



BK: 7708 PG: 1520

RELEASE OF MORTGAGE
(Woodsdale Generating Station)

200600014067
Filed for Record in
BUTLER COUNTY, OHIO
DANNY N CRANK
03-07-2006 At 12:31:30 PM.
RELEASE 44.00
OR Book 7708 Page 1520 - 1523

THIS INDENTURE WITNESSETH: WHEREAS, The Cincinnati Gas & Electric Company, an Ohio corporation (the "Company"), executed and delivered to Irving Trust Company, now known as The Bank of New York, as Trustee (the "Trustee"), a certain First Mortgage, dated as of August 1, 1936 (the "First Mortgage"), to secure the payment of the principal of and interest on bonds of the Company to be issued from time to time in one or more series, and the Company has executed and delivered thirty-nine indentures supplemental thereto, which First Mortgage is recorded in Mortgage Book 299, page 15 in the records of the Recorder of the County of Butler, Ohio.

WHEREAS, pursuant to Article Eleven, Section 3 of the First Mortgage, as supplemented and amended, the Trustee, whenever from time to time requested by the Company and upon the conditions therein stated, shall release from the lien of the First Mortgage and said indentures supplemental thereto, mortgaged and pledged properties; and

WHEREAS, the Company has requested the release of certain property and has duly complied with the conditions aforesaid.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, That The Bank of New York, a New York banking corporation, as Trustee, for and in consideration of the premises and of the payment of \$1.00 to it paid by The Cincinnati Gas & Electric Company, the receipt of which is hereby acknowledged, does hereby discharge and release from the lien and operation of the First Mortgage and said indentures supplemental thereto, any and all property that remains subject to the lien of the First Mortgage at the Woodsdale Generating Station (other than electric transmission assets) located in or near Trenton, Butler County, Ohio, including but not limited to the property, described in the attached Exhibit A, which is made a part hereof.

Provided, however, that this release shall not affect or modify the lien of the First Mortgage, or the lien of said indentures supplemental thereto, upon the residue of the property and premises therein described or any portion thereof.

The Trustee assumes no responsibility for the recitals contained herein.

IN WITNESS WHEREOF, The Bank of New York, as Trustee, has caused its corporate name to be hereto subscribed and its corporate seal to be hereto affixed by PATRICIA GALLAGHER, a VICE PRESIDENT and MARY LAGUMINA, a VICE PRESIDENT, heretofore duly authorized by resolution of its Board of Directors, effective as of the 1st day of January, 2006.



Signed and acknowledged
in the presence of:

THE BANK OF NEW YORK, as Trustee

By: Patricia Gallagher
Name: **PATRICIA GALLAGHER**
Title: **VICE PRESIDENT**

and

Witness (as to all):

Beata Hryniewicz
Name: **BEATA HRYNIEWICKA**
Robert A. Massimillo
Name: **ROBERT A. MASSIMILLO**
Title: **VICE PRESIDENT**

By: Mary Lagumina
Name: **MARY LAGUMINA**
Title: **VICE PRESIDENT**

STATE OF NEW YORK, COUNTY OF NEW YORK: SS.

BE IT REMEMBERED that on this 19 day of January, 2006, before me a Notary Public in and for said County and State, personally appeared **PATRICIA GALLAGHER VICE PRESIDENT**, and **MARY LAGUMINA**, a **VICE PRESIDENT**, of The Bank of New York, the corporation whose name is subscribed to and which executed the foregoing instrument, and for themselves and as such officers, respectively, and for and on behalf of said corporation, acknowledged the signing and execution of said instrument; and acknowledged that the seal affixed to said instrument is the corporate seal of said corporation; and that the signing and execution of said instrument is the free act and deed of the corporation and of themselves as such officers, respectively, for the uses and purposes in said instrument mentioned.

IN TESTIMONY WHEREOF, I have hereunto subscribed my name and affixed my notarial seal on the day and year last aforesaid.

William J. Casels
Notary Public

This instrument was prepared by:
Janice L. Walker, Esq.
The Cincinnati Gas & Electric Company
139 E. Fourth Street
P. O. Box 960
Cincinnati, Ohio 45201-0960

WILLIAM J. CASSELS
Notary Public, State of New York
No. 01CA5027729
Qualified in Bronx County
Commission Expires May 18, 2006



The following is a description of property being released. This property is located at 2100 Woodsdale Road, Trenton, Ohio.

