

115038

Received for Record on  
the 30<sup>th</sup> day of August  
19 77 at 12:20 o'clock P.m.  
Recorded Aug 31, 1977  
in Deed Record 228  
Page 627 to 656 incl.  
Wm. F. Millard  
Recorder of Jackson County, Ohio

Deputy Recorder

\$33.00 H. See date of this envelope in memo

VH. 228P627

*Transfer not necessary*  
*James H. Hoover*  
*Aug 30, 1977*

This Conveyance has been examined and the Grantor has complied with Section 319.202 of the Revised Code.

FEE \_\_\_\_\_

EXEMPT

JAMES H. HOOVER, County Auditor

*For Amendments to Articles of Dedication See Vol 225 Page 633-634 unrec.  
Council Potter, Deputy Recorder*

*Vol. 228 P 628*

*For Second Amendment - Articles of Dedication See Vol 330 Pg 606*

*Jackson County Recorder  
Sinda S. Hoover*

ARTICLES OF DEDICATION

LAKE KATHARINE STATE NATURE PRESERVE  
(Edwin A. Jones and James J. McKitterick Memorial Wildlife Sanctuary)

Know all men by these presents, that the Ohio Department of Natural Resources does hereby dedicate for and on behalf of the State of Ohio, for public benefit, the following described premises, situated in the Township of Liberty, County of Jackson, and State of Ohio, more particularly described below in schedules A-1, A-2, A-3, B-1, B-2, B-3, B-4, and B-5 as a state nature preserve under the classifications formally described in the Rules and Regulations governing same under Chapter 1517.05 of the Ohio Revised Code, NAMELY 543.14 ACRES TO BE DEDICATED AS AN INTERPRETIVE STATE NATURE PRESERVE, AND 923.80 ACRES TO BE DEDICATED AS A SCIENTIFIC STATE NATURE PRESERVE and further described as follows:

Interpretive Preserve

Schedule A-1 [D. Brooks Jones - Total Fee Simple Interest]  
Parcels 1 & 2.

Being the entire tract of land described in Volume 225, Page 68 of the Jackson County Deed Records.

Schedule A-2 [Edwin A. Jones - Total Fee Simple Interest]  
Parcels 1, 2, 3, 4, 5, 6, 7, 11.

Being a portion of the tract of land described in Volume 225, Pages 648, 649 and 650 of the Jackson County Deed Records.

Schedule B-1 [Edwin A. Jones - Undivided 1/2 Fee Simple Interest]  
Parcels 1, 2, 4, 6, 7, 8.

Being a portion of the tract of land described in Volume 225, Pages 651, 652, 653, of the Jackson County Deed Records.

Schedule B-2 [Edwin A. Jones - Undivided 1/2 Fee Simple Interest]  
Parcels 1, 2, 3, 4, 5.

Being the entire tract of land described in Volume 225, Page 663 of the Jackson County Deed Records.

Schedule B-3 [James J. McKitterick - Total Fee Simple Interest]  
Parcels 5, 6.

Being a portion of the tract of land described in Volume 226, Pages 551 and 552, Jackson County Deed Records.

Schedule B-4 [James J. McKitterick - Undivided 1/2 Fee Simple Interest]  
Parcels 1, 2, 3, 4, 6, 7, 8, 9, 11, 12.

Being a portion of the tract of land described in Volume 226, Pages 553, 554, 555, and 556, Jackson County Deed Records.

Schedule B-5 [James J. McKitterick - Total Fee Simple Interest]  
Parcels 9, 10, 11, 12, 13, 14, 15, 16.

Being a portion of the tract of land described in Volume 226,  
Pages 540, 541, and 542, Jackson County Deed Records.

Scientific Preserve

Schedule A-2 [Edwin A. Jones - Total Fee Simple Interest]  
Parcels 8, 9, 10.

Being a portion of the tract of land described in Volume 225,  
Pages 649, and 650, Jackson County Deed Records.

Schedule A-3 [Edwin A. Jones - Total Fee Simple Interest]  
Parcels 1, 2, 3, 4.

