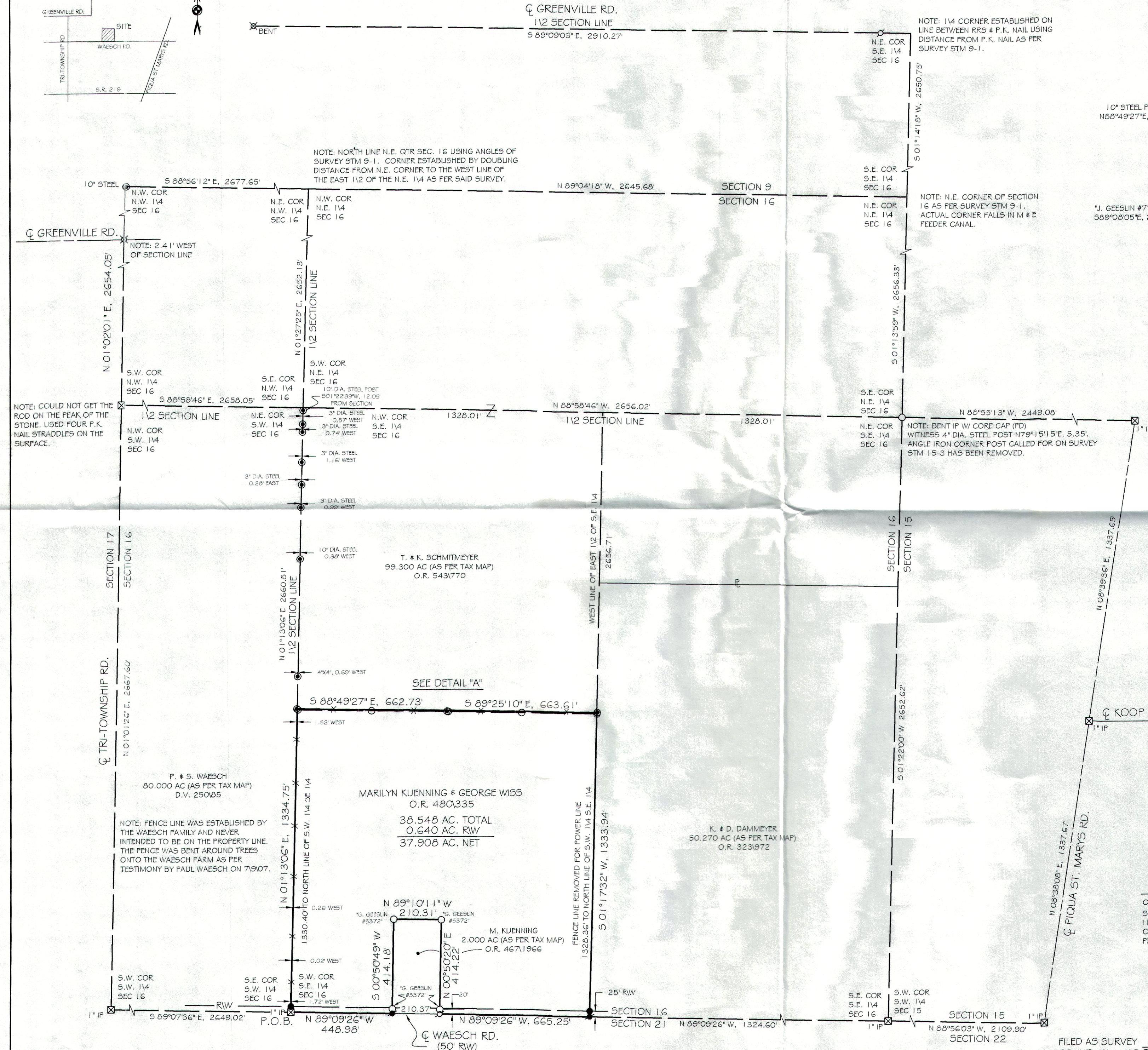
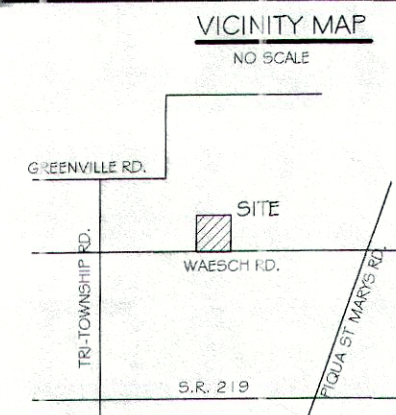
