

## Module 5: Property Interests/Right of Entry

**Instructions:** Provide the following information on an 8 1/2" x 11" sheet of paper. Attach the page(s) to this module and identify as Exhibit 5: Property Interests/Right of Entry. Identify the module number and letter (e.g 5.1c) on the attached page(s). Each owner name listed in this module must be exactly the same as the name is identified on the maps and other documents.

- 5.1 Permit Area. [§77.163] For each parcel of land within the permit area provide the following information: (identify each parcel and key to maps.)**
- a) the names and addresses of every legal or equitable owner of record; the holders of record of any leasehold interest; and any purchaser of record under a real estate contract of the surface property to be affected by surface operations and facilities and of the mineral to be mined;
  - b) the documents on which the applicant bases the legal right to enter and commence noncoal mining activities and whether that right is subject of pending court litigation; and
  - c) a Consent of Landowner Form "Supplemental C" Form 5600-FM-MR0050 when applicable (indicate whether the Form is contained in this application or will be submitted with successive bonding phases – if Consent of Landowner is not applicable, indicate reasons.)
- 5.2 Contiguous Area. [§77.410(a)(1)] For each parcel of land contiguous to the permit area provide the names of the owners of record of the surface. (Identify each parcel and key to maps.)**
- 5.3 Adjacent Area. [§ 77.410(a)(3)] For each parcel of land within 1,000 feet of the permit area provide the name of the owner of record of the surface property. (Identify each parcel and key to maps.)**



### 5.3 Adjacent Area (cont.)

(43) Marjorie L. Piper	Tax Map No. 45-18-01-4
(44) Charles J. Sr. & Deborah Sherba	Tax Map No. 45-18-01-3
(45) Timothy & Stephanie Navarra	Tax Map No. 45-18-01-22
(46) Sophia L. & Roy A. King, Jr.	Tax Map No. 45-18-01-2
(47) George William Feldbusch, Jr.	Tax Map No. 45-18-05-21
(48) Blake Furman	Tax Map No. 45-18-01-1
(49) Alvin & Tammy Rose	Tax Map No. 45-18-01-21
(50) Charles Libengood	Tax Map No. 45-18-05-23
(51) Stacey Enos	Tax Map No. 45-18-05-24
(52) David & Marjorie Piper	Tax Map No. 45-18-05-22 & 42
(53) Louis Gabelli, etal	Tax Map No. 45-18-05-18
(54) Geri E. Meyer	Tax Map No. 45-18-05-20
(55) Patricia Cantwell	Tax Map No. 45-18-05-44
(56) Timothy & Deonna Pallottini	Tax Map No. 45-18-05-19
(57) Richard & Renee Rinaldi	Tax Map No. 45-18-05-35 & 41
(58) Keith & Elizabeth Proffitt	Tax Map No. 45-18-05-16 & 17
(59) Cheryl Teaters c/o Cheryl Kohler	Tax Map No. 45-18-05-15
(60) John E. Gimiliano, Jr.	Tax Map No. 45-18-05-34
(61) Edward Sulkosky	Tax Map No. 45-18-05-33
(62) William & Fannie Friedline	Tax Map No. 45-18-4
(63) David Nicholson	Tax Map No. 45-18-63
(64) Tealea Hauer	Tax Map No. 45-18-05-8
(65) John C. & Carla R. Ihli	Tax Map No. 45-18-05-10
(66) Richard & Renee Rinaldi	Tax Map No. 45-18-05-36 & 38
(67) Dennis Waddle	Tax Map No. 45-18-05-37
(68) Domenic & Candice Rinaldi	Tax Map No. 45-18-05-7
(69) Ronald Petarca	Tax Map No. 45-18-05-6
(70) Schrel Mahadeo & Christine Trusdell	Tax Map No. 45-18-05-5
(71) Richard & Tylere Protz	Tax Map No. 45-18-05-4
(72) Ronald C. Lentz, etal	Tax Map No. 45-18-05-45
(73) Ronald & Anna Lentz	Tax Map No. 45-18-05-3
(74) Robert & Kathleen Gaylor	Tax Map No. 45-18-05-43
(75) Joseph Shaffer	Tax Map No. 45-18-05-1
(76) Stanley & Florence Young	Tax Map No. 45-18-05-2
(77) Patricia Romero	Tax Map No. 45-18-05-9
(78) Stephen Larson	Tax Map No. 45-18-05-40
(79) Preform Specialties Inc.	Tax Map No. 45-18-64
(80) Brenizer Development Corp.	Tax Map No. 45-18-10
(81) Charles & Elizabeth Zedick	Tax Map No. 45-18-11
(82) David & Christina Antolik	Tax Map No. 45-17-08-6
(83) Dan A. & Malinda C. Wynn	Tax Map No. 45-17-08-4
(84) Beverly Ann Arbore c/o Martha Zedick	Tax Map No. 45-17-08-5
(85) Mark & Joann Harris	Tax Map No. 45-17-08-3
(86) Mark & Joann Harris	Tax Map No. 45-17-08-2
(87) Samuel & Donna Smith	Tax Map No. 45-17-08-1
(88) Stephen & Gwendolyn Kozar	Tax Map No. 45-17-41
(89) William & Dorthy Dablock c/o Debbie Christopher	Tax Map No. 45-17-36
(90) Victor & Mildred Benedusi	Tax Map No. 45-17-107
(91) Bruce Mastrilli	Tax Map No. 45-17-38
(92) Kenneth & Vanessa Corbett	Tax Map No. 45-17-74 & 108
(93) Victor Mowry & Marissa Ankney	Tax Map No. 45-17-37
(94) Dorothy M. Corbett Trustee	Tax Map No. 45-17-39
(95) U.S. Army Corps of Engineers	

