

From: Paugh, Leilani Y <lypaugh@ncdot.gov>

Sent: Friday, July 12, 2024 9:28 AM

To: Chilton, William B <wbcchilton@ncdot.gov>; Elliott, Jason C <jcellriott@ncdot.gov>

Cc: Johnson, David D <ddjohnson@ncdot.gov>

Subject: Re: [External] RE: Conservation easement encroachment request, PTI airport

For a full explanation of the Brush Creek site that is near the NCDOT Oak Ridge Site:

The document attached is a deed restriction, not a conservation easement, on several parcels along Brush Creek near Cargo Road. In 2004, both NCDOT and the Piedmont Triad Airport Authority separately owned the several parcels that make up the site. For the PTAA permit, the deed restrictions were put on the parcels to protect the site as permittee-responsible (PTAA) mitigation. Deed restrictions go with the land if transferred or sold. Sometime before 2010, NCDOT transferred ownership of the NCDOT owned parcels to the PTAA. NCDOT now has no involvement in the deed restrictions or the mitigation at the Brush Creek site.

LeiLani Paugh

Mitigation and Modeling Group Supervisor

Environmental Analysis Unit

North Carolina Department of Transportation

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North Carolina Public Records Law and may be disclosed to third parties.

From: Alsmeyer, Eric C CIV USARMY CESAW (USA) <Eric.C.Alsmeyer@usace.army.mil>
Sent: Thursday, July 11, 2024 3:39 PM
To: Paugh, Leilani Y <lypaugh@ncdot.gov>; Lewis (Volkert), Edward F <ext-eflewis1@ncdot.gov>; mellison@wkdickson.com <mellison@wkdickson.com>
Cc: Parker, Jerry A <japarker3@ncdot.gov>; Meyer, Laura J CIV USARMY CESAW (USA) <Laura.J.Meyer@usace.army.mil>
Subject: [External] RE: Conservation easement encroachment request, PTI airport

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All: I just got good confirmation from the Corps PM who has handled the PTIA permits in the past few years (Dave Bailey) that this is NOT an NCDOT (or NCDMS) mitigation site easement, but is permittee-responsible mitigation for PTAA. The mitigation was for the Individual Permit for SAW-2000-21655, construction of the new runway 5LJ23R, new taxiways, a new overnight express air cargo sorting and distribution facility, construction of roadway improvements to Bryan Boulevard, North Triad Boulevard, and Old Oak Ridge Road, and associated development at Piedmont Triad International Airport (PTIA).

Therefore the Corps POC for this will be the current POC for Guilford County, Laura Meyer, who is copied on this email

PTAA will need to research what permit this mitigation/conservation easement is for, and will need to coordinate with Laura on a potential permit mod. Avoidance of the conservation easement will still be a major issue in the Corps review.

Thank you.

Eric

Eric Alsmeyer

Project Manager

Work Cell: 919.817.1570

Regulatory - WRDA / NCDOT BRANCH

US Army Corps of Engineers, Wilmington District

3331 Heritage Trade Drive, Suite 105, Wake Forest, NC 27587

Regulatory Homepage: <http://www.saw.usace.army.mil/Missions/RegulatoryPermitProgram.aspx>

April 2, 2004

STATE OF NORTH CAROLINA

GUILFORD COUNTY

CONSERVATION DECLARATION

This **DECLARATION of CONSERVATION COVENANTS, CONDITIONS, and RESTRICTIONS** ("Conservation Declaration") is made on this 2nd day of April, 2004, by **PIEDMONT TRIAD AIRPORT AUTHORITY**, a body politic and corporate of the State of North Carolina, hereinafter referred to as the "Authority," and the **NORTH CAROLINA DEPARTMENT OF TRANSPORTATION**, an agency of the State of North Carolina, hereinafter referred to as the "Department," said entities being hereinafter referred to collectively as "Declarants".

RECITALS & CONSERVATION PURPOSES

A. Declarants are the owners in fee simple of certain conservation property, hereinafter referred to as the "Property," being approximately 20.5847 acres, and being more particularly described in Exhibit A attached hereto and by this reference incorporated herein, the Department owning a portion of such Property and the Authority owning the remainder; and

B. The purpose of this Conservation Declaration is to maintain wetland and/or riparian resources and other natural values of the Property, and prevent the use or development of the Property for any purpose or in any manner that would conflict with the maintenance of the Property in its natural condition. The preservation of the Property in its natural condition is a condition of Department of the Army permit Action ID 200021655 ("Permit") issued by the U.S. Army Corps of Engineers ("Corps") and is required to mitigate for unavoidable impacts to waters of the United States authorized by that permit, and this Conservation Declaration may therefore be enforced by the United States of America.

C. The Authority intends to perform work on certain areas of the Property to create, restore or enhance and monitor wetland and other aquatic resources in compliance with a mitigation plan approved by the Corps ("Mitigation Plan"), and to offer the Property as compensatory mitigation for impacts to aquatic resources authorized by the Permit.

