

Scanned By	Date	DOC ID	Permit
Backus	11/13/2015	25287	CCB0019

Backus, Pat

From: David Revoir <drevoir@appianengineers.com>
Sent: Thursday, November 12, 2015 1:53 PM
To: Backus, Pat
Cc: Lorscheider, Ellen; Mckee, Shawn; 'Daniel Proctor'; dan.barnes@ctmanagementinc.com; 'Donald Perry'
Subject: RE: CCB0019 - Fountain Industrial Park - C. T. Trucking Development
Attachments: Claremont Land Holdings Inc - PC - 11 Slide - 287.pdf; DB 1637 PG1 CTtrucking-ClaremontLand.pdf

Pat- As requested I am attaching a copy of the recorded deed which includes the soil boring and requested language. Also attached is the recorded boundary survey, FYI.

Thanks again for all your help!

David C. Revoir, PE

Appian Consulting Engineers, PA

154 Roundabout Court/ PO Box 7966
Rocky Mount, NC 27804
www.appianengineers.com
252.972.7703, v
252.972.7638, f

-----Original Message-----

From: Backus, Pat [<mailto:pat.backus@ncdenr.gov>]
Sent: Thursday, November 12, 2015 11:14 AM
To: David Revoir
Cc: Lorscheider, Ellen; Mckee, Shawn
Subject: CCB0019 - Fountain Industrial Park - C. T. Trucking Development

Please find the attached document concerning our review of the information provided for C.T. Trucking at Fountain Industrial Park. Coal ash was used for structural fill at the site and was designated in our records as CCB0019 - Fountain Industrial Park.

Document Id Number (DIN) 25243 - RAL - C.T. Trucking at Fountain Industrial Park

A paper copy of the letter will be mailed to you. Please provide a copy to your client. No other paper copies will be issued.

A copy will be entered in our document database shortly and can be view by going to the Section's portal page (<http://portal.ncdenr.org/web/wm/sw>), clicking "Documents" in the left hand column, in the CARA Portal menu select "Waste Management" for Division and "Solid Waste" for Subdivision, entering "CCB0019" for ID contains, and clicking the Search button. The DIN are included in the Description field.

Let me know if I can be of further assistance.

Pat

Patricia M. (Pat) Backus, P.E.
Environmental Engineer
Division of Waste Management - Solid Waste Section North Carolina Department of Environmental Quality

(919) 707-8257 office
pat.backus@ncdenr.gov

Office Location: 217 West Jones Street
Mail & Delivery: 1646 Mail Service Center
Raleigh, NC 27699-1646

[cid:image003.png@01D11D3B.3762C1B0]

Email correspondence to and from this address is subject to the North Carolina Public Records Law and may be disclosed to third parties.



Doc ID: 003062280010 Type: CRP
Recorded: 10/21/2015 at 03:24:32 PM
Fee Amt: \$471.00 Page 1 of 10
Revenue Tax: \$445.00
EDGECOMBE COUNTY, NORTH CAROLINA
Robin W Carpenter Register of Deeds

BK 1637 PG 1-10

Handwritten: \$445

Prepared by MICHAEL B. PETERS
DELOATCH, HINTON & PETERS, PLLC, Attorneys at Law
Post Office Drawer 308, Tarboro, N.C. 27886

This certifies that there are no delinquent ad valorem real estate taxes, which The Edgecombe County Tax Collector is charged with collecting, that are a lien on Pin No. 3862-61-0266-00

Handwritten: Return to: R.W. Harrison, Jr.
PO Drawer 279
Wilson, NC 27894

This is ~~not~~ a certification that this Edgecombe County Tax Department Pin No. Matches this Deed description.

