10:03 16.00
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NORTH CAROLINA

DEED AND GRANT OF EASEMENT

GREENE COUNTY

COPY

This Deed and Grant of Easement made and entered into this 18th day of July, 2000, by and between BEULAH DALL COX (widow), and MARY BEAMAN COX (unmarried), and WILTON L. COX and wife, FRANCIS CREECH COX, of Greene County, North Carolina, hereinafter collectively referred to in the neuter and the singular, whether one or more persons, as party of the first part; and the State of North Carolina, whose mailing address is State of North Carolina, State Property Office, 116 West Jones Street, Raleigh, North Carolina 27603-8003 hereinafter referred to as the party of the second part;

W I T N E S S E T H:

WHEREAS, Beulah Dall Cox and Mary Beaman Cox are the owners of a certain tract of land in Speights Bridge Township, Greene County, North Carolina, described as Tract 4 in Will Book 2, Page 281, Office of the Clerk of Court of Greene County, which property is also described as Tract 2 in that Deed recorded in Book 461, Page 175, Greene County Registry; and

WHEREAS, Wilton L. Cox is the owner of two tracts of land, the first tract being described as Tract 8 in Will Book 2, Page 281, Office of Greene County Clerk of Court and, the second tract being described as all of that land on a certain map recorded in Map Book 23, Page 48, Greene County Registry; and

WHEREAS, said party of the second part is obtaining a conservation easement from Frank D. Barnhill along the land adjacent to Contentnea Creek and Beaman Run, which conservation easement is more specifically described on that map entitled "Survey for the State of North Carolina (Conservation Easement)"

by Danny Grant and Associates dated May 16, 2000, recorded in Map Book 26, Pages 54 through 56, Greene Country Registry (hereinafter referred to as the "Conservation Easement"); and

WHEREAS, access to the Conservation Easement can be obtained only across a farm path shown on the above-referenced map as the Farm Path (hereinafter referred to as the "Farm Path"); and

WHEREAS, the Farm Path traverses a portion of the property belonging to Beulah Dall Cox and Mary Beaman Cox and a portion of the property belonging to Wilton L. Cox; and

WHEREAS, the party of the first part has consented and agreed to convey, give and grant unto the said party of the second part its successors and assigns all of such easement rights and appurtenances thereto, as herein mentioned and described, upon the terms and conditions hereinafter set forth and at the places hereinafter described;

NOW, THEREFORE, the said party of the first part, for and in consideration of the sum of ONE DOLLAR ($1.00) and other valuable considerations to it in hand paid by the party of the second part, the receipt of all of which is hereby fully acknowledged, does hereby give, grant and convey unto the said party of the second part, its successors and assigns, an easement for the purpose of access, ingress, egress, and regress to and from N.C.S.R. 1225 to and from the Conservation Easement described on that map entitled "Survey for the State of North Carolina (Conservation Easement)" by Danny Grant and Associates dated May 16, 2000, which map is recorded in Map Book 26, Pages 54 through 56 of the Greene County Registry, said easement being more specifically described as follows:

BEING all of that property described as the "40' INGRESS AND EGRESS EASEMENT M.B. 25,

Pg. 216" and the "NEW 12' INGRESS AND EGRESS EASEMENT ALONG EXISTING FARM PATH" as both are shown on that map entitled "Survey for the State of North Carolina (Conservation Easement)" prepared by Danny Grant and Associates, dated May 16, 2000 which map is recorded in Plat Book 26, Pages 54 through 56, Greene County Registry, to which map reference is made for a more detailed description.

TO HAVE AND TO HOLD all of said right-of-way, easement and other rights to it, said party of the second part, its successors and assigns forever, it being agreed that all rights-of-way, easements and other rights hereby granted and conveyed are appurtenant to and run with the Conservation Easement.

And Beulah Dall Cox and Mary Beaman Cox for themselves, their heirs, successors and assigns, covenant with said party of the second part, its successors and assigns that they are seized of the land described as Tract 4, Will Book 2, Page 281, Office of the Clerk of Superior Court of Greene County and more particularly described as Tract 2 in Deed Book 461, Page 175 of the Lenoir County Registry, together with any and all appurtenances to the same, in fee and has the right to convey the said easement and all other said rights in fee simple; that the same is free and clear of all encumbrances, and that they will forever warrant and defend the said title to the same against the lawful claims of all persons whomsoever.

And Wilton L. Cox, for himself and his heirs, successors and assigns, covenants with said party of the second part, its successors and assigns that he is seized of those two tracts of land described as Tract 8, Will Book 2, Page 281, Office of the Clerk of Superior Court of Greene County, and as that property shown on that map recorded in Map Book 23, Page

48, Greene County Registry, together with any and all appurtenances to the same, in fee and has the right to convey the said easement and all other said rights in fee simple; that the same is free and clear of all encumbrances, and that he will forever warrant and defend the said title to the same against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, the party of the first part has hereunto set their hands and seals the day and year first above written.

