FOR REGISTRATION J. DAVID GRANBERRY
REGISTER OF DEEDS
MECKLENBURG COUNTY, NC
2010 APR 23 04:06:14 PM
BK:25569 PG:627-631 FEE:$23.00

INSTRUMENT # 2010046246

2010046246

Drawn by and mail to Marvin A. Bethune (ROD 24)

STATE OF NORTH CAROLINA

MECKLENBURG COUNTY

AMENDMENT OF TOWN OF DAVIDSON ACTIVE RECREATION CONSERVATION EASEMENT (Fisher Property)

THIS AMENDMENT OF DEED OF CONSERVATION EASEMENT ("Amendment') is made as of the 12th day of April, 2010, by and between the **TOWN OF DAVIDSON**, a North Carolina municipal corporation (hereinafter "Grantor") and **MECKLENBURG COUNTY**, a political subdivision of the State of North Carolina (hereinafter "Grantee").

W I T N E S S E T H:

WHEREAS, Grantor and Grantee entered into that certain "TOWN OF DAVIDSON ACTIVE RECREATION CONSERVATION EASEMENT (Fisher Property)" dated December 30, 2002 which is recorded at Book 14620 at Page 756 in the Mecklenburg Public Registry (hereinafter "Conservation Easement"), which Conservation Easement imposed certain restrictions on the parcel of property described in the Exhibit A attached to the Conservation Easement (the "Property"); and

WHEREAS, Grantor and Grantee wish to amend the Conservation Easement by removing four areas from the Property so that the Grantor can grant an easement on those four areas to the State of North Carolina in connection with a grant to the Grantor as part of the Ecosystem Enhancement Program (formerly known as the Wetlands Restoration Program) within the Department of Environment and Natural Resources for the purposes of acquiring, maintaining, restoring, enhancing, creating and preserving wetland and riparian resources that contribute to the protection and improvement of water quality, flood prevention, fisheries, aquatic habitat, wildlife habitat, and recreational opportunities;

RETURNED TO CUSTOMER

NOW THEREFORE, in consideration of the premises, Grantor and Grantee agree as follows:

1. Exhibit A to the Conservation Easement is amended by deleting from the Property described therein the four areas shown in Attachment A to this Amendment so that Grantor can grant a conservation easement on said four areas to the State of North Carolina as required by the Ecosystem Enhancement Program grant conditions.

2. Except for the removal of the four areas shown in Attachment A to this Amendment, the Conservation Easement shall remain in full force and effect.

IN TESTIMONY WHEREOF, the Grantor and Grantee have caused this Amendment to be executed by their authorized representatives as of the day and year first above written.

GRANTOR:

TOWN OF DAVIDSON

Leamon Brice (SEAL)
Leamon Brice, Town Manager

NORTH CAROLINA

COUNTY OF MECKLENBURG

I, Pamela S. Allen, a Notary Public of Mecklenburg County, North Carolina, do hereby certify that Leamon Brice, personally appeared before me this day and acknowledged that he is Town Manager for the Town of Davidson, a municipal corporation of the State of North Carolina, and that by authority duly given and as an act of the Town of Davidson, the foregoing instrument was signed in its name.

IN WITNESS WHEREOF, I have hereunto set my hand and Notary Seal this the 12th day of April, 2010.

Pamela S Allen
Notary Public

PAMELA S. ALLEN NOTARY PUBLIC MECKLENBURG COUNTY, NC

My commission expires:

May 23, 2010

RBCWB:166450:3/25/2010

GRANTEE

MECKLENBURG COUNTY

_____ (SEAL)
Harry L. Jones, Sr., County Manager

NORTH CAROLINA

COUNTY OF MECKLENBURG

I, Alfreda L. Murphy, a Notary Public of Mecklenburg County, North Carolina, do hereby certify that Harry L. Jones, Sr., personally appeared before me this day and acknowledged that he is County Manager for Mecklenburg County, a political subdivision of the State of North Carolina, and that by authority duly given and as an act of Mecklenburg County, the foregoing instrument was signed in its name.