NOW, THEREFORE the Declarants hereby unconditionally declare that the Property shall be held and subject to the following restrictions, covenants and conditions as set out herein, to run with the subject real property and be binding on all parties that have or shall have any right, title, or interest in said Property.

ARTICLE I.

PROHIBITED AND RESTRICTED ACTIVITIES

Any activity on, or use of, the Property inconsistent with the purposes of this Conservation Declaration is prohibited. The Property shall be maintained in its natural, scenic, and open condition and restricted from any development or use that would impair or interfere with the conservation purposes of this Conservation Declaration set forth above, except as otherwise provided herein.

Without limiting the generality of the foregoing, the following activities and uses are expressly prohibited or restricted, except as otherwise provided herein:

A. Disturbance of Natural Features. Any change, disturbance, alteration or impairment of the natural features of the Property or any introduction of non-native plants and/or animal species is prohibited.

B. Construction. There shall be no constructing or placing of any building, mobile home, asphalt or concrete pavement, billboard or other advertising display, antenna, utility pole, tower, conduit, line, pier, landing, dock or any other temporary or permanent structure or facility on or above the Property.

C. Industrial, Commercial and Residential Use. Industrial, residential and/or commercial activities, including any right of passage for such purposes are prohibited on the Property.

D. Agricultural, Grazing and Horticultural Use. Agricultural, grazing, animal husbandry, and horticultural use of the Property is prohibited.

E. Vegetation. There shall be no removal, burning, destruction, harming, cutting or mowing of trees, shrubs, or other vegetation on the Property.

F. Roads and Trails. There shall be no construction of roads, trails or walkways on the Property.

G. Signage. No signs shall be permitted on or over the Property, except the posting of no trespassing signs, signs identifying the conservation values of the Property, signs giving directions or proscribing rules and regulations for the use of the Property and/or signs identifying the owner of the Property.

H. Dumping or Storage. Dumping or storage of soil, trash, ashes, garbage, waste, abandoned vehicles, appliances, machinery or hazardous substances, or toxic or hazardous waste,

or any placement of underground or aboveground storage tanks or other materials on the Property is prohibited.

I. Excavation, Dredging or Mineral Use. There shall be no grading, filling, excavation, dredging, mining or drilling; no removal of topsoil, sand, gravel, rock, peat, minerals or other materials, and no change in the topography of the land in any manner on the Property, except to restore natural topography or drainage patterns.

J. Water Quality and Drainage Pattern. There shall be no diking, draining, dredging, channeling, filling, leveling, pumping, impounding or related activities, altering or tampering with water control structures or devices, or disrupting or altering of the restored, enhanced, or created drainage patterns on the Property. In addition, diverting or causing or permitting the diversion of surface or underground water into, within or out of the Property by any means, removing wetlands, polluting or discharging into waters, springs, seeps, or wetlands, or using of pesticide or biocides is prohibited, except for such diverting or discharging of surface water on the Property as may result from activities delineated in the Authority's application for the Permit or subsequent permits approved by the Corps, from the operation of storm water controls constructed on the Piedmont Triad International Airport outside of the Property, or from activities conducted on said Airport outside the Property that do not adversely impact the conservation purposes of the Property.

K. Development Rights. No development rights that have been encumbered or extinguished by this Conservation Declaration shall be transferred pursuant to a transferable development rights scheme or cluster development arrangement or otherwise.

L. Vehicles. The operation of mechanized vehicles, including, but not limited to, motorcycles, dirt bikes, all-terrain vehicles, cars and trucks is prohibited.

M. Other Prohibitions. Any other use of, or activity on, the Property which is or may become inconsistent with the purposes of this grant, the preservation of the Property substantially in its natural condition, or the protection of its environmental systems, is prohibited.

ARTICLE II.

PERMITTED ACTIVITIES

Notwithstanding the other provisions hereof, the following activities and uses are expressly permitted:

A. The Authority and its authorized representatives shall have the right to enter those areas of the Property that are designated in the Mitigation Plan for restoration or creation of aquatic resources and shall have the right to reasonable ingress and egress to and from the Property at reasonable times to undertake any activities to restore, create, manage, maintain and

monitor the wetland and riparian resources of the Property as provided in the Mitigation Plan. These activities include planting of trees, shrubs and herbaceous vegetation, installation of monitoring wells, utilization of heavy equipment to grade, fill and prepare the soil, modification of the hydrology of the site, and installation of natural materials as needed to direct in-stream, above ground and subterranean water flow.

B. The Authority reserves unto itself, its successors and assigns, for the use and benefit of the public, a right of flight for the passage of aircraft in the airspace above the surface of the Property. This public right of flight shall include the right to cause in said airspace any noise inherent in the operation of any aircraft used for navigation or flight through said airspace or landing at, taking off from or operating on the Piedmont Triad International Airport.