Beulah Dall Cox (SEAL)
Beulah Dall Cox

Mary Beaman Cox (SEAL)
Mary Beaman Cox

Wilton L. Cox (SEAL)
Wilton L. Cox

Francis Creech Cox (SEAL)
Francis Creech Cox

NORTH CAROLINA

Wilson COUNTY

Personally appeared before me this day BEULAH DALL COX (widow), and acknowledged to me the due execution of the foregoing instrument for the terms and purposes therein set forth.

Witness my hand and notarial seal, this 18th day of July, 2000.

Notary Public

My commission expires: 12-17-2002

WHITE & ALLEN, P.A.
ATTORNEYS AT LAW
KINSTON, N.C.

Book 0526 Page 0913

NORTH CAROLINA

Wilson COUNTY

Personally appeared before me this day MARY BEAMAN COX (unmarried), and acknowledged to me the due execution of the foregoing instrument for the terms and purposes therein set forth.

Witness my hand and notarial seal, this 1st day of July, 2000.

Ralph M Smith
Notary Public

My commission expires: 12-17-2001

NORTH CAROLINA

Wilson COUNTY

Personally appeared before me this day WILTON L. COX and wife, FRANCIS CREECH COX, and acknowledged to me the due execution of the foregoing instrument for the terms and purposes therein set forth.

Witness my hand and notarial seal, this 11 day of July, 2000.

Carol E. Woodard
Notary Public

My commission expires: May 29, 2001

30767RJA.kke
S00040-001

NORTH CAROLINA, GREENE COUNTY
The foregoing certificate(s) of Ralph M Smith + Carol E Woodard and
Notary(ies) Public is (are) certified to be correct. This instrument was presented for registration and recorded in this office in Book 526 Page 909. This 25th day of September, 2000, A. D., at 10:02 o'clock a M.

Hazel Murphy
Register of Deeds, Greene County

By Nancy M Murphy
Asst Register of Deeds

WHITE & ALLEN, P.A.
ATTORNEYS AT LAW
KINSTON, N.C.

Book 0526 Page 0915

Prepared By: Richard J. Archie

NORTH CAROLINA

GREENE COUNTY

COPY

DEED OF SUBORDINATION

THIS SUBORDINATION AGREEMENT, made and entered into this the 7th day of September, 2000, by and between DAVID C. MORRIS, Substitute Trustee, and EAST CAROLINA FARM CREDIT, ACA, parties of the first part; and FRANK DOUGLAS BARNHILL and wife, EVA LEE BARNHILL, parties of the second part;

W I T N E S S E T H:

WHEREAS, the Federal Land Bank of Columbia loaned money to parties of the second part and took from said parties of the second part a note secured by Deed of Trust upon the lands to William A. Allen, Jr., Trustee, which Deed of Trust is recorded in Book 425, Page 77, of the Greene County Registry; and

WHEREAS, this Deed of Trust was assumed by EAST CAROLINA FARM CREDIT, ACA, the said parties of the first part, and DAVID C. MORRIS was duly appointed Substitute Trustee on said Deed of Trust; and

WHEREAS, there is presently pending in Greene County Superior Court a lawsuit titled State ex. rel. McDevitt v. Barnhill, 99-CVS-7 wherein the State has sued to recover costs approximating one million dollars which the State spent in removing a nuisance scrap tire site from FRANK DOUGLAS BARNHILL's property, which property is the same as the collateral pledged on the Deed of Trust recorded in Book 425, Page 77, of the Greene County Registry; and

WHEREAS, the State of North Carolina, through its Wetlands Restoration Program, is interested in acquiring a conservation easement on portions of BARNHILL's property, which is the basis of a settlement agreement worked out between the State and BARNHILL in the above-referenced lawsuit; and

WHEREAS, the State of North Carolina, through the Wetlands Restoration Program, requires as a condition of accepting the conservation easement in settlement of the lawsuit, that the existing Deed of Trust recorded in Book 425, Page 77 of the Greene County Registry, be subordinated to the conservation easement in favor of the State of North Carolina, through the Wetlands Restoration Program, Division of Water Quality, North Carolina Department of Environment and Natural Resources; and

NOW, THEREFORE, parties of the first part, in consideration of the sum of TEN AND 00/100 DOLLARS ($10.00) to them in hand paid, do hereby contract and agree with parties of the second part, that the conservation easement deeded to the State of North Carolina recorded in Book 526, Page 897, Greene County Registry upon the land described therein, shall be superior to the Deed of Trust now held by parties of the first part, recorded in Book 425, Page 77, of the Greene County Registry, and to carry out said purpose, the parties of the first part do hereby release, remise and quitclaim to parties of the second part, title to and lien upon said land to the extent, but only to the extent, that the deed of trust now held by them shall be subordinate to the conservation easement deeded to the State of North Carolina, recorded in Book 526, Page 897, of the Greene County Registry.

