North Carolina
Department of Administration

Pat McCrory, Governor
Bill Daughtridge, Jr., Secretary

State Property Office

January 12, 2015

Stephen W. Faw and wife, Victoria F. Faw
541 Dewitt Road
Sparta, NC 28675

Re: NC Ecosystem Enhancement Program
Requested Release of 20' Right of Way
EEP Site ID 854
Glade Creek
Alleghany County

Dear Mr. and Mrs. Faw:

Enclosed please find the original executed document related to your request of a 20' wide right of way across the conservation easement ion your property at Glade Creek.

Following process, this enclosed original document is now your responsibility to present for recording at the Alleghany County Register of Deeds Office. Your recording fees should be $26.00.

This is the only original of this document. If you have any questions or if additional information is needed please contact me at 919-807-4663. Thank you very much for your patience and cooperation with the State of North Carolina.

Respectfully Yours,

Blane Rice
Ecosystem Enhancement Program Manager

cc: Harry Tsomides, EEP Project Manager
Paul Wiesner, EEP Western Supervisor
Jeff Horton, EEP Property Specialist

Mailing Address:
1321 Mail Service Center
Raleigh, N.C. 27699-1321

Telephone (919) 807-4650
Fax (919) 733-1431
State Courier #52-71-78

Location:
116 West Jones Street
Raleigh, North Carolina

An Equal Opportunity / Affirmative Action Employer
Web: http://www.ncspo.org

STATE OF NORTH CAROLINA
COUNTY OF ALLEGHANY

PARTIAL RELEASE OF EASEMENT

SPO File 03-FG-REL

(DB 00309, PG 595) (DB 00358, PG 382)

THIS PARTIAL RELEASE OF EASEMENT is made as of the date set forth in the notary acknowledgement below, by the STATE OF NORTH CAROLINA, hereinafter party of the first part and Stephen W. Faw and wife, Victoria F. Faw, hereinafter party of the second part.

WITNESSETH:

THAT, WHEREAS Stephen W. Faw and wife, Victoria F. Faw granted a 14.33+/- acre Conservation Easement to the State in an instrument dated July 31, 2007, recorded in Deed Book 00309, Page 595, Alleghany County Registry, and also found at Plat Book 9, Pages 447, identified on plat as being Tracts 1 and 2 for the Glade Creek Project, and;

THAT, WHEREAS Stephen W. Faw and wife, Victoria F. Faw granted an additional 0.08+/- acre Conservation Easement to the State in an instrument dated May 16, 2013, recorded in Deed Book 00358, Page 382, Alleghany County Registry, and also found at Plat Book 10, Page 290, identified on plat as being a small additional area 0.08 acre to the plat as found in Book 9, page 447 of the Glade Creek Project, and;

WHEREAS, the parties hereto desire to release a 20' wide right of way from the Conservation Easement as described above for the future purpose of crossing the stream.

NOW, THEREFORE, the party of the first part in consideration of TEN DOLLARS ($10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, hereby releases and forever quitclaims unto the party of the second part, their heirs and assigns, all right, title, claim and interest of the party of the first part in and to that certain portion of the tract or parcel of land lying in Cherry Lane Township, Alleghany County, North Carolina, and being described in text legal description as attached on "Exhibit A" and also by survey "Exhibit B" from Blue Ridge Surveying, dated 9/11/14 and sealed by John M. Myers, PLS No. 3618.

Continued on following page

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, Marion B. Patrick, a Notary Public in and for the aforesaid County of Wake 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 29th day of December, 2014.

MARION B. PATRICK NOTARY PUBLIC WAKE COUNTY, N.C.

