



Survey Map Showing Line Between Lot 5864 Owned By Mr. & Mrs. N. Preston Kerr & Lot 5863 Owned By Mrs. Elva C. Chase Massillon, Ohio.

Scale: 1 inch = 30 Feet
 Dr. By: *m. j. atter* Aug. 11, 1978.

2455

MADE IN U.S.A.
 KEUFFEL & ESSER CO.

ALABAMA & GUIDE LINE
 10 5711

PHILLIPS RD.

N.E.

ST.

16TH

N.E.

ST.

JEFFERS

FRANKLIN

MILTO

5939	5890
5940	5891
5941	5892
5942	5893
5943	5894
5944	5895
5945	5896
5946	5897
5947	5898
7143	7154
7144	7153
7145	7152
7146	7151
7147	7150
7148	7149
5905	5899
5900	
5901	

5872	7962
5871	7961
5870	7960
5869	7959
5868	7958
5867	7957
5866	7956
5865	7955
5864	7954
5863	7953

5862	7952
5861	7951
5860	7950
5859	7949
5858	7948
5857	7947
5856	7946
5855	7945
5854	11154
5853	11155
5852	8123
5851	7944

8083
8006
8001
8008
8009
8010
8011
8012
8013
8014
8015
7992
7972

08

907

5902
5903

Paul E. Brown
Attorney at Law
FIRST NATIONAL BANK BUILDING
Massillon, Ohio
44646

July 18, 1978

Mr. Maurice J. Ater
7969 Oakdale, N. W.,
Massillon, Ohio 44646

Dear Mr. Ater:

I have been retained by Mr. and Mrs. N. Preston Kerr, 808 16th Street, N. E., Massillon, Ohio, and by Mrs. Elva C. Chase, 804 16th Street, N. E., Massillon, Ohio, to work out, if possible, the drive between the two parties which is between Lots Nos. 5863 and 5864 in Massillon. This is registered land and the Chase Certificate of Title is found in Volume 2, page 137, in the Stark County Recorder's Office. I do not have the reference to the certificate owned by Mr. and Mrs. Kerr.

The Chase Certificate of Title contains this description:

"And known as and being Lot No. 5863 according to the present numbering of lots in said City. A strip of land seven (7) feet in width off the north side of Lot No. 5863 is reserved as part of a partnership drive to be used mutually by owners of Lots Nos. 5863 and 5864."

Since Mrs. Chase has access to her garage off an alley immediately south of Lot No. 5863, she has no need for a partnership drive on the north side of her lot. At the same time Mr. and Mrs. Kerr use the partnership drive to obtain access to their garage and it is extremely important to them.

Both parties desire a survey to be made establishing the line between the two premises and, if it is possible to make a conveyance without affecting the value of Mrs. Chase's property, she will convey to Mr. and Mrs. Kerr a portion of her lot of sufficient width to enable Mr. and Mrs. Kerr to control the drive without any partnership relationship with the future owner, or owners, of Lot No. 5863. The relationship between the adjoining property owners is excellent at this time but Mrs. Chase desires, if it can be done, to make Mr. and Mrs. Kerr independent insofar as the drive is concerned. Whether this is practical for Mrs. Chase will depend upon your survey.

Since both Mrs. Chase and Mr. and Mrs. Kerr are vitally interested in the matter, it is hoped that they may be available when you make the survey. Consequently I am giving their telephone numbers for your convenience. The Kerrs may be reached at 833-7707 and Mrs. Chase at 832-5577. This is your authorization to make the survey and the bill for services may be sent to me.

Sincerely,

Paul E. Brown

Paul E. Brown

PEB:ld