C. The Authority reserves unto itself, its successors and assigns, the right to take such action or perform such work on the Property as may be necessary to comply with regulations or directives of the Federal Aviation Administration, including, without limitation, the right to remove objects of natural growth and other obstructions on any part of the Property that exceed the heights approved from time to time by the Federal Aviation Administration, and the right to eliminate any other conditions on the Property that would interfere with or be a hazard to the flight of aircraft to and from the Piedmont Triad International Airport or the navigation and communication facilities serving said Airport or that would otherwise constitute an airport hazard.

D. The Authority reserves unto itself, its successors and assigns, the right to construct and maintain upon Tracts A and B on Exhibit A such conduits, above or below the ground, for the transmission of electrical power and communication signals and such lighting and navigational equipment as may be necessary in order to comply with rules and regulations of the Federal Aviation Administration or otherwise for the operation of said airport and to grant to the Federal Aviation Administration, its successors and assigns, or such other governmental agency with jurisdiction over airport operations, licenses or rights-of-way for the construction and maintenance of the same.

E. At the time of the execution of this Declaration, a proceeding is pending to close a portion of the right-of-way of Bryan Boulevard that lies within the Property. The affected portion of the Bryan Boulevard right-of-way shall remain open for public use until such closure becomes effective.

F. By resolution of the Guilford County Planning Board recorded in Book 5815, Page 2257 in the Guilford County Registry, a section of the existing Old Oak Ridge Road right-of-way has been closed, including a portion of such right-of-way lying within the Property, but such closure shall not become effective until the conditions set forth in such resolution have been satisfied. The affected portion of the Old Oak Ridge Road right-of-way shall remain open for public use until such closure becomes effective.

G. The Declarants reserve unto themselves the right to enter the Property and to authorize their employees, agents and contractors to enter the Property, to the extent reasonably necessary to construct and to perform maintenance and repair work on adjacent embankments, structures and improvements that are located on adjacent land, provided that any entry onto the Property for such purpose shall be restricted to a corridor no more than twenty feet wide running parallel to and contiguous with the common boundary between the affected portion of the Property and the adjacent land on which such work will be performed and provided further that any disturbance to the Property occurring as a result of such entry shall be repaired.

ARTICLE III.

ENFORCEMENT & REMEDIES

A. This Conservation Declaration is intended to ensure continued compliance with the mitigation condition of authorizations issued by the United States of America, U.S. Army Corps of Engineers, and therefore may be enforced by the United States of America. No party other than the United States of America, U.S. Army Corps of Engineers, shall have any right or standing to enforce this Conservation Declaration. This covenant is to run with the land and shall be binding on all parties and all persons claiming under the Declarant.

B. Corps, its employees and agents and its successors and assigns, have the right, with reasonable notice, to enter the Property at reasonable times for the purpose of inspecting the Property to determine whether the Authority or its successors and assigns are complying with the terms, conditions and restrictions of this Conservation Declaration.

C. Nothing contained in this Conservation Declaration shall be construed to entitle Corps to bring any action against Declarants for any injury or change in the Conservation Property caused by third parties, resulting from causes beyond the Declarants' control, including, without limitation, fire, flood, storm, and earth movement, or from any prudent action taken in good faith by either of the Declarants under emergency conditions to prevent, abate, or mitigate significant injury to life, damage to Property or harm to the Property resulting from such causes.

ARTICLE IV.

PUBLIC ACCESS

This Conservation Declaration does not convey to the public the right to enter the Property for any purpose whatsoever.

ARTICLE V.

DOCUMENTATION AND TITLE

A. Conservation Property Condition. The Declarants represent and acknowledge that the Property is currently undeveloped land, with no improvements other than existing utility lines and rights-of-way for Bryan Boulevard and Old Oak Ridge Road.

B. Title. The Authority covenants and represents that it is the owner and seized of the Property in fee simple, except the portion thereof that was acquired by the Department as a result of the civil action in Guilford County Superior Court entitled "Department of Transportation v. Charles G. Sims and Karen L. Sims" bearing docket #92 CvS 3632, and that it has the right to make the herein Declarations; that there is legal access to the Property; and that the Property is free and clear of any and all encumbrances except the rights-of-way for Old Oak Ridge Road and Bryan Boulevard and restrictions, easements and rights-of-way of record. The Department covenants and represents that it is the owner and is seized of that portion of the Property that was acquired by the Department as a result of such civil action, and it has the right to make the herein Declarations.

ARTICLE VI.

MISCELLANEOUS

A. Conservation Purpose. Declarants, each for itself and its successors and assigns, agree that this Conservation Property shall be held exclusively for conservation purposes as described herein.

B. Entire Agreement. This instrument sets forth the entire agreement of the parties with respect to the Conservation Declaration and supersedes all prior discussions, negotiations, understandings or agreements relating to the Conservation Declaration. If any provision is found to be invalid, the remainder of the provisions of this Conservation Declaration, and the application of such provision to persons or circumstances other than those as to which it is found to be invalid, shall not be affected thereby.