It is expressly understood and agreed, that except for such subordination, the deed of trust now held by parties of the first part recorded in Book 425, Page 77, of the Greene County Registry, shall remain in full force and effect. The lands hereinabove referenced lying in Greene County, North Carolina and being more particularly described as follows:

BEING all of that property described on Exhibit A attached hereto and incorporated herein by reference.

IN TESTIMONY WHEREOF, said parties of the first part have caused this instrument to be executed, as of the day and year first above written.

David C Morris (SEAL)
DAVID C. MORRIS, Substitute Trustee

EAST CAROLINA FARM CREDIT, ACA

By: Jerry W Lawson (SEAL)
Vice Pres.

STATE OF NORTH CAROLINA

COUNTY OF Beaufort

I, Mary L. Godley, a Notary Public in and for said County and State, certify that DAVID C. MORRIS, Substitute Trustee, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and notarial seal, this 7th day of September, 2000.

Mary L. Godley
Notary Public

My commission expires:

3-01-05

MARY L. GODLEY NOTARY PUBLIC BEAUFORT COUNTY, N.C.

WHITE & ALLEN, P.A.
ATTORNEYS AT LAW
KINSTON, N.C.

STATE OF NORTH CAROLINA

COUNTY OF Beaufort

I, Mary L. Godley, a Notary Public for said County and State, certify that Jerry W. Sawyer, personally appeared before me this day and acknowledged that he is the Vice President of EAST CAROLINA FARM CREDIT, ACA and that he executed the above subordination agreement on behalf of EAST CAROLINA FARM CREDIT, ACA by the authority duly given.

Witness my hand and official seal or stamp, this the 7th day of September, 2000.

Mary L. Godley
Notary Public

MARY L. GODLEY NOTARY PUBLIC BEAUFORT COUNTY, N.C.

My commission expires:

3-1-05

NORTH CAROLINA

GREENE COUNTY

The foregoing certificate(s) of Mary L Godley, Notary(~~ies~~) Public is (~~are~~) certified to be correct. This instrument was presented for registration and recorded in this office in Book 526, Page 915. This the 25th day of September, 2000 A.D., at 10:04 o'clock a .M.

Hazel Murphy
Register of Deeds, Greene County

Nancy Murphy
Asst Register of Deeds

29201RJA.lmr

WHITE & ALLEN, P.A.
ATTORNEYS AT LAW
KINSTON, N.C.

EXHIBIT A

ATTACHED TO THAT DEED OF SUBORDINATION ENTERED INTO THE 7th DAY OF September, 2000 BY AND BETWEEN C. RICHARD CRAWFORD, SUBSTITUTE TRUSTEE AND EAST CAROLINA FARM CREDIT, ACA, PARTIES OF THE FIRST PART; AND FRANK DOUGLAS BARNHILL AND WIFE EVA LEE BARNHILL, PARTIES OF THE SECOND PART.

Beginning at a point in a ditch said point being located as follows: Beginning at a p.k. nail found in the centerline intersection of N.C.S.R. 1225 and N.C.S.R. 1222 and running with the centerline of N.C.S.R. 1225 South 68 deg. 23 min. 01 sec. West - 136.01 ft. to a p.k. nail found, thence South 75 deg. 25 min. 59 sec. West - 99.98 ft. to a p.k. nail found, thence South 81 deg. 39 min. 18 sec. West - 99.98 ft. to a p.k. nail found, thence South 87 deg. 24 min. 04 sec. West - 99.99 ft. to a p.k. nail found, thence North 86 deg. 19 min. 56 sec. West - 100.00 ft. to a p.k. nail found, thence North 80 deg. 13 min. 59 sec. West - 99.98 ft. to a p.k. nail found, thence leaving said centerline and running North 80 deg. 11 min. 53 sec. West - 68.47 ft. to a railroad spike found in the southern lane of N.C.S.R. 1225 and being the Northeast corner of the Frank D. Barnhill property recorded in Deed Book 309, Page 93, thence with the northern line of said Barnhill tract North 84 deg. 56 min. 33 sec. West - 211.76 ft. to a new iron pipe in the center of an existing 12 ft. farm path, thence continuing with said 12 ft. farm path South 13 deg. 34 min. 25 sec. West - 209.32 ft. to a new iron pipe, thence South 74 deg. 44 min. 44 sec. East - 149.33 ft. to a new iron pipe, thence South 47 deg. 00 min. 49 sec. East - 91.74 ft. to a new iron pipe, thence South 21 deg. 24 min. 44 sec. West - 272.61 ft. to a new iron pipe, thence South 73 deg. 43 min. 21 sec. West - 161.85 ft. to a new iron pipe, thence South 83 deg. 39 min. 44 sec. West - 120.29 ft. to a new iron pipe, thence South 43 deg. 45 min. 24 sec. West - 169.71 ft. to a new iron pipe, thence South 35 deg. 37 min. 44 sec. West - 205.61 ft. to a new iron pipe, thence South 28 deg. 19 min. 13 sec. West - 36.19 ft. to a new iron pipe in the 12 ft. farm path and being a common corner with the Wilton Cox property known as "Tract 8" of the plat recorded in Will Book 2, page 281 of the Greene County Clerk of Court's office, thence with said Cox line and continuing with said 12 ft. farm path South 29 deg. 27 min. 25 sec. West - 211.35 ft. to a new iron pipe, thence South 13 deg. 06 min. 31 sec. West - 121.79 ft. to a new iron pipe at the common corner of Tract 3, Tract 4, and Tract 8 of said plat, thence continuing with said 12 ft. farm path and the line between Tract 3 and Tract 4, South 08 deg. 21 min. 12 sec. West - 457. 89 ft. to an iron stake found, a common corner of Tract 3 and Tract 4, thence leaving said line and continuing with the 12 ft. farm path South 07 deg. 00 min. 55 sec. West -67.03 ft. to a new iron pipe, thence South 24 deg. 35 min. 27 sec. West - 302.21 ft. to a new iron pipe, thence South 33 deg. 20 min. 55 sec. West - 342.32 ft. to a new iron pipe, thence South 29 deg. 31 min. 52 sec. West - 184.29 ft. to a new iron pipe, thence South 54 deg. 03 min. 42 sec. West - 253.85 ft. to a new iron pipe, thence South

