Prepared By: Fred C. Lamar
NC Department of Transportation
Attorney General's Office
1505 Mail Service Center
Raleigh, N.C. 27699-1505

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Brunswick County—Register of Deeds
Robert J. Robinson
Inst #65177 Book 1428Page 1259
01/16/2001 04:37:28pm Rec# 62741

STATE OF NORTH CAROLINA

COUNTY OF BRUNSWICK

THIS DEED OF GIFT, made and entered into this the 22nd day of December, 2000, by and between ECOSYSTEMS LAND MITIGATION BANK CORPORATION, a Florida corporation, party of the first part; and NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, an agency of the State of North Carolina, having an address of One South Wilmington Street, P. O. Box 25201, Raleigh, NC 27611, party of the second part;

W I T N E S S E T H :

That the party of the first part for an in consideration of a donative intent and by way of gift to the party of the second part, does convey as a gift unto the party of the second part, said party's successors and assigns, subject to the matter hereinafter specified, the following described property, to wit:

All those certain tracts or parcels of land and easements lying and being situate in Brunswick County, North Carolina and being more particularly described as follows:

(1) Neal - Eagle Brunswick

All of the property described by the deed dated July 16, 1999 recorded in Book 1318, Page 1424 in the office of the Register of Deeds of Brunswick County from Caroline H. Neal and husband, Charles R. Neal to Ecosystems Land Mitigation Bank Corporation, said deed being incorporated herein by reference for a more perfect description of said property.

(2) Dale -

All of the property described by the deed from Ezra G. Dale and wife, Eleanor H. Dale to Ecosystems Land Mitigation Bank Corporation dated October 21, 1999 and recorded in Book 1337, Page 883 in the office of the Register of Deeds of Brunswick County, said deed being incorporated herein by reference for a more perfect description of said property.

	TS	AUX	COR			SPL	BY
TR-2	1	5	0280	0	002	5	KO
TR-3	1	5	0390	0	001	5	
TR-1	1	5	0100	0	029	0200	

RE Samantha/DOT
TOTAL 18— REV____ TC# 1
REC#____ CK AMT 18. CK#____
CASH____ REF____ BY SS

RECORD OF POOR QUALITY DUE TO CONDITION OF ORIGINAL

UNCERTIFIED

(3) McIntyre -

All of the property described by the deed from Kyle McIntyre to Ecosystems Land Mitigation Bank Corporation dated August 31, 1999 and recorded in Book 1328, Page 4 in the office of the Register of Deeds of Brunswick County together with all right, title and interest of the party of the first part in the property described by deed from Kyle McIntyre to Ecosystems Land Mitigation Bank Corporation dated August 31, 1999 recorded in Book 1328, Page 11 in the office of the Register of Deeds of Brunswick County, said deeds being incorporated herein by reference for a more perfect description of said property.

(4) Rowell's Branch

All that certain easement and rights described by deed from Ezra G. Dale and wife, Eleanor H. Dale and D&H Investors, Inc. to Ecosystems Land Mitigation Bank Corporation dated October 21, 1999 and recorded in Book 1337, Page 888 in the office of the Register of Deeds of Brunswick County, said deed being incorporated herein by reference for a more perfect description of said easement.

This conveyance is made together with all easements, appurtenances and rights conveyed to the party of the first part in each of the aforesaid instruments. This conveyance is made subject to easements, reservations and restrictions of record affecting the aforesaid property, if any, and subject to any agreements between the parties regarding the above property.

TO HAVE AND TO HOLD said property and all privileges and appurtenances thereunto belonging to the party of the second part, said party's successors and assigns forever.

And the party of the first part does covenant that said party is seized of said property in fee and has the right to convey same in fee simple; that the same is free from encumbrances except any encumbrances, restrictions, reservations and rights of entry mentioned above and that said party will warrant and defend the title to the same against the lawful claims of all persons whomsoever.