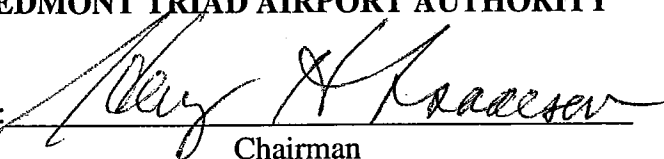
C. Recording. Declarants shall record this instrument and any amendment hereto in timely fashion in the official records of the Office of the Register of Deeds of Guilford County, North Carolina, and may re-record it at any time as may be required to preserve its rights.

D. Environmental Condition of Conservation Property. The Authority warrants and represents that to the best of its knowledge (a) the Property is in material compliance with all applicable federal, state and local environmental laws and regulations, and (b) there is no environmental condition existing on the Property that may prevent use of the Property for the purposes set forth herein.

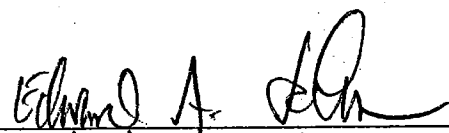
E. Amendment. This Conservation Declaration may be amended as to all or any portion of the Property by a written instrument executed by the then owner or owners of the affected portion of the Property and by the Corps, or other federal agency succeeding to the rights of the Corps in enforcement hereof, and recorded in the Guilford County Registry. Except as provided in this Paragraph E, the provisions of this Conservation Easement may not be amended or revoked.

IN WITNESS WHEREOF, Declarants have caused this Construction Declaration to be executed under seal on the day and year first above written.


PIEDMONT TRIAD AIRPORT AUTHORITY

By: 
Chairman


Attest:


Asst. Secretary

STATE OF NORTH CAROLINA,
through its agency, the Department of
Transportation

By: 
J. B. Williamson, Jr.
Manager of Right of Way

Attest:


Secretary to the Board of
Transportation and Custodian
of the Seal of the Department
of Transportation

APPROVED AS TO FORM:

ROY COOPER
Attorney General

Thomas B. Wood

~~Thomas B. Wood~~

~~Assistant Attorney General~~

Special Deputy Attorney General

STATE OF NORTH CAROLINA

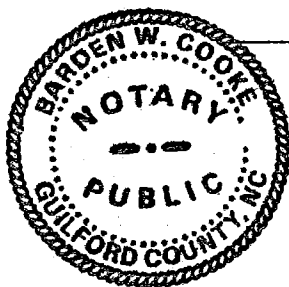
COUNTY OF GUILFORD

I, Barden W. Cooke, a Notary Public in and for said County and State, certify that **EDWARD A. JOHNSON** personally came before me this day and acknowledged that he is the Assistant Secretary of the **PIEDMONT TRIAD AIRPORT AUTHORITY**, a body politic and corporate, and that by authority duly given by said Authority, the foregoing instrument was signed in its name by its Chairman, sealed with its seal, and attested by himself as its Assistant Secretary.

WITNESS my hand and notarial seal, this the 1st day of April, 2004.

My Commission Expires:

11/19/04



B. Cooke

Notary Public

NORTH CAROLINA

WAKE COUNTY

I, Ritchie D. Tuttle, a Notary Public in and for ^{Forsyth}~~the~~ County and State aforesaid, do hereby certify that Tammy Denning, Secretary of the Board of Transportation and Custodian of the Seal of the Department of Transportation of the **STATE OF NORTH CAROLINA**, personally came before me this day and acknowledged that she is the Secretary of the Board of Transportation and that by authority duly given and as the act of the Department of Transportation of the **STATE OF NORTH CAROLINA**, the foregoing Conservation Declaration was signed in its name by J. B. Williamson, Jr., Manager of Right of Way of the Division of Highways of said Department, sealed with its official seal and attested by herself as Secretary of the Board of Transportation.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal, this the 2nd day of April, 2004.

Ritchie D. Tuttle

Notary Public

My Commission Expires:

