11:30 2-2 23.00

Instrument prepared by:
PIN NO:
Mail after recording to:
Blane Rice
State Property Office, Dept. Of Administration,
1321 Mail Service Center, Raleigh, NC 27699-1321

State of North Carolina

ASSIGNMENT OF CONSERVATION EASEMENT

County of Greene

THIS ASSIGNMENT is made on the 3rd day of February, 2005, by and between **TAR RIVER LAND CONSERVANCY** to the **STATE OF NORTH CAROLINA**, (the "**STATE**" or "**ASSIGNEE**")

WITNESSETH:

WHEREAS, GREENE ENVIRONMENTAL SERVICES, LLC granted a Conservation Easement to the **TAR RIVER LAND CONSERVANCY** on the 29th day of November, 2004, which easement was recorded in Deed Book 582, Page 280, Greene County Registry (herein "Conservation Easement").

WHEREAS, in furtherance of the terms and conditions of the Grant Agreement, the **TAR RIVER LAND CONSERVANCY** desires to assign its right, title, and interest in the Conservation Easement to the **STATE**, and the **STATE** has agreed to this Assignment.

NOW, THEREFORE, in consideration of funding paid by the **STATE** to **GREENE ENVIRONMENTAL SERVICES, LLC**; the mutual benefits accruing to the **STATE**, **GREENE ENVIRONMENTAL SERVICES, LLC**, the **TAR RIVER LAND**

CONSERVANCY, and the public from the Conservation Easement herein referenced and assigned, and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the **TAR RIVER LAND CONSERVANCY** conveys and assigns to the **STATE**, all the rights, title, easement, privilege and interest (and subject to all conditions contained therein), in the Conservation Easement conveyed to the **TAR RIVER LAND CONSERVANCY** by **GREENE ENVIRONMENTAL SERVICES, LLC.**

The **TAR RIVER LAND CONSERVANCY** hereby expressly reserves from this Assignment the nonexclusive rights initially acquired by the Conservation Easement to monitor, enforce and maintain the Conservation Easement and to access the property for such purposes as described in the easement.

TO HAVE AND TO HOLD the said right, privilege and easement herein granted and assigned to the **STATE**, its successors and assigns in perpetuity.

AND the **ASSIGNOR** covenants that it is properly vested with the Conservation Easement; has the right to assign the same to the **ASSIGNEE**; that the Easement is free from encumbrances except as may be expressly excepted to by the terms and conditions of the Conservation Easement; and that the **ASSIGNOR** will warrant and defend title to the same against the claims of all persons whomsoever.

IN WITNESS WHEREOF, the **TAR RIVER LAND CONSERVANCY**, has executed the foregoing in its corporate name, under seal, signed by the **EXECUTIVE DIRECTOR** with proper authorization by **TAR RIVER LAND CONSERVANCY**, the date and year first above written.

TAR RIVER LAND CONSERVANCY

By: _____ (SEAL)
Board President
Tar River Land Conservancy

GREEN ENVIRONMENTAL SERVICES, LLC.

By: _____ (SEAL)
Member/Manager
Bobby G. Ham

Acknowledgement

NORTH CAROLINA
COUNTY OF Granville

I, Sandra N. Bailey, a Notary Public in and for the County and State aforesaid, do hereby certify that Ernest B. Averett III personally appeared before me this day and acknowledged that he is the Board President of the **TAR RIVER LAND CONSERVANCY**, a North Carolina Non-Profit Corporation, and that by the authority duly given as an act of the corporation, the foregoing instrument was signed in its name by him.

IN WITNESS WHEREOF, I have hereunto set my hand and Notary Seal this the 3 day of February, 2005.

SANDRA N. BAILEY NOTARY *** PUBLIC GRANVILLE COUNTY, N.C.

Sandra N. Bailey
Notary Public

My commission expires: 4-28-09

NORTH CAROLINA
COUNTY OF GREENE

I, Bernie L. Caswell, a Notary Public in and for the County and State aforesaid, do hereby certify that Bobby G. Ham, personally appeared before me this day and acknowledged that he is the Member and Manager of Greene Environmental Services, LLC and being duly authorized to do so, further acknowledged the due execution of this instrument for and on behalf of Greene Environmental Service, LLC.

IN WITNESS WHEREOF, I have hereunto set my hand and Notary Seal this the 4th day of February, 2005.

Bernie L. Caswell
Notary Public

My commission expires:

OFFICIAL SEAL
Notary Public, North Carolina
County of Lenoir
BONNIE L. CASWELL
My Commission Expires Oct. 24, 2008

Book 0583 Page 0786

NORTH CAROLINA, GREENE COUNTY
The foregoing certificate(s) of Sandra N Bailey, and Bonnie L Caswell Notary(ies) Public is (are) certified to be correct. This instrument was presented for registration and recorded in this office in Book 583 Page 783. This 4th day of February, 2005 A. D., at 11:30 o'clock a M.

Nancy Murphy
Register of Deeds, Greene County

By _____
Register of Deeds