(N.P. SEAL) 004069

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RECEIVED
1-27-2006 PM 12:36:27
J. LEE WARREN JR.
REGISTER OF DEEDS
CUMBERLAND CO., N.C.

Instrument prepared by and after recording mail to:
Blane Rice, State Property Office, Dept. Of Administration,
1321 Mail Service Center, Raleigh, NC 27699-1321
PIN NO. 0439-13-7598

North Carolina

ASSIGNMENT OF CONSERVATION EASEMENT

County of Cumberland

THIS ASSIGNMENT is made on the 27 day of January 2006, by and between **MID-ATLANTIC MITIGATION, LLC** (**"Assignor"**) to the **STATE OF NORTH CAROLINA**, (the **"State"** or **"Assignee"**) acting by and through the **NORTH CAROLINA ECOSYSTEM ENHANCEMENT PROGRAM** (**"EEP"**)

WITNESSETH:

WHEREAS, EEP has agreed to provide funding to **Mid-Atlantic Mitigation, LLC,** for the purchase of a Conservation Easement over real property situated along the Little Cross Creek, and

WHEREAS, pursuant to the funding, **Mid-Atlantic Mitigation, LLC** has, on the 27 day of Jan. _____, 2006, acquired a Conservation Easement, over the property of Gregory P. Tarlton and spouse, Patricia C. Tarlton, which easement is recorded in Deed Book 7131, Page 852, Cumberland County Registry; and

WHEREAS, in furtherance of the terms and conditions of the Grant Agreement, **Mid-Atlantic Mitigation, LLC** 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 **Mid-Atlantic Mitigation, LLC**; the mutual benefits accruing to the **State**, **Mid-Atlantic Mitigation, LLC**, 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, **Mid-Atlantic Mitigation, LLC** conveys and assigns to the **State of North Carolina**, acting by and through the **North Carolina Ecosystem Enhancement Program**, all the rights, title, easement, privilege and interest (and subject to all conditions contained therein), in that Conservation Easement conveyed to **Mid-Atlantic Mitigation, LLC** by Gregory P. Tarlton and spouse, Patricia C. Tarlton dated the 27 day of January, 2006, and recorded in Deed Book 7131, Page, 852 Cumberland County Registry.

Mid-Atlantic Mitigation, LLC 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 of North Carolina**, 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, Mid-Atlantic Mitigation, LLC, has executed the foregoing in its corporate name, under seal, signed by the Director and Appointed Vice President with proper authorization by **Mid-Atlantic Mitigation, LLC**, the date and year first above written.

MID-ATLANTIC MITIGATION, LLC

By: Richard K Mogensen (SEAL)
Richard K. Mogensen
Director and Appointed Vice President

STATE OF NORTH CAROLINA
COUNTY OF CUMBERLAND
I, the undersigned, a Notary Public of Johnston County and State aforesaid, certify that the following person(s) personally appeared before me this day, and

- ☐ I have personal knowledge of the identity of the principal(s)
- ☒ I have seen satisfactory evidence of the principal's identity, by a current state or federal identification with the principal's photograph in the form of a NC Drivers Liense
- ☐ A credible witness has sworn to the identity of the principal(s);

each acknowledging to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated:

Name	Capacity
Richard K. Mogensen	Director and Appointed Vice President of Mid-Atlantic Mitigation, LLC

Date: 1/27/06

Nicole Matthews
Nicole Matthews, Notary Public
(print name)

(official seal)

My commission expires: 12-2-09

"OFFICIAL SEAL"
Notary Public, North Carolina
County of Johnston
NICOLE MATTHEWS
My Commission Expires 12-2-2009.

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