

DESCRIPTION  
**SUFFICIENT**  
FOR TAX MAPPING PURPOSES  
  
DEC 16 2009  
  
MERCER COUNTY  
TAX MAP DEPARTMENT

**TRANSFERRED**

DEC 16 2009  
  
MARK GIESIGE  
COUNTY AUDITOR  
MERCER COUNTY, OHIO

802.50  
~~Exemption paragraph, conveyance Fee~~  
The Grantor and Grantee of this deed have  
complied with the provisions of R. C. Sec.  
319, 202 Mark Giesige Mercer  
County Auditor.  
*[Signature]* 12/16/09  
Deputy Aud. Date

**DEED OF RECEIVER**

SUMNER M. SAEKS, RECEIVER for Ole Fort IGA, Inc., Sutter Foods, Inc., and for the real estate commonly known as 709 Black Eagle Drive, Fort Recovery, Ohio 45846, described on Exhibit A attached hereto and incorporated herein by reference, by the power conferred by the Common Pleas Court of Mercer County, Ohio in Case No. 08-CIV-189, for valuable consideration paid, grants, with fiduciary covenants, to **GARY J. OSTERFELD and JEAN M. OSTERFELD**, husband and wife, for their joint lives, remainder to the survivor of them, whose tax-mailing address is 709 Black Eagle Drive, Fort Recovery, Ohio 45846, the real property described on Exhibit A.

**Record title of such real property is in the name of John J. Sutter and Christina L. Sutter.**

Subject to all legal highways; building and zoning ordinances; easements, conditions and restrictions of record; and real estate taxes and assessments due and payable in December, 2009, and thereafter.

PRIOR DEED REFERENCE: Official Records Volume 117, Page 1434 and Official Records Volume 130, Page 330 of the Mercer County, Ohio Deed Records.

Executed this 10<sup>th</sup> day of December, 2009.

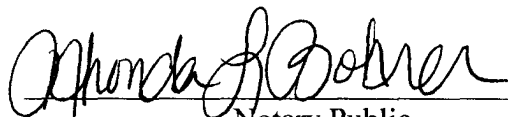
*[Signature]* 12/10/09  
SUMNER M. SAEKS, RECEIVER for  
Ole Fort IGA, Inc., Sutter Foods, Inc. and  
709 Black Eagle Drive, Fort Recovery, Ohio

STATE OF OHIO, COUNTY OF MERCER, SS:

The foregoing instrument was acknowledged before me this 10<sup>th</sup> day of December, 2009, by Sumner M. Sacks, Receiver for Ole Fort IGA, Inc., Sutter Foods, Inc., and 709 Black Eagle Drive, Fort Recovery, Ohio.



RHONDA L. BOHRER  
NOTARY PUBLIC  
STATE OF OHIO  
Comm. Expires  
October 21, 2014  
Recorded in  
Butler County

  
Notary Public

This Instrument Prepared By:  
Ronald S. Pretekin  
Attorney at Law  
Coolidge Wall Co., L.P.A.  
33 West First Street, Suite 600  
Dayton, Ohio 45402

**EXHIBIT A**

**Parcel 1**

Situate in the Village of Fort Recovery, County of Mercer and State of Ohio, to-wit:

Being Lot Numbered Forty-Two (42) in Indian Heights Subdivision Phase III, as same is set forth on the recorded plat thereof in Plat Cabinet 1, Pages 327 and 328, in the Recorder's Office of Mercer County, Ohio.

Property Address: 709 Black Eagle Drive, Fort Recovery, Ohio

Parcel No. 17-010120.0242

*Map No: 13-16-229-012*

**Parcel 2**

Situate in the Village of Fort Recovery, County of Mercer and State of Ohio, to wit:

Being Lot Numbered Forty-Three (43) in Indian Heights Subdivision Phase III, as same is set forth on the recorded plat thereof in Plat Cabinet 1, Page 328, and replatted in Plat Cabinet 1, Page 353 in the Recorder's Office of Mercer County, Ohio.

Property Address: 709 Black Eagle Drive, Fort Recovery, Ohio,  
also known as 711 Black Eagle Drive, Fort Recovery, Ohio

Parcel No. 17-010120.0243

*Map No: 13-16-228-007*