JOHNSTON COUNTY NC 08/27/2002
$813.00
STATE OF NORTH CAROLINA
Real Estate Excise Tax

Excise Tax $ 813.00 | Recording Time, Book and Page

Tax Lot No. _____ Parcel Identifier No. 05G022005 & 05G020178
Verified by _____ County on the ____ day of _____, 20__
by _____

Mail after recording to: North Carolina Department of Transportation
2416 Dedgood Drive
Wilson, North Carolina 27893

This instrument was prepared by: Kimberly J. Williams, Womble Carlyle Sandridge & Rice, PLLC,
Brief Description for the index: 49.70 Acre Tract and .99 Acre Tract, SR 1550

NORTH CAROLINA SPECIAL WARRANTY DEED

THIS DEED made this 27th day of August, 2002, by and between

GRANTOR	GRANTEE
MARSH RESOURCES, INC. **2800 Post Oak Boulevard** **Post Office Box 1396** **Houston, Texas 77251-1396**	**NORTH CAROLINA DEPARTMENT OF TRANSPORTATION, an unincorporated agency of the State of North Carolina** **2416 Dedgood Drive** **Wilson, North Carolina 27893**

Enter in appropriate block for each party: name, address, and, if appropriate, character of entity, e.g., corporation or partnership.

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSETH, that the Grantor, for Four Hundred Six Thousand Two Hundred and NO/100 Dollars ($406,200.00) paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee in fee simple, all that certain lot or parcel of land situated in the City of _____, _____ Township, Johnston County, North Carolina and more particularly described as follows:

See Exhibit A attached hereto and incorporated herein by reference.

The property hereinabove described was acquired by Grantor by instrument recorded in Book 2070, Page 492, Johnston County Registry.

A map showing the above described property is recorded in

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

And the Grantor covenants with the Grantee, that Grantor has done nothing to impair such title as Grantor received, and Grantor will warrant and defend the title against the lawful claims of all persons claiming by, under or through Grantor, except for the exceptions hereinafter stated.

Title to the property hereinabove described is subject to the following exceptions:
All easements and restrictions of record

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal, or if corporate, has caused this instrument to be signed in its corporate name by its duly authorized officers and its seal to be hereunto affixed by authority of its Board of Directors, the day and year first above written.

MARSH RESOURCES, INC., a Delaware corporation

By: _____
Vice President

ATTEST: _____
David A. Glenn
Assistant Secretary

SEAL-STAMP

STATE OF TEXAS
~~NORTH CAROLINA,~~ HARRIS County.

I, the undersigned, a Notary Public of the County and State aforesaid, certify that JAMES C. MOORE personally came before me this day and acknowledged that he/~~she~~ is VICE President of Marsh Resources, Inc., a Delaware corporation, and that he/~~she~~, as VICE President, being authorized to do so, executed the foregoing on behalf of the corporation.

Witness my hand and official stamp or seal, this 16TH day AUGUST, 2002.

My commission expires: _____
Notary Public

GERI A. SMITH
Notary Public
STATE OF TEXAS
Exp. 07 - 31 - 2004

The foregoing Certificate(s) of Geri A Smith NP

is certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof. Filed Aug. 27, 2002 at 2:00 PM Book 2279 Page 874

Gene M Massengill REGISTER OF DEEDS FOR Johnston COUNTY

By _____ Deputy/~~Assistant~~ Register of Deeds.

Pro $ 2.00
Reg. $ 21.00
Stamp $ 813.00

N.C. Bar Assoc. Form No. 6 © 1977
(revised)