All of the above surface owner information in 5.1, 5.2 and 5.3 is based upon the Westmoreland County Assessment Office records as of December 2021.



### CONTRACTUAL CONSENT OF LANDOWNER (NONCOAL/INDUSTRIAL MINERALS)

(I) (~~We~~), the undersigned, being the owner(s) of 97 +/- acres of land located in Derry Township, Westmoreland County, as described (Township, Borough, City)

in the deed(s) recorded in the Recorder of Deeds Office Book(s) and page(s) DB 12, PG 45713 and shown by crosshatched lines on the map attached hereto which is signed in the original by the landowner upon which Ligonier Stone & Lime Company

(Name of Mining Operator)

proposes to engage in surface mining activities for which application for permit will be made to the Department of Environmental Protection and of which application this consent will be made a part, **DO HEREBY ACKNOWLEDGE THAT THE MINING OPERATOR HAS THE RIGHT TO ENTER UPON AND USE THE LAND FOR THE PURPOSES OF CONDUCTING SURFACE MINING ACTIVITIES.** Furthermore, (I) (~~We~~), the undersigned, do hereby irrevocably grant to the mining operator, his heirs, executors, administrators, successors, transferees, and assigns and to the Commonwealth of Pennsylvania, the right to enter upon the aforesaid land before beginning the mining activity(ies), and for a period of five (5) years after the termination, completion or abandonment of the mining activity(ies) for the purposes of inspecting, studying, backfilling, planting and reclaiming the land and abating pollution in accordance with the provisions of the Noncoal Surface Mining Conservation and Reclamation Act and The Clean Streams, as amended, rules and regulations promulgated thereunder, and the provisions of permit(s) issued to the Mining Operator. (I) (~~We~~) do hereby grant in addition to the Commonwealth, for the aforesaid period of time, a right of entry across any adjoining or contiguous lands owned by (~~us~~) (me) in order to have access to the land described herein. It is specifically agreed and understood that this contractual consent gives the Commonwealth the right to enter, inspect, study, backfill, plant and reclaim the land and abate pollution therefrom as a matter within the police power but does not obligate the Commonwealth to do so, and does not constitute any ownership interest by the Commonwealth in the aforesaid land.

This Consent shall not be construed to impair any contractual agreement between the Mine Operator and the landowner.