63 deg. 00 min. 53 sec. West - 118.18 ft. to a new iron pipe over a culvert in a ditch the common property line between Tract 4 and Tract 5, Will Book 2, Page 281, Tract 5 being the Frank D. Barnhill property recorded in Deed Book 270, Page 631 of the Greene County Registry, thence leaving the centerline of said 12 ft. farm path and running with said property line South 32 deg. 30 min. 00 sec. East - 6.01 ft. to a point in a ditch being the Northeastern corner of Tract "A" as shown on a plat entitled: "Survey For The State of North Carolina" dated; May 16, 2000 prepared by Danny Grant & Associates Land Surveying and being the point of beginning.

TRACT "A"

From the above described beginning running thence as follows: Running with the ditch South 32 deg. 30min. 00 sec. East - 41.81 ft. to a new iron pipe, thence South 45 deg. 10 min. 51 sec. East - 363.00 ft. to a point in the stream of Beaman run, thence with Beaman run the following courses and distances South 00 deg. 34 min. 30 sec. West - 234.17 ft., South 17 deg. 40 min. 58 sec. West - 99.76 ft., South 66 deg. 33 min. 32 sec. West - 405.50 ft., South 50 deg. 30 min. 42 sec. West - 384.84 ft., South 51 deg. 03 min. 29 sec West - 101.83 ft., South 65 deg. 40 min. 36 sec. West - 142.90 ft., North 62 deg. 53 min. 59 sec. West - 43.45 ft., North 08 deg. 03 min. 35 sec. East - 51.75 ft., North 26 deg. 39 min. 02 sec. West - 158.46 ft., North 74 deg. 05 min. 51 sec. West - 37.26 ft., North 04 deg. 48 min. 48 sec. West - 62.88 ft., North 45 deg. 19 min. 22 sec. West - 40.88 ft., South 46 deg. 27 min. 56 sec. West - 92.14 ft., South 76 deg. 56 min. 07 sec. West - 116.71 ft., North 47 deg. 51 min. 36 sec. West - 71.65 ft., North 75 deg. 41 min. 53 sec. West - 85.32 ft., North 22 deg. 55 min. 24 sec. West - 48.83 ft., South 66 deg. 30 min. 52 sec. West - 45.28 ft., South 21 deg. 29 min. 23 sec. West - 121.19 ft., South 30 deg. 40 min. 13 sec. West - 67.59 ft., South 15 deg. 54 min 17 sec. East - 80.99 ft., North 87 deg. 10 min. 18 sec. West - 43.48 ft., South 30 deg. 00 min. 53 sec. West - 98.58 ft., south 35 deg. 00 min. 36 sec. East - 103.84 ft., North 66 deg. 42 min. 04 sec. East - 59.76 ft., South 22 deg. 15 min. 42 sec. East - 96.05 ft., South 44 deg. 49 min. 19 sec. West - 60.93 ft., South 17 deg. 00 min. 44 sec. West - 65.39 ft., South 11 deg. 09 min. 33 sec. West - 91.56 ft., South 09 deg. 54 min. 34 sec. West - 113.58 ft., South 56 deg. 25 min. 34 sec. West - 244.18 ft., South 26 deg. 42 min. 45 sec. East - 142.58 ft., South 51 deg. 54 min. 51 sec. East - 118.43 ft., South 22 deg. 18 min. 10 sec. West - 97.60 ft., South 57 deg. 44 min. 13 sec. West - 86.37 ft., South 13 deg. 22 min. 54 sec. East - 64.15 ft., South 47 deg. 40 min. 27 sec. West - 36.02 ft., South 09 deg. 50 min. 20 sec. East - 92.58 ft., South 89 deg. 07 min. 25 sec. West - 29.65 ft., North 82 deg. 17 min. 35 sec. West - 65.85 ft., North 28 deg. 11 min. 47 sec. West - 63.46 ft., South 43 deg. 08 min. 14 sec. West - 85.34 ft., North 46 deg. 38 min. 15 sec. West - 48.06 ft., South 56 deg. 40 min. 57 sec. West - 95.18 ft., South 27 deg. 47 min. 51 sec. East - 70.37 ft., South 21 deg. 30 min. 59 sec. West - 41.29 ft., North 69 deg. 11 min. 45 sec. West - 83.47 ft., South 64 deg. 50 min. 04 West - 28.60 ft., South 33 deg. 46 min. 28 sec. East - 184.16 ft., South 83 deg. 10 min. 33 sec. East - 75.49 ft., South 17 deg. 30 min. 40 sec. West - 49.64 ft., South 65 deg. 23 min. 26 sec. East - 80.25 ft., South 70 deg. 52 min. 33 sec. East - 149.55 ft., South 25 deg. 20 min. 49 sec. East - 24.59 ft., South 85 deg. 02 min. 23 sec. East - 171.05 ft., South 37 deg. 54 min. 14 sec. West - 55.74 ft., South 00 deg. 39 min. 59 sec. East - 102.41 ft., South 83 deg. 09 min.