Handwritten: Richardson Date 10-21-15
Tax Collector, Tax Assistant

NORTH CAROLINA)
EDGECOMBE COUNTY)

Warranty Deed

THIS WARRANTY DEED, made this the 14 day of October, 2015, by EDGECOMBE COUNTY DEVELOPMENT CORPORATION, a North Carolina non-profit corporation, herein referred to as "Grantor," to CLAREMONT LAND HOLDINGS, INC., a North Carolina corporation, P.O. Box 339, Claremont, NC 28610, herein referred to as "Grantee";

WITNESSETH:

That the Grantor, for valuable consideration to it paid by the Grantee, the receipt and sufficiency of which is hereby acknowledged, has bargained, and by these presents does grant, bargain, and convey to the Grantee, its successors and assigns, that certain tract or parcel of land lying and being situate in Number Seven Township, Edgecombe County, North Carolina, and more particularly described as follows:

A portion of Tax Pin No. 3862-61-0266-00

Being all of Tract A as shown on a boundary map prepared by Joyner Keeny, PLLC and dated August 19, 2015, entitled "Boundary Map for Claremont Land Holdings, Inc., No. 7 Township, Edgecombe County, NC," said survey map being recorded in Plat Cabinet 11, Slide 287, Edgecombe County Public Registry, reference to which map is hereby made for a more complete description of Tract A herein conveyed.

And being a portion of that tract or parcel conveyed by deed from the State of North Carolina to Edgecombe County Development Corporation dated April 12, 1990 and recorded in Book 1046 at Page 260, Edgecombe County Public Registry.

The foregoing property is conveyed **SUBJECT TO** the following:

1. The conditions set forth in the Declaration of Covenants, Conditions and Restrictions recorded in Book 1046 at Page 265 of the Edgecombe County Public Registry EXCEPT that Edgecombe County Development Corporation hereby releases this property from the Re-Purchase Provisions of said Declaration of Covenants, Conditions and Restrictions and Edgecombe County Development Corporation further waives any right to repurchase said property pursuant to the Re-purchase Provisions on Page 9 of said Declaration of Covenants, Conditions and Restrictions, and declares said provision null and void as to this parcel.
2. Public rights-of-way for College Road (State Road 1403), Fountain Park Drive (State Road 1441), and Technology Parkway.
3. One Hundred foot transmission right-of-way easement granted to Edgecombe-Martin County Electric Membership Corporation along the eastern line and recorded in Book 1099 at Page 313, Edgecombe County Public Registry, as indicated on boundary map recorded in Plat Cabinet 11, Slide 287, Edgecombe County Public Registry.
4. Edgecombe County Development Corporation hereby abandons any easements it controls, including the two sixty feet easements as are identified on the map recorded in Plat Cabinet 2, Slide 165A, Edgecombe County Public Registry.
5. This property is conveyed together with all appurtenant easement rights of record.
6. Soil Boring Location Plan prepared by Appian Consulting Engineers, P.A. dated July 2015 and attached as Exhibit A to this deed.
7. Together with a non-exclusive easement for storm water runoff to the Lake Area as shown on the Final Plat of Section I Phase II recorded in Plat Cabinet 2 on Slide 165A, Edgecombe County Public Registry.

TO HAVE AND TO HOLD the aforesaid real estate and all privileges and appurtenances thereunto belonging to the said Grantee, its successors and assigns forever, subject however, to the conditions, protective covenants, and easements hereinbefore referred to.

And the said Grantor, for itself and its successors, covenants with the Grantee, its successors and assigns, that it is seized of said premises in fee and has the right to convey the same in fee simple; that the same are free from encumbrances except the conditions, protective covenants, and easements hereinbefore referred to; and it will warrant and defend the said title to the same against the claims of all persons whomsoever.

IN WITNESS WHEREOF, the Grantor has caused these presents to be executed in its corporate name by its Chairman, attested by its Secretary and its Corporate Seal to be unto affixed, all by authority of its Board of Directors duly given, the day and year first above written.

EDGECOMBE COUNTY
DEVELOPMENT CORPORATION

By: Helen H. Collins
Chairman

ATTEST:


Secretary

(CORPORATE SEAL)



NORTH CAROLINA

EDGECOMBE COUNTY

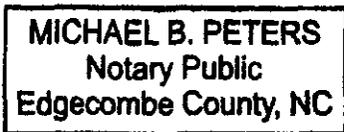
I, Michael B. Peters, a Notary Public in and for said County and State, do hereby certify that Russell B. Holderness, personally came before me this day and acknowledged that he/she is the Secretary of EDGECOMBE COUNTY DEVELOPMENT CORPORATION, a non-profit corporation, and that, by authority duly given, and as the act of the corporation, the foregoing instrument was signed in its name by its Chairman, sealed with its corporate seal, and attested by himself/herself as its Secretary.