(INSERT ADDITIONAL PROVISIONS OR CROSS OUT)

In witness whereof and intending to legally bind (myself) (~~ourselves~~), (my) (~~our~~) heirs, successors and assigns, (I) (~~we~~) have hereunto set (my) (~~our~~) hand(s) and seal this 22 day of November, 2021 (year)

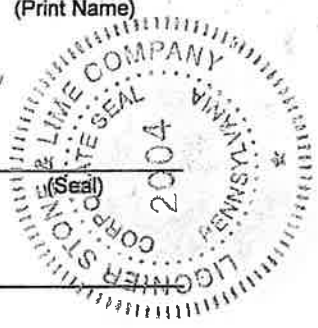
Tax Map No. 45-17-00-0-142

Instr: 201211020045713

UPI 45-09429-00000  
MAP 45-17-00-0-142

Ligonier Stone & Lime Company  
LANDOWNER (Print Name)

By: [Signature]  
(Signature)



David S. Herrholtz, President  
(Print Name)

Ins: 112150051853 12/15/2021  
P: F: \$66.75 9:35 AM  
Frank Schiefer 120210044476  
Westmoreland County Recorder



I hereby CERTIFY that this document is recorded in the RECORDERS OFFICE of Westmoreland County Pennsylvania

Frank Schiefer  
Frank Schiefer • Recorder of Deeds

**ACKNOWLEDGEMENT OF INDIVIDUALS OR PARTNERS**

**LANDOWNER**

STATE OF \_\_\_\_\_ :  
COUNTY OF \_\_\_\_\_ : ss

On \_\_\_\_\_, before me, the undersigned Notary, personally appeared

\_\_\_\_\_ (Name (s))

known to me (or satisfactorily proven) to be the person whose name is subscribed to this instrument, and who acknowledged that \_\_\_\_\_ (he, she or they) executed the same and desires it to be recorded.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

(SEAL) \_\_\_\_\_ My Commission Expires: \_\_\_\_\_ (Date)  
Notary Public

**LANDOWNER**

STATE OF \_\_\_\_\_ :  
COUNTY OF \_\_\_\_\_ : ss

On \_\_\_\_\_, before me, the undersigned Notary, personally appeared

\_\_\_\_\_ (Name (s))

known to me (or satisfactorily proven) to be the person whose name is subscribed to this instrument, and who acknowledged that \_\_\_\_\_ (he, she or they) executed the same and desires it to be recorded.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

(SEAL) \_\_\_\_\_ My Commission Expires: \_\_\_\_\_ (Date)  
Notary Public

**ACKNOWLEDGEMENT OF CORPORATIONS**

**LANDOWNER**

STATE OF Pennsylvania :  
COUNTY OF Westmoreland : ss

On Nov. 22, 2021, before me, the undersigned Notary, personally appeared

David S. Herrholtz

who acknowledged (herself) (himself) to be the President of \_\_\_\_\_ (Title of Person)

Ligonier Stone & Lime Company, a \_\_\_\_\_ (Name of Corporation)

corporation, and that (she) (he), as such officer, being authorized to do so, executed the foregoing instrument on behalf of the said corporation and desires that this instrument be recorded.

IN WITNESS WHEREOF, I have hereunder set my hand and official seal.

(SEAL) Nichole W. Rose My Commission Expires: Nov. 30, 2023  
Notary Public (Date)