24 sec. West - 304.19 ft., South 01 deg. 43 min. 27 sec. West - 163.76 ft., South 10 deg. 41 min. 37 sec. East - 142.63 ft., South 18 deg. 00 min. 29 sec. East - 118.60 ft., South 39 deg. 36 min. 06 sec. East - 91.08 ft., South 71 deg. 16 min. 39 sec. West 85.26 ft., thence South 32 deg. 58 min. 42 sec. West - 124.42 ft., to the mouth of Beaman Run, Thence up and along the bank of Contentnea Creek North 53 deg. 27 min. 07 sec. West - 167.61 ft., North 47 deg. 59 min. 52 sec. West - 96.47 ft., North 57 deg. 44 min. 39 sec. West - 125.17 ft., North 69 deg. 13 min. 46 sec. West - 124.77 ft., to a new iron pipe the southeastern corner of the Cox property recorded as Tract 4 in Deed Book 127, Pages 70 & 71 of the Greene County Registry, thence running with the eastern line of said Cox property North 08 deg. 41 min. 59 sec. West - 1426.74 ft. to a new iron pipe in said Cox line cornering and running with a new line South 55 deg. 28 min. 27 sec. East - 432.33 ft. to a new iron pipe, thence South 55 deg. 28 min. 27 sec. East - 94.54 to a new iron pipe, thence North 52 deg. 46 min. 18 sec. East - 122.70 ft. to a new iron pipe, thence North 33 deg. 07 min. 08 sec. East - 126.18 ft. to a new iron pipe, thence North 39 deg. 34 min. 21 sec. West - 134.81 ft. to a new iron pipe, thence North 03 deg. 56 min. 01 sec. West - 95.62 ft. to a new iron pipe thence North 39 deg. 03 min. 59 sec. East - 150.02 ft. to a new iron pipe, thence North 11 deg. 09 min. 24 sec. East - 337.19 ft. to a new iron pipe, thence North 03 deg. 07 min. 59 sec. West - 248.93 ft. to a new iron pipe on the southern edge of said 12' farm path, thence along the southern edge of said farm path North 68 deg. 44 min. 30 sec. East - 84.71 ft. to a new iron pipe, thence North 44 deg. 03 min. 53 sec. East - 140.62 ft. to a new iron pipe, thence North 35 deg. 14 min. 46 sec. East - 215.92 ft. to a new iron pipe, thence North 64 deg. 32 min. 47 sec. East - 219.79 ft. to a new iron pipe, thence North 60 deg. 26 min. 06 sec. East - 422.99 ft. to a new iron pipe, thence North 60 deg. 45 min. 36 sec. East - 273.09 ft. to a new iron pipe, thence North 60 deg. 09 min. 30 sec. East - 575.89 ft. to a new iron pipe on the bank of a ditch, thence North 60 deg. 09 min. 30 sec. East - 10.47 ft. back to the point of beginning containing 47.53 acres by computer including a 2.11 acre open pit easement area and being Tract "A" as shown on sheet 1 of 3 and sheet 2 of 3 of a plat entitled; "Survey for The State of North Carolina" dated May 16, 2000 prepared by Danny Grant & Associates Land Surveying which maps are recorded in Map Book 26, Pages 54-56, Greene County Registry.