2-20-05

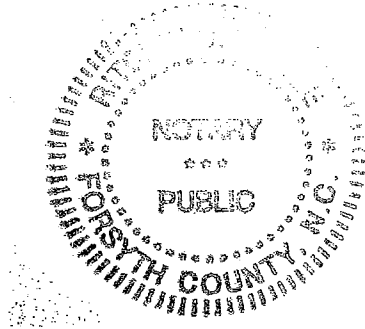


Exhibit A

Tract A

BEGINNING at a point having NAD 83 NC State Plane coordinates of N = 863,564.00 and E = 1,724,686.62, and running thence from said Beginning Point North 89° 34' 04.23" West 57.8748 feet to a point; thence North 89° 34' 04.23" West 84.1572 feet to a point; thence North 62° 23' 16.31" West 158.6997 feet to a point; thence North 43° 38' 00.41" West 57.6391 feet to a point; thence North 46° 32' 14.56" East 14.3485 feet to a point; thence North 43° 27' 45.44" West 5.0000 feet to a point; thence North 46° 32' 14.56" East 179.9994 feet to a point; thence South 43° 27' 45.44" East 5.0000 feet to a point; thence North 46° 32' 14.56" East 20.0000 feet to a point; thence North 43° 27' 45.44" West 5.0000 feet to a point; thence North 46° 32' 14.56" East 179.9994 feet to a point; thence South 43° 27' 45.44" East 5.0000 feet to a point; thence North 46° 32' 14.56" East 20.0000 feet to a point; thence North 43° 27' 45.44" West 5.0000 feet to a point; thence North 46° 32' 14.56" East 133.1086 feet to a point; thence South 42° 48' 08.02" East 43.5231 feet to a point; thence South 47° 28' 23.89" East 18.5255 feet to a point; thence South 46° 45' 03.46" West 21.8772 feet to a point; thence South 43° 14' 56.54" East 20.0000 feet to a point; thence North 46° 45' 06.79" East 23.3541 feet to a point; thence South 47° 27' 50.86" East 51.4946 feet to a point; thence South 47° 30' 38.24" East 56.0256 feet to a point; thence South 51° 52' 01.53" East 71.7314 feet to a point; thence South 31° 10' 31.42" East 18.8502 feet to a point; thence South 16° 29' 30.50" East 9.0743 feet to a point; thence South 81° 53' 03.18" West 18.8288 feet to a point; thence South 8° 06' 54.48" East 20.0001 feet to a point; thence North 81° 53' 06.88" East 15.8406 feet to a point; thence South 20° 22' 24.87" West 14.4798 feet to a point; thence South 34° 31' 43.66" West 18.3409 feet to a point; thence North 53° 06' 12.28" West 21.8964 feet to a point; thence South 36° 53' 42.07" West 20.0003 feet

to a point; thence South 53° 06' 14.07" East 22.3168 feet to a point; thence South 36° 49' 25.71" West 61.6064 feet to a point; thence South 40° 37' 53.20" West 47.4085 feet to a point; thence South 16° 24' 36.17" West 16.2727 feet to a point; thence South 59° 43' 44.35" West 48.1384 feet to a point; thence North 52° 31' 02.02" West 16.9245 feet to a point; thence South 18° 08' 12.28" West 29.5803 feet to a point; thence South 28° 39' 58.96" West 9.1501 feet to a point; thence South 55° 17' 38.31" West 49.8330 feet to a point; thence South 52° 35' 42.46" West 85.9858 feet to the point of BEGINNING, containing 3.6979 acres, more or less.

Tract B

BEGINNING at a point having NAD 83 NC State Plane coordinates of N = 863,694.91 and E = 1,724,350.49, and running thence from said Beginning Point, North 43° 05' 38.83" West 184.6123 feet to a point; thence North 44° 42' 12.27" West 257.8153 feet to a point; thence North 24° 10' 43.88" West 10.6530 feet to a point; thence North 36° 31' 57.37" West 50.0437 feet to a point; thence North 17° 21' 52.19" West 12.7291 feet to a point; thence North 52° 06' 00.24" East 50.7550 feet to a point; thence North 31° 37' 01.13" East 15.6058 feet to a point; thence South 58° 22' 58.87" East 99.0231 feet to a point; thence South 65° 44' 11.60" East 52.1429 feet to a point; thence along a curve to the left having a radius of 27.00 feet and an arc distance of 40.2997 feet, and a chord bearing and chord distance of North 71° 27' 59.90" East 36.66 feet to a point; thence North 29° 51' 48.30" East 92.2983 feet to a point; thence North 76° 25' 34.70" East 35.8121 feet to a point; thence North 13° 34' 21.36" West 17.0000 feet to a point; thence South 76° 25' 37.04" West 36.0445 feet to a point; thence North 54° 02' 36.06" West 245.9683 feet to a point along a curve to the left, having a radius of 75.66 feet; thence along the arc of said curve a distance of 67.5726 feet, and a chord bearing and chord distance of North 78° 26' 25.59" West 65.35 feet to a point;

