2007000555
ROBESON CO, NC FEE $23.00
PRESENTED & RECORDED:
01-17-2007 12:27:08 PM
VICKI L LOCKLEAR
REGISTER OF DEEDS
BY: JENNIE W GRIMSLEY
DEPUTY
BK:D 1581
PG:845-848

Prepared by and return to: William P. Aycock II, Esquire
Schell Bray Aycock Abel & Livingston P.L.L.C.
P. O. Box 21847
Greensboro, North Carolina 27420

EW

STATE OF NORTH CAROLINA

COUNTY OF ROBESON

ASSIGNMENT

Re: **SPO File Number** _____

THIS DEED OF ASSIGNMENT, made this 17 day of January, 2007, by and between **RESTORATION SYSTEMS, LLC**, a North Carolina limited liability company, whose mailing address is 1101 Haynes Street, Suite 107, Raleigh, North Carolina 27604, ("RS") and the **STATE OF NORTH CAROLINA**, whose mailing address is c/o The State Property Office, 1321 Mail Service Center, Raleigh, North Carolina 27699-1321, ("STATE").

WITNESSETH:

THAT WHEREAS, Maggie I. Ward Morrison (life tenant) and Ella Ward Emlet Spencer and John Wesley Ward III and spouse, Betsy Butler Ward, (remaindermen) heretofore executed and delivered to RS a Conservation Easement upon certain lands therein described, dated January 17, 2007, and recorded in Book 1581, Page 830, in the office of the Register of Deeds of Robeson County, North Carolina (the "Conservation Easement"); and

WHEREAS, RS has agreed to transfer and assign portions of the Conservation Easement to STATE and STATE has agreed to accept such assignment.

NOW, THEREFORE, RS, as aforesaid, in consideration of One Dollar ($1.00), has assigned, bargained and sold and does hereby assign, bargain, sell and convey unto STATE, its successors and assigns, except as set forth herein, all right, title and interest of RS in and to

Easement Tracts One, Three and Four and a non-exclusive right to use of the access easements described in the Conservation Easement in and to the lands described and conveyed, together with all rights and powers therein given to RS. Said Conservation Easement is incorporated herein by reference as if set out herein in full.

SUBJECT TO a reservation unto RS of the rights described in Articles II and III of the Conservation Easement until such time as the wetlands mitigation and stream restoration project on the Easement Areas has been completed by RS.

TO HAVE AND TO HOLD the same to it, STATE, its successors and assigns, in the same manner and to the same extent as RS now holds the same.

IN TESTIMONY WHEREOF, RS has caused this instrument to be executed on its behalf by its Manager, who has hereunto set his hand and seal the day and year first above written.

RESTORATION SYSTEMS, LLC,
a North Carolina limited liability company

By: John Preyer (SEAL)
Name: John Preyer
Title: Manager

STATE OF NORTH CAROLINA

COUNTY OF GUILFORD

I certify that the following person(s) personally appeared before me this day, each acknowledging to me that he or she voluntarily signed the foregoing document for the purpose stated therein and in the capacity indicated:

John Preyer

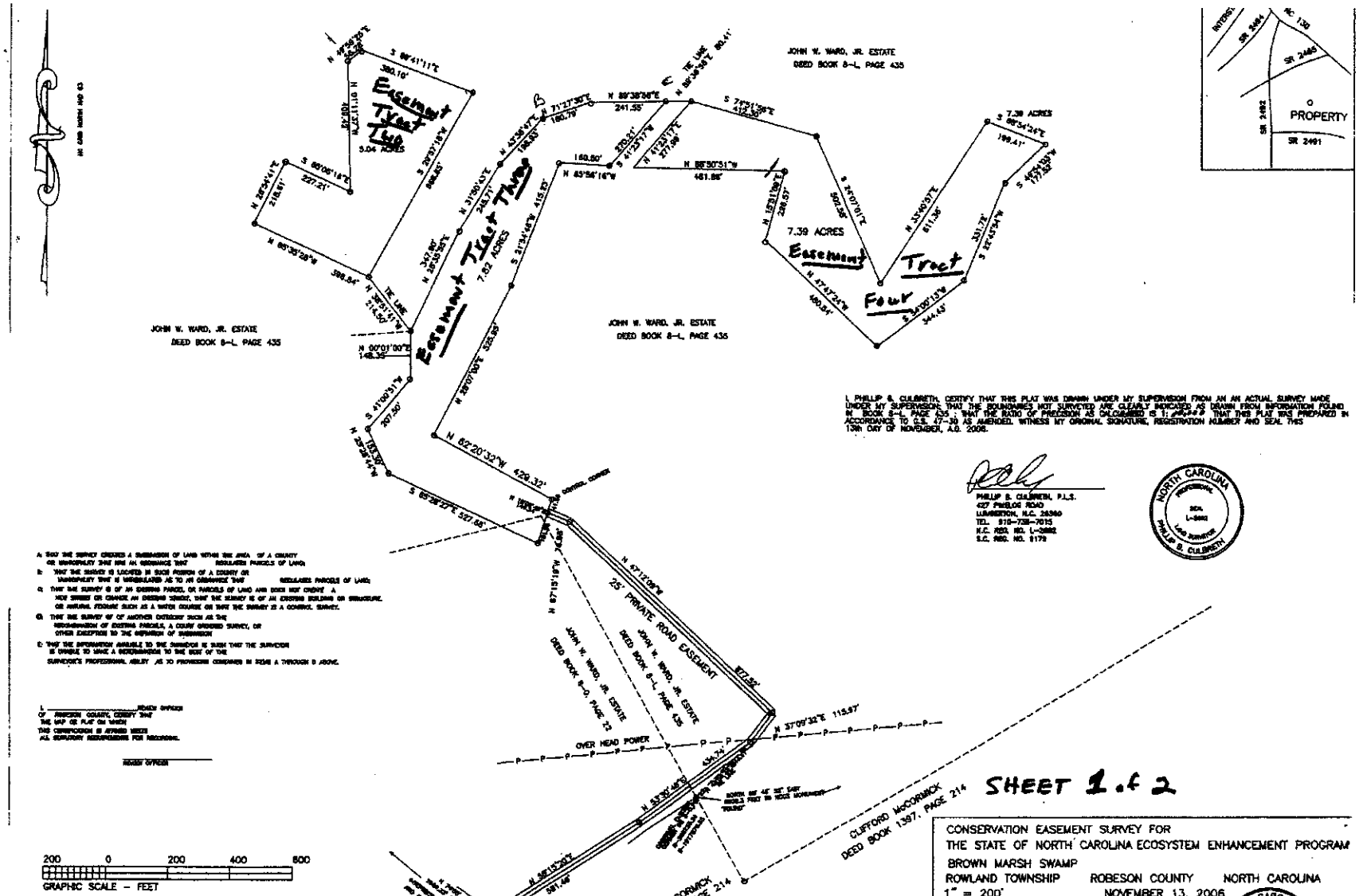
WITNESS my hand and official seal, this 17 day of January, 2007.

Dickie G. Batten
Notary's Official Signature

(Official Seal)

Dickie G. Batten
Notary's Printed or Typed Name
My commission expires: 10-11-2008

DICKIE G. BATTEN
NOTARY PUBLIC
GUILFORD COUNTY, NC
My Commission Expires _____



I, PHILLIP B. CULBRETH, CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN AN ACTUAL SURVEY MADE UNDER MY SUPERVISION, THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED AS DRAWN FROM INFORMATION FOUND IN BOOK 8-L, PAGE 435 ; THAT THE RATIO OF PRECISION AS CALCULATED IS 1:[illegible] ; THAT THIS PLAT WAS PREPARED IN ACCORDANCE TO G.S. 47-30 AS AMENDED. WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS 13th DAY OF NOVEMBER, A.D. 2006.