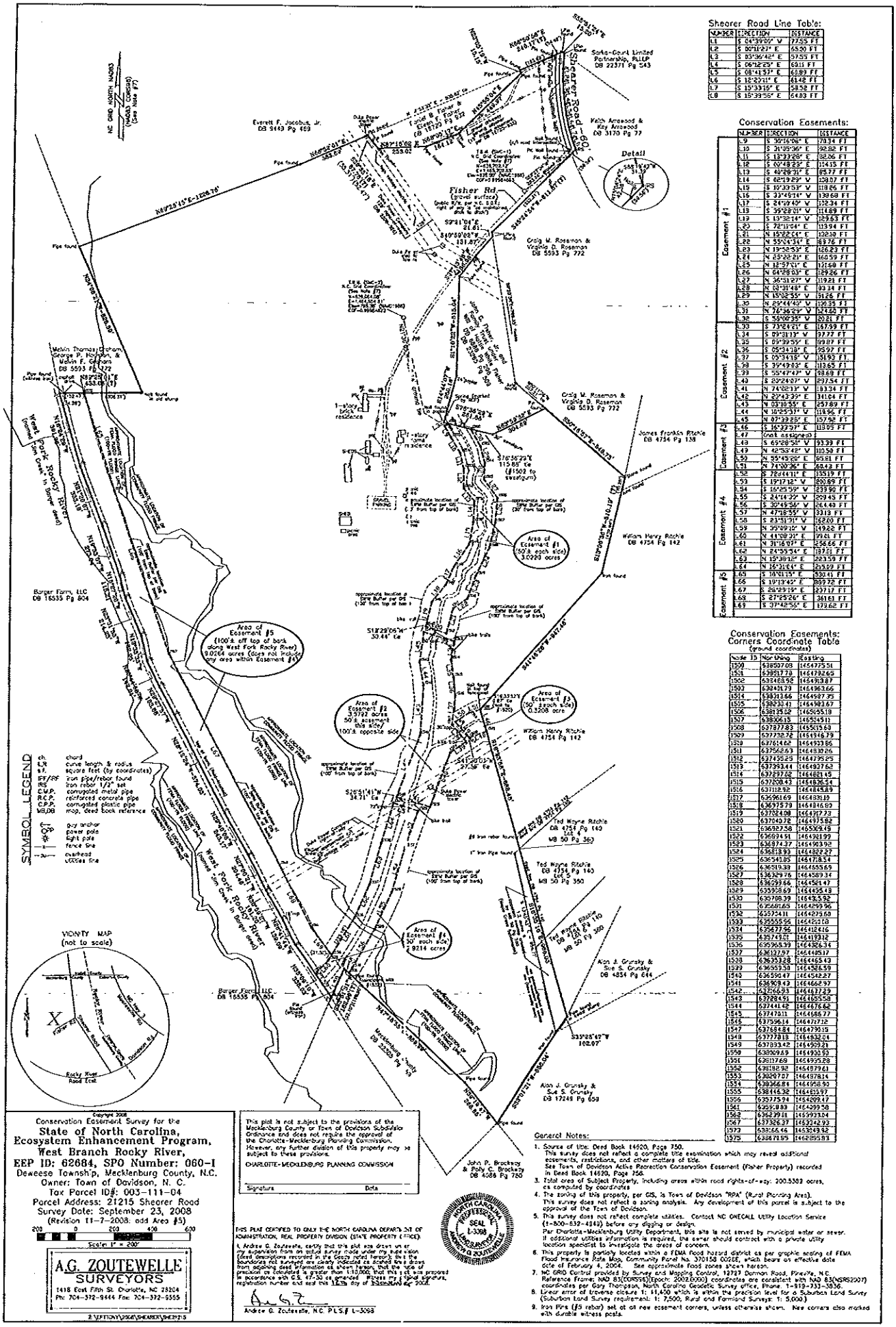
IN WITNESS WHEREOF, I have hereunto set my hand and Notary Seal this the 13 day of April, 2010.

Alfreda L. Murphy
Notary Public

ALFREDA L MURPHY
NOTARY PUBLIC
MECKLENBURG COUNTY, N. C.

My commission expires:
8-25-2014

ATTACHMENT A



J. DAVID GRANBERRY
REGISTER OF DEEDS, MECKLENBURG
COUNTY & COURTS OFFICE BUILDING
720 EAST FOURTH STREET
CHARLOTTE, NC 28202

PLEASE RETAIN YELLOW TRAILER PAGE

It is part of the recorded document, and must be submitted with original for re-recording and/or cancellation.

****

Filed For Registration:	**04/23/2010 04:06:14 PM**
Book:	**RE 25569 Page: 627-631**
Document No.:	**2010046246**
	ADMT 5 PGS $23.00
Recorder:	**SERENA WOODS**

2010046246