Commonwealth of Pennsylvania - Notary Seal

Nichole W. Rose, Notary Public

Westmoreland County

This instrument has been recorded in \_\_\_\_\_

My commission expires November 30, 2023, this \_\_\_\_\_ day of \_\_\_\_\_

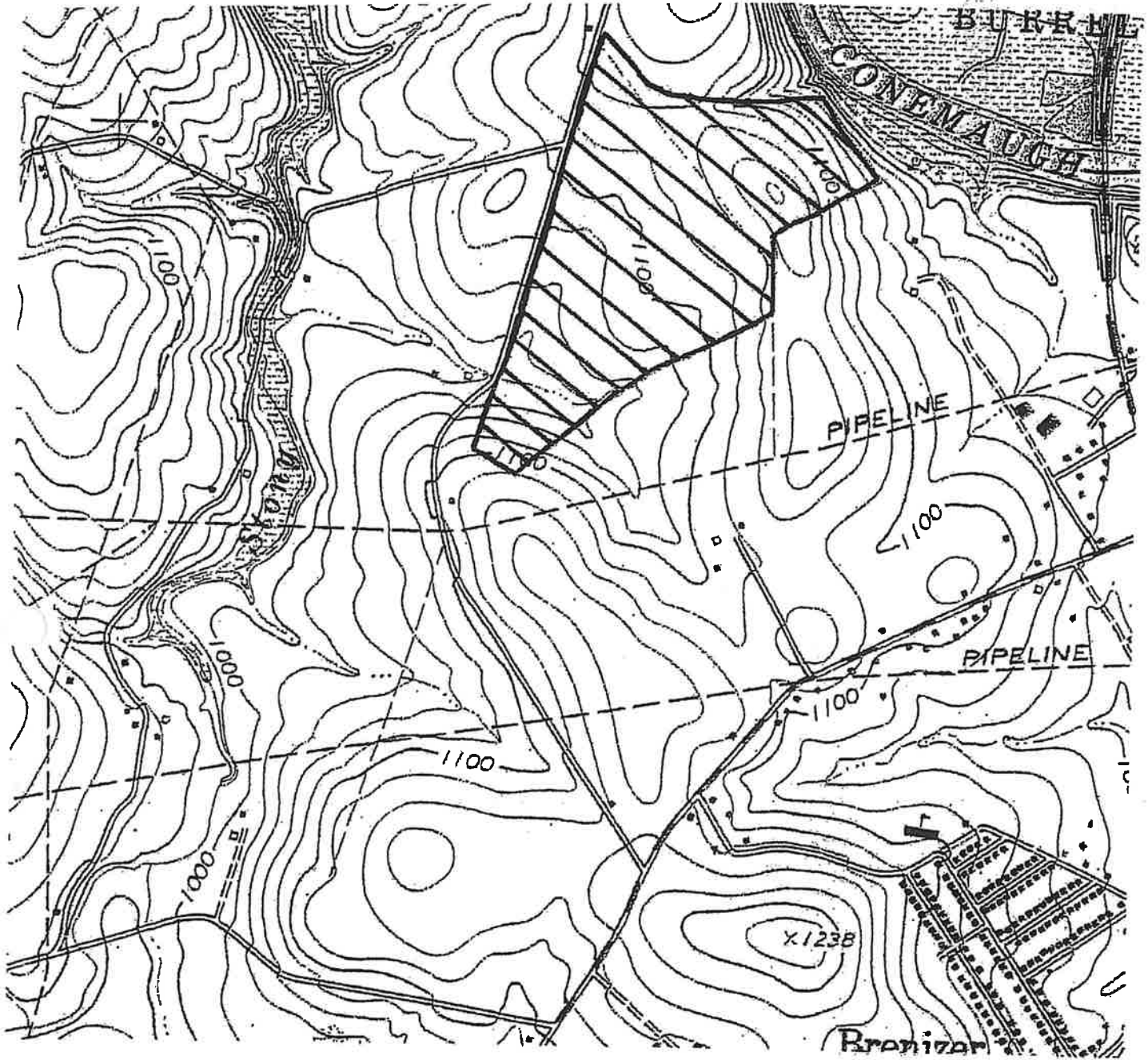
Commission number 12387654, at Book \_\_\_\_\_, Page(s) \_\_\_\_\_

Member, Pennsylvania Association of Notaries

\_\_\_\_\_  
(Signed) + (Print Name)

\_\_\_\_\_  
(Seal)

**CONTRACTUAL CONSENT OF LANDOWNER**



The cross-hatched area shown above, located in Derry Township, Westmoreland County, is where I give Ligonier Stone & Lime Company permission to conduct surface mining activities.

David S. Herrholtz, President of Ligonier Stone & Lime Company

Reference: Blairsville, PA 7½' U.S.G.S. Quadrangle Map  
Scale: 1" = 1,000'



### CONTRACTUAL CONSENT OF LANDOWNER (NONCOAL/INDUSTRIAL MINERALS)

(I) (We), the undersigned, being the owner(s) of 214 +/- acres of land located in Derry Township, Westmoreland County, as described (Township, Borough, City)

in the deed(s) recorded in the Recorder of Deeds Office Book(s) and page(s) DB15, PG 9344 and shown by crosshatched lines on the map attached hereto which is signed in the original by the landowner upon which Ligonier Stone & Lime Company, Inc. (Name of Mining Operator)