_____

Notary Public

Marion B. Patrick

Print name

My Commission Expires: August 10, 2019

Exhibit A

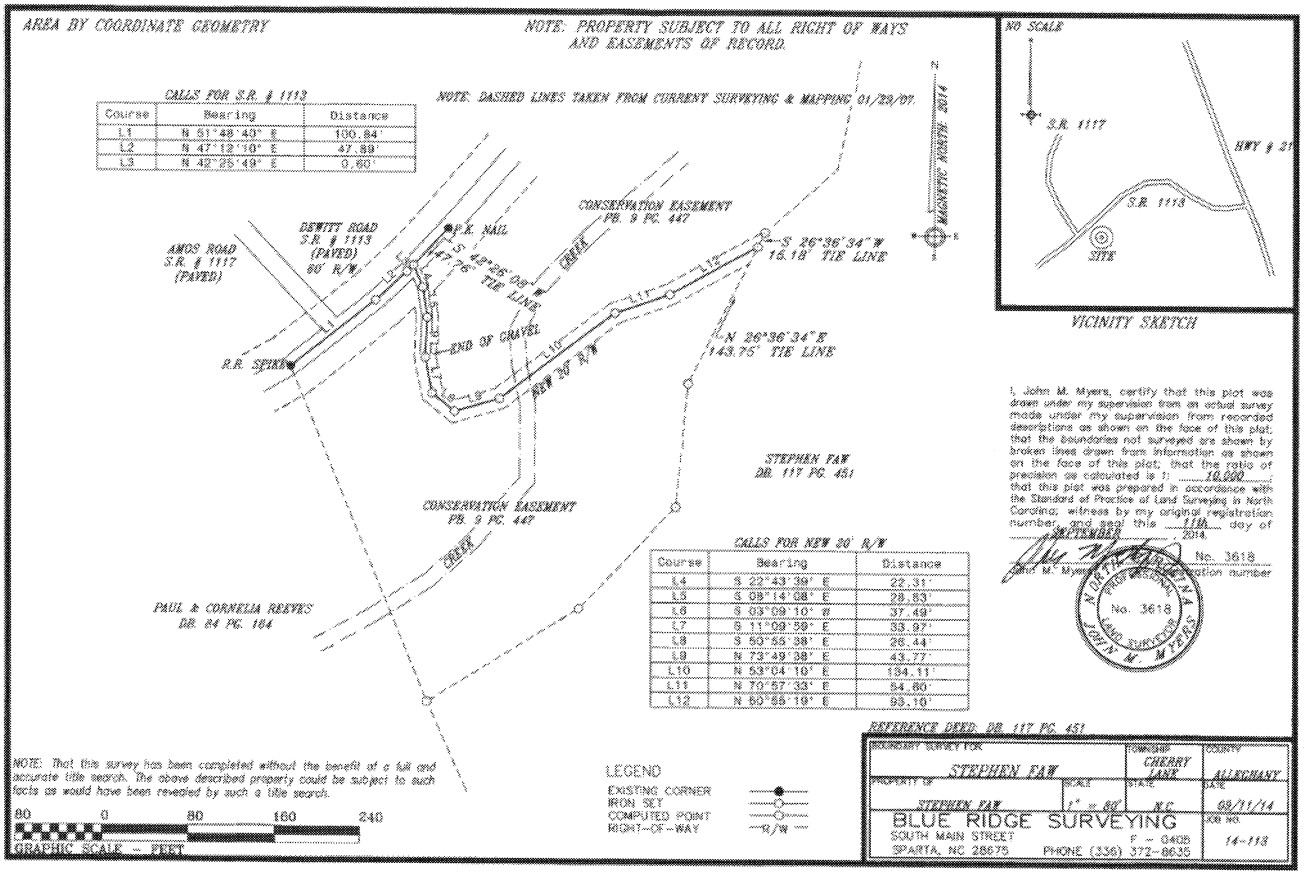
Blue Ridge Surveying
Po Box 1583
Sparta, NC 28675
336-372-8635

Legal Description

Being a 20' right-of-way from NCSR # 1113 (Dewitt Road) to the property of Stephen Faw (Db. 117, Pg. 451, Alleghany County Registry.

