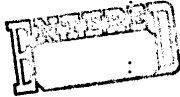


FILED  
COURT OF COMMON PLEAS  
TUSCARAWAS COUNTY OHIO

2006 APR 11 P 4:46 PM THE COURT OF COMMON PLEAS  
TUSCARAWAS COUNTY, OHIO  
ROCKNE W. CLARKE (CONSERVANCY DIVISION)  
CLERK OF COURTS

**IN THE MATTER OF THE  
MUSKINGUM WATERSHED  
CONSERVANCY DISTRICT**

: CASE NOS. 21669  
2003 CV 06 0347



**JUDGMENT ENTRY/ORDER**

This matter was considered by the Three Judge Panel of the Conservancy Division of the Court of Common Pleas, Tuscarawas County, Ohio, on 4/11/2006.

The Court

**FINDS** that it has issued Orders establishing a schedule for the commencement of Hearings on exceptions to the Conservancy Appraisal Record.

**FINDS** that the number of exceptions filed makes impractical the previously set schedule for the commencement of exception Hearings.

**FINDS** that in order to effect just results by eliminating delay, unnecessary expense and other impediments to the expeditious administration of justice, the Three Judge Panel concludes that the Orders which follow are necessary and appropriate.

It is therefore

**ORDERED, ADJUDGED AND DECREED** that the Magistrates appointed to hear the exceptions to the Conservancy Appraisal Record shall announce the case and shall commence the hearing of each individual exception on the date as previously scheduled, but shall take no evidence and shall **continue** each hearing to a later date to be scheduled by each individual Magistrate.

**ORDERED, ADJUDGED AND DECREED** that it shall not be necessary for any of the parties to an exception to attend the initially scheduled hearing. All parties will be given written notice of the new date and time for the continued hearing of each individual exception.

**ORDERED, ADJUDGED AND DECREED** that the Magistrates shall issue written notice of the scheduling of continued hearings through the Clerk of Courts Office by regular United States Mail addressed to the exceptor at the address stated on the individual exception form filed with the Clerk.

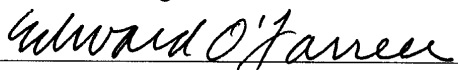
**ORDERED, ADJUDGED AND DECREED** that the Conservancy District shall issue a press release to inform the general public of the nature and substance of this Order.

**ORDERED, ADJUDGED AND DECREED** that the Clerk of Courts shall send a copy of this Order, by regular United States mail, to all exceptors at the address stated on the individual exceptions filed with the Clerk.

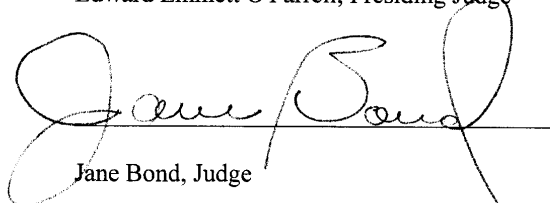
**ORDERED, ADJUDGED AND DECREED** that an exceptor is **not** required to attend a continued hearing when scheduled to protect their rights. If an exceptor does not appear, the exception shall be determined upon the record.

**IT IS SO ORDERED.**

Three Judge Panel



Edward Emmett O'Farrell, Presiding Judge



Jane Bond, Judge



David A. Ellwood, Judge