proposes to engage in surface mining activities for which application for permit will be made to the Department of Environmental Protection and of which application this consent will be made a part, **DO HEREBY ACKNOWLEDGE THAT THE MINING OPERATOR HAS THE RIGHT TO ENTER UPON AND USE THE LAND FOR THE PURPOSES OF CONDUCTING SURFACE MINING ACTIVITIES.** Furthermore, (I) (We), the undersigned, do hereby irrevocably grant to the mining operator, his heirs, executors, administrators, successors, transferees, and assigns and to the Commonwealth of Pennsylvania, the right to enter upon the aforesaid land before beginning the mining activity(ies), and for a period of five (5) years after the termination, completion or abandonment of the mining activity(ies) for the purposes of inspecting, studying, backfilling, planting and reclaiming the land and abating pollution in accordance with the provisions of the Noncoal Surface Mining Conservation and Reclamation Act and The Clean Streams, as amended, rules and regulations promulgated thereunder, and the provisions of permit(s) issued to the Mining Operator. (I) (We) do hereby grant in addition to the Commonwealth, for the aforesaid period of time, a right of entry across any adjoining or contiguous lands owned by (us) (me) in order to have access to the land described herein. It is specifically agreed and understood that this contractual consent gives the Commonwealth the right to enter, inspect, study, backfill, plant and reclaim the land and abate pollution therefrom as a matter within the police power but does not obligate the Commonwealth to do so, and does not constitute any ownership interest by the Commonwealth in the aforesaid land.

This Consent shall not be construed to impair any contractual agreement between the Mine Operator and the landowner.

(INSERT ADDITIONAL PROVISIONS OR CROSS OUT)

In witness whereof and intending to legally bind (myself) (ourselves), (my) (our) heirs, successors and assigns, (I) (we) have hereunto set (my) (our) hand(s) and seal this 23 day of October, 2019 (year)

Tax Map No. 45-18-00-0-006, 45-17-00-0-029, 45-17-00-0-094

William J. Stefan Revocable Trust No. 2 dated October 6, 2014  
LANDOWNER (Print Name)

Instr: 201503300009344

UPI 45-00571-00000

MAP 45-17-00-0-094

By: [Signature] Trustee (Seal)  
(Signature)

William J. Stefan, Trustee  
(Print Name)