My commission expires: 2-27-18

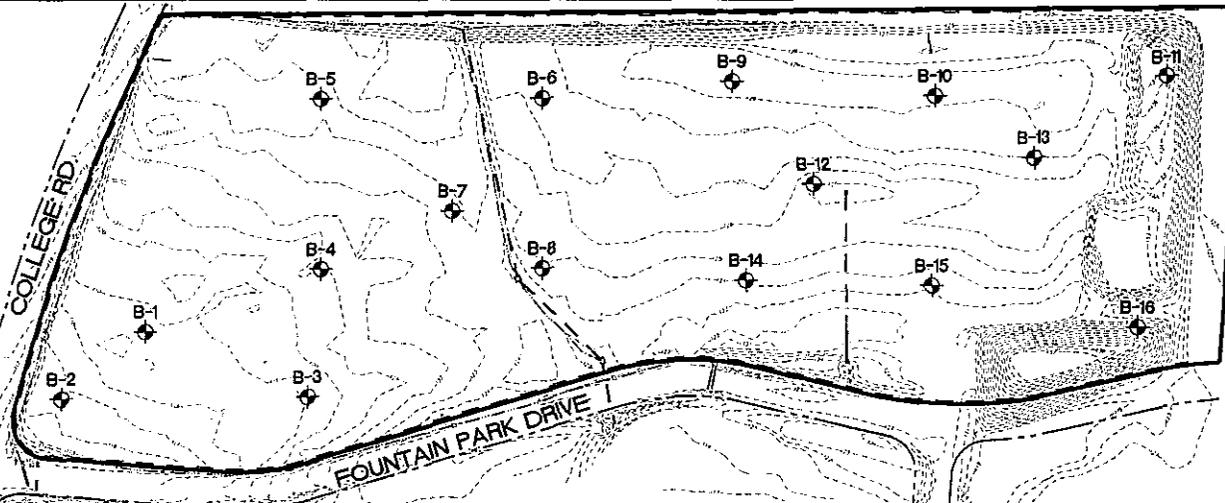
Witness my hand and notarial seal, this 14 day of October, 2015.

Michael B. Peters
Notary Public
Michael B. Peters

(SEAL)



