

**Site Summary Report
WALNUT AVENUE
ID NUMBER: UNASSIGNED
Rhodhiss, Caldwell County, North Carolina**

**State Contract N11001S
Task Order No. PRLF014-1
MM&A Project Number NCUL241**

Prepared for:

**North Carolina Department of Environment and
Natural Resources**
Division of Waste Management - Superfund Section
Inactive Hazardous Sites Branch
Pre-Regulatory Landfill Unit
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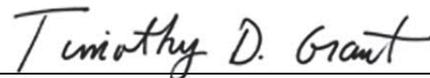
October 23, 2013

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1.0 SITE INFORMATION**ID NUMBER:** Unassigned**SITE NAME:** Walnut Avenue**LOCATION:** 210 Walnut Avenue. Western side of Walnut Avenue, approximately 440 feet east of its intersection with Church Street in the Town of Rhodhiss, North Carolina.**COUNTY:** Caldwell**SITE SIZE:** Approximately 0.13 acres**SIZE OF SUBJECT PROPERTIES:** Approximately 0.77 acres**DATE OPENED:** Unknown**DATE CLOSED:** Unknown**OWNERS OF SUBJECT PROPERTIES:** Elmer Etheridge**OWNER ADDRESS:** 219 36th Street SW, Hickory, NC 28601**OWNER TELEPHONE NUMBER:** (828) 325-9824

	Parcel ID	Account #	NC PIN	Deed Reference
Eastern parcel	08 2R 1 89	101417	2774965254	Book 1181, Page 584
Western parcel	08 2R 1 96	111098	2774964259	Book 1269, Page 1348

COORDINATES (AT POINT OF ENTRANCE TO SITE):**STATE PLANE COORDINATES (SPC); NAD83, METERS**

X: 227461.159859; Y: 389988.531829

DECIMAL DEGREES (DD); WGS 84

Lat.: N 35.776233°; Long.: W -81.429318°

2.0 AREAS OF NOTE

The following areas of note were observed during the site inspection:

- There was no documentation found that this location ever contained a municipal landfill.
- A trailer home is located on the subject properties, approximately 20 feet north of the site.
- Construction debris and bricks were observed in areas of erosion along the steep hillside comprising the eastern portion of the site. Thick kudzu covering the central to western portion of the site prohibited the view of any surface debris or signs of erosion.

- Mr. Will Dennis, Public Works Supervisor for the Town of Rhodhiss, discovered a considerable number of tires during a sewer line replacement completed along Walnut Avenue in late summer 2012. Mr. Dennis reported that the tires and soil unearthed were hauled offsite and replaced with clean fill. His department then reported the findings to **North Carolina Department of Environment and Natural Resources (NCDENR), Division of Waste Management, Superfund Section, Inactive Hazardous Sites Branch, Pre-Regulatory Landfill Unit (the Unit)**.
- A pre-regulatory landfill identified as the Rhodhiss Dump (State ID No. NONCD0000190) is located approximately 990 feet east of the site.

3.0 SITE LOCATION RESEARCH SUMMARY

Marshall Miller & Associates, Inc. (MM&A) has completed an assessment of the old landfill site listed as Walnut Avenue (unassigned state ID) located in the Town of Rhodhiss, Caldwell County, North Carolina. The scope of work included the tasks outlined by the Unit in Task Order PRLF014-1

3.1 SITE SUMMARY

3.1.1 Site Ownership and Dates of Operation

According to records available from the Caldwell County Register of Deeds, the site is situated across two parcels currently owned by Elmer Etheridge, collectively referred to as the subject properties (see *Figure 2*). Mr. Etheridge purchased the eastern parcel from James Stewart Estes, Sr. on March 20, 1996 (Deed Book 1181, Page 584.). Mr. Estes and his wife, Minnie, had acquired the property in April 1982 from Estil and Rose Day (Deed Book 780, Page 783.) Mr. and Mrs. Day purchased the parcel in February 1972 from Roy and Marilyn Hollar (Deed Book 646, Page 621). The Hollars purchased the property in August 1965 from Frankie Trivette (Deed Book 509, Page 314), who had purchased the parcel from Cyrus and Annie Yates in July 1960 (Deed Book 398, Page 141.) Mr. and Mrs. Yates purchased the property referenced as Lot #89 of Section 2 of the Pacific Mills property (Plat Book 3, Page 106) from Pacific Mills in October 1955 (Deed Book 323, Page 85.) Pacific Mills purchased this parcel as part of a purchase of over 725 acres from Rhodhiss Cotton Mills Company in December 1950 (Deed Book 318, Page 29.)

Mr. Etheridge purchased the western parcel via a Sheriff's Deed (Deed Book 1269, Page 1348) dated July 15, 1999, which transferred ownership from Dennis and Marilyn Gragg. The Graggs purchased the property from James and Minnie Estes in July 1982 (Deed Book 787, Page 289). Mr. and Mrs. Estes acquired the property in April 1982 from Estil and Rose Day (Deed Book 780, Page 783), who had purchased the parcel in November 1972 from Roy Hollar (Deed Book 659, Page 1105.) Mr. Hollar purchased the property in September 1968 from Burlington Industries, Inc. via Deed Book 575, Page 277, which reports that this parcel, designated as Lot #87 of Section 2 of the Pacific Mills property (Plat Book 3, Page 106), was "acquired by Burlington Industries, Inc. through successive mergers from Pacific Mills." Pacific Mills also purchased this parcel as part of a purchase of over 725 acres from Rhodhiss Cotton Mills Company in December 1950 (Deed Book 318, Page 29.) Copies of the referenced deeds, plat and the Caldwell County 2013 *Appraisal Card* are provided in **Appendix A**.

As no historical documentation was available for review by MM&A and none of the individuals interviewed could provide details of who had been known to dump on the site or when, no details on dates of operation could be ascertained for the site.

3.1.2 Site Location

The site is located approximately a half-mile north-northeast of the Rhodhiss Municipal Building (200 Burke Street) with a bearing of 20 degrees from true north. The site location and the surrounding area are depicted in the various maps included with this report (*Figures 1 through 4*).

3.1.3 General Site Description

The site is located in a residential area within the small community of Rhodhiss. The Site is bordered to the east by Walnut Avenue, to the north and south by developed residential properties, and to the west by undeveloped and wooded land.

The site occupies an area of approximately 0.13 acres and is generally oval in shape. The site is situated along the eastern boundary of the 0.77-acre subject properties and is located in a rural, residential community in the Town of Rhodhiss.