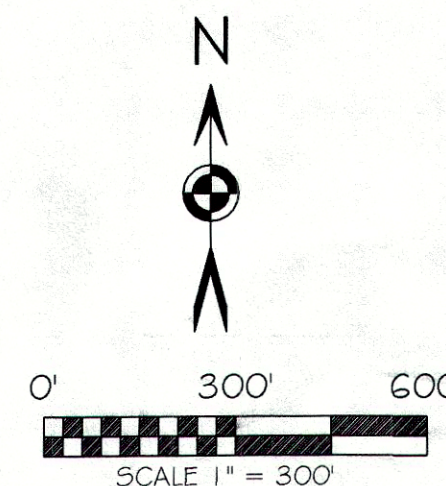
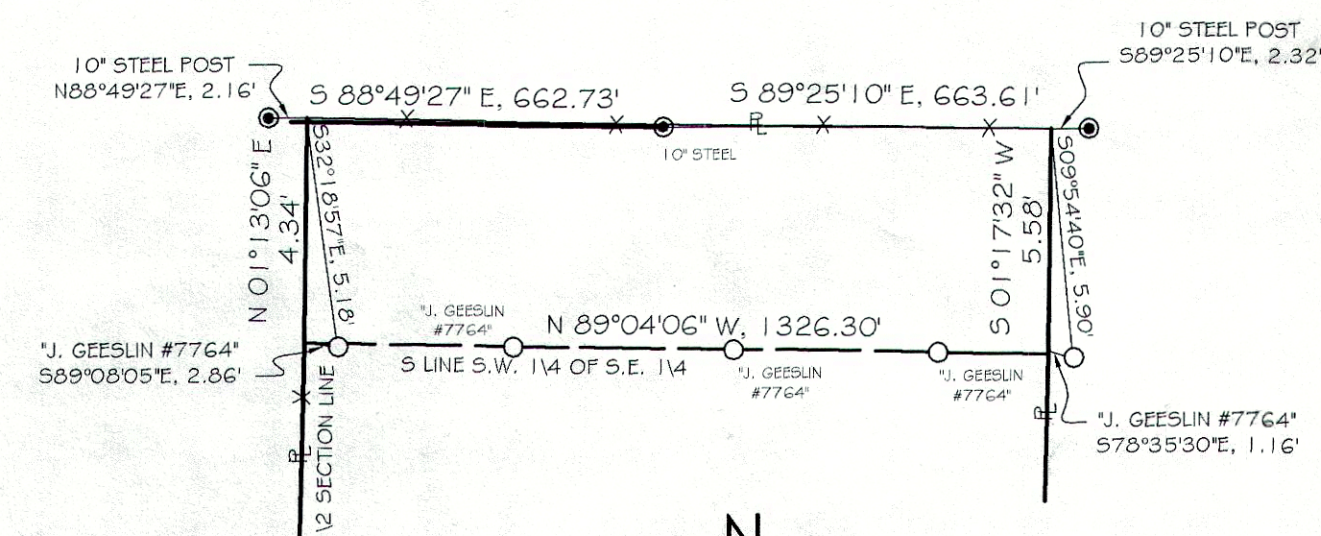