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<p>B-1</p> <p>0.0-0.5 Weeds/Topsoil 0.5-3.0 Fill-Silty Sand 3.0-6.0 Fill-FlyAsh (Silty Sand Texture) 6.0-8.0 Silty Sand 8.0-13.0 Clayey Sand 13.0-18.0 Silty Sand 18.0-20.0 Sandy Lean Clay</p>	<p>B-5</p> <p>0.0-0.5 Weeds/Topsoil 0.5-3.0 Fill-FlyAsh (Silty Sand Texture) 3.0-5.0 Clayey Sand 5.0 Boring Terminated</p>	<p>B-9</p> <p>0.0-0.5 Weeds/Topsoil 0.5-3.0 Fill-FlyAsh (Sandy Silt Texture) 3.0-5.0 Fill-Sandy Lean Clay 5.0 Boring Terminated</p>	<p>B-13</p> <p>0.0-0.5 Weeds/Topsoil 0.5-5.0 Fill-FlyAsh (Sandy Silt Texture) 5.0 Boring Terminated</p>
<p>B-2</p> <p>0.0-0.5 Weeds/Topsoil 0.5-5.0 Clayey Sand 5.0 Boring Terminated</p>	<p>B-6</p> <p>0.0-0.5 Weeds/Topsoil 0.5-3.0 Fill-FlyAsh (Sandy Silt Texture) 3.0-5.0 Sandy Lean Clay 5.0 Boring Terminated</p>	<p>B-10</p> <p>0.0-0.5 Weeds/Topsoil 0.5-5.0 Fill-FlyAsh (Sandy Silt Texture) 5.0 Boring Terminated</p>	<p>B-14</p> <p>0.0-0.5 Weeds/Topsoil 0.5-3.0 Fill-FlyAsh (Sandy Silt Texture) 3.0-5.0 Sandy Lean Clay 5.0 Boring Terminated</p>
<p>B-3</p> <p>0.0-0.5 Weeds/Topsoil 0.5-5.0 Fill/Fly Ash (Silty Sand Texture) 5.0 Boring Terminated</p>	<p>B-7</p> <p>0.0-0.5 Weeds/Topsoil 0.5-3.0 Fill-FlyAsh (Silty Sand Texture) 3.0-5.0 Fill-FlyAsh (Sandy Silt Texture) 5.0 Boring Terminated</p>	<p>B-11</p> <p>0.0-0.5 Weeds/Topsoil 0.5-5.0 Fill-FlyAsh (Sandy Silt Texture) 5.0 Boring Terminated</p>	<p>B-15</p> <p>0.0-0.5 Weeds/Topsoil 0.5-3.0 Fill-FlyAsh (Sandy Silt Texture) 3.0-5.0 Sandy Lean Clay 5.0 Boring Terminated</p>
<p>B-4</p> <p>0.0-0.5 Weeds/Topsoil 0.5-5.0 Fill/Fly Ash (Silty Sand Texture) 5.0 Boring Terminated</p>	<p>B-8</p> <p>0.0-0.5 Weeds/Topsoil 0.5-3.0 Fill-FlyAsh (Sandy Silt Texture) 3.0-5.0 Sandy Lean Clay 5.0 Boring Terminated</p>	<p>B-12</p> <p>0.0-0.5 Weeds/Topsoil 0.5-3.0 Fill-FlyAsh (Sandy Silt Texture) 3.0-5.0 Clayey Sand 5.0 Boring Terminated</p>	<p>B-16</p> <p>0.0-0.5 Weeds/Topsoil 0.5-3.0 Fill-Silty Gravel with Sand 3.0-5.0 Lean Clay with Sand 5.0 Boring Terminated</p>

See sheet 2 of 2 for NOTES

Appian CONSULTING ENGINEERS, P.A.
 P.O. Box 7966
 Rocky Mount, N.C. 27804
 Phone: (252) 972-7703
 Fax: (252) 972-7638
 www.appianengineers.com

PROJECT: **SOIL BORING LOCATION PLAN**
 Fountain Ind. Park - Rocky Mount, N.C.

JOB #	-
DATE:	July 2015
SHEET #:	1 OF 2

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

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SOIL BORING LOCATION NOTES:

1. Soil boring locations and description of existing soils are obtained from a Geotechnical Engineering Report prepared for Fountain Industrial Park by Terracon Consultants, Inc., August 14, 2015. Soil borings confirm that coal ash fill had been previously placed to depths ranging from 3 to 12 feet across the majority of the site, and have been covered with approximately 6" of topsoil.
2. In accordance with NC GS 130A-309.223, be it known that coal combustion products have been used as structural fill material on this property. Approximately 162,300 cy of coal ash fill were placed throughout the 28.477 acre property, ranging from 3 ft to 12 ft in depth, in accordance with the attached letter of approval from NC Department of Human Resources – Division of Health Services – Solid Waste Management Section, dated June 15, 1989. No additional coal ash material is known to have been placed since that time. Disturbance and placement of coal ash is currently regulated by NC Department of Environment and Natural Resources (NCDENR) Division of Waste Management – Solid Waste Section.

	CONSULTING ENGINEERS, P.A. P.O. Box 7966 Rocky Mount, N.C. 27804 Phone: (252) 972-7703 Fax: (252) 972-7638 www.appianengineers.com	PROJECT: SOIL BORING LOCATION PLAN Fountain Ind. Park - Rocky Mount, N.C.	JOB #	-
			DATE:	July 2015
			SHEET #:	2 OF 2



REUSE TECHNOLOGY
RECEIVED

JUN 19 1989

North Carolina Department of Human Resources
Division of Health Services
P.O. Box 2091 • Raleigh, North Carolina 27602-2091

James G. Martin, Governor
David T. Flaherty, Secretary

Ronald H. Levine, M.D., M.P.H.
State Health Director

June 15, 1989

Jerry W. Chumley, President
Reuse Technology, Inc.
100 Chastain Center Blvd.
Suite 155
Kennesaw, Ga. 30144

RE: Approved reuse of coal ash, Fountain Industrial Park, Edgecombe
County

Dear Mr. Chumley:

The Solid Waste Branch hereby approves the reuse of coal ash at the referenced industrial site under the conditions specified in the enclosed letter.