As set forth in Section IV (C) of the Conservation Easement, Grantor does hereby reserve for the purpose of a borrow pit the "OPEN PIT EASEMENT AREA" as shown on said plat and described as follows:

Beginning at a new iron pipe on the southern side of a 12 ft. farm path, said point being located South 60 deg. 09 min. 30 sec. West - 586.36 ft. from the Northwest corner of Tract "A". From said point of beginning running thence as follows: Leaving said farm path and running South 30 deg. 24 min. 14 sec. East - 137.31 ft. to a new iron pipe, thence South 23 deg. 13 min. 25 sec. East - 166.42 ft. to a new iron pipe, thence South 56 deg. 15 min. 06 sec. West - 149.34 ft. to a new iron pipe, thence North 86 deg. 35 min. 01 sec. West - 229.61 ft. to a new iron pipe, thence North 27 deg. 55 min. 06 sec. West - 37.29 ft. to a new iron pipe, thence North 00 deg. 50 min. 54 sec. West - 174.32 ft. to a new iron pipe on the southern edge of said 12 ft. farm path, thence with said farm

path North 60 deg. 45 min. 36 sec. East - 273.09 ft. back to the point of beginning containing 2.11 acres by computer.

TRACT "B"

Beginning at a point on the western side of the 12 ft. farm path, said point being located from the previously described point of beginning (the northeastern corner of TRACT "A") as follows: Leaving said point and running with the southern edge of the 12 ft. farm path South 60 deg. 09 min. 30 sec. East - 10.47 ft. to a new iron pipe on the bank of a ditch, thence South 60 deg. 09 min. 30 sec. West - 575.89 ft. to a new iron pipe, thence South 60 deg. 45 min. 36 sec. West - 273.09 ft. to a new iron pipe, thence South 60 deg. 26 min. 06 sec. West - 422.99 ft. to a new iron pipe, thence South 64 deg. 32 min. 47 sec. West - 219.79 ft. to a new iron pipe, thence South 35 deg. 14 min. 46 sec. West - 215.92 ft to a new iron pipe., thence South 44 deg. 03 min. 53 sec. West - 140.62 ft. to a new iron pipe, thence South 68 deg. 44 min. 30 sec. West - 84.71 ft. to a new iron pipe, thence South 78 deg. 15 min. 18 sec. West - 736.36 ft. to a new iron pipe, thence North 09 deg. 42 min. 44 sec. West - 578.78 ft. to a new iron pipe, said pipe being the point of beginning.

From the above described point of beginning thence running with the southern line of Tract "B" South 81 deg. 04 min. 47 sec. West - 34.81 ft. to a new iron pipe, thence South 78 deg. 07 min. 29 sec. West - 215.75 ft. to a new iron pipe, thence North 74 deg. 54 min. 00 sec. West - 166.54 ft. to a new iron pipe, thence South 74 deg. 21 min. 03 sec. West - 194.16 ft. to a new iron pipe, thence South 13 deg. 59 min. 41 sec. West - 428.05 ft. to a new iron pipe, thence South 12 deg. 07 min. 24 sec. West - 157.92 ft. to a new iron pipe, thence South 35 deg. 04 min. 31 sec. West - 138.60 ft. to a new iron pipe, thence South 03 deg. 54 min. 45 sec. West - 247.52 ft. to a new iron pipe, thence South 08 deg. 15 min. 38 sec. East - 409.15 ft. to a new iron pipe, thence South 54 deg. 07 min. 34 sec. East - 60.26 ft. to an axle found, the northwest corner of the Cox property recorded as lot 1A in Deed Book 127, Pages 70 & 71, thence running with the Cox property line South 33 deg. 28 min. 24 sec. West - 671.62 ft. to an axle found the common corner of said lot 1A and lot 3A recorded in Deed Book 127, Pages 70 & 71, thence with the line of lot 3a South 33 deg. 11 min. 41 sec. West - 1,105.49 ft. to a axle found on the bank of the Contentnea Creek, the southwest corner of said lot 3A, thence running with the bank of the Contentnea Creek the following courses and distances, North 51 deg. 00 min. 52 sec. West - 233.48 ft., thence North 43 deg. 50 min. 37 sec. West - 199.58 ft., thence North 10 deg. 37 min. 17 sec. East - 241.57 ft., thence North