UPI 45-00572-00000

MAP 45-17-00-0-029

UPI 45-00570-00000 MB

MAP 45-18-00-0-006

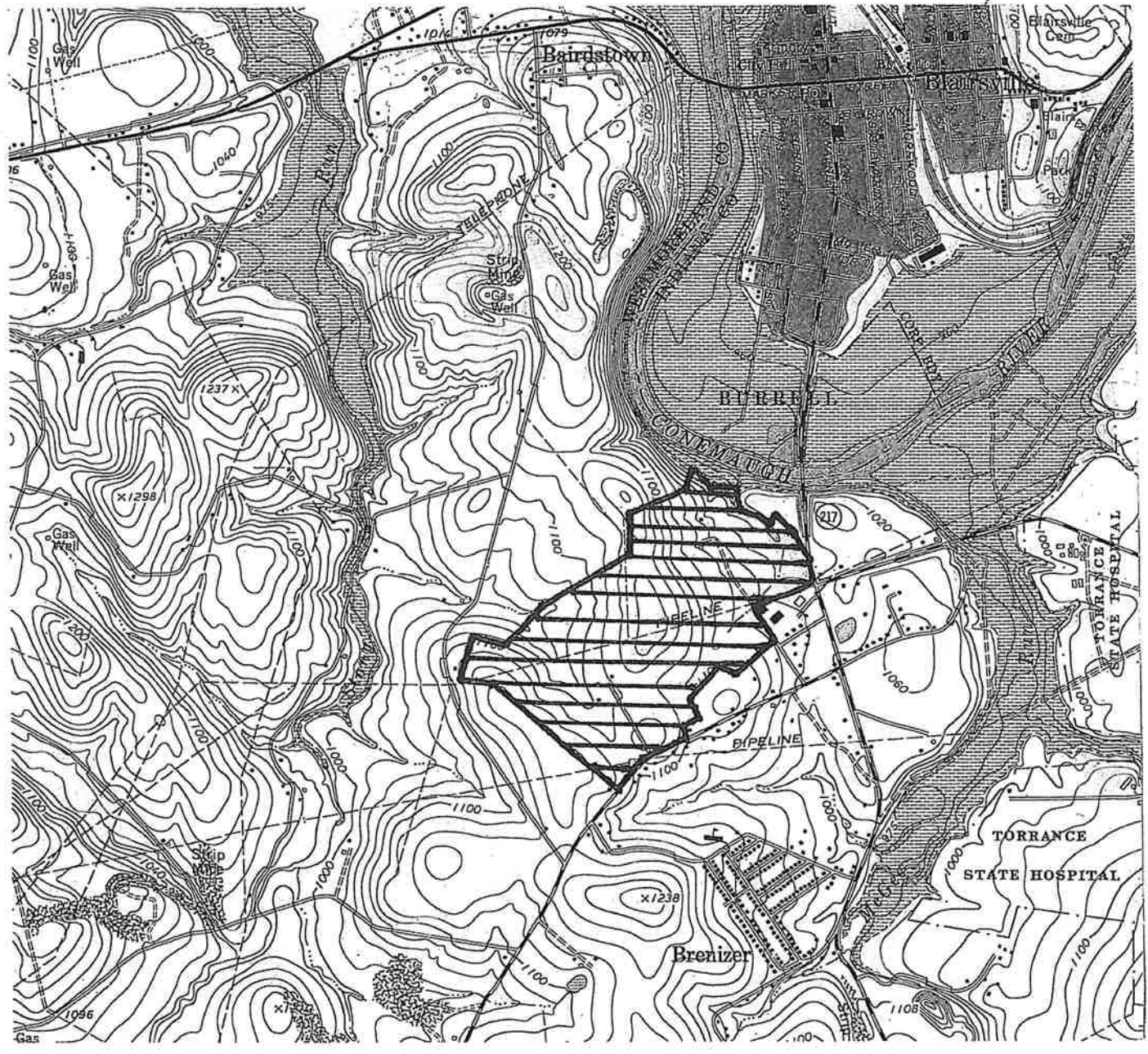


I hereby CERTIFY that this document is recorded in the RECORDERS OFFICE of Westmoreland County Pennsylvania

Tom Murphy • Recorder of Deeds

RECEIVED  
OCT 28 2019  
CRICHTOWN

### CONTRACTUAL CONSENT OF LANDOWNER



The cross-hatched area shown above, located in Derry Township, Westmoreland County, is where I give Ligonier Stone & Lime Company, Inc. permission to conduct surface mining activities.

*William J. Stefan*  
William J. Stefan, Trustee

Reference: Blairsville, PA 7½' U.S.G.S. Quadrangle Map  
Scale: 1" = 2,000'







### ACKNOWLEDGEMENT OF INDIVIDUALS OR PARTNERS

#### LANDOWNER

STATE OF Pennsylvania  
COUNTY OF Westmoreland

ss

On 10/23/2019, before me, the undersigned Notary, personally appeared

William J. Stefan, Trustee

(Name (s))

known to me (or satisfactorily proven) to be the person whose name is subscribed to this instrument, and who acknowledged that he \_\_\_\_\_  
(he, she or they)

executed the same and desires it to be recorded.

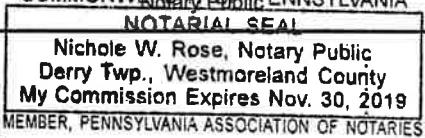
IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

(SEAL)

Nichole W. Rose  
COMMONWEALTH OF PENNSYLVANIA

My Commission Expires: Nov. 30, 2019

(Date)



#### LANDOWNER

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

ss

On \_\_\_\_\_, before me, the undersigned Notary, personally appeared

(Name (s))

known to me (or satisfactorily proven) to be the person whose name is subscribed to this instrument, and who acknowledged that \_\_\_\_\_  
(he, she or they)

executed the same and desires it to be recorded.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal.

(SEAL)

Notary Public

My Commission Expires: \_\_\_\_\_

(Date)

### ACKNOWLEDGEMENT OF CORPORATIONS

#### LANDOWNER

STATE OF \_\_\_\_\_  
COUNTY OF \_\_\_\_\_

ss

On \_\_\_\_\_, before me, the undersigned Notary, personally appeared

who acknowledged (herself) (himself) to be the \_\_\_\_\_ of \_\_\_\_\_  
(Title of Person)

(Name of Corporation)

corporation, and that (she) (he), as such officer, being authorized to do so, executed the foregoing instrument on behalf of the said corporation and desires that this instrument be recorded.

IN WITNESS WHEREOF, I have hereunder set my hand and official seal.