thence South 75° 58' 31.59" West 96.8404 feet to a point; thence North 28° 03' 16.25" West 27.5251 feet to a point; thence North 0° 59' 38.42" West 46.9801 feet to a point; thence North 14° 00' 50.59" East 47.5925 feet to a point; thence North 7° 15' 48.42" East 46.3570 feet to a point; thence North 59° 07' 40.27" East 9.7665 feet to a point; thence South 59° 43' 27.87" East 120.7391 feet to a point; thence North 3° 08' 17.17" East 12.3799 feet to a point; thence North 26° 50' 15.28" West 97.3125 feet to a point; thence South 76° 04' 26.87" West 8.8130 feet to a point; thence North 14° 29' 32.21" East 36.1399 feet to a point; thence North 23° 58' 23.92" East 43.0015 feet to a point; thence North 27° 22' 21.73" East 19.9880 feet to a point; thence South 67° 44' 07.71" East 20.8936 feet to a point; thence North 22° 15' 54.22" East 20.0000 feet to a point; thence North 67° 44' 05.78" West 19.1065 feet to a point; thence North 27° 22' 19.19" East 2.6104 feet to a point; thence North 55° 49' 10.01" East 36.2868 feet to a point; thence South 69° 11' 30.22" East 49.9040 feet to a point; thence South 67° 20' 56.74" East 37.6251 feet to a point; thence South 65° 18' 25.90" East 41.7496 feet to a point; thence South 59° 52' 30.20" East 46.8591 feet to a point; thence South 32° 10' 38.42" West 20.0605 feet to a point; thence South 57° 49' 17.94" East 20.0000 feet to a point; thence North 32° 10' 47.28" East 20.0293 feet to a point; thence South 57° 43' 56.70" East 23.7191 feet to a point; thence South 53° 57' 17.31" East 90.7782 feet to a point; thence South 7° 25' 22.22" West 7.2064 feet to a point; thence North 38° 56' 56.28" West 10.2429 feet to a point; thence South 38° 32' 05.80" West 22.2200 feet to a point; thence South 51° 27' 59.14" East 20.0000 feet to a point; thence North 38° 32' 00.86" East 20.0756 feet to a point; thence South 45° 20' 48.36" East 248.9147 feet to a point; thence South 48° 57' 03.57" East 334.1380 feet to a point; thence South 46° 32' 14.56" West 133.3316 feet to a point; thence North 43° 27' 45.44" West 5.0000 feet to a point; thence South 46° 32' 14.56" West 20.0000 feet to a point; thence South 43° 27' 45.44" East 5.0000 feet to a point; thence South 46° 32' 14.56" West 179.9994

feet to a point; thence North $43^{\circ} 27' 45.44''$ West 5.0000 feet to a point; thence South $46^{\circ} 32' 14.56''$ West 20.0000 feet to a point; thence South $43^{\circ} 27' 45.44''$ East 5.0000 feet to a point; thence South $46^{\circ} 32' 14.56''$ West 179.9994 feet to a point; thence North $43^{\circ} 27' 45.44''$ West 5.0000 feet to a point; thence South $46^{\circ} 32' 14.56''$ West 14.2822 feet to the point of BEGINNING, containing 8.1316 acres, more or less.

Tract C

BEGINNING at a point having NAD 83 NC State Plane coordinates of N = 863,897.26 and E = 1,723,836.66, and running thence from said Beginning Point, North $34^{\circ} 52' 00.24''$ West 192.0732 feet to a point; thence North $25^{\circ} 06' 08.24''$ East 10.2342 feet to a point; thence North $80^{\circ} 24' 02.04''$ East 11.8074 feet to a point; thence South $51^{\circ} 15' 28.71''$ East 57.8852 feet to a point; thence North $61^{\circ} 18' 07.30''$ East 8.3918 feet to a point; thence South $28^{\circ} 33' 10.30''$ East 96.2364 feet to a point; thence South $33^{\circ} 03' 26.61''$ East 26.3690 feet to a point; thence South $28^{\circ} 16' 07.01''$ West 29.6579 feet to a point; thence South $52^{\circ} 19' 57.87''$ West 6.3504 feet to the point of BEGINNING, containing 0.1489 acres, more or less.

Tract D

BEGINNING at a point having NAD 83 NC State Plane coordinates of N = 862,119.12 and E = 1,723,953.36, and running thence from said Beginning Point, North $45^{\circ} 22' 18.14''$ West 30.4867 feet to a point; thence North $52^{\circ} 47' 36.54''$ West 44.7463 feet to a point; thence North $32^{\circ} 00' 36.29''$ East 661.9023 feet to a point; thence North $33^{\circ} 21' 03.42''$ East 113.3467 feet to a point; thence North $36^{\circ} 28' 38.34''$ East 42.9376 feet to a point; thence North $41^{\circ} 50' 39.33''$ East 105.4268 feet to a point; thence South $52^{\circ} 09' 00.13''$ East 10.7885 feet to a point; thence North $37^{\circ} 50' 59.87''$ East 20.0000 feet to a point; thence North $52^{\circ} 09' 00.13''$ West 9.3919 feet to a point; thence North