The terrain of the site generally slopes from a high point at the eastern perimeter along Walnut Avenue westward across its expanse. According to the United States Department of Agriculture, Natural Resources Conservation Service's Web Soil Survey, the soils within the Site are primarily classified as Fairview sandy clay loam with Rhodhiss sandy loam along the southern perimeter of the site.

3.2 SITE AND PROPERTY CONDITIONS

The Unit obtained permission from Mr. Etheridge as well as several other property owners to access the site and nearby properties prior to performing the field visit on June 25, 2013. The following sections discuss the conditions of the site based on historical research and the field visit. Captioned photographs are included in **Appendix B** to illustrate the condition of the site as observed during the field visit. The locations of the captioned photographs were recorded with a Trimble GeoXT 3000 handheld global positioning system unit, and this data are presented in *Table 1*. A copy of the *Field Reconnaissance Sheet* is included as **Appendix C**.

3.2.1 Current Usage of Subject Properties

The property is currently used as residential land and contains one mobile home structure.

3.2.2 Water Supply Wells and Intakes

No on-site water supply wells were identified nor are thought to ever have been present at the site.

3.2.3 Surface Water Features

No named surface water features were identified on-site. The gully on the site would likely have flow during rain events southward toward the Catawba River some 1,000 feet south of the site. The thick groundcover made it difficult to see any details across the western portion of the site, but flowing water was heard during the field visit.

3.2.4 Site

Based upon GPS mapping of the perimeter, personal interviews, and examination of maps and aerial photographs, the site occupies approximately 0.13 acres of the 0.77-acre subject properties.

The site is located in the southeastern portion of the subject properties and is situated immediately west of Walnut Avenue.

3.2.5 Site Conditions

The Site is comprised of a steep grassy hillside situated immediately west of Walnut Avenue giving way to a gully with steep sides overgrown with kudzu in the west. Exposed brick and construction debris was observed along the hillside due to erosion.

3.2.6 Evidence of Human Activity

A mobile home structure and associated lawn area currently exist on the subject properties.

3.2.7 Potential Landfill Gas Migration Pathways

Overhead power and utility lines were observed along Walnut Avenue. The site does not contain any building foundations that would promote migration of landfill gas. However, evidence of water and sewer lines was observed along Walnut Avenue, which could be potential landfill gas migration pathways..

3.2.8 Physical Barriers

No physical barriers were observed prohibiting access to this site. The subject properties contained no fencing or gates which would serve to prevent access by foot or vehicle.

3.2.9 Other Pertinent Information

Mr. Will Dennis, Public Works Supervisor for the Town of Rhodhiss, reported that his department had unearthed many tires during a sewer rehabilitation completed in late summer 2012 (see *Photos 7 and 8* in **Appendix B**). The town contracted a hazardous materials hauler to dig only where needed, remove the tires and potentially contaminated soils, and have this hauled away. The site was then backfilled with clean dirt and reseeded as could be observed during the June 2013 field visit (see *Photo 3* in **Appendix B**). He then reported his findings to the Unit.

Mr. Dennis has only been with Public Works for 5 years but has worked for the town's fire department for 19 years, and he was not personally familiar with any dumping at the site. The

prevalent story about this location that he has heard over the years is that there was a man who lived at the top of the hill whose house had burned down. When that happened, the man, whose name could not be recalled, pushed the house into the gully, and he may have allowed anyone who wanted to come by to put whatever they wanted in it to try to level it off.

The renter at 214 Walnut Avenue (name was not obtained) indicated that the town had dumped yard waste on the site in the 1980s. Mr. Dennis reported that he too had heard these rumors, but he could not find any details to confirm (see *Records of Communication* in **Appendix D**.)

A pre-regulatory landfill identified as the Rhodhiss Dump (State ID No. NONCD0000190) is located approximately 990 feet east of the site.

3.3 VICINITY CONDITIONS

3.3.1 Structures Located within 50 Feet of the Site

A mobile home structure is located on the subject properties approximately 20 feet north of the site. **Figure 2** shows the location of this structure relative to the site.

3.3.2 Vicinity Water Supply Wells and Intakes

No water supply wells or intakes were identified within 1,000 feet of the site during the June 2013 field visit; however, fire hydrants and water valves were present along Walnut Avenue. It was confirmed that municipal water is supplied to homes in the vicinity by the Town of Rhodhiss (**Appendix D**).

According to research on the NCDENR, Water Quality Division, Public Water Supply website, there are no permitted Well Head Protection Areas in the vicinity of the Site.

3.3.3 Current Land Usage

Current land usage within 1,000 feet of the site is as follows:

North: The mobile home residence at 210 Walnut Avenue and associated yard area is located immediately north of the site and extends approximately 130 feet before encountering Walnut

Avenue. Residential development extends northward beyond the 1,000-foot radius. A post office is situated approximately 580 feet north of the site off of Church Street, and a large church is located approximately 660 feet north of the site off of Park Avenue.

South: Residential development along Walnut Avenue extends southward from the site approximately 540 feet to its intersection with Magnolia Street. Residential development along Magnolia Way, River Road, and Oak Street extend southward to approximately 800 feet south of the site giving way to undeveloped forestland. The Catawba River is located approximately 1,050 feet south of the site.

East: Walnut Avenue is situated immediately east of the site. Residential development continues approximately 300 feet east of the site to undeveloped forestland that extends over 1,000 feet from the site. The Rhodhiss Dump, an unlined landfill State ID No. NONCD0000190, is situated approximately 990 feet east of the site.

West: Undeveloped forested land extends approximately 375 feet west from the site to the circular driveway of a church. Beyond this, residential development extends for over 1,000 feet west of the site.

3.3.4 Surface Water Features

The nearest named surface water feature is Catawba River situated approximately 1,050 feet south of the Site. Catawba River flows eastward from the Rhodhiss Dam and is classified, in this area, as Class WS-IV,B;CA Waters in *Title 15A of the North Carolina Administrative Code, Chapter 2 Subchapter B*.

4.0 AERIAL PHOTOGRAPHY REVIEW

MM&A obtained aerial photographs from the United States Geological Survey (USGS) EarthExplorer website¹ as well as Esri GIS software to provide information on the operational history of the dump and the development history of the vicinity.