KUENNING SURVEY  
S.E. 1/4 SEC. 16, T 6S, R 4E  
ST MARYS TWP., AUGLAIZE COUNTY, OH



DETAIL "A"  
NO SCALE



BASIS OF BEARING: BEARING IS BASED UPON THE AUGLAIZE COUNTY ENGINEER'S OFFICE GPS COORDINATES OF THE MONUMENTS AT THE SOUTHEAST CORNERS OF THE SOUTHEAST QUARTER OF SECTION 16, THE SOUTH LINE OF THE SOUTHEAST QUARTER AND THE CENTERLINE OF WAESCH ROAD AND BEING S 89°09'26" W.

LEGEND

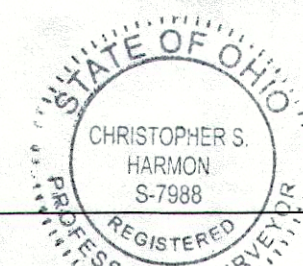
- 5/8x30" IRON PIN (SET) W/ ORANGE PLASTIC CAP STAMPED "LOCK TWO 7988"
- MAG NAIL (SET)
- IRON PIN (FOUND)
- P.K. NAIL (FOUND)
- RRS (FOUND)
- A.C.E.O. MONUMENT BOX
- FENCE POST
- WOVEN WIRE FENCE

SURVEY REFERENCES

DV 25085 SURVEY BOOK AUGLAIZE COUNTY ENGINEER  
OR 4671966 21277  
OR 480335 31196  
OR 543770 SURVEY BOOK AUGLAIZE COUNTY TAX MAP OFFICE  
P603  
P650  
N120  
STM-9-1  
STM 15-3  
STM 15-5

F.E.M.A.

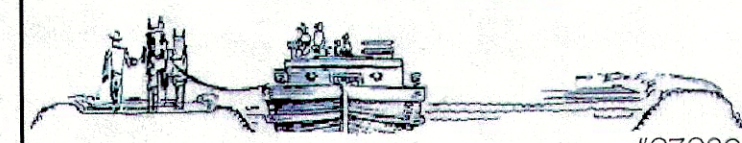
FLOOD INSURANCE NOTE: BY GRAPHICS PLOTTING ONLY, THIS PROPERTY IS IN ZONE "X" OF THE FLOOD INSURANCE RATE MAP, COMMUNITY PANEL NO. 3901100090 C. EFFECTIVE DATE OF SEPT. 6, 1999. EXACT DESIGNATIONS CAN ONLY BE DETERMINED BY AN ELEVATION CERTIFICATE. BASED ON THE ABOVE INFORMATION, THIS PROPERTY "IS NOT" IN A SPECIAL FLOOD HAZARD AREA.



Christopher S. Harmon  
CHRISTOPHER S. HARMON P.S. #7988

SURVEY NOTE:  
I HEREBY STATE THAT THIS IS A TRUE AND ACCURATE SURVEY AS PERFORMED BY MYSELF. ALL ADJOINING OWNERS, FOUND MONUMENTS AND THEIR CONDITION ARE CURRENT AS OF THE TIME THE FIELD WORK WAS PERFORMED IN JULY, 2007 AND DONE WITHOUT THE BENEFIT OF A TITLE SEARCH.

LOCK-TWO SURVEYING  
5166 LOCK TWO RD. NEW BREMEN, OH  
419-753-3332



FILED AS SURVEY STM 16-1 IN THE AUGLAIZE COUNTY TAX MAP OFFICE.

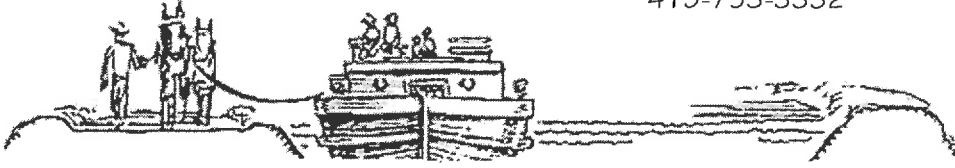
STM-16-1



Lock Two Surveying, LLP.

5166 Lock Two Rd.  
New Bremen, Oh 45869  
419-753-3332

Cell: Jenny Saintignon 419-733-9606  
Chris Harmon P.S. 419-733-9607



## **SURVEYOR'S REPORT**

### **KUENNING / WISS SURVEY SOUTHEAST QUARTER OF SECTION 16, T 6S, R 4E ST. MARYS TWP., AUGLAIZE COUNTY OH.**

On June 29, 2007, Lock Two Surveying was hired to perform a retracement survey for those lands owned by Marilyn Kuenning and George Wiss as recorded in Official Record 480 Page 335 of the Auglaize County Recorder records. The client's were looking to clarify the north boundary of their parcel due to tree removal performed by the adjoining neighbor (T. & K. Schmitmeyer, 99.300 acres as per Official Record 543 Page 770) to the north. After a conflict arose, due to the amount of encroachment south of the existing fence line the Schmitmeyer's apparently (I do not know when or why the surveyor was actually retained, I am speculating based on the observation by my client that the iron pins did not appear until after the tree clearing began) hired a professional surveyor, Mr. James Geeslin, to locate and monument the common line. Based on iron pins placed by Mr. Geeslin being 4 to 5 feet south of the fence line our clients requested an independent survey to verify the common boundary line as monumented.

This report is being prepared to clarify the decisions made concerning the boundary of the subject parcel and should be viewed with the plat of survey in hand.