Being the entire tract of land described in Volume 225, Page  
662, Jackson County Deed Records.

Schedule B-1 [Edwin A. Jones - Undivided 1/2 Fee Simple Interest]  
Parcels 3, 5.

Being a portion of the tract of land described in Volume 225,  
Pages 651 and 652, Jackson County Deed Records.

Schedule B-3 [James J. McKitterick - Total Fee Simple Interest]  
Parcels 1, 2, 3, 4.

Being a portion of the tract of land described in Volume 226,  
Page 551, Jackson County Deed Records.

Schedule B-4 [James J. McKitterick - Undivided 1/2 Fee Simple  
Interest]  
Parcels 5, 10.

Being a portion of the tract of land described in Volume 226,  
Pages 554 and 555, Jackson County Deed Records.

Schedule B-5 [James J. McKitterick - Total Fee Simple Interest]  
Parcels 1, 2, 3, 4, 5, 6, 7, 8, 18.

Being a portion of the tract of land described in Volume 226,  
Pages 538, 539, 540, and 542, Jackson County Deed Records.

The entirety of said preserve encompassing 1467.0 acres more or less  
shall be known as:

Lake Katharine State Nature Preserve  
Edwin A. Jones and James J. McKitterick Memorial Wildlife Sanctuary

As a nature sanctuary for public use, the aforementioned properties are  
dedicated to be preserved as a mixed mesophytic forest surrounding Lake  
Katharine and shall be managed in such a manner as to preserve and protect  
the natural features of the preserve, and that the aforementioned impound-  
ment, Lake Katharine, shall be maintained as an impoundment, although  
allowing natural aquatic succession to occur. The Rules and Regulations  
governing Lake Katharine State Nature Preserve shall be as follows:

The following Rules and Regulations are applicable to Lake Katharine State Nature Preserve while under the supervision and control of the Ohio Department of Natural Resources or its designated custodian. However, nothing herein shall be interpreted or construed in such a manner as to prevent or delay authorized personnel of the Department of Natural Resources or its designated custodian in the completion of necessary duties or while on patrol or emergency service.

#### Definitions

As used in these Rules and Regulations the following terms shall have the meanings indicated, except where the context otherwise requires:

- (A) "Department" means the State of Ohio, Department of Natural Resources.
- (B) "Division" means the Division of Natural Areas and Preserves.
- (C) "Custodian" means the Department of Natural Resources, Division of Natural Areas and Preserves, or individuals so designated by the Division to administer and manage this nature preserve.
- (D) "Nature Preserve" means the entire area which is formally dedicated and administered under Chapter 1517.05 of the Ohio Revised Code by these Articles as Lake Katharine State Nature Preserve.
- (E) "Vehicle" means every contrivance on wheels or runners capable of being used as a means of transportation on land.
- (F) "Motor Vehicle" means any vehicle propelled or drawn by power other than muscular power.
- (G) "Person" means any individual, firm, partnership, corporation, company, association, or any combination of individuals, or any employee, agent, or officer thereof.
- (H) "Camping" means utilization of a sleeping bag, tent, trailer, or other mobile equipment, for the purpose of occupying a portion of State land for transient and temporary outdoor living away from home.
- (I) "Picnicking" means the consumption in the out-of-doors of any food or beverage by an individual or group of individuals.

#### Visitation of the Preserve; Restrictions

No person shall be within the confines of Lake Katharine State Nature Preserve without the written permission of the Chief of the Division of Natural Areas and Preserves or his appointed agent except in those designated areas and facilities as are provided for general public use. Such written permission shall be displayed upon request.

Open Hours, Closed Hours

No person shall be present on this nature preserve from one-half hour after sunset to one-half hour before sunrise, without first obtaining the written permission of the Chief of the Division of Natural Areas and Preserves or his appointed agent.

Preservation of Property

No person shall injure, deface, disturb or destroy any part of this nature preserve including but not limited to any tree, flower, shrub, rock or other natural feature, or any building, sign, equipment, or any other property found therein.