¹ <http://earthexplorer.usgs.gov/>

The sources and years for the aerial photographs obtained are as follows:

- 1958 USGS, Project DG000, Frame 25
- 1951 USGS, Project MP000, Roll 2, Frame 210
- 1966 USGS, Project VBJP0, Roll 2, Frame 247
- 1976 USGS, Project VEBN0, Roll 2, Frame 27
- 1984 USGS, Project NHAP83, Roll 173, Frame 35
- 1993 USGS, Project NAPPW, Roll 6166, Frame 218
- 2005 USGS, Image Name 2774_02
- 2010 Esri World Imagery layer, Flight Date: 10/22/2010

The aerial photographs listed above are included in **Appendix E**. Following is a summary of the observations made from the review of the aerial photography:

1947 Aerial Photograph: The site and the vicinity were generally cleared of trees. Many small, residential structures had been constructed in the vicinity. A large school had been constructed approximately 950 feet north of the site. A large area of disturbance with roads leading from it was observed near the location of the Rhodhiss Dump east of the site. Several large buildings had been constructed on both banks of the Catawba River south of the site.

1951 Aerial Photographs: The site and the vicinity remained generally cleared of trees. The disturbance in the area of the Rhodhiss Dump had increased toward the east. Otherwise, the site and the vicinity have remained generally unchanged.

1966 Aerial Photograph: The western portion of the site and the subject properties showed signs of disturbance. A circular driveway and the associated church had been constructed approximately 400 feet west of the site. A second church off of Park Avenue approximately 660 feet north of the site had been constructed. The Rhodhiss Dump east of the site showed considerable growth. Otherwise, development in the vicinity had remained generally unchanged.

1976 and 1984 Aerial Photographs: Although the quality of the photographs is poor, the site and vicinity appear generally unchanged.

1993 Aerial Photographs: The site and subject properties appear to remain generally free of tree growth. The school approximately 950 feet north of the site has been destroyed. An

addition has been constructed on the church off of Park Avenue north of the site. It appears that the Rhodhiss Dump east of the site has ceased operations and has experienced a considerable amount of tree growth. Otherwise, development in the vicinity has remained generally unchanged.

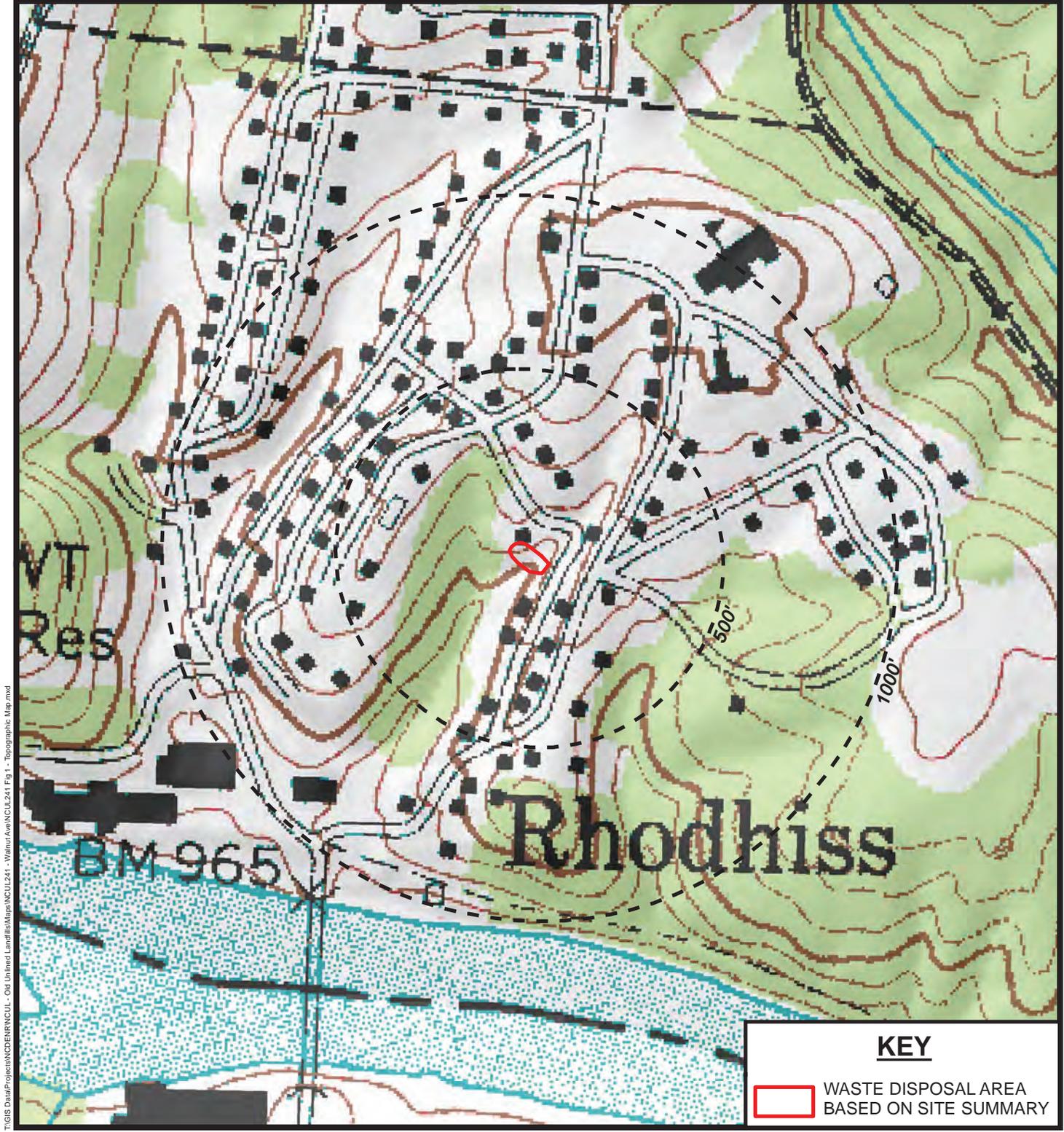
2005 Aerial Photographs: The mobile home structure located on the subject properties has been constructed. The Rhodhiss Dump east of the site has experienced a considerable amount of tree growth. Otherwise, the site and the vicinity have remained generally unchanged.

2010 Aerial Photograph: The site and subject properties remained generally unchanged. The old mill buildings situated along the northern banks of the Catawba River approximately 1,050 feet southwest of the site have been removed. The 2010 photograph is generally representative of current conditions at the site and in the vicinity.

5.0 REPORT CERTIFICATION

The report certification as specified in the *Inactive Hazardous Sites Program, Guidelines for Addressing Pre-Regulatory Landfills & Dumps, August 2012* is provided in **Appendix F**.