The Branch acknowledges by this approval that the proposed reuse represents a beneficial use of the coal ash and therefore will not require a solid waste permit as long as the ash is transported directly from the generating plant to the construction site.

The Branch encourages and supports reuse and recycling of solid waste when conducted in such a manner as to protect the public health and environment.

Sincerely,

J. Gordon Layton, Supervisor
Solid Waste Branch
Solid Waste Management Section

JGL/mj



100 Chastain Center Blvd.
 Suite 155
 Kennesaw, Georgia 30144
 Phone (404) 425-7676
 Fax (404) 425-7681

June 14, 1989



Mr. Jim Coffey
 North Carolina Department Of Human Resources
 Solid Waste Management Section
 401 Oberlin Building
 Raleigh, North Carolina 27602

APPROVED
 SOLID & HAZARDOUS WASTE MGMT. BRANCH
 DATE APPROVED June 15, 1989

Dear Mr. Coffey:

In reference to your conversation with Bob Waldrop of June 13, 1989, we are seeking approval to utilize coal ash in the Phase I site development of the Fountain Industrial Park, Edgecombe County, North Carolina. In cooperation with Edgecombe County Development Corporation, we propose the use of coal ash as structural fill in the development of a 13+ acre tract (lot #1, see enclosed site plan). The coal ash to be used in the initial development of Phase I will be obtained from existing Cogentrix's fossil plants; and coal ash to be used in the development of Phase II will be obtained from Cogentrix's Rocky Mount Plant when it becomes operational in late 1990.

To prevent dusting, all ash will be conditioned to 15% moisture and transported in tarped dump trucks. To facilitate compaction, the moisture of the ash will be adjusted at the site by use of a water wagon. All coal ash structural fill within the development area will be capped with a minimum 6-inch earth cover. Slopes will receive 12 inches minimum compacted earth and 6 inches of topsoil. Site development will be in accordance with an approved erosion and sediment control plan.

As part of the approval for this specific project we will agree to the following special conditions:

1. Approval for use of coal ash shall become voidable unless the facilities are constructed in accordance with the approved plans, specifications, and other supporting data.
2. Approval is subject to the nature and volume of wastes discussed and other supporting data.
3. The facilities shall be properly maintained and operated at all times.

(Continued On Page 2)

Mr. Jim Coffey
June 14, 1989
Page 2

4. This approval is not transferable.
5. In the event that the facilities fail to perform satisfactorily, including the creation of nuisance conditions, ReUse Technology (RT) shall take such immediate corrective action as may be required by this Section including the construction of additional or replacement wastewater treatment or disposal facilities.
6. Approval may be rescinded unless the reuse program is carried out in a manner which will protect the assigned water quality and groundwater quality standard.
7. All ash utilization on roadways shall be performed in accordance with N.C. Department of Transportation specifications.
8. The facilities shall be effectively maintained and operated as a non-discharge system to prevent the discharge of any wastewater resulting from the operation of this facility.
9. The issuance of this approval shall not relieve RT of the responsibility for damages to surface of groundwaters resulting from the operation of this facility.
10. Adequate records of the ash use program shall be maintained by RT. These records shall include but are not necessarily limited to the following:
 - a. date of ash application,
 - b. type of ash used,
 - c. type of application,
 - d. volume of ash applied in tons,
 - e. location of use, and
 - f. ash receiver.
11. No ash shall be placed within 100 feet of any water supply well.
12. No ash shall be placed within one foot of the mean season high water table. (A soils exploration report for this site is attached).
13. RT shall provide an ash analysis to all users.

