED WILL BE AT THE USERS SOLE RISK AND WITHOUT LIABILITY OR LEGAL EXPOSURE TO THE ENGINEER, ARCHITECT OR SURVEYOR.

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GHIEF SUPERMARKET -5 **ALTA SURVEY** DEFIANCE, OHIO

06 \equiv ARCHITECTS

THIS LEGAL DESCRIPTION IS BASED ON SUBDIVISION PLATES OF RECORD, DEEDS OF RECORD, SURVEYS OF RECORD AND A COMPLETED SURVEY JANUARY 18, 2010, BY OR UNDER THE SUPERVISION OF MERLIN MAX BUTLER, OHIO SURVEYOR NO. 6366 FOR POGGEMEYER DESIGN GROUP, INC., 935 CLEVELAND AVENUE, DEFIANCE, OHIO 43512 PROJECT NO. 6739—009. PHONE: 419—782—3067

AND ARE

NOTE: ALL BEARINGS ARE ASSUMED FOR DESCRIPTIVE PURPOSES ONLY NOT REFERENCED TO TRUE OR MAGNETIC NORTH.

DESI ENGINEERS

6 GROUP,INC. **PLANNERS** DEFIANCE, OHIO 43512

COMMENCING AT A MONUMENT BOX (IRON PIN) MARKING THE INTERSECTION OF THE CENTERLINE OF JACKSON STREET (AKA ENSAWASCA STREET) RIGHT OF WAY AND THE ONTHERLY RIGHT OF WAY LINE OF DEATRICK STREET (IF EXTENDED); THENCE S 46' 56' 58" W ON THE CENTERLINE OF JACKSON STREET A DISTANCE OF SIXTY AND 00/100 (60.00) FEET TO A POINT ESTABLISHED; SAID POINT BEING ON THE SOUTHERLY RIGHT OF WAY LINE OF DEATRICK STREET, (IF EXTENDED); THENCE S 42' 53' 40" E ON THE SAID SOUTHERLY RIGHT OF WAY LINE OF DEATRICK STREET A DISTANCE OF NINETY—SIX AND 00/100 (96.00) FEET TO A CAPPED 5/8 INCH REBAR (FOUND) SAID POINT BEING THE NORTHWEST CORNER OF SAID LOT NO. 30 AND THE TRUE POINT OF BEGINNING; THENCE CONTINUING S 42' 53' 40" E ON THE SOUTHERLY RIGHT OF WAY LINE OF DEATRICK STREET A DISTANCE OF SIXTY—SIX AND 00/100 (66.00) FEET TO A CAPPED 5/8 WON THE NORTHEASTERLY SIDE OF SAID LOT NO. 30 A MEASURED DISTANCE OF ONE NORTHEASTERLY SIDE OF SAID LOT NO. 30; THENCE NORTHWESTERLY CORNER OF SAID LOT NO. 30; THENCE OF SIXTY—SIX AND 00/100 (66.00) FEET TO A CAPPED 5/8 INCH REBAR (FOUND), MARKING THE SOUTHWESTERLY CORNER OF SAID LOT NO. 30; THENCE OF SIXTY—SIX AND 00/100 (66.00) FEET TO A CAPPED 5/8 INCH REBAR (FOUND), MARKING THE SOUTHWESTERLY CORNER OF SAID LOT NO. 30; THENCE OF SIXTY—SIX AND 00/100 (66.00) FEET TO A CAPPED 5/8 INCH REBAR (FOUND), MARKING THE SOUTHWESTERLY CORNER OF SAID LOT NO. 30; THENCE OF SIXTY—SIX AND 00/100 (66.00) FEET TO A CAPPED 5/8 INCH REBAR (FOUND), MARKING THE SOUTHWESTERLY CORNER OF SAID LOT NO. 30; THENCE OF ONE HUNDRED THIRTY—TWO AND 13/100 (132.13) FEET (P.R. 132.00 FEET) TO THE PLACE OF BEGINNING, SAID PARCEL CONTAINING 0.2002 ACRES MORE OR LESS, SUBJECT TO ALL LEGAL STREETS, ALLEYS, ZONING ORDINANCES, RESTRICTIONS AND EASEMENTS APPARENT OR OF RECORD.



OWNER: CMDH REALTY, LLC DEED REFERENCE OFFICIAL RECORD VOL. 340, TAX I.D. PARCEL NO. B01—2100—0—026—00

PAGE

SITUATED NORTH AND EAST OF THE FIRST PRINCIPAL MERIDIAN, T4N, R4E, ACE TOWNSHIP, SECTION 26, CITY OF DEFIANCE, DEFIANCE COUNTY, STATE TOWNSHIP, SECTION 26, CITY OF DEFIANCE, DEFIANCE AND DEATRICK'S ADDITION E SAID CITY OF DEFIANCE (PLAT BOOK VOLUME 2, PAGE 8), AND BEING MORE SULLARLY DESCRIBED AS FOLLOWS:

TRACT NO

935 CLEVELAND AVENUE