(SEAL)

Notary Public

My Commission Expires: \_\_\_\_\_

(Date)

This instrument has been recorded in \_\_\_\_\_  
County, Pennsylvania, this \_\_\_\_\_ day of \_\_\_\_\_,  
\_\_\_\_\_(year), at Book \_\_\_\_\_, Page(s) \_\_\_\_\_.

(Signed) + (Print Name)

(Seal)



Having read and approved this document to be recorded in the RECORDS OFFICE of Westmoreland County, Pennsylvania

Frank Schliefer - Recorder of Deeds

**DERRY TOWNSHIP  
WESTMORELAND COUNTY, PENNSYLVANIA**

**RESOLUTION NO. 604-2021**

**A RESOLUTION OF THE TOWNSHIP OF DERRY, WESTMORELAND COUNTY, PENNSYLVANIA ACCEPTING LIMESTONE DRIVE INTO THE ROAD SYSTEM OF THE TOWNSHIP OF DERRY PURSUANT TO THE SECOND CLASS TOWNSHIP CODE ACT OF MAY 1, 1933, AS AMENDED, SECTION 2316; ACCEPTANCE IS CONTINGENT UPON THE APPROVAL BY THE PENN DOT MUNICIPAL SERVICES DIVISION.**

**NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors for the Township of Derry and it is hereby resolved as follows:**

**Section 1.** Limestone Drive is hereby accepted into the road system of the Township of Derry pursuant to the Second Class Township Code Act of May 1, 1933, as amended, Section 2316.

**Section 2.** The acceptance of Limestone Drive is contingent upon the approval by the Penn DOT Municipal Services Division.

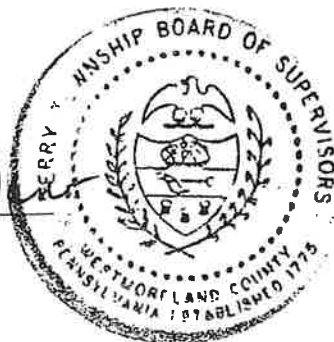
**Section 3.** The proper Township Officials are hereby authorized to record this Resolution with the Clerk of Courts for the Court of Common Pleas of Westmoreland County.

**Section 4.** Any resolution or part of a resolution in conflict herewith is hereby repealed.

**RESOLVED AND ENACTED** this 3rd day of August, 2021.

**ATTEST:**

*Donna S. Wand*  
Donna S. Wand  
Secretary/Treasurer



**TOWNSHIP OF DERRY**

*David A. Slifka*  
David A. Slifka  
Chairman, Board of Supervisors

12

**DERRY TOWNSHIP  
WESTMORELAND COUNTY, PENNSYLVANIA**

**RESOLUTION NO. 604-2021**

**A RESOLUTION OF THE TOWNSHIP OF DERRY, WESTMORELAND COUNTY, PENNSYLVANIA ACCEPTING LIMESTONE DRIVE INTO THE ROAD SYSTEM OF THE TOWNSHIP OF DERRY PURSUANT TO THE SECOND CLASS TOWNSHIP CODE ACT OF MAY 1, 1933, AS AMENDED, SECTION 2316; ACCEPTANCE IS CONTINGENT UPON THE APPROVAL BY THE PENN DOT MUNICIPAL SERVICES DIVISION.**

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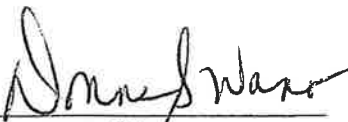
**Section 3.** The proper Township Officials are hereby authorized to record this Resolution with the Clerk of Courts for the Court of Common Pleas of Westmoreland County.


**Section 4.** Any resolution or part of a resolution in conflict herewith is hereby repealed.

**RESOLVED AND ENACTED** this 3rd day of August, 2021.

**ATTEST:**

**TOWNSHIP OF DERRY**

  
\_\_\_\_\_  
Donna S. Wano  
Secretary/Treasurer

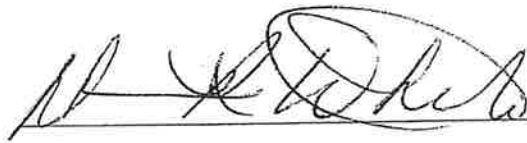
  
\_\_\_\_\_  
David A. Slifka  
Chairman, Board of Supervisors

Commonwealth of Pennsylvania

County of Westmoreland

This record was acknowledged before me

On August 11, 2021



Notary Public

Commonwealth of Pennsylvania - Notary Seal Deneen R. White, Notary Public Westmoreland County My commission expires August 13, 2022 Commission number 1285176 Member, Pennsylvania Association of Notaries
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**LIMESTONE DRIVE EASEMENT LEGAL DESCRIPTION:**

