

Deed
Restriction
B

APPENDIX IV

DEED RESTRICTIONS

Earl H. Schilling, owner in fee simple of the real estate described below, hereby imposes restrictions on the real estate situated in Section 9, Township 1, Range 19, and being a part of lot 5 in Hamilton Township, Lawrence County, State of Ohio, except for:

That property situated in Section 9, Township 1, Range 19, Hamilton Township, Lawrence County, Ohio and being a part of the E.H. Schilling & Sons, General Contractors, Inc. 15.08 acre tract as recorded in Volume 509, page 90^v and also being a part of the Earl H. Schilling tract as recorded in Volume 418, page 179^v of the Lawrence County Deed Records and being more particularly bound and described as follows:

Beginning at a railroad spike (found, September 1990) in the centerline of Winkler Hollow Road, said railroad spike being the westernmost corner of the aforementioned E.H. Schilling & Sons, General Contractors, Inc. tract,

Thence, following along the Westerly property line of said E.H. Schilling & Sons, General Contractors, Inc. tract North 36 degrees 34 minutes 01 seconds East, 231.55 feet to a railroad spike in the centerline of Winkler Hollow Road (found, September 1990),

Thence, South 84 degrees 40 minutes 39 seconds East, 383.03 feet to an iron pin (set, September 1990),

Thence, South 53 degrees 48 Minutes 04 seconds East, 261.26 feet to an iron pin (set, September 1990),

Thence, South 80 degrees 31 minutes 02 seconds East, 322.09 feet to an iron pin (set, September 1990),

Thence, North 57 degrees 40 minutes 56 seconds East, 206.35 feet to a chiseled "X" on rock in small drain (found, September 1990),

Thence, South 70 degrees 40 minutes 48 seconds East, 93.65 feet to an iron pin (set, September 1990),

Thence, South 43 degrees 57 minutes 21 seconds East, 254.25 feet to an iron pin (set, September 1990),

Thence, South 22 degrees 19 minutes 22 seconds East, 89.90 feet to an iron pin (set, September 1990),

Thence, South 15 degrees 51 minutes 37 seconds East, 118.72 feet to an iron pin (set, September 1990),

Thence, South 4 degrees 07 minutes 26 seconds West, 118.51 feet to an iron pin (found, September 1990),

Thence, South 57 degrees 55 minutes 34 seconds West, 54.43 feet to an iron pin (set, September 1990),

Thence, South 35 degrees 26 minutes 06 seconds West, 40.73 feet to an iron pin (set, September 1990),

Thence, South 51 degrees 56 minutes 17 seconds West, 88.76 feet to an iron pin (set, September 1990),

Thence, South 52 degrees 21 minutes 08 seconds West, 91.36 feet to an iron pin (set, September 1990),

Thence, North 71 degrees 10 minutes 00 seconds West, 63.16 feet to an iron pin (set, September 1990),

Thence, South 46 degrees 18 minutes 41 seconds West, 46.99 feet to an iron pin (set, September 1990),

Thence, North 42 degrees 40 minutes 56 seconds West, 76.63 feet to an iron pin (set, September 1990),

Thence, North 41 degrees 54 minutes 20 seconds West, 57.34 feet to an iron pin (set, September 1990),

Thence, North 60 degrees 16 minutes 26 seconds West, 78.39 feet to an iron pin (set, September 1990),

Thence, South 87 degrees 14 minutes 36 seconds West, 118.22 feet to an iron pin (set, September 1990),

Thence, North 76 degrees 11 minutes 25 seconds West, 130.02 feet to an iron pin (set, September 1990),

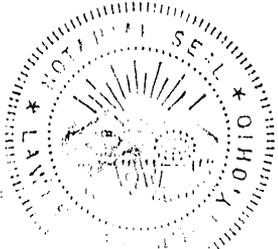
Thence, North 59 degrees 15 minutes 37 seconds West, 973.56 feet to the ORIGINAL POINT OF BEGINNING containing 15.317 acres, more or less of which 14.089 acres is out of the E.H. Schilling & Sons, General Contractors, Inc. tract as recorded in Volume 509 Page 90, 0.11 acre is out of 3.67 acre tract as recorded in 527, Page 241 and 1.118 acres is out of the Earl H. Schilling tract as recorded in Volume 418 Page 179.

The following restrictions are imposed upon the above-described real estate, its present and any future owners, their authorized agents, assigns, employees and anyone acting under their direction or control, for the purposes of protecting public health and the environment, preventing interference with the performance of work and remedial action, and ensuring the maintenance of the remedial measures pursuant to the Consent Decree in United States v. E.H. Schilling & Son, General Contractors, Inc., et al., Civil Action no. C-1-90-705, approved by the United States District Court for the Southern District of Ohio on May 31, 1991 (the "Consent Decree"), and are required by paragraph 9 of the Consent Decree:

1. There shall be no tampering with, or removal of, the containment or monitoring systems that remain on the above-described real estate as a result of implementation of remedial action under the Consent Decree.
2. There shall be no other interference with the performance of work and remedial action, or with the maintenance of remedial measures implemented pursuant to the Consent Decree.

The above restrictions shall run with the land and continue in perpetuity.

IN WITNESS WHEREOF, Earl H. Schilling
has caused these Deed Restrictions to be executed this 21st day
of September, 1993.



Earl H. Schilling
BY Earl H. Schilling

ATTEST:
Peter A. Messer
My commission expires 2/27/95

*This instrument prepared by Monica Smyth of the
C.P.A. Chicago office.*

935292

STATE OF OHIO, LAWRENCE COUNTY
Presented for Record at 9:24 AM

SEP 22 1993

Recorded Sept 23 19 93
in Map Rec 13 Page 13
SUE ANN DEEDS
ROCKSDALE, LAWRENCE COUNTY, OHIO

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4.00 MN

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