



North Carolina Department of Environment and Natural Resources

Pat McCrory  
Governor

John E. Skvarla, III  
Secretary

October 21, 2014

Mr. Michael Kersting  
Fertile Ground, LLC  
4022 Market Street  
Wilmington, NC 28403  
[michael@kerstingarchitecture.com](mailto:michael@kerstingarchitecture.com)

Subject: Conclusion of Brownfields Agreement Process  
Former Wetsig Brownfields Project  
4022 Market Street, Wilmington, New Hanover County  
Brownfields Project Number 18016-14-065

Dear Kersting:

We are very pleased the Brownfields Agreement process regarding this project is approaching successful conclusion. To that end, please find enclosed the Notice of Brownfields Property (Notice), the Brownfields Agreement (Agreement) and the plat for this Property certified by the North Carolina Department of Environment and Natural Resources (DENR) via the signature of Michael E. Scott, Deputy Director of the Division of Waste Management.

Please promptly have all necessary parties on the Prospective Developers' side of the transaction sign and notarize the Notice and sign the Agreement. Please file the documents for recordation with the Register of Deeds of New Hanover County. Documents to be recorded are:

- The Notice of Brownfields Property (signed and notarized),
- Exhibit A (signed Brownfields Agreement),
- Exhibit B (8 ½ x 11 reduction of the plat),
- Exhibit C (Legal Description),
- Exhibit 1 (Area Map),
- Exhibit 2 (environmental data tables) and
- Full-sized survey plat (signed by DENR).

(N.C.G.S. § 130A-310.35(b) requires filing of the Notice within 15 days of Prospective Developer's receipt of DENR's approval of the Notice or Prospective Developer's entry into the Brownfields Agreement, whichever is later.)

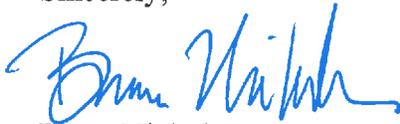
You are responsible for obtaining the Register of Deeds signature at the end of the Notice, although the Register of Deeds' stamp at the top of the Notice's first page with the Book and Page numbers where both the Notice and the plat are recorded will suffice. Upon your filing of the Notice, the Register of Deeds is required by N.C.G.S. § 130A-310.35(c) to record and index it in the grantor index under the names of the owners of the land, and, if different, also under the name of the Prospective Developer.

Pursuant to paragraph 18 of the Agreement, within three days after the Register of Deeds has recorded the Notice of Brownfields Property, you must furnish DENR a copy of the Notice containing a certification by the Register of Deeds as to the Book and Page numbers where both the Notice and the plat are recorded, and a copy of the actual, full-sized plat with notations by the Register of Deeds indicating its recordation. (Make sure that the exhibits to the Notice are attached to the certified copy you furnish DENR.) Please send these items to:

Ms. Shirley Liggins  
N.C. Division of Waste Management  
Brownfields Program  
Mail Service Center 1646  
Raleigh, NC 27699-1646

Thank you for your attention to these final administrative matters, and also for your help during the course of completing the Brownfields Agreement process regarding this site.

Sincerely,



Bruce Nicholson  
Brownfields Program Manager  
Division of Waste Management

Enclosures

cc: Michael Scott  
Sam Watson  
Shirley Liggins