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FOR REGISTRATION REGISTER OF DEEDS
Judy D. Martin
Moore County, NC
November 27, 2006 12:45:48
Book 3134 Page 588-590
FEE: $20.00
INSTRUMENT # 2006023187

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Lynch

The Law Office of Susan M. Lynch
P. O. Box 280
Pinehurst, NC 28370
Drafted by Susan M. Lynch

STATE OF NORTH CAROLINA

ASSIGNMENT OF CONSERVATION EASEMENT

MOORE COUNTY
RICHMOND COUNTY

McKean: SPO #63AA

THIS ASSIGNMENT, is made on the 15th day of November, 2006, by SANDHILLS AREA LAND TRUST, INC. or ("Assignor") to the STATE OF NORTH CAROLINA, or ("State") acting by and through the NORTH CAROLINA ECOSYSTEM ENHANCEMENT PROGRAM, ("EEP").

WITNESSETH:

WHEREAS, EEP has agreed to provide funding to the Sandhills Area Land Trust, Inc., for the purchase of a Conservation Easement over real property situated along Deep Creek, Sandy Run and their tributaries.

WHEREAS, pursuant to the funding, the Sandhills Area Land Trust, Inc. has on the 27th day of November, 2006, acquired a Conservation Easement of approximately 95.39 acres, more or less, over the property of McKean Brothers Nominee Trust., which easement is recorded in Deed Book 3134, at page 579 in the Moore County

WHEREAS, in furtherance of the terms and conditions of the Grant Agreement, the Sandhills Area Land Trust, Inc. 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 EEP to the Sandhills Area Land Trust, Inc., the mutual benefits accruing to the State, the Sandhills Area Land Trust, Inc. 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 Assign or conveys and assigns to the State, all the rights, title, easement, privilege and interest (and subject to all conditions contained therein), in that Conservation Easement conveyed to the

Sandhills Area Land Trust, Inc., by McKean Brothers Nominee Trust, John W. McKean, Trustee dated the __ day of _____, 20___, and recorded in Deed Book ____ at page _____ in the Moore County Registry.

The Assignor, Sandhills Area Land Trust, Inc., 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 State; 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 whosoever.

IN WITNESS WHEREOF the Sandhills Area Land Trust, Inc. has executed the foregoing in its corporate name, under seal, signed by the Board of President or Vice-President with property authorization by Sandhills Area Land Trust, Inc., the date and year first above written.

Sandhills Area Land Trust, Inc.

By: _____(SEAL)

Title: President

NORTH CAROLINA

MOORE COUNTY

I, CRYSTAL BROWN MARLEY, Notary Public for said County and State, certify that HUNTER STOVALL personally came before me this day and acknowledged that he/she is President of Sandhills Area Land Trust, Inc., a corporation, and that by authority duly given and as the act of the corporation the foregoing instrument was signed in its name by its President, sealed with its corporate seal.

WITNESS my hand and official seal, this the 15th day of November, 2006.

(OFFICIAL SEAL)

Crystal Brown Marley
NOTARY PUBLIC

My Commission Expires: 3/21/09