08 deg. 48 min. 04 sec. East - 213.89 ft., thence North 60 deg. 29 min. 51 sec. East - 59.70 ft., thence South 65 deg. 23 min. 35 sec. East - 91.56 ft., thence South 52 deg. 00 min. 57 sec. East - 78.74 ft., thence South 79 deg. 42 min. 02 sec. East - 51.19 ft., thence North 82 deg. 18 min. 40 sec. East - 49.22 ft., thence North 56 deg. 37 min. 36 sec. East - 84.13 ft., thence North 03 deg. 15 min. 03 sec. West - 91.58 ft., thence North 25 deg. 29 min. 44 sec. West - 73.04 ft., thence North 12 deg. 46 min. 03 sec. East - 35.60 ft., thence North 53 deg. 27 min. 38 sec. East - 64.61 ft., thence North 78 deg. 00 min. 35 sec. East - 163.14 ft., thence North 63 deg. 26 min. 55 sec. East - 59.71 ft., thence North 49 deg. 01 min. 43 sec. East - 72.12 ft., thence North 28 deg. 21 min. 26 sec. East - 60.01 ft., thence North 41 deg. 30 min. 27 sec. East - 101.30 ft., thence North 21 deg. 33 min. 59 sec. East - 73.12 ft., thence North 05 deg. 20 min. 37 sec. West - 88.71 ft., thence North 07 deg. 22 min. 12 sec. West - 45.65 ft., thence North 16 deg. 40 min. 21 sec. East - 146.60 ft., thence North 34 deg. 04 min. 05 sec. West - 184.31 ft., thence South 68 deg. 31 min. 11 sec. West - 153.55 ft., thence South 57 deg. 13 min. 37 sec. West - 100.76 ft., thence North 71 deg. 14 min. 57 sec. West - 124.88 ft., thence North 61 deg. 12 min. 07 sec. West - 102.83 ft., thence North 09 deg. 02 min. 05 sec. West - 87.63 ft., thence North 22 deg. 42 min. 32 sec. East - 212.46 ft., thence North 44 deg. 42 min. 50 sec. East - 66.92 ft., thence South 76 deg. 55 min. 26 sec. East - 55.01 ft., thence South 50 deg. 28 min. 32 sec. East - 54.93 ft., thence South 60 deg. 58 min. 32 sec. East - 77.95 ft., thence South 85 deg. 30 min. 23 sec. East - 82.25 ft., thence North 60 deg. 17 min. 47 sec. East - 200.00 ft., thence North 55 deg. 47 min. 32 sec. East - 75.86 ft., thence North 62 deg. 51 min. 31 sec. East - 104.20 ft., thence North 57 deg. 29 min. 55 sec. East - 114.94 ft., thence North 33 deg. 57 min. 51 sec. East - 181.24 ft., thence North 13 deg. 27 min. 46 sec. East - 148.35 ft., thence North 20 deg. 40 min. 19 sec. West - 73.49 ft., thence North 51 deg. 58 min. 36 sec. West - 169.14 ft., thence North 67 deg. 49 min. 32 sec. West - 82.88 ft., thence North 46 deg. 11 min. 52 sec. West - 75.24 ft., thence North 14 deg. 04 min. 01 sec. East - 76.00 ft., thence North 44 deg. 58 min. 18 sec. East - 168.99 ft., thence North 64 deg. 50 min. 06 sec. East - 37.04 ft., thence North 22 deg. 25 min. 43 sec. East - 88.62 ft., thence North 55 deg. 23 min. 53 ec. East - 63.40 ft., thence North 69 deg. 27 min. 52 sec. East - 61.70 ft., thence North 85 deg. 46 min. 57 sec. East - 82.52 ft., thence South 86 deg. 02 min. 46 sec. East - 100.81 ft., thence South 64 deg. 33 min. 37 sec. East - 138.59 ft., thence South 58 deg. 31 min. 47 sec. East - 102.01 ft., thence South 67 deg. 42 min. 15 sec. East - 73.14 ft., thence North 74 deg. 34 min. 33 sec. East - 147.45 ft., thence North 08 deg. 01 min. 12 sec. West - 206.66 ft., thence North 13 deg. 53 min. 39 sec. East - 108.38 ft., thence North 12 deg. 20 min. 52 sec. East - 65.72 ft., thence north 10 deg. 02 min. 53 sec. East - 64.32 ft., thence North 21 deg. 13 min. 41 sec. East - 155.17 ft., thence North 13 deg. 51 min. 54 sec. East - 94.99 ft., thence North 47 deg. 43 min. 58 sec. East - 43.05 ft., thence South 31 deg. 14 min. 26 sec. East - 216.65 ft., thence South 07 deg. 34 min. 21 sec. East - 52.13 ft., thence South 10 deg. 13 min. 44 sec. East - 99.33 ft., thence South 10 deg. 01 min. 51 sec. East - 39.30 ft., thence South 51 deg. 37 min. 15 sec. East - 37.08 ft., thence South 73 deg. 20 min. 33 sec. East - 58.86 ft., thence South 79 deg. 29 min. 02 sec. East - 85.97 ft. to a new iron pipe, thence leaving said creek and running South 28 deg. 47 min. 30 sec. West - 326.41 ft. to a new iron pipe, thence South 81 deg. 04 min. 47 sec. West - 176.52 ft. back to the point of

beginning containing 32.38 acres by computer according to a survey entitled "Survey For The State of North Carolina" dated: May 16, 2000 prepared by Danny Grant & Associates recorded in Map Book 26, Pages 54-56, Greene County Registry