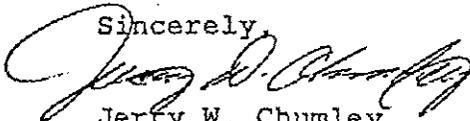
(Continued On Page 3)

Mr. Jim Coffey
June 14, 1989
Page 3

- 14. The following buffers shall be maintained:
 - a. 100 feet between application area and any residence, place of business, or place of public assembly, unless permission is first obtained from the property owner.
 - b. 100 feet between application area and any stream, creek, lake, pond or other natural drainageway or other surface water body.
 - c. 100 feet between application area and property lines unless permission is first obtained from adjacent property owners.
- 15. Adequate provisions shall be taken to prevent wind erosion and surface runoff from conveying pollutants from the ash application area onto the adjacent property or into the surface waters.
- 16. The following uses of ash are hereby authorized:
 - a. Fly ash and bottom ash may be used for structural fills such as roadway embankments and foundations.
 - b. Fly ash and bottom ash may be used for backfill materials around water, sewer and storm drain piping.
 - c. Bottom ash may be used for secondary road overlay.

As we discussed, an individual approval for this specific project is acceptable. We have commitments to begin receiving ash on July 1, 1989; therefore, your prompt attention to this matter would be greatly appreciated.

Please also continue to review our previous request for a general approval to cover the reuse of coal ash in other applications. Your cooperation in this matter is greatly appreciated. If there are any questions please call Bob Waldrop, Environmental Manager at (404) 425-7676.

Sincerely,

 Jerry W. Chumley
 President

JWC:cmd

ttachment

(10) 26⁰⁰ - Frank

- LEGEND**
- Lines Surveyed
 - Lines Not Surveyed
 - Iron Property Corner
 - Iron Pipe Found
 - Iron Stake Found
 - Iron Axle Found
 - PK Nail Found
 - PK Nail Set
 - No Iron Set or Found
 - Rail Road Spike Found
 - Deed Book
 - Map Book
 - Plat Cabinet
 - Page Number
 - Right-of-Way
 - Centerline