The following issues where discovered based upon our field survey, interviews with the clients & neighbor to the west and record research:

1. The common boundary line for the Schmitmeyer & Kuenning / Wiss parcels is recorded as being the north line of the southwest quarter of the southeast quarter of Section 16.
2. The fence line dividing the Schmitmerer & Kuenning / Wiss parcels has been in place for a substantial period of time. The adjoiner to the west, Mr. Waesch, who has been involved with the neighborhood most of his life, 60 + years, could not remember when the fence line in question was established. Also see the attached photos of the condition of the fence and post. The previous owner's of the northwest quarter of the southeast quarter and the southwest quarter of the southeast quarter of Section 16 appear to have acquiesced to the location of the fence line.
3. While interviewing Mr. Waesch it was mentioned the fence to the west of the Kuenning / Wiss parcel was established by Mr. Waesch's father and was not intended to be a dividing fence as it was bent to go around some large trees. The locations of the post to the south, middle and north along the line, that remain seem to substantiate this.
4. No substantial evidence of occupation of the client's east line due to the removal of the fence line by the power company for a pole line.
5. The south line of the client's is clearly defined by the south line of the southeast quarter of Section 16 and the centerline of Waesch Road.
6. A parcel of two acres in the southern portion of the client's parcel is still marked by the original monuments.
7. No monument marking the quartering corner of Section 16 was recovered. The area has been disturbed by fence line removal.

Kueinning / Wiss Survey Report Page 1 of 2

SYM-16-1A

Continued from Page 1


8. No monument marking the northwest corner of the northeast quarter was recovered. The area has been disturbed by fence line removal.
9. The only original monument marking the section is a stone found in a monument box at the northwest corner of the southwest corner of Section 16. All other monuments shown at the section corners and quarter corners are replacement monuments based on surveys subsequent to the original subdivision of the section.

Based on the above evidence and the monuments found and located in the field for this survey I came to the following conclusions:

1. I established the north boundary line of the subject parcel generally along the existing woven wire fence line. While I agree with the location of the north line of the southwest quarter as established by Mr. Geeslin, I believe the fence line has been acquiesced to long enough as to establish it as the boundary line.
2. The quartering corner of Section 16 was re-established as being on a line between the stone found at the northwest corner of the southwest quarter and the iron pin with "Core" cap found at the northeast corner of the southeast quarter. I then used the original pro-ration of the section break down to determine the corner location on that line. This point agrees with the remaining fence line post converging from the west and south.
3. Based on the above quarter corner and the existing monuments found at the other four corners of the quarter section I split the north line and south line of the quarter into two equal parts. This established the east line of the subject parcel as being the east line of the west half of the southeast quarter of Section 16.
4. The west line of the subject parcel is established as being the west line of the southeast quarter of Section 16. This line is established on my survey by holding the iron pin in the monument at the southwest corner of the southeast quarter and the calculated quartering corner mentioned above.

Based upon the above noted determinations I am suggesting to the clients that they retain legal counsel to assist them in starting actions to quiet the title to the now disputed area between the fence line and the calculated north line of the southwest quarter of the southeast quarter of Section 16.

The above report is based upon fieldwork and record research performed by Lock-Two Survey, LLP by Christopher S. Harmon, professional surveyor #7988 in June and July of 2007 and filed as Survey STM16-1 in the Auglaize County Tax Map Office.

  
Christopher S. Harmon P.S. #7988



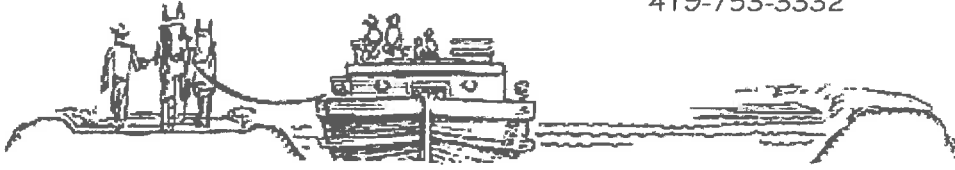
7/25/07  
Date

Rev. 7/25/07 to correct adjoiner acreage.

Lock Two Surveying, LLP.