PHILLIP B. CULBRETH, P.L.S.
427 PHILLIS ROAD
LUMBERTON, N.C. 28360
TEL. 910-738-7015
N.C. REG. NO. L-3882
S.C. REG. NO. 1179

NORTH CAROLINA PROFESSIONAL SEAL L-3882 LAND SURVEYOR PHILLIP B. CULBRETH

A: THAT THE SURVEY CREATES A SUBDIVISION OF LAND WITHIN THE AREA OF A COUNTY OR MUNICIPALITY THAT HAS AN ORDINANCE THAT REGULATES PARCELS OF LAND.

B: THAT THE SURVEY IS LOCATED IN SUCH PORTION OF A COUNTY OR MUNICIPALITY THAT IS UNREGULATED AS TO AN ORDINANCE THAT REGULATES PARCELS OF LAND.

C: THAT THE SURVEY IS OF AN EXISTING PARCEL OR PARCELS OF LAND AND DOES NOT CREATE A NEW STREET OR CHANGE AN EXISTING STREET, THAT THE SURVEY IS OF AN EXISTING BUILDING OR STRUCTURE, OR NATURAL FEATURE SUCH AS A WATER COURSE OR THAT THE SURVEY IS A CONTROL SURVEY.

D: THAT THE SURVEY IS OF ANOTHER CATEGORY SUCH AS THE RECOMBINATION OF EXISTING PARCELS, A COURT ORDERED SURVEY, OR OTHER EXCEPTION TO THE DEFINITION OF SUBDIVISION

E: THAT THE INFORMATION AVAILABLE TO THE SURVEYOR IS SUCH THAT THE SURVEYOR IS UNABLE TO MAKE A DETERMINATION TO THE BEST OF THE SURVEYOR'S PROFESSIONAL ABILITY AS TO PROVISIONS CONTAINED IN ITEMS A THROUGH D ABOVE.

I, _____ REVIEW OFFICER OF ROBESON COUNTY, CERTIFY THAT THE MAP OR PLAT ON WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

REVIEW OFFICER

SHEET 1 of 2

CONSERVATION EASEMENT SURVEY FOR
THE STATE OF NORTH CAROLINA ECOSYSTEM ENHANCEMENT PROGRAM
BROWN MARSH SWAMP
ROWLAND TOWNSHIP ROBESON COUNTY NORTH CAROLINA
1" = 200' NOVEMBER 13, 2006

