

HARRISON COUNTY AUDITOR  
PATRICK J. MOORE  
REAL ESTATE TRANSFER BY D.G.  
CONV FEE 400.00 EX         
TRANS FEE 1.00 DATE 11-24-08

*CAR*  
200800002514  
Filed for Record in  
HARRISON COUNTY, OHIO  
TRACY L. BOYER  
11-24-2008 AT 10:40 am.  
WARRANTY D 36.00  
OR Book 178 Page 693 - 695  
200800002514  
RUPERT BEETHAM

HARRISON COUNTY ENGINEER'S OFFICE  
DEED CHECKED FOR TRACT DESCRIPTION ONLY  
APPROVED  REJECTED   
DATE 11-24-08 BY CAH  
ROBERT STERLING, ENGINEER

### **WARRANTY DEED**

KNOWN ALL MEN BY THESE PRESENTS THAT **B & B&D, Enterprises Realty, LLC an Ohio LLC, successor by merger to B&B&D Realty, LLC a Nevada Limited Liability Company**, hereinafter referred to as Grantor, who claims title through instruments recorded in Volume 166, Page 755 Official Records of Harrison County, Ohio in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration, received to his full satisfaction of **D&E Logistics, Inc. an Ohio Corporation**, whose tax mailing address is **42965 Dennison Road, Cadiz, OH 43907**, hereinafter referred to as Grantee, do hereby GRANT, BARGAIN, SELL, AND CONVEY unto said Grantee, its successors and assigns the following described real property:

Situated in the Village of Cadiz, County of Harrison and State of Ohio:

#### **TRACT ONE:**

Situated in the Village of Cadiz, County of Harrison and State of Ohio:  
Being part of the SW quarter of Section 36, Township 9N, Range 4 W of the old seven ranges, and being part of a 169.6848 acre tract previously recorded in Harrison County Deed Records, Volume 202, Page 635.

Commencing at a corner post found at the SE corner of the SW quarter of said Section 36;  
Thence N. 02 deg. 41' 51" E. 2460.60 feet to an iron pin found;  
Thence N. 86 deg. 25' 00" W. 815.60 feet to an iron pin found in Cadiz Township Road No. 601, passing on line an iron pin found at plus 386.00 feet;  
Thence S. 11 deg. 59' 00" W 25.26 feet to an iron pin set and the place of beginning;  
Thence continuing S. 11 deg. 59' 00" W. 100.00 feet to an iron pin set in the E. ditch of said road;

Thence S. 86 deg. 25' 00" E. 220.16 feet to an iron pin set, passing on line an iron pin set at plus 30.00 feet;  
Thence N. 11 deg. 50' 00" E. 100.00 feet to an iron pin set;  
Thence with the S. margin of a 25foot wide right of way as recorded in Harrison County Deed Records, Volume 155, Page 315, N. 86 deg. 25' 00" W. 190.16 feet to an iron pin set;  
Thence continuing N. 86 deg. 25' 00" W. 30.00 feet to the place of beginning, containing 0.500 acres, more or less.

Subject to all legal highways, streets rights of way, easements, or other covenants of record.  
Bearings are based upon survey recorded in Harrison County Deed Records, Volume 184, Page 631.  
All iron pins set are 5/8' rebar, 30 inches long, with caps stamped "Cole 6995."  
Surveyed November 10, 1986, by David E. Cole, Ohio Reg. Surv. #6995.

There is also conveyed with said tract a right of way for means of ingress and egress from said road which is 25 feet wide and abutting the N. side of said tract. Said right of way was previously recorded in Harrison County Deed Records, Volume 220, Page 642.

Parcel No. 05-0002331.001

**TRACT TWO:**

Situated in the Village of Cadiz, and being a part of the northwest quarter of Section 36, Township 9 and Range 4, Cadiz, Township Harrison, Ohio.

Beginning at an iron pin in the south line of a former 36.84 acre tract of the grantor herein and being S. 3 deg. 10' W. 1493.50 feet, S. 3 deg. 01' W. 1249.60 feet and N. 86 deg. 25' W. 386.00 feet from an iron pin at the northeast corner of the northwest quarter of said section.  
Thence from said beginning N. 86 deg. 25' W. 429.60 feet to a point in the public road;  
Thence N. 11 deg. 59' E. 209.15 feet to a point in said road and on the west line of the grantor;  
Thence leaving the road S. 86 deg. 25' E. 413.60 feet to an iron pin;  
Thence S. 7 deg. 36' 24" W. 207.42 feet to the place of beginning, containing 2.00 acres, more or less.

Description prepared August 14, 1975 by Admond H. Sabo, Registered Surveyor, License No. 4701.

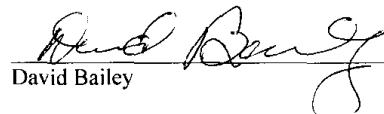
The above described tract being a part of a 36.84 acre tract as was conveyed to the grantor herein as recorded I Volume 135, Page 50, Harrison County Record of Deeds.

Parcel No. 05-0001934.000

TO HAVE AND TO HOLD the above granted and bargained premises, with all the rights, easements and appurtenances thereunto belonging, and all the rents, issues and profits thereof to the said Grantee, its successor and assigns.

And the said Grantor, for itself and its successors and assigns, hereby covenant with the said Grantee, its successors and assigns that the Grantor is the true and lawful owner of said premises and are well seized of the same in fee simple, and has good right and full power to bargain, sell and convey the same in the manner aforesaid, and that the same are free and clear from all encumbrances except taxes which Grantee assumes and agrees to pay, and further that said Grantor will warrant and defend the same, with the appurtenances, unto the said Grantee, its successors and assigns, against the lawful claims of all persons whomsoever, except as hereinbefore provided.

**David Bailey, manager and member of B &B&D, Enterprises Realty, LLC on Ohio LLC,  
successor by merger to B&B&D Realty, LLC a Nevada Limited Liability Company,** has hereunto set his hand this 21 day of November, 2008.

  
David Bailey

STATE OF OHIO

SS:

COUNTY OF HARRISON

Before me, a Notary Public in and said County and State, personally appeared the above-named, **David Bailey, manager and member of B &B&D, Enterprises Realty, LLC an Ohio LLC, successor by merger to B&B&D Realty, LLC a Nevada Limited Liability Company** who acknowledged that he did sign the foregoing instrument and that the same is his free act and deed, individually and as manager and member of B&B&D Enterprises Realty, LLC.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal this

21 day of November, 2008 at Cadiz, Ohio.

  
Rupert N. Beetham  
Notary Public

This instrument prepared by:

RUPERT N. BEETHAM  
ATTORNEY AT LAW  
110 South Main Street  
P.O. Box 262  
Cadiz, Ohio 43907  
(740) 942-8282

RUPERT N. BEETHAM, Attorney at Law  
Notary Public - State of Ohio  
My commission has no expiration  
date. Sec. 14708 RC