There is also conveyed a 12' ingress and egress easement for the purpose of access, ingress, egress and regress by pedestrian or vehicular traffic to and from the above described tracts to and from N.C.S.R. 1225 over the land of the Grantor as shown on said plat and described as follows:

Beginning at a point at the head of the farm path, said point being located as follows: Beginning at a p.k. nail found in the centerline intersection of N.C.S.R. 1225 and N.C.S.R. 1222 and running with the centerline of N.C.S.R. 1225 South 68 deg. 23 min. 01 sec. West - 136.01 ft. to a p.k. nail found, thence South 75 deg. 25 min. 59 sec. West - 99.98 ft. to a p.k. nail found, thence South 81 deg. 39 min. 18 sec. West - 99.98 ft. to a p.k. nail found, thence South 87 deg. 24 min. 04 sec. West - 99.99 ft. to a p.k. nail found, thence North 86 deg. 19 min. 56 sec. West - 100.00 ft. to a p.k. nail found, thence North 80 deg. 13 min. 59 sec. West - 99.98 ft. to a p.k. nail found, thence leaving said centerline and running North 80 deg. 11 min. 53 sec. West - 68.47 ft. to a railroad spike found in the southern lane of N.C.S.R. 1225 and being the Northeast corner of the Frank D. Barnhill property recorded in Deed Book 309, Page 93, thence with the northern line of said Barnhill tract North 84 deg. 56 min. 33 sec. West - 211.76 ft. to a new iron pipe in the center of an existing 12 ft. farm path, the point and place of beginning. From said point and place of beginning the easement travels along the farm path, which center line of said farm is described as follows: thence with said 12 ft. farm path South 13 deg. 34 min. 25 sec. West - 209.32 ft. to a new iron pipe, thence South 74 deg. 44 min. 44 sec. East - 149.33 ft. to a new iron pipe, thence South 47 deg. 00 min. 49 sec. East - 91.74 ft. to a new iron pipe, thence South 21 deg. 24 min. 44 sec. West - 272.61 ft. to a new iron pipe, thence South 73 deg. 43 min. 21 sec. West - 161.85 ft. to a new iron pipe, thence South 83 deg. 39 min. 44 sec. West - 120.29 ft. to a new iron pipe, thence South 43 deg. 45 min. 24 sec. West - 169.71 ft. to a new iron pipe, thence South 35 deg. 37 min. 44 sec. West - 205.61 ft. to a new iron pipe, thence South 28 deg. 19 min. 13 sec. West - 36.19 ft. to a new iron pipe in the 12 ft. farm path and being a common corner with the Wilton Cox property known as "Tract 8" of the plat recorded in Will Book 2, page 281 of the Greene County Clerk of Court's office, thence with said Cox line and continuing with said 12 ft. farm path South 29 deg. 27 min. 25 sec. West - 211.35 ft. to a new iron pipe, thence South 13 deg. 06 min. 31 sec. West - 121.79 ft. to a new iron pipe at the common corner of Tract 3, Tract 4, and Tract 8 of said plat, thence continuing with said 12 ft. farm path and the line between Tract 3 and Tract 4, South 08 deg. 21 min. 12 sec. West - 457. 89 ft. to an iron stake found where the farm path leaves the Grantor's land and enters the land of Beulah Dall Cox and Mary Beamon Cox.

Upon exiting the land of Beulah Dall Cox and Mary Beamon Cox, the easement re-enters the Grantor's land and continues as follows: Beginning at a point on the western side of the 12 ft. farm path, said point being the previously described point of beginning of

TRACT "A" and thence running with the southern edge of the 12 ft. farm path South 60 deg. 09 min. 30 sec. West - 10.47 ft. to a new iron pipe on the bank of a ditch, thence South 60 deg. 09 min. 30 sec. West - 575.89 ft. to a new iron pipe, thence South 60 deg. 45 min. 36 sec. West - 273.09 ft. to a new iron pipe, thence South 60 deg. 26 min. 06 sec. West - 422.99 ft. to a new iron pipe, thence South 64 deg. 32 min. 47 sec. West - 219.79 ft. to a new iron pipe, thence South 35 deg. 14 min. 46 sec. West - 215.92 ft to a new iron pipe., thence South 44 deg. 03 min. 53 sec. West - 140.62 ft. to a new iron pipe, thence South 68 deg. 44 min. 30 sec. West - 84.71 ft. to a new iron pipe, thence South 78 deg. 15 min. 18 sec. West - 736.36 ft. to a new iron pipe, thence North 09 deg. 42 min. 44 sec. West - 578.78 ft. to a new iron pipe. This portion of the 12 ft. ingress and egress easement is to run along with and to the north of the previously described line.

This easement shall be appurtenant to and shall run with the Tract A and Tract B described herein.

The Grantor reserves to himself a 12 ft. by 72 ft. access area as shown on said plat reserved for irrigation puposes only as more fully described in Section IV(A) of the Conservation Easement.

barnhill legal description.doc