Collecting Prohibited, Exceptions

No person shall collect, remove, or otherwise disturb ice, soil, sand, gravel, rocks, fossils, minerals, plants, plant materials, animals or any other substance from this nature preserve except as provided in this rule and in rule 1501:17-3-04 of the Administrative Code. Collecting of materials for research purposes may be permitted upon written application to and approval by the Chief of the division or his appointed agent. A permit shall be valid not to exceed one year, but may be renewed at the discretion of the chief or his appointed agent.

Hunting and Fishing Prohibited; Exceptions

No person shall hunt, pursue or trap game birds, game quadrupeds, or fur bearing animals or take or catch any fish on any lands or water within Lake Katharine State Nature Preserve except that boat fishing shall be permitted a maximum of four days per week, with no more than five boats on the lake at any one time or to the extent that it compatible with the preservation of the area and only with the express consent of the Chief or his appointed agent. Bank or shore fishing shall be prohibited. The use of minnows for bait shall be prohibited.

Firearms Prohibited; Exceptions

No person, except authorized employees or officers of the Department shall carry or use firearms of any description, or air rifle, sling-shot or missile throwing device, within Lake Katharine State Nature Preserve, or discharge any firearms, fireworks, or explosive substances, or air rifle therein without written permission of the Chief of the Division or his designated agent.

Disposition of Refuse

No person shall dump rubbish, garbage, refuse, and debris of any kind within this nature preserve except in such places and within such receptacles as are provided therefor. Residents on private property shall not deposit rubbish, garbage, refuse, or debris occurring from such residences in any refuse receptacles provided for preserve visitors on such lands.

Kindling a Fire Prohibited

No person shall kindle or authorize another to kindle a fire in this nature preserve except in such devices as are provided by the Department or its designated agent. No person shall leave any fire unattended or empty the contents of any furnace, stove, or other burner onto the ground before the same has been extinguished.

Pets Prohibited; Exceptions

No person shall bring any animal, except a seeing-eye dog, into Lake Katharine State Nature Preserve.

Signs, Posters Prohibited

No person shall erect or post any placard, sign, notice, poster, or billboard within this nature preserve without written permission of the Chief or his appointed agent.

Sale or Rental of Items in Nature Preserves Prohibited

No person shall rent, sell, solicit or offer for sale, have in his possession with the intent to rent or sell, or expose for rent or sale any item or service in this nature preserve.

Grazing Prohibited

No person shall herd, graze, drive or permit to run at large within this nature preserve, any animal including but not limited to cattle, horse, mule, donkey, goat, swine, sheep or fowl except as provided in rule 1501:17-5-04 of the Administrative Code.

Obstruction of Access Prohibited

No person shall obstruct or impede pedestrian or vehicular access to, from, or within this nature preserve.

Rock Climbing Prohibited

No person shall engage in rappelling or any type of rock climbing activity off designated trails within the confines of this nature preserve.

Throwing Objects Over Cliffs, Prohibited

No person shall throw, toss, drop, or propel, or cause, directly or indirectly, the throwing, tossing, dropping or propelling of any object over or off any precipice, bridge, observation tower or other similar structure or natural formation.

Picnicking Prohibited; Exceptions

No person shall picnic on any lands or waters within this nature preserve except in such places as are provided therefor.

Camping Prohibited; Exceptions

No person shall camp or stay overnight within this nature preserve without first obtaining written permission from the Chief of the Division of Natural Areas and Reserves or his appointed agent.

Vehicle Speed Limits

No person shall operate any vehicle on the roads within this nature preserve in excess of 20 miles per hour, except when otherwise designated by the Department.

Vehicles and Horses

No person shall operate any vehicle or ride any animal within this nature preserve except over and upon roads, streets, driveways, and other such facilities which are designed and provided for such purposes. Non-motorized canoeing and boating shall be permitted only by written permission of the Chief or his appointed agent and only to such extent as is deemed compatible with the preservation of the area.

24 Hour Parking Lot Use

No person shall park any vehicle in any designated parking lot or parking area for a period of time in excess of twenty-four hours without obtaining prior written permission of the Director of the Department or his appointed agent.