41° 50' 39.33" East 27.2072 feet to a point; thence North 35° 34' 35.83" East 47.5078 feet to a point; thence North 46° 38' 16.90" East 46.1387 feet to a point; thence North 74° 01' 34.81" East 57.4695 feet to a point; thence North 33° 50' 32.12" West 14.9023 feet to a point; thence South 77° 36' 42.31" West 50.5460 feet to a point; thence North 46° 55' 13.50" East 22.1903 feet to a point; thence South 83° 37' 21.39" East 38.7833 feet to a point; thence North 6° 22' 38.61" East 20.0000 feet to a point; thence North 83° 37' 25.32" West 21.2515 feet to a point; thence North 47° 09' 59.19" East 87.6888 feet to a point; thence North 58° 22' 23.29" East 51.5690 feet to a point; thence North 54° 21' 53.28" East 77.5854 feet to a point; thence South 41° 25' 47.29" East 21.0376 feet to a point; thence North 48° 34' 11.04" East 20.0002 feet to a point; thence North 41° 25' 55.42" West 18.9639 feet to a point; thence North 54° 03' 47.83" East 106.7762 feet to a point; thence North 53° 45' 08.56" East 204.1516 feet to a point; thence North 57° 37' 58.11" East 34.4788 feet to a point; thence North 54° 10' 35.17" East 36.8107 feet to a point; thence North 66° 26' 14.41" East 10.1132 feet to a point; thence South 36° 22' 54.24" East 16.6096 feet to a point; thence South 53° 37' 06.04" West 388.8617 feet to a point; thence South 35° 35' 03.46" East 5.0009 feet to a point; thence South 53° 37' 09.32" West 24.9027 feet to a point; thence North 41° 25' 46.95" West 5.0189 feet to a point; thence South 43° 23' 22.41" West 342.3091 feet to a point; thence South 32° 30' 31.56" West 315.5414 feet to a point; thence South 31° 59' 46.49" West 672.6262 feet to the point of BEGINNING, containing 2.1354 acres, more or less.

Tract E

BEGINNING at a point having NAD 83 NC State Plane coordinates of N = 863,389.05 and E = 1,725,074.67, and running thence from said Beginning Point, North 41° 25' 52.76" West 65.3432 feet to a point; thence North 53° 37' 05.43" East 90.2753 feet to a point; thence North 36° 22' 52.41" West 17.8925 feet to a

point; thence North 55° 05' 26.22" East 49.7867 feet to a point; thence South 39° 17' 34.74" East 16.6352 feet to a point; thence North 53° 37' 02.41" East 24.7520 feet to a point; thence South 41° 25' 51.90" East 50.7648 feet to a point; thence South 48° 34' 08.56" West 164.9995 feet to the point of BEGINNING, containing 0.2398 acres, more or less.

Tract F

BEGINNING at a point having NAD 83 NC State Plane coordinates of N = 863,831.31 and E = 1,725,651.33, and running thence from said Beginning Point, North 41° 25' 53.17" West 80.0002 feet to a point; thence South 48° 34' 06.81" West 324.9998 feet to a point; thence South 53° 37' 06.15" West 240.6422 feet to a point; thence North 39° 17' 30.55" West 16.1429 feet to a point; thence North 54° 54' 47.42" East 139.9628 feet to a point; thence North 52° 42' 43.68" East 100.2625 feet to a point; thence North 39° 06' 07.12" East 67.7736 feet to a point; thence North 54° 42' 02.80" East 81.5614 feet to a point; thence North 50° 26' 19.01" East 200.2043 feet to a point; thence North 37° 20' 52.09" East 22.3149 feet to a point; thence South 38° 39' 12.85" East 14.3989 feet to a point; thence North 47° 58' 07.72" East 20.0348 feet to a point; thence North 38° 39' 12.85" West 18.2046 feet to a point; thence North 55° 54' 49.62" East 9.7616 feet to a point; thence South 73° 00' 17.07" East 7.8840 feet to a point; thence South 49° 47' 04.89" East 10.1568 feet to a point; thence North 47° 58' 07.72" East 297.6494 feet to a point; thence South 40° 08' 17.67" East 18.3893 feet to a point; thence North 50° 03' 51.06" East 44.3265 feet to a point; thence South 87° 15' 17.05" East 56.4589 feet to a point; thence North 71° 46' 54.58" East 22.7248 feet to a point; thence South 86° 54' 20.76" East 12.3438 feet to a point; thence South 68° 47' 24.77" East 23.7245 feet to a point; thence South 18° 26' 42.73" West 20.0234 feet to a point; thence South 68° 47' 26.06" East 20.0233 feet to a point; thence North 18° 26' 38.08" East 20.0234 feet to a point; thence South 73°