FIGURES



T:\GIS Data\Projects\NCDENR\NCDUL - Old Unlined Landfill Maps\NCDUL241 - Walnut Ave\NCDUL241 Fig 1 - Topographic Map.mxd

FIGURE 1

NCDENR/OLD UNLINED LANDFILL ASSESSMENTS
 WALNUT AVE
 STATE ID UNASSIGNED
 RHODHISS, CALDWELL COUNTY,
 NORTH CAROLINA

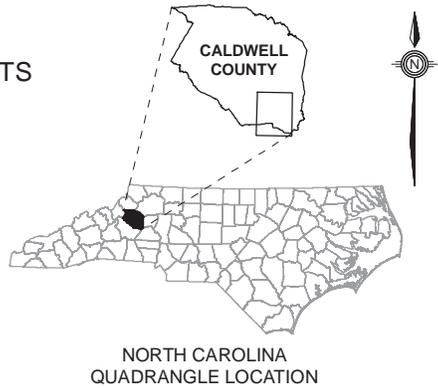
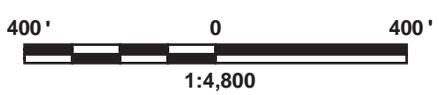
KEY

WASTE DISPOSAL AREA
 BASED ON SITE SUMMARY



SOURCE:
 - NC Dept. of Transportation
 Hillshade Layer, 2007
 - United States Geological Survey
 7.5' Quadrangle -
 Granite Falls, NC 1970

PROJECT NO.: NCDUL241
 DATE: 9/18/2013



TOPOGRAPHIC MAP

LEGEND

 WASTE DISPOSAL AREA
BASED ON SITE SUMMARY

 APPROXIMATE
PROPERTY BOUNDARY

 SITE PROPERTY BOUNDARY

 EXISTING STRUCTURE

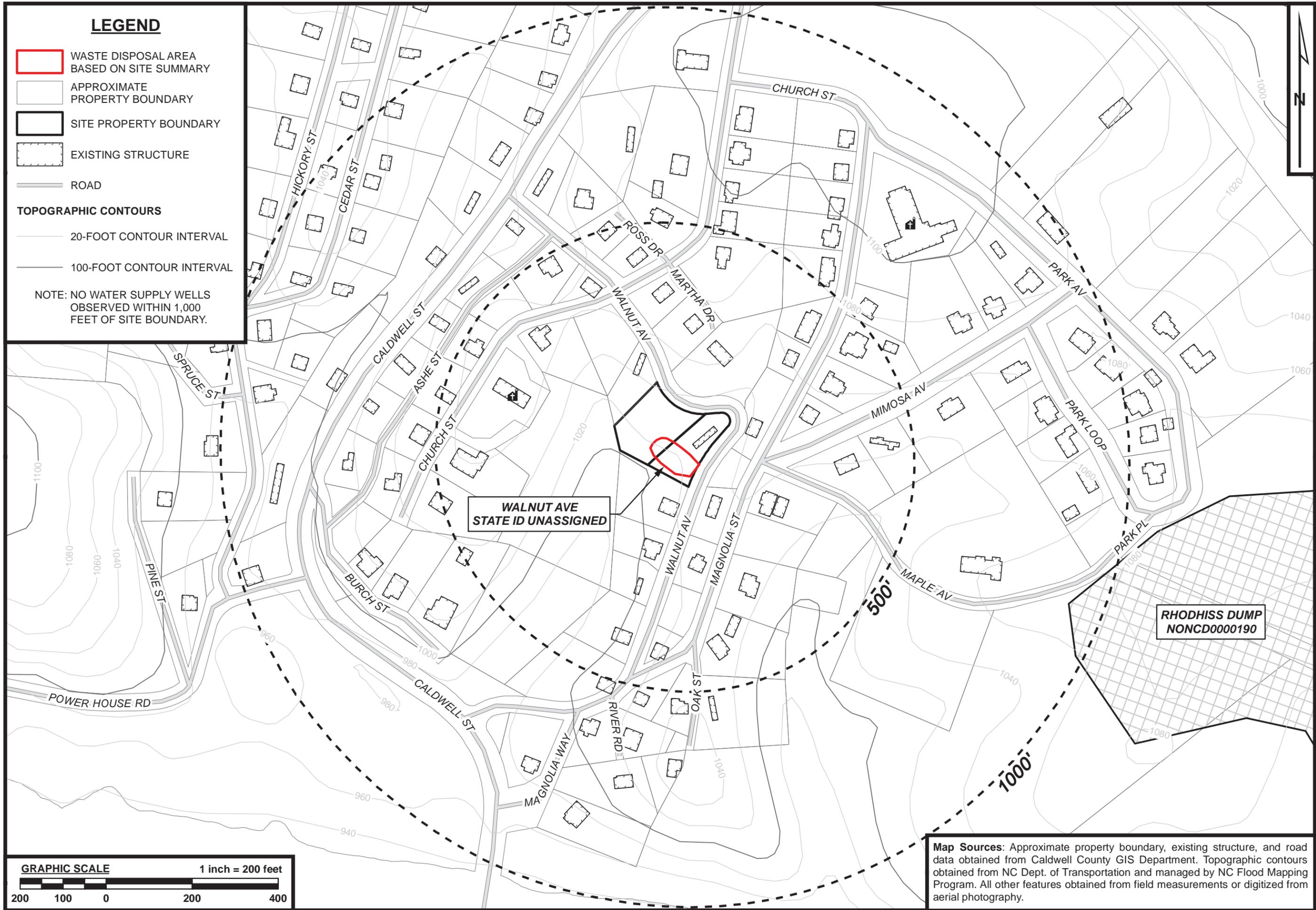
 ROAD

TOPOGRAPHIC CONTOURS

 20-FOOT CONTOUR INTERVAL

 100-FOOT CONTOUR INTERVAL

NOTE: NO WATER SUPPLY WELLS
OBSERVED WITHIN 1,000
FEET OF SITE BOUNDARY.



Map Sources: Approximate property boundary, existing structure, and road data obtained from Caldwell County GIS Department. Topographic contours obtained from NC Dept. of Transportation and managed by NC Flood Mapping Program. All other features obtained from field measurements or digitized from aerial photography.