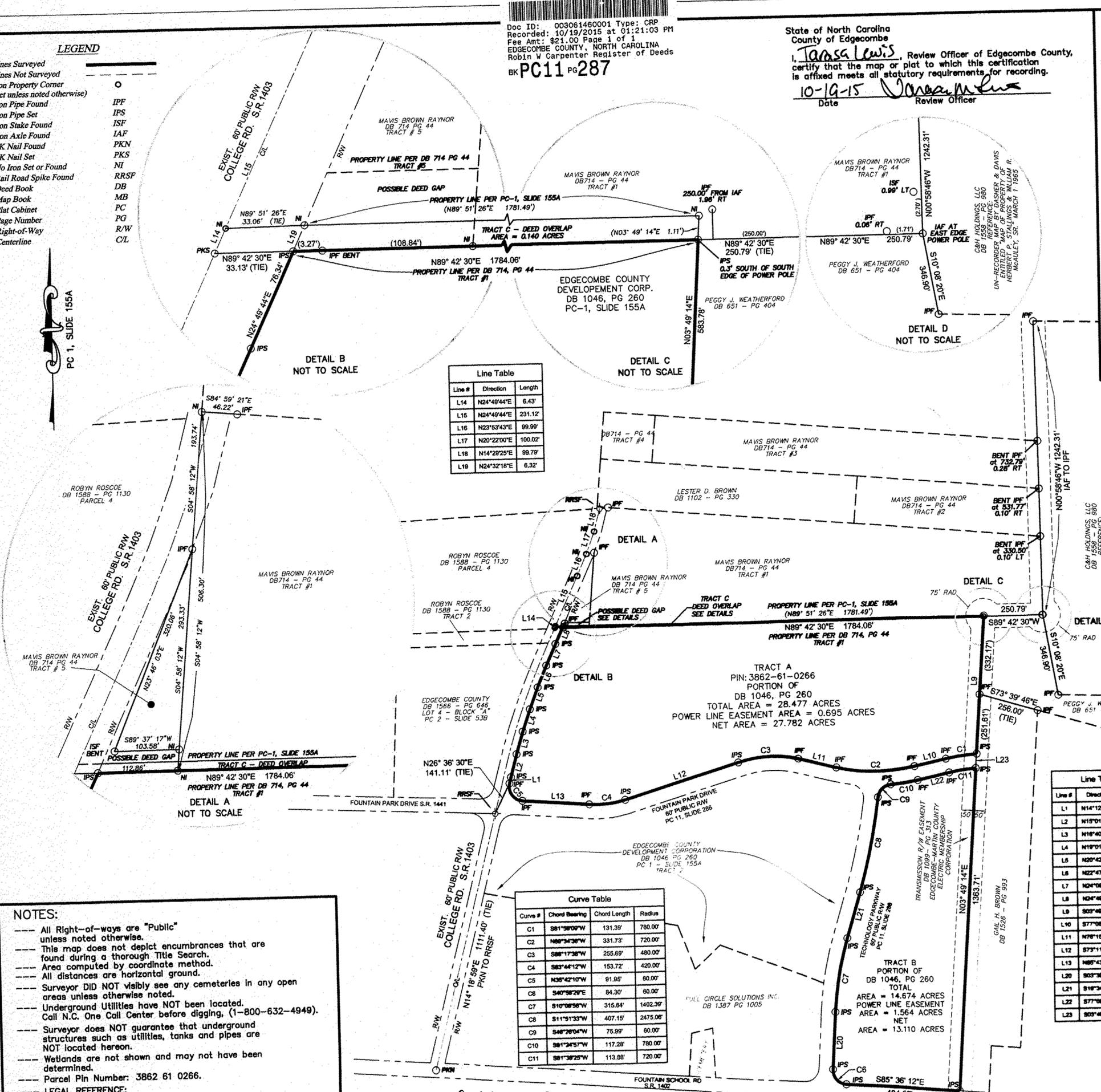
Doc ID: 003061460001 Type: GRP
 Recorded: 10/19/2015 at 01:21:03 PM
 Fee Amt: \$21.00 Page 1 of 1
 EDGECOMBE COUNTY, NORTH CAROLINA
 Robin W Carpenter Register of Deeds
PC11 PG 287

State of North Carolina
 County of Edgecombe
Tamara Lewis, Review Officer of Edgecombe County,
 certify that the map or plat to which this certification
 is affixed meets all statutory requirements for recording.
 10-19-15 *Tamara Lewis*
 Date Review Officer

NORTH CAROLINA, NASH COUNTY
 I, Timothy L. Keeny, certify that this plat
 was drawn under my supervision from an actual survey
 made under my supervision (deed description recorded
 in Book As page Shown etc.) (other);
 that the boundaries not surveyed are clearly indicated
 as drawn from information found in Book As
 page Shown; that the ratio of precision as cal-
 culated is 1: 40,500; that this plat was prepared
 in accordance with G. S. 47-30 as amended. Witness my
 original signature, registration number and seal this
 19th day of October, A. D., 2015.
 Seal or Stamp Surveyor: *Timothy L. Keeny*
 Registration Number: L - 2715



I, Timothy L. Keeny, Professional Land Surveyor
 No. L - 2715 Certify:
 THAT THIS PLAT IS OF A SURVEY OF AN EXISTING
 PARCEL(S) OF LAND;
Timothy L. Keeny
 PROFESSIONAL LAND SURVEYOR NO. L - 2715



Line Table

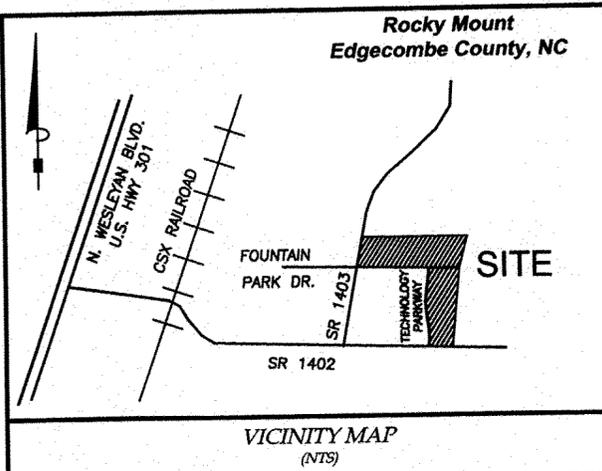
Line #	Direction	Length
L14	N24°49'44"E	6.43'
L15	N24°49'44"E	231.12'
L16	N23°53'43"E	99.99'
L17	N20°22'00"E	100.02'
L18	N14°29'25"E	99.79'
L19	N24°32'18"E	6.32'