Parking Prohibited; Exceptions

No person shall park any vehicle except within those areas designated for such use by the Department or its appointed agent.

Disorderly Conduct Prohibited

No person shall, either by word or act, indulge in any noisy, boisterous, disorderly or indecent conduct; or in any manner disturb the peace or good order of the community within this nature preserve; nor shall any person engage in any active game endangering other persons in this nature preserve; nor shall any person play at games of chance, drink alcoholic beverages, or be intoxicated, or do any indecent, lascivious, lewd or improper act therein. No person shall enter a toilet room set apart for the opposite sex.

Alcoholic Beverages Prohibited

No person shall bring into, possess, carry, serve, or drink alcoholic beverages within this nature preserve. The term alcoholic beverage means any beer, wine, liquor, or beverage containing any alcohol whatsoever.



Temporary Closing of Facilities

The Chief of the Division may temporarily close to public use and evacuate a facility or area within this nature preserve that is determined to be hazardous for public use due to weather, water, fire, construction, or other situations involving public health, safety or welfare.

No revisions of these rules and regulations, including additions and deletions shall be made, except as otherwise herein provided and then only for the purposes of protection of the preserve and with the written permission of the grantors during their natural lives and thereafter only upon approval of the Natural Areas Council.

Furthermore, no facilities or improvements shall be permitted within the preserve unless deemed necessary for visitation, use, restoration and protection and which do not impair the natural character of the preserve and only in consultation with the Natural Areas Council.

The Department of Natural Resources shall assume all financial and legal obligations of said preserve and shall provide facilities, nature interpretive programs, information for visitation of the preserve, and shall employ a full-time naturalist-caretaker and additional appropriate staff to perform the necessary management functions for the preserve.

Public access is hereby granted but is subject to the rules and regulations contained herein and those governing the respective classifications of the area of Lake Katharine Nature Preserve which are consistent with the preservation purposes of the area.

As a nature preserve dedicated under Section 1517.05 of the Ohio Revised Code, this area is to be held in trust for the uses and purposes set forth in sections 1517.05 of the Ohio Revised Code, for the benefit of present and future generations.

The Department of Natural Resources may make or accept amendments of any of the Articles of Dedication upon terms and conditions that will not destroy the natural or aesthetic condition of the preserve but only with the written consent of the grantors during their natural lives and thereafter only in consultation with the Natural Areas Council.

Notwithstanding any provision of these Articles of Dedication or present or future provision of any State law or rules or regulations adopted thereunder, the properties herein dedicated shall forever remain exclusively a nature sanctuary.

In witness whereof, I have hereunto set my hand, this Nineteenth day of July, in the year of our Lord, one thousand nine hundred and seventy seven.

Signed and acknowledged in the presence of:

*[Handwritten signatures of Alexander G. Thomas and Benjamin A. Jones]*

*[Handwritten signature of Robert W. Teater]*  
Robert W. Teater, Director  
Ohio Department of Natural Resources

State of Ohio

Franklin County, ss:

Before me, a notary public in and for said county and state personally appeared the above named Robert W. Teater, who acknowledged that he did sign the foregoing instrument and that the same is his free act and deed.

In testimony whereof, I hereunto set my hand and official seal at Columbus Ohio, this 19th day of July, 1977.

*[Handwritten signature of Neoma L. Brown]*  
Notary Public

My commission expires on NEOMA L. BROWN  
NOTARY PUBLIC, FRANKLIN COUNTY, OHIO  
MY COMMISSION EXPIRES JUNE 29, 1978

ACCEPTANCE

Accepting the dedication of this property as an Interpretive and Scientific Nature Preserve under Section 1517.05 of the Ohio Revised Code for the benefit of the people of the State of Ohio, I do hereby affix my signature.

July 19, 1977  
Date

*[Handwritten signature of Robert W. Teater]*  
Robert W. Teater, Director  
Ohio Department of Natural Resources

This instrument prepared by:

Alexander G. Thomas, Assistant Attorney General  
Ohio Department of Natural Resources  
Fountain Square  
Columbus, Ohio 43224