Prepared By: **MARSHALL MILLER & ASSOCIATES**
 Geology, Environmental Sciences & Engineering, Geophysics
 Marshall Miller & Associates, Inc.
 Ashland, VA • Camp Hill, PA • Lexington, KY
 Beckley, WV • Charleston, WV • Mason, NC
 Blacksburg, VA • Kingsport, TN • Raleigh, NC
 Bluefield, VA • Shepherds, LA

FILE NO.: NCUL241 Fig 2 - Property_Water Well Location Map.mxd

DESIGNED:	EMC
DRAWN:	EMC
CHECKED:	AER
DATE:	10/22/2013
SCALE:	1" = 200'
PROJECT NO.:	NCUL241

NC DENR/OLD UNLINED LANDFILL ASSESSMENTS
 WALNUT AVE
 STATE ID UNASSIGNED
 RHODHISS, CALDWELL COUNTY, NORTH CAROLINA
 PROPERTY/WATER WELL LOCATION MAP



T:\GIS Data\Projects\NCDENR\NCDUL - Old Unlined Landfills\Map\NCDUL241 - Walnut Ave\NCDUL241 Fig 3 - Vicinity Map.mxd

FIGURE 3

NCDENR/OLD UNLINED LANDFILL ASSESSMENTS
 WALNUT AVE
 STATE ID UNASSIGNED
 RHODHISS, CALDWELL COUNTY,
 NORTH CAROLINA

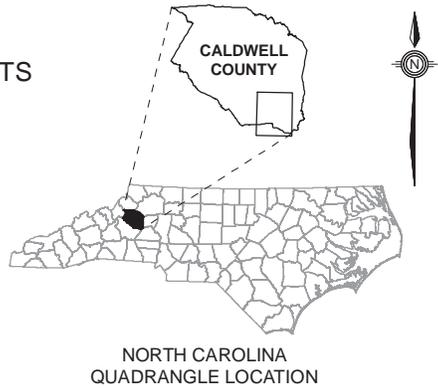


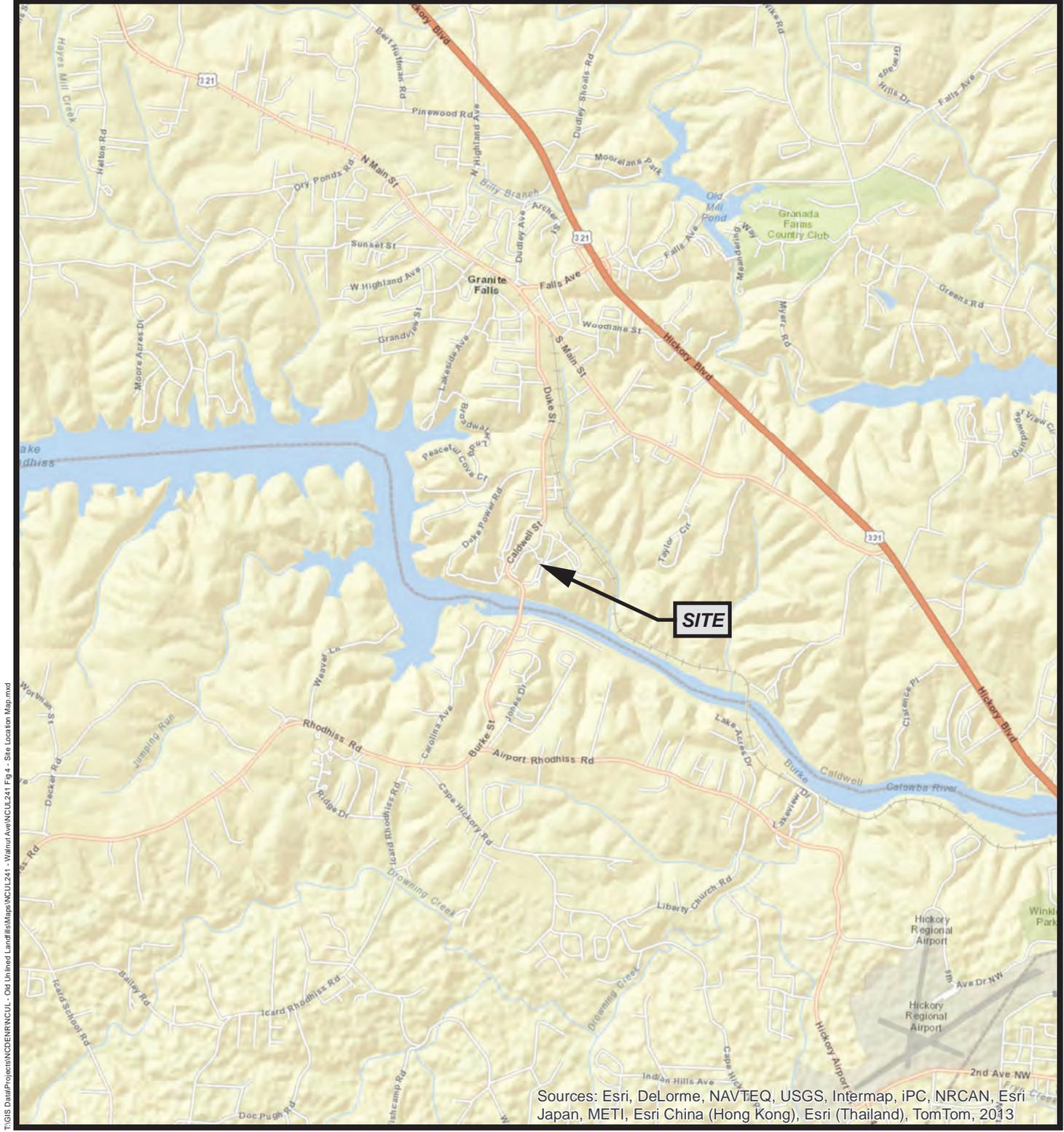
SOURCE:
 - NC Dept. of Transportation
 LiDAR Data, April 2007
 - ESRI World Imagery layer

PROJECT NO.: NCDUL241
 DATE: 9/18/2013



VICINITY MAP



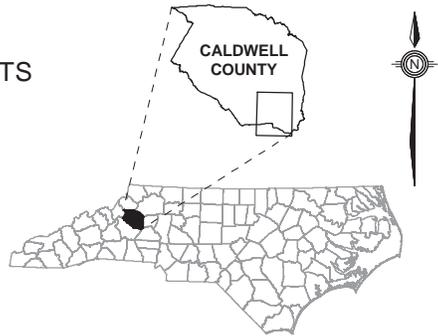


Sources: Esri, DeLorme, NAVTEQ, USGS, Intermap, iPC, NRCAN, Esri Japan, METI, Esri China (Hong Kong), Esri (Thailand), TomTom, 2013

T:\GIS Data\Projects\NCDENR\NCUL - Old Unlined Landfills\Map\NCUL241 - Walnut Ave\NCUL241 Fig 4 - Site Location Map.mxd

