Trail Agreement Statement

On February 19, 2020, M. Baker staff visited the Logan Creek stream restoration project site for the purpose of determining the average width of the nature trail. This was done at the request of the Department of Environmental Quality, Stewardship Program for the purpose of determining the nature trail width, so that a standard for trail width could be established and agreed to for future stewardship of the conservation easement. The nature trail width was measured every 200 LF starting at the top near the Trout Pond and moving downstream to the bridge (#1 above). We measured 14 locations using a pocket rod and photographed most, but not all, measurement locations (see next page). The widths ranged from 5 to 9.5 LF with an average width being 6.6 LF. When Michael Baker established a Conservation Easement for the Logan Creek Stream Restoration Project between Cow Rock Mountain, Inc. and the State of North Carolina on December 27, 2007, the right to maintain the existing nature trail was retained. However, there was not an agreement made regarding what trail width would be maintained. Based on the data collected we propose establishing the trail width as seven (7) feet. We are asking Lonesome Valley to agree with this maximum managed width, recognizing that the NC DEQ Stewardship Program will expect that the trail will not be managed in any way that makes the width greater than 7 linear feet. Both parties recognize that there are natural openings along the trail where the width may appear wider, but these are not maintained by active management.

Photos of trail measurements taken every 200 LF down the trail to determine avg. width, sampling of sites. Measuring tape is 6.5 feet in length.

Photo 1. Bridge #1 at lower stream crossing, not in easement.

Photo 2. Foot bridge #1 over UT7.

Photo 3. Foot bridge #2 over UT4.

Photo 4. Foot bridge #3 over UT3.

Photo 5. Foot bridge #4 over UT2.

Photo 6. Foot bridge #5 over the Logan Creek.

Trail Width Agreement

As a responsible representative of Lonesome Valley POA Inc. (successor in interest to Cow Rock Mountain, Inc., Grantor of a Conservation Easement and Right of Access Deed recorded with the Jackson Count Registry in Deed Book 1720, Page 238-248 and amended 2/7/13 as recorded in Book 1971 and page 839-851), being the owner who manages the Nature Trail along Logan Creek and the property over which the Conservation Easement and Right of Access apply, we agree with the Trail Agreement Statement as it applies to that part of the Nature Trail that falls within the established Conservation Easement held by the State of North Carolina. It will be managed or maintained at a width no greater than 7 (seven) Linear Feet and at the present surveyed location. We understand that beyond this trail width the requirements of the Conservation Easement fully apply.

_____ (SEAL)

Richard G. Jennings III, President
Representative's printed name and title

NORTH CAROLINA
COUNTY OF Jackson

I, Sheila F. Singleton, a Notary Public in and for the County Transylvania and State aforesaid, do hereby certify that Richard G. Jennings, III, a representative of Lonesome Valley POA Inc., personally appeared before me this day and acknowledged that they agree to maintain the nature trail in accordance with the Trail Agreement Statement (attached) for future management.

IN WITNESS WHEREOF, I have hereunto set my hand and Notary Seal this the 28th day of May, 2020.

Sheila F. Singleton
Notary Public

My commission expires:

06/26/2025

SHEILA F. SINGLETON
NOTARY
MY COMMISSION EXPIRES
06.26.2025
PUBLIC
TRANSYLVANIA COUNTY, NC