07' 32.14" East 68.6143 feet to a point; thence South 84° 12' 46.57" East 13.5931 feet to a point; thence South 15° 19' 42.79" East 46.3982 feet to a point; thence South 74° 16' 12.43" West 40.7993 feet to a point; thence South 63° 35' 24.51" West 141.4962 feet to a point; thence South 47° 18' 08.24" East 139.1597 feet to a point; thence along a curve to the left, having a radius of 2920.08 feet and an arc distance of 287.2168 feet, and a chord bearing and chord distance of South 50° 21' 19.07" East 287.10 feet to a point; thence South 28° 19' 53.56" West 31.2603 feet to a point; thence South 74° 14' 26.94" West 20.4351 feet to a point; thence North 44° 23' 53.50" West 15.8580 feet to a point; thence North 64° 46' 40.96" West 19.8641 feet to a point; thence North 43° 51' 32.86" West 28.0134 feet to a point; thence North 49° 09' 39.41" West 21.3401 feet to a point; thence South 23° 12' 29.14" West 32.8090 feet to a point; thence South 43° 27' 35.10" West 53.4292 feet to a point; thence South 53° 09' 35.00" West 30.3289 feet to a point; thence North 55° 34' 28.62" West 148.1736 feet to a point; thence North 53° 07' 53.72" West 84.0335 feet to a point; thence North 50° 54' 21.15" West 115.9816 feet to a point; thence South 43° 02' 46.63" West 16.9793 feet to a point; thence South 82° 01' 53.08" West 191.3436 feet to the point of BEGINNING, containing 3.5934 acres, more or less.

Tract G

BEGINNING at a point having NAD 83 NC State Plane coordinates of N = 864,952.22 and E = 1,723,292.38, and running thence from said Beginning Point, North 33° 07' 04.15" West 73.8976 feet to a point; thence North 76° 39' 22.78" East 122.2481 feet to a point; thence North 31° 35' 42.52" East 215.9840 feet to a point; thence South 64° 30' 52.88" East 178.5397 feet to a point; thence South 75° 26' 02.81" West 28.6250 feet to a point; thence South 37° 40' 49.56" East 17.8041 feet to a point; thence South 74° 22' 44.98" West 49.1858 feet to a point; thence North 49° 07' 03.63" West 15.3199 feet to a point; thence South 65°

14' 10.40" West 48.8550 feet to a point; thence South 46° 21' 47.05" East 19.3618 feet to a point; thence South 38° 18' 35.36" West 17.4690 feet to a point; thence South 68° 36' 01.79" West 30.6028 feet to a point; thence South 68° 27' 49.20" West 54.6676 feet to a point; thence South 69° 08' 45.30" West 54.2488 feet to a point; thence South 70° 43' 17.85" West 44.9421 feet to a point; thence North 19° 03' 17.36" West 20.2261 feet to a point; thence South 70° 56' 40.24" West 19.9996 feet to a point; thence South 19° 03' 13.28" East 26.6264 feet to a point; thence South 41° 17' 46.37" West 53.3998 feet to a point; thence South 58° 02' 06.22" West 13.4693 feet to the point of BEGINNING, containing 0.6484 acres, more or less.

Tract H

BEGINNING at a point having NAD 83 NC State Plane coordinates of N = 861,420.46 and E = 1,723,516.54, and running thence from said Beginning Point, South 32° 00' 53.64" West 122.1196 feet to a point; thence along a curve to the right, having a radius of 4097.00 feet and an arc distance of 53.1268 feet, and a chord bearing and chord distance of South 32° 23' 10.98" West 53.13 feet to a point; thence North 5° 08' 32.77" East 21.2587 feet to a point; thence North 8° 32' 30.19" East 7.5002 feet to a point; thence North 10° 59' 31.43" East 9.1203 feet to a point; thence North 12° 05' 08.37" East 6.1565 feet to a point; thence North 15° 26' 52.07" East 4.9031 feet to a point; thence North 17° 11' 41.16" East 8.2843 feet to a point; thence North 18° 30' 42.18" East 10.7262 feet to a point; thence North 28° 31' 46.44" West 57.5866 feet to a point; thence North 31° 58' 55.09" East 95.5240 feet to a point; thence South 50° 10' 22.26" East 58.3449 feet to a point; thence South 44° 42' 16.81" East 17.1869 feet to the point of BEGINNING, containing 0.2069 acres, more or less.

Tract I

BEGINNING at a point having NAD 83 NC State Plane coordinates N = 860,004.67 and E = 1,722,256.85, and running thence from said Beginning Point, North 6° 58' 55.27" East 115.6714 feet to a point; thence North 46° 29' 52.70" East 382.3711 feet to a point; thence North 46° 22' 51.34" East 270.1261 feet to a point; thence North 45° 26' 58.19" East 190.7478 feet to a point; thence North 42° 29' 42.62" East 83.2544 feet to a point; thence North 73° 06' 31.80" East 40.0945 feet to a point; thence North 73° 37' 39.66" East 27.9406 feet to a point; thence North 66° 35' 44.11" East 81.4616 feet to a point; thence South 77° 14' 11.20" East 6.0942 feet to a point; thence along a curve to the right having a radius of 4097.00 feet and an arc distance of 416.5113 feet, and a chord bearing and chord distance of South 43° 39' 28.38" West 416.33 feet to a point; thence South 46° 34' 13.08" West 740.2777 feet to the point of BEGINNING, containing 1.7824 acres, more or less.