

CONNOR RICK  
Metro. DT-LDG



Instr: 200202080037142 02/08/2002  
Pages: 8 F: \$38.00 11:43AM  
Robert G. Montgomery T20020016759  
Franklin County Recorder BXCONNOR B

**DEED OF CORRECTION**

**THIS DEED OF CORRECTION** made this the 25<sup>th</sup> day of April, 2001, by and between the UNITED STATES OF AMERICA, acting by and through the Secretary of the Air Force, under and pursuant to the powers and authority of Article 4, Section 3, Clause 2 of the Constitution of the United States; the provisions of the Federal Property and Administrative Services Act of 1949, approved June 30, 1949 (63 Stat. 377)(40 U.S.C. § 471; et.seq.) as amended, and the regulations and orders promulgated thereunder; the Surplus Property Act of 1944 (Ch 479, 58 Stat. 765)(50 U.S.C. App. § 1622(g) as amended, repealed and recodified without substantive change at 49 U.S.C. § 47151; et.seq., July 5, 1994, P.L. 103-272 §1(e)) and the regulations and orders promulgated thereunder and contained in the Defense Base Closure and Realignment Act of 1990, as amended (10 U.S.C. § 2687 note), and delegations and regulations promulgated thereunder (the "Grantor"), and the Rickenbacker Port Authority (the "Grantee"), a port authority created and existing under Chapter 4582 of the Ohio Revised Code, whose tax mailing address is 7400 Alum Creek Drive, Columbus, Ohio 43217-1232. (When used in this Deed, unless the context specifies otherwise, "Grantor" shall include the assigns of the Grantor, and "Grantee" shall include the successors and assigns of the Grantee.)

**WHEREAS**, by deed dated the 15th day of November, 1999, and recorded by the County Recorder in and for the County of Franklin, State of Ohio, on the 11<sup>th</sup> day of January, 2000 Instrument Number 200001110008138, the Grantor didst GRANT, BARGAIN, SELL, ALIEN, and CONVEY unto Grantee certain real property described in Exhibit A of the deed and

CONVEYANCE TAX  
EXEMPT  
NOT NECESSARY  
FEB 08 2002  
JOSEPH W. TESTA  
AUDITOR  
FRANKLIN COUNTY, OHIO

**WHEREAS**, that instrument was subject to certain terms and conditions, all of which are correctly and completely detailed in that instrument EXCEPT that there are two typographical errors, and

**WHEREAS**, the intent of the parties was clear, fixed, and ascertainable prior to the execution of the deed, but the deed has errors with respect to the terms and conditions concerning the property conveyed,

**WHEREAS**, the parties mutually desire that the record be clear, complete, and unambiguous,

**NOW BE IT THEREFORE**, that for and in consideration of the value previously received and in the performance of certain warranties earlier made, in the mutual best interests of the parties hereto, the Grantor does hereby GRANT, BARGAIN, SELL ALIEN, and CONVEY unto the Grantee and its assigns the real property by this corrected deed, as described in Exhibit A and attached hereto and; that Conditions 4(d) (RESERVATIONS), and 6(c) (COVENANTS) of the original deed be amended as follows:

**4. RESERVATIONS**

d) To conduct, operate, maintain, or undertake any other response, corrective, or remedial action as required or necessary under the IRP, or the covenant of the Grantor in **Section 6 (c)** of this Deed including, but not limited to, the installation of monitoring wells, pumping wells, and treatment facilities.

**6. COVENANTS**

c) Grantor Covenant. Pursuant to Section 120(h)(4) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended (42 U.S.C. § 9620(h)(3)), the following is a notice of hazardous substances on the Property and the description of remedial action taken concerning the Property:

**(Balance of Page Intentionally Left Blank)**





# **EXHIBIT A**

# **PROPERTY DESCRIPTION**

### DESCRIPTION OF 18.6094 ACRE LEASE AREA

Situated in the State of Ohio, County of Franklin, Township of Hamilton, located in Sections 1 and 12, Township 3, Range 22, Congress Lands, being part of the property owned by the United States of America, records of the Recorder's Office, Franklin County, Ohio, said 18.6094 acre lease area being more particularly bounded and described as follows:

Beginning for reference at RPA Mon. No. 13 found northeast of the centerline intersection of Tank Truck Road and Tank Road, thence S 65° 00' 21" E across said Tank Truck Road a distance of 141.62 feet to an iron pin set 60 feet southeast of said Tank Truck Road and 100 feet northeast of said Tank Road, said iron pin also being the **TRUE PLACE OF BEGINNING** for the area herein to be described,

Thence N 45° 36' 04" E parallel and 60 feet southeast of said Tank Truck Road a distance of 1103.17 feet to an iron pin set;

Thence S 44° 27' 55" E a distance of 682.14 feet to an iron pin set 75 feet northwest of the centerline of Second Street;

Thence S 45° 34' 28" W parallel and 75 feet northwest of said Second Street a distance of 1272.59 feet to an iron pin set 100 feet northeast of said Tank Road;

Thence N 30° 31' 28" W parallel and 100 feet northwest of said Tank Road a distance of 703.25 feet to the Place of Beginning containing 18.6094 acres of land, more or less, as calculated by the above courses. Subject however to all legal highways, easements, and restrictions of record. The above Survey was performed by Douglas R. Hock, Ohio P.S. No. 7661 in August of 1999.

The bearings used in this description were based on ground coordinates supplied by The Rickenbacker Port Authority for the following monuments:

- FCGS Mon. No. 9963.- **Northing** 664427.1139, **Easting** 1843584.1232
- RPA Mon. No. 11.- **Northing** 660301.5620, **Easting** 1840807.1240
- RPA Mon. No. 12.- **Northing** 660416.0080, **Easting** 1842867.5150
- RPA Mon. No. 13.- **Northing** 662269.4690, **Easting** 1841778.1080
- RPA Mon. No. 14.- **Northing** 664522.2660, **Easting** 1841554.3580

*ALLOP  
84  
(150)*

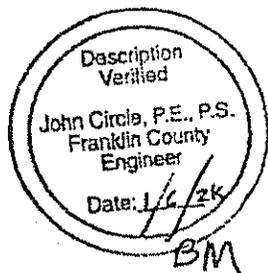


FRANKLIN CONSULTANTS, INC.

*Douglas R. Hock*  
 \_\_\_\_\_  
 Douglas R. Hock - Ohio P.S. No. 7661

9-13-99  
 Date: \_\_\_\_\_

D:\DATA\RICKBACK\18.6094ACRE\_DES.doc



LEASE AREA  
 0-28  
 SPLIT  
 18.6094 AC  
 OUT OF  
 (150)  
 BM 84

**EXHIBIT B**  
**MAP OF PROPERTY**

15  
7