Curve Table

Curve #	Chord Bearing	Chord Length	Radius
C1	S81°39'00"W	131.39'	780.00'
C2	N89°34'36"W	331.73'	720.00'
C3	S88°17'38"W	255.89'	480.00'
C4	S83°44'12"W	153.72'	420.00'
C5	N38°42'10"W	91.85'	80.00'
C6	S40°58'20"E	84.30'	80.00'
C7	S10°08'56"W	315.84'	1402.39'
C8	S11°51'33"W	407.15'	2475.00'
C9	S48°28'04"W	75.99'	80.00'
C10	S81°24'57"W	117.28'	780.00'
C11	S81°38'25"W	113.88'	720.00'

Line Table

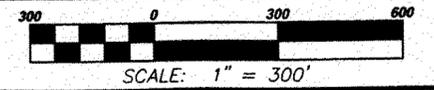
Line #	Direction	Length
L1	N14°12'46"E	27.16'
L2	N19°01'28"E	99.41'
L3	N16°40'28"E	98.93'
L4	N19°01'33"E	98.95'
L5	N20°42'11"E	99.05'
L6	N22°47'42"E	99.05'
L7	N24°08'00"E	99.47'
L8	N24°49'44"E	75.34'
L9	S03°49'14"W	583.78'
L10	S77°08'16"W	137.02'
L11	N76°19'32"W	166.56'
L12	S73°11'33"W	503.96'
L13	N85°43'08"W	293.53'
L20	S03°38'14"W	240.74'
L21	S18°34'38"W	201.81'
L22	S77°08'16"W	137.02'
L23	S03°49'14"W	60.50'



1051 North Winstead Avenue - P.O. Box 7533
 Rocky Mount, North Carolina 27804
 North Carolina Firm Number P-0551
 Office: 252.977.3124 Fax: 252.985.6026
 www.joynerkeeney.com

BOUNDARY MAP FOR:
CLAREMONT LAND HOLDINGS, INC.

OWNER:
EDGECOMBE DEVELOPMENT CORP



twsp: NO. 7	COUNTY: Edgecombe, NC
DRAWN BY: JSK	CHECKED BY: TLK
DATE: 10/19/2015	VIEWPORT: MAP
DWG: 150090A_boundary_150817.dwg	JOB NO: 150090A
SHEET NO: 1 of 1	

NOTES:

- All Right-of-ways are "Public" unless noted otherwise.
- This map does not depict encumbrances that are found during a thorough Title Search.
- Area computed by coordinate method.
- All distances are horizontal ground.
- Surveyor DID NOT visibly see any cemeteries in any open areas unless otherwise noted.
- Underground Utilities have NOT been located. Call N.C. One Call Center before digging, (1-800-632-4949).
- Surveyor does NOT guarantee that underground structures such as utilities, tanks and pipes are NOT located hereon.
- Wetlands are not shown and may not have been determined.
- Parcel Pin Number: 3862 61 0266.
- LEGAL REFERENCE:
 Being a portion of that property described in Deed Book 1046 Page 260.
 No. 7 Township, Edgecombe County Registry.
- No NCGS Monument within 2000'.
- Adjoining owners shown hereon taken from EDGECOMBE COUNTY GIS

Filed for registration October 19 2015
 at 1:21 o'clock P M, and duly registered in
 Book 11 Page 287 Edgecombe County.
Robin W. Carpenter
 Register of Deeds
 By *[Signature]* Asst./Deputy

Date Plotted: Oct 19, 2015 12:12pm Plotted By: JONVI.ZI CAD:150090A_FOUNTAIN.DWG 150090A_boundary_150817.dwg