FIGURE 4

NCDENR/OLD UNLINED LANDFILL ASSESSMENTS
 WALNUT AVE
 STATE ID UNASSIGNED
 RHODHISS, CALDWELL COUNTY,
 NORTH CAROLINA



SOURCE:
 - ESRI World Street Map layer

PROJECT NO.: NCUL241
 DATE: 9/5/2013

SITE LOCATION MAP

NORTH CAROLINA
 QUADRANGLE LOCATION

TABLE

**APPENDIX X
TABULATED GPS COORDINATES
WALNUT AVENUE
UNASSIGNED STATE ID
CALDWELL COUNTY, NC**

ID	Description	State Plane* (Meters)		Decimal Degrees*	
		Northing	Easting	Latitude	Longitude
01	Site entrance.	227461.160	389988.532	35.77623	-81.42932
02	View to the east of steep slope comprising the site.	227449.584	390008.330	35.77613	-81.42910
03	Erosion exposing debris in the central portion of the site.	227461.001	389992.024	35.77623	-81.42928
04	Kudzu covering the western portion of the site.	227457.985	389997.581	35.77621	-81.42922
05	Perimeter point.	227461.160	389988.532	35.77623	-81.42932
06	Perimeter point.	227461.001	389992.024	35.77623	-81.42928
07	Perimeter point.	227457.985	389997.581	35.77621	-81.42922
08	Perimeter point.	227449.584	390008.330	35.77613	-81.42910
09	Perimeter point.	227442.653	390014.872	35.77607	-81.42902
10	Perimeter point.	227442.572	390015.317	35.77607	-81.42902
11	Perimeter point.	227434.022	390008.688	35.77599	-81.42909
12	Perimeter point.	227435.904	389998.065	35.77601	-81.42921
13	Perimeter point.	227443.539	389987.897	35.77607	-81.42932
14	Perimeter point.	227448.936	389982.817	35.77612	-81.42938
15	Perimeter point.	227454.016	389980.594	35.77617	-81.42940
16	Perimeter point.	227457.191	389982.182	35.77620	-81.42939
17	Perimeter point.	227459.731	389985.039	35.77622	-81.42936

* State plane coordinate system is North Carolina State Plane FIPS 3200, NAD83(86). Decimal degrees are GCS North American 1983.

APPENDIX A

Caldwell County Mapping



1 inch = 200 feet

Owner
 ETHERIDGE ELMER J
 219 36TH ST SW
 HICKORY, NC 28601

Account Info

NCPIN: 2774965254
 Account#: 101417
 Parcel-id: 08 2R 1 89

Property Info

Acreage: 0.31990647
 Land Units: 87 (FF)
 Legal: BK 1181 PG 0584 YR 97 ST 6.00
 Total Value: 10300
 Property Address: 210 WALNUT AV

This map is prepared for the inventory of real property found within this jurisdiction, and is compiled from recorded deeds, plats, and other public records and data. Users of this map are hereby notified that the aforementioned public primary information sources should be consulted for verification of the information contained on this map. Caldwell County and its mapping and software contractors assume no legal responsibility for the information contained on this map or in this website. This map and information are NOT of land survey quality and are NOT suitable for such use.

CALDWELL COUNTY, NC										10/21/2013 10:33:30 AM									
ETHERIDGE ELMER J 210 WALNUT AV 101417										Return/Appeal Notes: 08- 2R- 1- 89 UNIQU ID 241378 ID NO: 2774.12 96 5254									
COUNTY (100), RESCUE READY (100), RHODHISS (100), SOLID WASTE (1)										CARD NO. 1 of 1									
Reval Year: 2013 Tax Year: 2014 BK 1181 PG 0584 YR 97 ST 6.00										87.000 FF SRC=									
Appraised by 04 on 06/23/2010 00217 NEIGHBORHOOD										TW-08 C-04EX-AT- LAST ACTION 20120501									
CONSTRUCTION DETAIL					MARKET VALUE					DEPRECIATION					CORRELATION OF VALUE				
TOTAL POINT VALUE					USE MOD					EFF. AREA					BASE RATE				
BUILDING ADJUSTMENTS					RC NEY					BAYS					CREDENCE TO				
TOTAL ADJUSTMENT FACTOR					01 00					% GOOD					DEPR- BUILDING VALUE - CARD				
TOTAL QUALITY INDEX					TYPE: SINGLE FAMILY RESIDENTIAL					STORIES:					DEPR- OB/ XF VALUE - CARD				
															MARKET LAND VALUE - CARD				
															TOTAL MARKET VALUE - CARD				
															TOTAL APPRAISED VALUE - CARD				
															TOTAL APPRAISED VALUE - PARCEL				
															TOTAL PRESENT USE VALUE - PARCEL				
															TOTAL VALUE DEFERRED - PARCEL				
															TOTAL TAXABLE VALUE - PARCEL				
															PRIOR				
															BUILDING VALUE				
															OBXF VALUE				
															LAND VALUE				
															PRESENT USE VALUE				
															DEFERRED VALUE				
															TOTAL VALUE				
															PERMIT				
															CODE DATE NOTE NUMBER AMOUNT				
															ROUT: WTRSHD:				
															SALES DATA				
															OFF. RECORD DATE DEED TYPE Q/ U/ V/ I INDICATE SALES PRICE				
															BOOK PAGE MOYR				
															HEATED AREA				
															NOTES				
															BH 2001 ADJ				
SUBAREA					CODE DESCRIPTION LTH WTH UNITS UNIT PRICE ORIG % COND BLDG# L/ BAY					ANN DEP RATE OVR % COND OB/ XF DEPR. VALUE									
TYPE					CS AREA % RPL CS					MH PERSONA					0 0 1 0.00 100 - 0 0 SQ 100 0				
FIREPLACE					15 MH SPACE					0 0 1 4,000.00 100 - L 0 0 SQ 100 4000									
SUBAREA TOTALS					TOTAL OB/ XF VALUE										4,000				
BUILDING DIMENSIONS																			
LAND INFORMATION																			
HIGHEST AND BEST USE	USE CODE	LOCAL ZONING	FRONT TAGE	DEPTH	DEPTH / SIZE	LND MOD	COND FACT	OTHER ADJUSTMENTS AND NOTES RF AC LC TO OT	ROAD TYPE	LAND UNIT PRICE	TOTAL LAND UNITS	UNT TYP	TOTAL ADJST	ADJUSTED UNIT PRICE	LAND VALUE	LAND NOTES			
SFR	0100		87	161	1.0000	0	0.7200	D1.06X1.00U.75X	90	100.00	87.000	FF	0.720	72.00	6264				
TOTAL MARKET LAND DATA																6,300			
TOTAL PRESENT USE DATA																			

Owner: ETHERIDGE ELMER J

Parcel: 08- 2R- 1- 89

Received BK 1181 PG 0584

BK 1159 PG 0647

CALDWELL COUNTY NC 04/22/96 \$6.00

FILED LOIS GREENE

FILED LOIS GREENE



Real Estate Excise Tax

'97 FEB -6 P2:05 REGISTER OF DEEDS CALDWELL CO., N.C.