BEGINNING AT A SET IRON PIN WITH CAP WITHIN THE RIGHT-OF-WAY OF THE WATERLINE TO THE NORTH OF LIMESTONE DRIVE; THENCE FROM SAID POINT OF BEGINNING N 76°03'58" E 56.02 FEET TO A POINT AT THE INTERSECTION OF S.R. 0217 RIGHT-OF-WAY AND LIMESTONE DRIVE RIGHT-OF-WAY BEING THE TRUE PLACE OF BEGINNING. THENCE WITH SAID LIMESTONE DRIVE RIGHT-OF-WAY THE FOLLOWING COURSES OF BEARINGS AND DISTANCES: S 14°32'44" E 55.72 FEET TO A POINT IN COMMON WITH S.R. 0217 RIGHT-OF-WAY; THENCE S 13°13'24" E 20.11 FEET TO A POINT IN COMMON WITH S.R. 0217 RIGHT-OF-WAY; THENCE BY A CURVE TO THE LEFT HAVING A RADIUS OF 35.00 FEET, WITH AN ARC LENGTH OF 34.68 FEET, WITH A CHORD BEARING OF N 75°56'45" W, AND WITH A CHORD LENGTH OF 33.28 FEET TO A POINT; THENCE S 80°17'36" W 3.13 FEET TO A POINT; THENCE S 75°32'23" W 16.31 FEET TO A POINT; THENCE BY A CURVE TO THE LEFT HAVING A RADIUS OF 37.74 FEET, WITH AN ARC LENGTH OF 8.12 FEET, WITH A CHORD BEARING OF S 68°34'27" W, WITH A CHORD LENGTH OF 8.10 FEET TO A POINT; THENCE S 59°30'25" W 38.21 FEET TO A POINT; THENCE S 60°39'51" W 37.57 FEET TO A POINT; THENCE S 61°18'42" W 49.92 FEET TO A POINT; THENCE S 61°05'45" W 44.15 FEET TO A POINT; THENCE S 64°04'35" W 26.43 FEET TO A POINT; THENCE S 66°38'40" W 35.23 FEET TO A POINT; THENCE S 68°05'58" W 42.41 FEET TO A POINT; THENCE BY A CURVE TO THE RIGHT HAVING A RADIUS OF 50.00 FEET, WITH AN ARC LENGTH OF 213.81 FEET, WITH A CHORD BEARING OF N 10°36'19" E, WITH A CHORD LENGTH OF 84.33 FEET TO A POINT; THENCE BY A CURVE TO THE LEFT HAVING A RADIUS OF 35.00 FEET, WITH AN ARC LENGTH OF 45.48 FEET, WITH A CHORD BEARING OF S 84°06'46" E, WITH A CHORD LENGTH OF 42.34 FEET TO A POINT; THENCE N 64°04'35" E 16.45 FEET TO A POINT; THENCE N 61°05'45" E 42.95 FEET TO A POINT; THENCE N 61°18'42" E 49.73 FEET TO A POINT; THENCE N 60°39'51" E 36.79 FEET TO A POINT; THENCE N 59°30'25" E 38.71 FEET TO A POINT; THENCE BY A CURVE TO THE RIGHT HAVING A RADIUS OF 87.74 FEET, WITH AN ARC LENGTH OF 21.06 FEET, WITH A CHORD BEARING OF N 68°17'15" E, WITH A CHORD LENGTH OF 21.01 FEET TO A POINT; THENCE N 76°25'29" E 17.26 FEET TO A POINT; THENCE N 75°54'38" E 6.89 FEET TO A POINT; THENCE BY A CURVE TO THE LEFT HAVING A RADIUS OF 35.00 FEET, WITH AN ARC LENGTH OF 27.56 FEET, WITH A CHORD BEARING OF N 53°41'31" E, WITH A CHORD LENGTH OF 26.86 FEET TO A POINT, SAID POINT BEING THE PLACE OF BEGINNING, AND CONTAINING 0.53 ACRES, MORE OR LESS.