RALEIGH 416729v2

Exhibit A

TRACT ONE: BEGINNING at a PK Nail found in the centerline of the bridge over White Oak Creek, also being the centerline of the right of way of North Carolina State Road No. 1550, and also being the northwest corner of that certain parcel of land now or formerly owned by Ashley Turner Development, LLC and MAL Properties, LLC pursuant to that certain deed recorded in Book 1830, Page 794, Johnston County Registry, and thence running with the centerline of the right of way of North Carolina State Road No. 1550 North 58 degrees 43 minutes 38 seconds West 165.93 feet to a PK Nail set; thence continuing along the center line of the right of way of North Carolina State Road No. 1550, along a curve to the left having a radius of 660.00 feet, an arc length of 322.18 feet, and a chord bearing and distance of North 68 degrees 57 minutes 10 seconds West 319.00 feet to a PK Nail set; thence continuing along the centerline of the right of way of North Carolina State Road No. 1550 North 82 degrees 15 minutes 13 seconds West 310.04 feet to a point; thence leaving the centerline of the right of way of North Carolina State Road No. 1550, South 07 degrees 15 minutes 00 seconds West 430.00 feet to a point; thence North 82 degrees 45 minutes 00 seconds West 100.00 feet to a point; thence North 07 degrees 15 minutes 00 seconds East 430.00 feet to a point located on the centerline of the right of way of North Carolina State Road No. 1550; thence along said centerline North 82 degrees 45 minutes 00 seconds West 200.00 feet to a point; thence leaving the centerline of the right of way of North Carolina State Road No. 1550 South 07 degrees 18 minutes 13 seconds West 30.00 feet to an iron pipe found in the southern right of way margin of North Carolina State Road No. 1550; thence South 07 degrees 18 minutes 13 seconds West 399.63 feet to an iron pipe found; thence North 82 degrees 41 minutes 47 seconds West 201.25 feet to an iron pipe found within the eastern boundary line of the property now or formerly owned by Michael Wood and Jane Wood pursuant to that certain deed recorded in Book 943, Page 415, Johnston County Registry; thence along the Wood's eastern property line South 05 degrees 14 minutes 42 seconds East 320.87 feet to a point, being the northeast corner of the property now or formerly owned by Blake Ball and Denise Ball pursuant to that certain deed recorded in Book 1330, Page 496, Johnston County Registry; thence along the Ball's eastern property line South 05 degrees 14 minutes 42 seconds East 268.56 feet to an iron pipe found, being the northeast corner of the property now or formerly owned by Sean Pritchard and Tanyia Pritchard pursuant to that certain deed recorded in Book 1819, Page 409, Johnston County Registry; thence along the Pritchard's eastern property line South 05 degrees 14 minutes 42 seconds East 130.00 feet to an iron pipe found, being the northeast corner of the property now or formerly owned by Joseph Cagle and Bridgett Cagle pursuant to that certain deed recorded in Book 1503, Page 780, Johnston County Registry; thence along the Cagle's eastern property line South 05 degrees 03 minutes 47 seconds East 290.00 feet to an iron pipe found, being the northeast corner of the property now or formerly owned by Derwood Norris and Nancy Norris pursuant to that certain deed recorded in Book 1412, Page 380, Johnston County Registry; thence along the Norris's eastern property line South 05 degrees 03 minutes 47 seconds East 162.34 feet to an iron pipe found, being northeast corner of the property now or formerly owned by David Anson and Julie Anson pursuant to that certain deed recorded in Book 1324, Page 630, Johnston County Registry; thence along the Anson's eastern property line South 05 degrees 03 minutes 47 seconds East 360.00 feet to an iron pipe found, being the northeast corner of the property now or formerly owned by Angela C. Clinard pursuant to that certain deed recorded in Book 1599, Page 849, Johnston County Registry; thence along the Clinard's eastern property line South 05 degrees 03 minutes 47 seconds East 450.00 feet to an iron pipe found, being the northeast corner of the property now or formerly owned by Sybil L. Sutton pursuant to that certain deed recorded in Book 1751, Page 689, Johnston County Registry; thence along the Sutton's eastern property line South 05 degrees 03 minutes 47 seconds East 408.11 feet to an iron pipe found in the northern boundary line of the property now or formerly owned by Willie Reams and Frances Reams, pursuant to that certain deed recorded in Book 1611, Page 319, Johnston County Registry, thence along the Reams's northern property line South 86 degrees 40 minutes 00 seconds East 129.40 feet to an iron pipe found; thence South 86 degrees 40 minutes 00 seconds East 12.00 feet to a point; thence along the White Oak Creek as it meanders in a northeast direction the following six calls: (1) North 20 degrees 41 minutes 17 seconds East 1088.74 feet to a concrete monument found; (2) North 36 degrees 42 minutes 07 seconds East 943.92 feet to a point; (3) North 21 degrees 00 minutes 00 seconds East 240.00 feet to a point; (4) North 44 degrees 45 minutes 00 seconds West 208.20 feet to a point; (5) North 23 degrees 25 minutes 00 seconds East 138.00 feet to a point; (6) North 02 degrees 00 minutes 00 seconds West 205.80 feet to a point in the southern right of way margin of North Carolina State Road No. 1550; thence North 16 degrees 00 minutes 00 seconds East 30.40 feet to a PK Nail in the centerline of the bridge, the point and place of BEGINNING containing 49.70 acres (including that property located within the right of way of North Carolina State Road No. 1550) as shown on plat by Rummel, Klepper & Kahl, LLP, dated May 21, 2001, to which reference is hereby made for a more particular description.

TRACT TWO: Commencing at a PK Nail found in the centerline of the bridge over White Oak Creek, also being the centerline of the right of way of North Carolina State Road No. 1550, and also being the northwest corner of that certain parcel of land now or formerly owned by Ashley Turner Development, LLC and MAL Properties, LLC pursuant to that certain deed recorded in Book 1830, Page 794, Johnston County Registry, and thence running with the centerline of the right of way of North Carolina State Road No. 1550 North 58 degrees 43 minutes 38 seconds West 165.93 feet to a PK Nail set; thence continuing along the center line of the right of way of North Carolina State Road No. 1550, along a curve to the left having a radius of 660.00 feet, an arc length of 322.18 feet, and a chord bearing and distance of North 68 degrees 57 minutes 10 seconds West 319.00 feet to a PK Nail set; thence continuing along the centerline of the right of way of North Carolina State Road No. 1550 North 82 degrees 15 minutes 13 seconds West 310.04 feet to a point, the POINT OF BEGINNING; thence leaving the centerline of the right of way of North Carolina State Road No. 1550, South 07 degrees 15 minutes 00 seconds West 430.00 feet to a point; thence North 82 degrees 45 minutes 00 seconds West 100.00 feet to a point; thence North 07 degrees 15 minutes 00 seconds East 430.00 feet to a point located on the centerline of the right of way of North Carolina State Road No. 1550; thence along the centerline of the right of way of North Carolina State Road No. 1550 South 82 degrees 45 minutes 00 seconds East 100.00 feet to the POINT OF BEGINNING, containing 0.99 acres (including that property located within the right of way of North Carolina State Road No. 1550) as shown on plat by Rummel, Klepper & Kahl, LLP, dated May 21, 2001, to which reference is hereby made for a more particular description.