RECORD OF POOR QUALITY
DUE TO CONDITION OF ORIGINAL

YARBOROUGH, SMITH, P.A., ATTORNEYS AT LAW

IN TESTIMONY WHEREOF, the party of the first part has caused this instrument to be executed under seal and in such form as to be binding, all by authority of its Board of Directors first duly given, this the day and year first above written.

ECOSYSTEMS LAND MITIGATION BANK CORPORATION

By: William [illegible]
Vice President

Attest: Alan G. Tickett
Secretary

ECOSYSTEMS LAND MITIGATION BANK CORPORATION CORPORATE SEAL 1994 FLORIDA

Accepted this 28TH day of DECEMBER 2000.

NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, an agency of the State of North Carolina

By: _____ (SEAL)
Title: Manager of Right-of-Way Branch

ATTEST:

Tammy Deaver
SECRETARY TO THE BOARD OF TRANSPORTATION AND CUSTODIAN OF THE SEAL OF THE DEPARTMENT OF TRANSPORTATION

DEPARTMENT OF TRANSPORTATION NORTH CAROLINA 1973

RECORD OF POOR QUALITY DUE TO CONDITION OF ORIGINAL

UNCERTIFIED

RECORD OF POOR QUALITY
DUE TO CONDITION OF ORIGINAL

STATE OF Florida
COUNTY OF Orange

I, A. Dean Murdock, a Notary Public in and for said County and State, do hereby certify that on the 21 day of December, 2000, before me personally appeared William G. Gerber, with whom I am personally acquainted, who, being by me duly sworn, says that he is Vice President and that Alan G. Fickett is _____ Secretary of ECOSYSTEMS LAND MITIGATION BANK CORPORATION, the corporation described in and which executed the foregoing instrument; that he knows the common seal of said corporation; that the seal affixed to the foregoing instrument is said common seal; that the name of the corporation was subscribed thereto by the said Vice President; that the said Vice President and _____ Secretary subscribed their names thereto and the said common seal was affixed, all by authority of the Board of Directors of said corporation; and that the said instrument is the act and deed of said corporation.

WITNESS my hand and notarial seal, this the 21 day of December 2000.

A. Dean Murdock
Notary Public

My Commission Expires:
_____

A. DEAN MURDOCK
MY COMMISSION # CC 727836
EXPIRES: March 25, 2002
Bonded Thru Notary Public Underwriters

STATE OF NORTH CAROLINA **Inst # 65177 Book 1428Page: 1263**

COUNTY OF WAKE

This the 28TH day of DECEMBER, 2000, personally appeared before me, JOE G. CREECH JR, a Notary Public for said County and State, Tammy Denning, who being by me duly sworn, says that she knows the Seal of the Department of Transportation and is acquainted with A. D. Allison, II, who is Assistant Manager of Right-of-Way of the Division of Highways of said Department, and that she, the said Tammy Denning, is the Secretary to the Board of Transportation and Custodian of the Seal of the Department of Transportation, and saw said Assistant Manager of Right-of-Way sign the foregoing instrument, and that she, the said Secretary to the Board of Transportation and Custodian of the Seal of the Department of Transportation, affixed said seal instrument and signed her name in attestation of the execution thereof in the presence of said Assistant Manager of Right-of-Way.

WITNESS my hand and Notary Seal, this the 28TH day of DECEMBER, 2000.

NOTARY PUBLIC

[NOTARIAL SEAL]

My Commission expires: SEPTEMBER 8, 2002

STATE OF NORTH CAROLINA

COUNTY OF _____

The foregoing Certificate(s) of

_____

Is/ are certified to be correct. This instrument and this certificate are duly registered at the date

STATE OF NORTH CAROLINA
COUNTY OF BRUNSWICK
The Foregoing (or annexed) Certificate(s) of A DEAN MURDOCK, JOE G CREECH JR

Notary(ies) Public is (are) Certified to be Correct.
This Instrument was filed for Registration on this 16th Day of January, 2001
in the Book and Page shown on the First Page hereof.

Robert J. Robinson /SS
ROBERT J. ROBINSON, Register of Deeds