Doc ID: 004395650003 Type: CRP
Recorded: 12/20/2013 at 04:20:02 PM
Fee Amt: $26.00 Page 1 of 3
Lenoir County, NC
Pam Rich Register of Deeds
BK 1709 PG 81-83

INDEXED

STATE OF NORTH CAROLINA
COUNTY OF LENOIR
SPO File Number 54-ZP; 54-33.22
EEP # 7
Prepared by: Office of the Attorney General
Property Control Section
Return to: NC Department of Administration
State Property Office
1321 Mail Service Center
Raleigh, NC 27699-1321

RELEASE OF EASEMENT
Deed Book 1539 Page 259

THIS RELEASE OF EASEMENT is made as of the date set forth in the notary acknowledgement below, by the STATE OF NORTH CAROLINA, (the "State"), a sovereign entity with a mailing address of North Carolina Department of Administration, State Property Office, 1321 Mail Service Center, Raleigh, NC 27699-1321.

WITNESSETH:

WHEREAS, "The James Elwyn Todd Trust" and Gertrude Jones O'Dowd own a parcel of land that contains approximately 30.80 +/- acres as described in Deed Book 1219 Page 218, Deed Book 166 Page 222, Deed Book 142 Page 535, and Deed Book 138 Page 463 (the "Property") and conveyed a Conservation Easement to the State on approximately 3.936 +/- acre of the Property in an instrument recorded April 7, 2008 in Deed Book 1539, Page 259, of the Lenoir County Register of Deeds for the Adkin Branch Restoration Project, Phase 2 (the "Conservation Easement Deed") and;

WHEREAS, the State desires to release and quitclaim all its interest in the Property conveyed in the Conservation Easement Deed recorded in Deed Book 1539, Page, and cancel the Request for Notice of Any Property Transfers recorded in Deed Book 1682, Page 527, Lenoir County Register of Deeds because the stream restoration project planned within the Conservation Easement area of the Property is no longer feasible due to physical constraints and economically viability.

NOW, THEREFORE, in consideration of TEN DOLLARS ($10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the State hereby releases and forever quitclaims all right, title, claim and interest conveyed by the Conservation Easement

3 pgs

$26.00

Deed in and to that certain portion of the property lying in Kinston Township, Lenoir County, North Carolina and being 3.936 +/- acres as more particularly described in "Exhibit A" below:

See attached **"Exhibit A"** (copy conservation easement map as shown in DB 1539/259)

IN TESTIMONY WHEREOF, the **STATE OF NORTH CAROLINA** has caused this instrument to be executed in its name by SPEROS FLEGGAS, Senior Deputy Secretary, Department of Administration.

STATE OF NORTH CAROLINA

By: _____

Speros Fleggas, Senior Deputy Secretary

STATE OF NORTH CAROLINA

COUNTY OF WAKE

I, Sharro Salley, a Notary Public in and for the aforesaid County of Wake County and the State of North Carolina, do certify that Speros Fleggas, personally came before me this day and acknowledged that he is Senior Deputy Secretary, Department of Administration, State of North Carolina, and that by authority duly given and as the act of the State, has signed the foregoing instrument.

IN WITNESS WHEREOF, I have hereunto set my hand and Notarial Seal, this the 16th day of December, 2013.