'96 APR 22 P12:11 REGISTER OF DEEDS CALDWELL CO., N.C.

Excise Tax

Recording Time, Book and Page

Tax Lot No. Parcel Identifier No. Verified by County on the day of 19 by

Mail after recording to

This instrument was prepared by ROBBINS & HAMBY, P.A., PO DRAWER A, GRANITE FALLS, NC 28630

Brief description for the index

NORTH CAROLINA GENERAL WARRANTY DEED

THIS DEED made this 20TH day of MARCH, 19 96, by and between

GRANTOR

GRANTEE

JAMES STEWART ESTES, SR.

ELMER J. ETHELIDGE

219 36th Street, S.W. Hickory, NC 28601

Enter in appropriate block for each party: name, address, and, if appropriate, character of entity, e.g. corporation or partnership.

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSETH, that the Grantor, for a valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee in fee simple, all that certain lot or parcel of land situated in the City of LOVELADY Township, CALDWELL County, North Carolina and more particularly described as follows:

That certain parcel of land with all the buildings and improvements thereon, if any, being designated as Lot 89 of Section 2, as shown on a map of property of Pacific Mills, Rhodhiss, North Carolina, recorded in Plat Book 3, Page 106, in the office of the Register of Deeds of Caldwell County, North Carolina.

Being the same property conveyed by Burlington Industries, Inc., to Roy Lee Keller, deed dated September 11, 1968, Book 575, Page 277, Caldwell County Registry. Also see Book 659, Page 1105, Caldwell County Registry.

This conveyance is made subject to the reservations, easements and restrictions reserved by Burlington Industries, Inc.

This instrument is being re-recorded to correct the Lot number in the description.

Dale L. Hamby, Draftsman

Rev 600

OK 1181PG0585

BK-1159PG0648

The drafter of this instrument has not checked the title to the above described property and makes no certification as to title and was not responsible for closing a sale of the property.

The property hereinabove described was acquired by Grantor by instrument recorded in Book 780 Page 783 Caldwell County Registry.

A map showing the above described property is recorded in Plat Book page.

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

And the Grantor covenants with the Grantee, that Grantor is seized of the premises in fee simple, has the right to convey the same in fee simple, that title is marketable and free and clear of all encumbrances, and that Grantor will warrant and defend the title against the lawful claims of all persons whomsoever except for the exceptions hereinafter stated.

Title to the property hereinabove described is subject to the following exceptions:

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal, or if corporate, has caused this instrument to be signed in its corporate name by its duly authorized officers and its seal to be hereunto affixed by authority of its Board of Directors, the day and year first above written.

By: James Stewart Estes, Sr. (SEAL)
President
ATTEST: (SEAL)
Secretary (Corporate Seal) (SEAL)

USE BLACK INK ONLY

SEAL-STAMP NORTH CAROLINA, Caldwell County.

I, a Notary Public of the County and State aforesaid, certify that James Stewart Estes, Sr. Grantor.

personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this 21st day of March, 1986.

My commission expires: 4-12-2000 Robin D. Canterbury Notary Public

SEAL-STAMP NORTH CAROLINA, County.

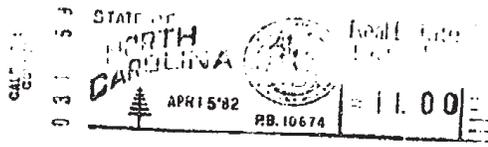
I, a Notary Public of the County and State aforesaid, certify that personally came before me this day and acknowledged that he is Secretary of a North Carolina corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its President, sealed with its corporate seal and attested by as its Secretary. Witness my hand and official stamp or seal, this day of 19

My commission expires: Notary Public

The foregoing Certificate(s) of Robin D. Canterbury, A Notary Public

is/are certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

Lois Greene REGISTER OF DEEDS FOR Caldwell COUNTY
By: Deputy/Assistant - Register of Deeds



BOOK 780 PAGE 783

Presented for registration at 2:47 o'clock P.M. this 15 day of April 1982, and recorded in the office of Register of Deeds of Caldwell County, N. C., in Book 780 Page 783

Patsy Thomas Fowler Register of Deeds, Caldwell County *By Linda Moore*

Excise Tax

Recording Time, Book and Page

Tax Lot No. Parcel Identifier No. Verified by County on the day of 19 by

Mail after recording to James S. Estes P. O. Box 64, Granite Falls, N. C. 28630

This instrument was prepared by TUTTLE & THOMAS, P. A., P. O. Drawer E, Granite Falls, N. C. 28630

Brief description for the Index Lot # 87 & Lot #89 Prop. Pacific Mills

NORTH CAROLINA GENERAL WARRANTY DEED

THIS DEED made this 14th day of April, 1982, by and between

GRANTOR

GRANTEE

ESTIL L. DAY and wife,
ROSA DAY

JAMES STEWART ESTES and wife,
MINNIE H. ESTES

P. O. Box 64
Granite Falls, N. C. 28630

Enter in appropriate block for each party: name, address, and, if appropriate, character of entity, e.g. corporation or partnership.

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSETH, that the Grantor, for a valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee in fee simple, all that certain lot or parcel of land situated in the City of ~~xxxxxxxxxxxxxxxx~~, Lovelady Township, Caldwell County, North Carolina and more particularly described as follows:

TRACT I: That certain parcel of land with all the buildings and improvements thereon, if any, being designated as Lot 87 of Section 2, as shown on map of property of Pacific Mills, Rhodhiss, North Carolina, recorded in Plat Book 3, Page 105, in the office of the Register of Deeds of Caldwell County, North Carolina.

Being the same property conveyed by Burlington Industries, Inc., to Roy Lee Hollar, deed dated September 11, 1968, Book 575, Page 277, Caldwell County Registry. Also see Book 659, Page 1105, Caldwell County Registry.

This conveyance is made subject to the reservations, easements and restrictions reserved by Burlington Industries, Inc.

TRACT II: That certain parcel of land with all building and improvements thereon, being designated as Lot No. 89 of Section 2, as shown on map of property of Pacific Mills, Rhodhiss, North Carolina, and recorded in Plat Book 3, Page 105, in the office of the Register of Deeds for Caldwell County, North Carolina.

This conveyance is made subject to reservations, easements and restrictions reserved by the Pacific Mills, being the same property conveyed by Cyrus W. Yates and wife, Anna Mae Yates, to Frankie Trivette by deed dated July 26, 1960, recorded in Book 398, Page 141, Caldwell County Registry. Also see Book 646, Page 621, Caldwell County Registry.