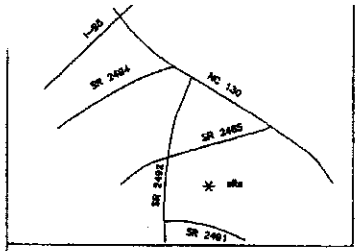
PBC

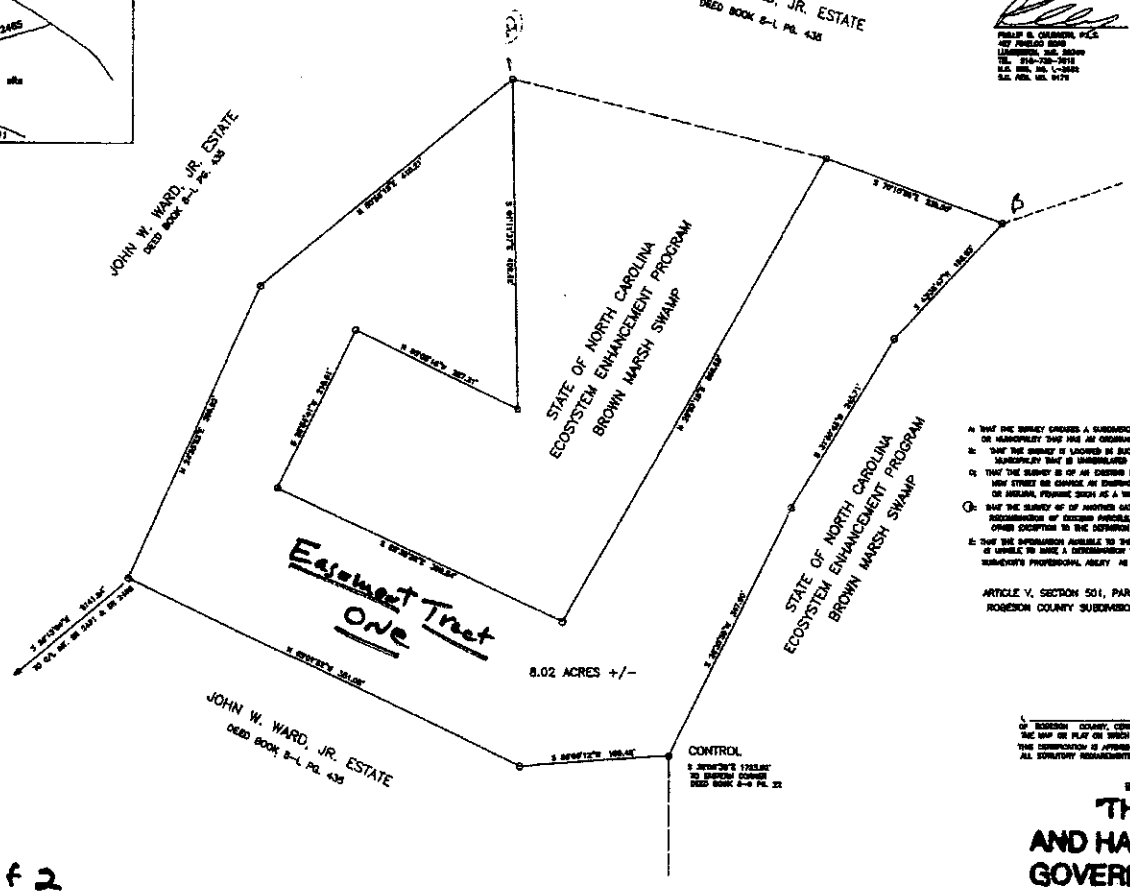
"THIS MAP IS NOT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS"

I, PHILLIP B. CULBRETH, CERTIFY THAT THIS PLAT WAS DRAWN UNDER MY SUPERVISION FROM AN AN ACTUAL SURVEY MADE UNDER MY SUPERVISION; THAT THE BOUNDARIES NOT SURVEYED ARE CLEARLY INDICATED AS DRAWN FROM INFORMATION FOUND IN BOOK B-L PAGE 435 ; THAT THE RATIO OF PRECISION AS CALCULATED IS 1:10,000+ THAT THIS PLAT WAS PREPARED IN ACCORDANCE TO G.S. 47-30 AS AMENDED. WITNESS MY ORIGINAL SIGNATURE, REGISTRATION NUMBER AND SEAL THIS 13th DAY OF NOVEMBER, A.D. 2006.

PHILLIP B. CULBRETH, P.L.S.
427 PHELPS DRIVE
LUMBERTON, NC. 28358
TEL. 910-738-7010
N.C. REG. NO. L-3882
S.C. REG. NO. 9179

NORTH CAROLINA PROFESSIONAL SEAL L-3882 LAND SURVEYOR PHILLIP B. CULBRETH





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ARTICLE V, SECTION 501, PARAGRAPH
ROBESON COUNTY SUBDIVISION ORDINANCE

I, _____ REVIEW OFFICER OF ROBESON COUNTY, CERTIFY THAT THE MAP OR PLAT TO WHICH THIS CERTIFICATION IS AFFIXED MEETS ALL STATUTORY REQUIREMENTS FOR RECORDING.

_____
REVIEW OFFICER

"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"

TITLE REF.

SEE DEED BOOK B-L PG. 435 &
DEED BOOK B-O PG. 22

SHEET 2 of 2

CONSERVATION EASEMENT SURVEY FOR
RESTORATION SYSTEMS, LLC,
BROWN MARSH SWAMP
ROWLAND TOWNSHIP ROBESON COUNTY NORTH CAROLINA
1" = 200' NOVEMBER 13, 2006

100 0 100 200 300
GRAPHIC SCALE - FEET

ALL DISTANCES HORIZONTAL
1/10,000+

PBC

PHILLIP B. CULBRETH, P.L.S.
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