5166 Lock Two Rd.  
New Bremen, Oh 45869  
419-753-3332

Cell: Jenny Saintignon 419-733-9606  
Chris Harmon P.S. 419-733-9607



**KUENNING / WISS SURVEY  
38.548 AC.**

SITUATE IN THE SOUTHEAST QUARTER OF SECTION 16 TOWN 6S RANGE 4E, ST. MARYS TOWNSHIP, AUGLAIZE COUNTY OHIO, AND BEING ALL OF THOSE LANDS OWNED BY MARYILYN KUENNING & GEORGE WISS AS RECORDED IN OFFICIAL RECORD 480 PAGE 335 AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning at a 1 inch iron pin found in a monument box at the southwest corner of the southeast quarter of said Section 16 and in the centerline of Waesch Road, said iron pin also marking the **Point of Beginning** of the tract herein described;

Thence, with the west line of the southeast quarter of said Section 16 and the east line of an 80 acre tract of land owned by P. & S. Waesch as recorded in Deed Volume 250 Page 85, North  $01^{\circ}13'06''$  East, 1334.75 feet to a point, witness at North  $88^{\circ}49'27''$  West, 2.16 feet a 10 inch steel post and at South  $32^{\circ}18'57''$  West, 5.18 feet an iron pin with "J. Geeslin 7764" cap found, passing for reference at 1330.40 feet the north line of the southwest quarter of the southeast quarter of said Section 16 passing for reference at 25.00 feet an iron pin set in the north right of way line of Waesch Road;

Thence, with the south line of a 99.300 acre tract of land owned by T. & K. Schmitmeyer as recorded in Official Record 543 Page 770 and generally running with a woven wire fence line, South  $88^{\circ}49'27''$  East, 662.73 feet to a 10 inch steel post;

Thence, continuing with the south line of said 99.300 acre tract and woven wire fence line, South  $89^{\circ}25'10''$  East, 663.61 feet to the east line of the west half of the southeast quarter of said Section 16, witness at South  $89^{\circ}25'10''$  East, 2.32 feet a 10 inch iron steel post and at South  $09^{\circ}54'40''$  East, 5.90 feet an iron pin with "J. Geeslin 7764" cap found;

Thence, with the east line of the west half of the southeast quarter of said Section 16 and the west line of a 50.270 acre tract of land owned by K. & D. Dammeyer as recorded in Official Record 323 Page 972, South  $01^{\circ}17'32''$  West, 1333.94 feet to a Mag Nail set in the south line of the southeast quarter of said Section 16 and the centerline of Waesch Road passing for reference at 5.58 feet the north line of the southwest quarter of the southeast quarter of said Section 16 and at 1308.94 feet an iron pin set in the north right of way line of Waesch Road;

Thence, with the south line of the southeast quarter of said Section 16 and the centerline of Waesch Road, North  $89^{\circ}09'26''$  West, 665.25 feet to a P.K. nail found;

Continued from Page 1


Thence, with the lines of a 2.000 acre tract of land owned by M. Kuenning, the following 3 courses;

1. North 00°50'20" East, 414.22 feet to an iron pin in concrete found, passing for reference at 20.00 feet an iron pin with "G. Geeslin 5372" cap found and at 25.00 feet the north right of way line of Waesch Road;
2. North 89°10'11" West, 210.31 feet to an iron pin with "G. Geeslin 5372" cap found;
3. South 00°50'49" West, 414.18 feet to a Mag Nail set in the south line of the southeast quarter of said Section 16 and the centerline of Waesch Road, passing for reference at 389.18 feet the north right of way line of Waesch Road and at 394.18 feet an iron pin with "G. Geeslin 5372" cap found;

Thence, with the south line of the southeast quarter of said Section 16 and the centerline of Waesch Road, North 89°09'26" West, 448.98 feet to the **Point of Beginning** containing 38.548 acres more or less of which 0.640 acres lie within the right of way of Waesch Road and being subject to all legal rights of way, easements, agreements and restrictions of record;

Bearings listed above are based upon the Auglaize County Engineer's Office GPS coordinates of the monuments at the southwest and southeast corners of the southeast quarter of Section 16, the south line of the southeast quarter and the centerline of Waesch Road being South 89°09'26" West. The deed records referenced are all recorded in the Auglaize County Recorder's Office.

The above description was prepared by Lock-Two Survey, LLP by Christopher S. Harmon, professional surveyor #7988 in July, 2007 and filed as Survey STM 16-1 in the Auglaize County Tax Map Office.

  
Christopher S. Harmon P.S. #7988



7/25/07  
Date

Lock Two Surveying, LLP.