**WOODSDALE GENERATING STATION
UNITS 1, 2, 3, 4, 5 & ,6
COMPONENT LIST OF
COMBUSTION TURBINE AND ASSOCIATED EQUIPMENT**

- Miscellaneous Small Tool Replacements
- Valve Replacements- Material & Labor
- Pipeline & TAP Installation
- MN Stage & REL V AC
- 1-6 Motor Starter Water Pumps
- WGS Upgrade Plant Info System
- CT Inlet Cooling Fog
- 1-6 CEMS DAS Upgrade
- Micro Turbine Project
- Demineralized Wtr. Sup.
- EWS for WD Upgrade
- CT5 Major C Overhaul ABB Standard Class C Inspection & Blade Replacements
- CT6 Major C overhaul ABB Standard class C Inspection & Blade Replacements
- CT1-6 Diesel Engine Fire Pump Controller-Control Panel Replacement
- CT1-6 Pier Foundation Restoration for Propane Wtr. Sep at Todhunter
- CT-1 Interface PC SK06 Replacement
- CT6 UPS Batteries Replacement
- Control System Installation to allow Woodsdale generating station personnel remote start capability
- Miscellaneous Valves
- General Equipment
- Plant Access Security System
- Install Gas Line
- Office Addition
- CT2 Stack Upper Liner Study
- CT1-6 1254VDC Battery Replacements
- CT1-6 CEMS DAS Replacements
- CT3 Major C Overhaul 1
- Oil Separator Level System
- CT5 Vane Carrier Replacement and Rotor Upgrade
- CT6 Vane Carrier Replacement and Rotor Upgrade (in progress Nov. 05, in service Dec. 2005)
- CT1 Major C Overhaul ABB Standard Class C Inspection & Blade Replacements (in progress, planned in service, spring 2006)

Situate in Sections 17 and 18, Town 1, Range 4, Madison Township, Butler County, Ohio and being more particularly described as follows:

Beginning at an existing stone at the Northeast corner of Section 18; Thence South 72°52'04" East, 500.94 feet to a concrete monument, passing a concrete monument on-line at 5.00 feet;

Thence South 00°05'37" West, 2563.89 feet to an existing iron pin in the South right-of-way line of Woodsdale Road, passing concrete monuments on-line at 855.00 feet, 1708.89 feet and 2513.88 feet;

Thence, along the south right-of-way of Woodsdale Road, the following courses and distances:

South 88°55'54" West, 826.16 feet to an existing iron pin;
South 74°22'54" West, 376.28 feet;

Thence, along the lines of Metro Parks of Butler County, Ohio, the following courses and distances:

North 47°51'07" West, 436.02 feet to an existing iron pin, passing an iron pin on-line at 59.11 feet;
North 40°30'00" East, 323.89 feet to an existing iron pin;
North 00°07'00" East, 285.05 feet to an existing iron pin;
North 87°49'00" West, 131.71 feet to an existing iron pin;
South 65°38'09" West, 749.34 feet to an existing iron pin;
South 00°02'02" East, 1030.64 feet to the south right-of-way of Woodsdale Road, passing an iron pin on-line at 972.04 feet;

Thence, along the south right-of-way of Woodsdale Road, the following courses and distances:

South 58°31'54" West, 129.53 feet;
South 32°56'54" West, 741.67 feet to an existing iron pin;
South 47°16'24" West, 491.61 feet to an existing iron pin;
South 78°49'24" West, 262.12 feet; Thence North 00°08'36" West 25.47 feet to a point in the centerline of Woodsdale Road;

Thence, along said centerline, South 81°11'02" West, 358.32 feet;

Thence, continuing along said centerline, South 71°03'19" West, 310.53 feet;

Thence North 00°20'12" West, 1760.04 feet to a concrete monument, passing a concrete monument on-line at 26.38 feet;

Thence South 89°37'27" East, 164.34 feet to a concrete monument;

Thence North 00°04'47" East, 1185.45 feet to a concrete monument, passing a concrete monument on-line at 924.00 feet;

Thence South 89°55'13" East, 1134.78 feet to an existing concrete monument, passing concrete monuments on-line at 470.04 feet and 1129.78 feet;

Thence North 00°13'19" East, 1597.17 feet to an existing iron pin in the North line of Section 18, passing concrete monuments on-line at 5.00 feet, 797.17 feet and 1592.17 feet;

Thence, along the North line of said Section 18, North 89°54'05" East, 813.47 feet an iron pin and cap set;

Thence, along new lines of division, the following courses and distances:

South 00°16'01" East, 545.52 feet to a spike set, passing a set Mag nail on-line at 396.45 feet;
North 89°57'19" East, 346.33 feet to a Mag nail set;
North 01°22'06" West, 148.86 feet to a Mag nail set;
North 89°48'01" East, 322.81 feet to a Mag nail set;
South 00°14'50" East, 128.86 feet;
South 34°31'44" West, 56.58 feet to a spike set;
South 00°11'32" East, 468.69 feet to a Mag nail set;
North 89°59'26" East, 503.44 feet to a Mag nail set;
North 00°18'33" East, 1041.37 feet to an iron pin and cap set in the North line of Section 18;

Thence, along the North line of said Section 18, North 89°54'05" East, 162.52 feet to the point of beginning.

Containing 29.037 acres in Section 17 and 192.221 acres in Section 18.

The above description is the result of a field survey performed in January, 2005 under the direct supervision of Edward J. Schwegman, Registered Land Surveyor No. 6868, State of Ohio.

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