Sharro Salley
Notary Public

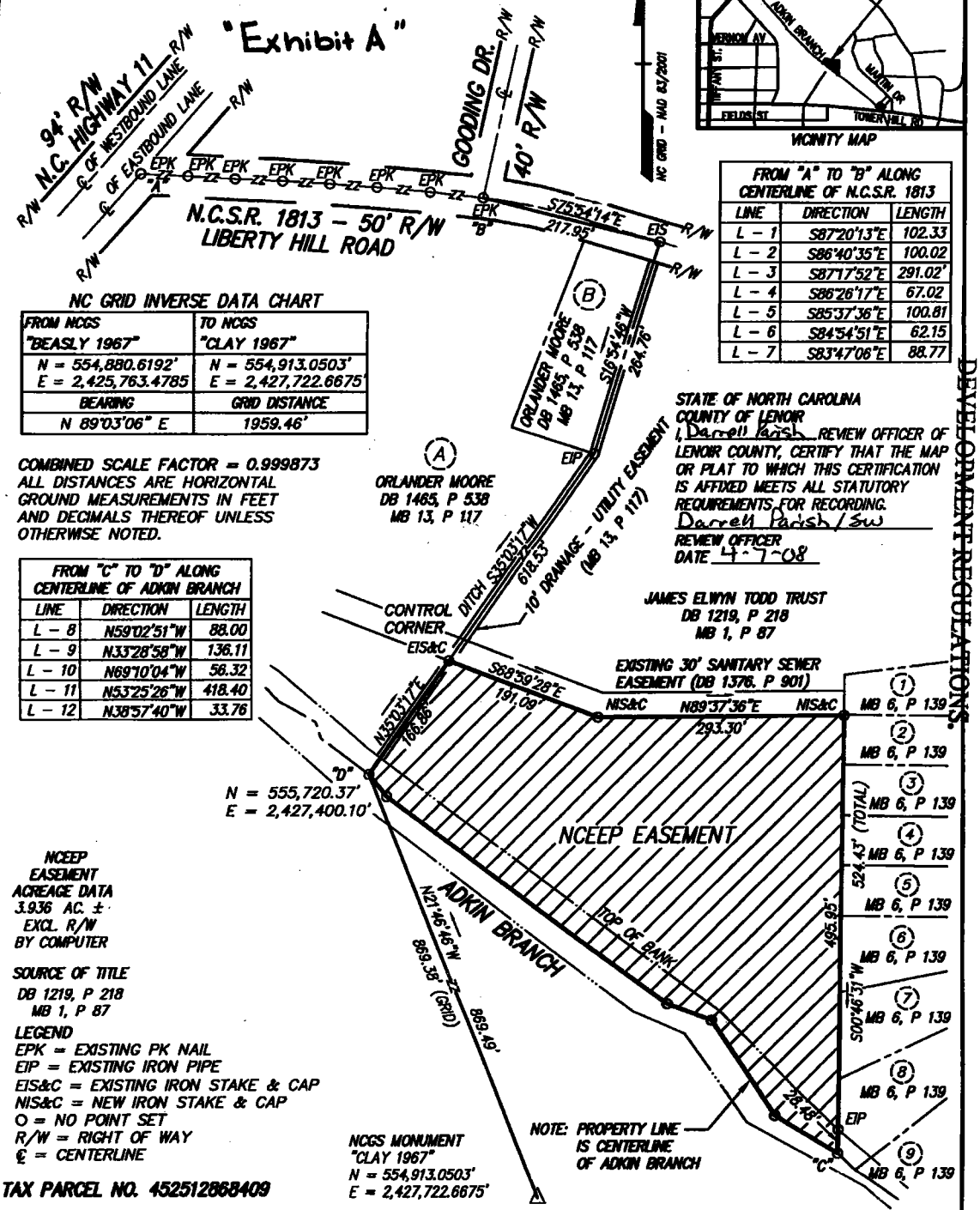
Sharro Salley
Print name

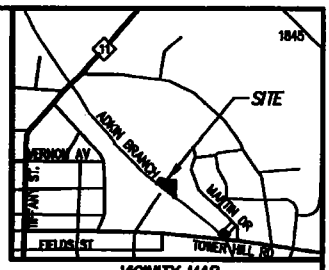
My Commission Expires: October 3, 2015

SHARRO SALLEY NOTARY PUBLIC WAKE COUNTY NC Comm. Exp. 10-3-2015

THIS PROPERTY IS LOCATED IN ZONE AE AND IS IN A SPECIAL FLOOD HAZARD AREA AS DETERMINED BY SCALING AND GRAPHIC PLOTTING FROM N.F.I.P. RATE MAPS. DATED 7-2-04 COMMUNITY PANEL 370145-4525-J

"Exhibit A"





VICINITY MAP

FROM "A" TO "B" ALONG CENTERLINE OF N.C.S.R. 1813		
LINE	DIRECTION	LENGTH
L – 1	S87°20'13"E	102.33
L – 2	S86°40'35"E	100.02
L – 3	S87°17'52"E	291.02'
L – 4	S86°26'17"E	67.02
L – 5	S85°37'36"E	100.81
L – 6	S84°54'51"E	62.15
L – 7	S83°47'06"E	88.77

NC GRID INVERSE DATA CHART

FROM NCGS "BEASLY 1967"	TO NCGS "CLAY 1967"
N = 554,880.6192' E = 2,425,763.4785	N = 554,913.0503' E = 2,427,722.6675'
BEARING	GRID DISTANCE
N 89°03'06" E	1959.46'

COMBINED SCALE FACTOR = 0.999873
ALL DISTANCES ARE HORIZONTAL GROUND MEASUREMENTS IN FEET AND DECIMALS THEREOF UNLESS OTHERWISE NOTED.

FROM "C" TO "D" ALONG CENTERLINE OF ADKIN BRANCH		
LINE	DIRECTION	LENGTH
L – 8	N59°02'51"W	88.00
L – 9	N33°28'58"W	136.11
L – 10	N69°10'04"W	56.32
L – 11	N53°25'26"W	418.40
L – 12	N38°57'40"W	33.76

STATE OF NORTH CAROLINA
COUNTY OF LENOIR
I, Darrell Parish REVIEW OFFICER OF LENOIR COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.
Darrell Parish / SW
REVIEW OFFICER
DATE 4-7-08

THIS MAP IS NOT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.

NCEEP EASEMENT ACREAGE DATA
3.936 AC. ±
EXCL. R/W
BY COMPUTER

SOURCE OF TITLE
DB 1219, P 218
MB 1, P 87

LEGEND
EPK = EXISTING PK NAIL
EIP = EXISTING IRON PIPE
EIS&C = EXISTING IRON STAKE & CAP
NIS&C = NEW IRON STAKE & CAP
O = NO POINT SET
R/W = RIGHT OF WAY
℄ = CENTERLINE

TAX PARCEL NO. 452512868409

STATE OF NORTH CAROLINA LENOIR COUNTY

I, F. WADE DAVENPORT, CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN ACTUAL SURVEY MADE UNDER MY SUPERVISION ; THAT THE RATIO OF PRECISION AS CALCULATED IS 1:10,000+; THAT THIS PLAT WAS PREPARED IN ACCORDANCE WITH SPLS GOOD PRACTICE AS AMENDED. WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL, THIS 31ST DAY OF OCTOBER, A.D. 2007

F. Wade Davenport
L – 3552

PROFESSIONAL SEAL L-3552 LAND SURVEYOR F. WADE DAVENPORT

SURVEY FOR CONSERVATION EASEMENT FOR NC ECOSYSTEM ENHANCEMENT PROGRAM ON THE PROPERTY OF
OWNER: JAMES ELWYN TODD TRUST
KINSTON TOWNSHIP, LENOIR COUNTY

ATLANTIC SURVEYING, P.A.
111 S. QUEEN STREET
KINSTON, NC 28501
PHONE: (252) 527-6994
FAX: (252) 522-0139

DRAWN BY :	J.R.W.
SCALE :	1" = 150'
PROJ. NO. :	07208
DATE :	10-31-07