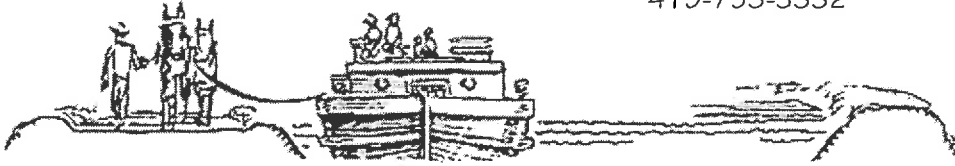
5166 Lock Two Rd.

New Bremen, Oh 45869

419-753-3332

Cell: Jenny Saintignon 419-733-9606

Chris Harmon P.S. 419-733-9607



**KUENNING / WISS SURVEY  
0.099 AC.**

SITUATE IN THE SOUTHEAST QUARTER OF SECTION 16 TOWN 6S RANGE 4E, ST. MARYS TOWNSHIP, AUGLAIZE COUNTY OHIO, AND BEING PART OF THOSE LANDS OWNED BY MARYILYN KUENNING & GEORGE WISS AS RECORDED IN OFFICIAL RECORD 480 PAGE 335 AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

Beginning for reference at a 1 inch iron pin found in a monument box at the southwest corner of the southeast quarter of said Section 16 and in the centerline of Waesch Road;

Thence, with the west line of the southeast quarter of said Section 16 and the east line of an 80 acre tract of land owned by P. & S. Waesch as recorded in Deed Volume 250 Page 85, North 01°13'06" East, 1330.40 feet to the north line of the southwest quarter of the southeast quarter of said Section 16, said point marking the **True Point of Beginning** of the tract herein described;

Thence, continuing with the west line of the southeast quarter of said Section 16 and the east line of the aforesaid 80 acre tract, North 01°13'06" East, 4.34 feet to a point, witness at North 88°49'27" West, 2.16 feet a 10" steel post and at South 32°18'57" West, 5.18 feet an iron pin with "J. Geeslin 7764" cap found;

Thence, with the south line of a 99.300 acre tract of land owned by T. & K. Schmitmeyer as recorded in Official Record 543 Page 770 and generally running with a woven wire fence line, South 88°49'27" East, 662.73 feet to a 10 inch steel post;

Thence, continuing with the south line of said 99.300 acre tract and woven wire fence line, South 89°25'10" East, 663.61 feet to the east line of the west half of the southeast quarter of said Section 16, witness at South 89°25'10" East, 2.32 feet a 10 inch steel post and at South 09°54'40" East, 5.90 feet an iron pin with "J. Geeslin 7764" cap found;

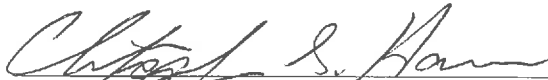
Thence, with the east line of the west half of the southeast quarter of said Section 16 and the west line of a 50.270 feet tract of land owned by K. & D. Dammeyer as recorded in Official Record 323 Page 972, South 01°17'32" West, 5.58 feet to the north line of the southwest quarter of the southeast quarter of said Section 16;

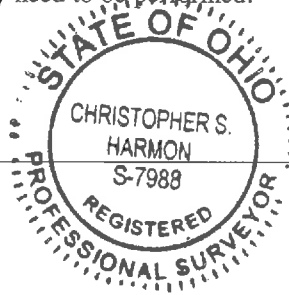
Thence, with the north line of the southwest quarter of the southeast quarter of said Section 16, North 89°04'06" West, 1326.30 feet to the **True Point of Beginning**, passing for reference at 333.29 feet, 658.47 feet and 998.39 feet iron pins with "J. Geeslin 7764" caps found, containing 0.099 acres more or less and being subject to all legal rights of way, easements, agreements and restrictions of record;

Continued From Page 1

Bearings listed above are based upon the Auglaize County Engineer's Office GPS coordinates of the monuments at the southwest and southeast corners of the southeast quarter of Section 16, the south line of the southeast quarter and the centerline of Waesch Road being South 89°09'26" West. The deed records referenced are all recorded in the Auglaize County Recorder's Office.

The above description was prepared by Lock-Two Survey, LLP by Christopher S. Harmon, professional surveyor #7988 in July, 2007 and filed as Survey STM 16-1 in the Auglaize County Tax Map Office and was created to describe the area of which an action to quiet title may need to be performed.

  
Christopher S. Harmon P.S. #7988



7/25/07  
Date