BEGINNING on a point in the center of NCSR # 1113 (Dewitt Road), said point being located South 42°26'08" West 47.76 feet from an existing P/K nail in the center of said road, also being located North 50°17'46" East 149.22 feet from an existing railroad spike in the center of said road, thence with the centerline of the new 20' right-of-way the following nine (9) courses and distances, (1) South 22°4339" East 22.31 feet; (2) South 08°14'08" East 28.83 feet; (3) South 03°09'10" West 37.49 feet; (4) South 11°09'59" East 33.97 feet; (5) South 50°55'38" East 26.44 feet; (6) North 73°49'38" East 43.77 feet; (7) North 53°04'10" East 134.11 feet; (8) North 70°57'33" East 54.60 feet; (9) North 60°55'19" East 93.10 feet to a point in the line of the Conservation Easement Area, said point being located North 26°36'34" East 143.75 feet from an existing corner of the said Conservation Easement Area.

Exhibit B


AREA BY COORDINATE GEOMETRY
NOTE: PROPERTY SUBJECT TO ALL RIGHT OF WAYS AND EASEMENTS OF RECORD.
NOTE: DASHED LINES TAKEN FROM CURRENT SURVEYING & MAPPING 01/29/07.
CALLS FOR S.R. # 1113
Course | Bearing | Distance
L1 | N 51°48'40" E | 100.84'
L2 | N 47°12'10" E | 47.89'
L3 | N 42°25'49" E | 0.60'
DEWITT ROAD S.R. # 1113 (PAVED) 60' R/W
AMOS ROAD S.R. # 1117 (PAVED)
P.K. NAIL
S 42°25' 0sr TIE LINE
CONSERVATION EASEMENT PB. 9 PG. 447
CREEK
S 26°36'34" W 15.19' TIE LINE
END OF GRAVEL
N 26°36'34" E 143.75' TIE LINE
NEW 20' R/W
R.R. SPIKE
STEPHEN FAW DB. 117 PG. 451
CONSERVATION EASEMENT PB. 9 PG. 447
CREEK
PAUL & CORNELIA REEVES DB. 84 PG. 184
CALLS FOR NEW 20' R/W
Course | Bearing | Distance
L4 | S 22°43'39" E | 22.31'
L5 | S 08°14'08" E | 28.83'
L6 | S 03°09'10" W | 37.49'
L7 | S 11°09'59" E | 33.97'
L8 | S 50°55'38" E | 26.44'
L9 | N 73°49'38" E | 43.77'
L10 | N 53°04'19" E | 134.11'
L11 | N 70°57'33" E | 54.80'
L12 | N 60°58'19" E | 93.10'
NO SCALE
S.R. 1117
HWY # 21
S.R. 1113
SITE
VICINITY SKETCH
I, John M. Myers, certify that this plat was drawn under my supervision from an actual survey made under my supervision from recorded descriptions as shown on the face of this plat; that the boundaries not surveyed are shown by broken lines drawn from information as shown on the face of this plat; that the ratio of precision as calculated is 1: 10,000; that this plat was prepared in accordance with the Standard of Practice of Land Surveying in North Carolina; witness by my original registration number, and seal this 11th day of September 2014.
No. 3618
John M. Myers registration number
NORTH CAROLINA PROFESSIONAL SEAL No. 3618 LAND SURVEYOR JOHN M. MYERS
REFERENCE DEED: DB. 117 PG. 451
NOTE: That this survey has been completed without the benefit of a full and accurate title search. The above described property could be subject to such facts as would have been revealed by such a title search.
80 0 80 160 240
GRAPHIC SCALE - FEET
LEGEND
EXISTING CORNER
IRON SET
COMPUTED POINT
RIGHT-OF-WAY
MONUMENT SURVEY FOR
STEPHEN FAW
TOWNSHIP CHERRY LANE
COUNTY ALLEGHANY
PROPERTY OF STEPHEN FAW
SCALE 1" = 60'
STATE N.C.
DATE 09/11/14
BLUE RIDGE SURVEYING
SOUTH MAIN STREET
SPARTA, NC 28675
PHONE (336) 372-8635
F - 0408
JOB NO. 14-113