The grantors herein, by the acceptance of this deed, and it is a part of the consideration moving between the parties hereto, agree to assume and fully pay all balances due on that

certain Deed of Trust executed by Roy L. Hollar and wife, Marilyn Hollar to Jim Walter Corporation.

BOOK 780 PAGE 781

The property hereinabove described was acquired by Grantor by instrument recorded in Book 659, Page 1105, Caldwell County Registry and Book 646, Page 621, Caldwell County Registry

A map showing the above described property is recorded in Plat Book 3 page 105

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

And the Grantor covenants with the Grantee, that Grantor is seized of the premises in fee simple, has the right to convey the same in fee simple, that title is marketable and free and clear of all encumbrances, and that Grantor will warrant and defend the title against the lawful claims of all persons whomsoever except for the exceptions hereinafter stated. Title to the property hereinabove described is subject to the following exceptions:

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal, or if corporate, has caused this instrument to be signed in its corporate name by its duly authorized officers and its seal to be hereunto affixed by authority of its Board of Directors, the day and year first above written.

N/A (Corporate Name)
By: N/A
President
ATTEST: N/A
Secretary (Corporate Seal)

USE BLACK INK ONLY

Estil L. Day (SEAL)
Rosa Day (SEAL)



NORTH CAROLINA, Caldwell County.
I, a Notary Public of the County and State aforesaid, certify that Estil L. Day and Rosa Day Grantor, personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this 14th day of April, 1982. My commission expires: 3-25-84 Cheryl A. Bargman Notary Public

NORTH CAROLINA, County.
I, a Notary Public of the County and State aforesaid, certify that personally came before me this day and acknowledged that he is Secretary of a North Carolina corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its President, sealed with its corporate seal and attested by as its Secretary. Witness my hand and official stamp or seal, this day of 19. My commission expires: Notary Public

The foregoing Certificate(s) of Cheryl A. Bargman NP Of Caldwell Co.

is/are certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

Patsy Thomas Fowler REGISTER OF DEEDS FOR Caldwell COUNTY
by Linda Moore Deputy/Assistant-Register of Deeds

Mail To: Box 376, Rhodhiss, N.C. VOL. 646 Page 621
WARRANTY DEED - Form WD-601 Printed and for sale by James Williams & Co., Inc., Yadkinville, N. C.

STATE OF NORTH CAROLINA, Caldwell County.
THIS DEED, Made this 4th day of February, 1972, by and between ROY L. HOLLAR and wife, MARILYN HOLLAR of Caldwell County and state of North Carolina, hereinafter called Grantor, and ESTIL DAY and wife, ROSA DAY, of Caldwell County and State of North Carolina, hereinafter called Grantee.

WITNESSETH: That the Grantor, for and in consideration of the sum of Ten Dollars and other considerations and other good and valuable considerations to him in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has given, granted, bargained, sold and conveyed, and by these presents does give, grant, bargain, sell, convey and confirm unto the Grantee, his heirs and/or successors and assigns, premises in Lovelady Township, Caldwell County, North Carolina, described as follows:

That certain parcel of land with all buildings and improvements thereon, being designated as Lot No. 89 of Section 2, as shown on map of property of Pacific Mills, Rhodhiss, North Carolina, and recorded in Plat Book 3, Page 105, in the office of the Register of Deeds for Caldwell County, North Carolina.

This conveyance is made subject to reservations, easements and restrictions reserved by the Pacific Mills, being the same property conveyed by Cyrus W. Yates and wife, Anna Mae Yates, to Frankie Trivette by deed dated July 26, 1960, recorded in Book 398, Page 141, Caldwell Registry.

The grantor herein, by the acceptance of this deed, and it is a part of the consideration moving between the parties hereto, agree to assume and fully pay all balance due on that certain Deed of Trust executed by the grantors herein to Jim Walter Corporation.

The above land was conveyed to Grantor by _____, See Book No. _____, Page _____ TO HAVE AND TO HOLD The above described premises, with all the appurtenances thereto belonging, or in any wise appertaining, unto the Grantee, his heirs and/or successors and assigns forever.

And the Grantor covenants that he is seized of said premises in fee, and has the right to convey the same in fee simple; that said premises are free from encumbrances (with the exceptions above stated, if any); and that he will warrant and defend the said title to the same against the lawful claims of all persons whomsoever.

When reference is made to the Grantor or Grantee, the singular shall include the plural and the masculine shall include the feminine or the neuter. IN WITNESS WHEREOF, The Grantor has hereunto set his hand and seal, the day and year first above written.

(SEAL) Roy L. Hollar (SEAL)

(SEAL) Marilyn Hollar (SEAL)

STATE OF NORTH CAROLINA, Caldwell COUNTY.
Peggy S. Campbell, a Notary Public of said County, do hereby certify that ROY L. HOLLAR Grantor, personally appeared before me this day and acknowledged the execution of the foregoing deed.

Witness my hand and notarial seal, this the 4th day of February, 1972.
My Commission Expires: 3/28/76.
Peggy S. Campbell, N.P. [SEAL]

STATE OF ~~NORTH CAROLINA~~ Oklahoma COUNTY.
Huston Huffman, Jr., a Notary Public of said County, do hereby certify that Marilyn Hollar Grantor, personally appeared before me this day and acknowledged the execution of the foregoing deed.

Witness my hand and notarial seal, this the 14 day of August, 1972.
My Commission Expires: My Commission Expires April 6, 1976.
Huston Huffman, Jr., N.P. [SEAL]

STATE OF NORTH CAROLINA, Caldwell COUNTY.
The foregoing certificate(s) of Peggy S. Campbell, N.P. Caldwell + Huston Huffman, Jr. Oklahoma is (are) certified to be correct. This instrument was presented for registration this 18 day of August, 1972, at 11:45 A.M., P.M., and duly recorded in the office of the Register of Deeds of Caldwell County, North Carolina, in Book 646, Page 621.

This the 18 day of August, A. D., 1972.
C. A. Chovan By _____
Register of Deeds Assistant, Deputy Register of Deeds

This Deed drawn by L. M. ABERNETHY, ATTORNEY AT LAW, GRANITE FALLS, N.C.

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VOL 509 PAGE 314

CHARLOTTE, N.C.

Form WD-101-WARRANTY DEED

For Sale by James Williams & Co., Yadkinville, N. C.

NORTH CAROLINA, CALDWELL COUNTY

THIS DEED, made this 20th day of August, A. D. 1965, by Frankie Trivette (Divorced)

of Caldwell County and State of North Carolina, the party of the first part, to Roy L. Hollar and wife, Marilyn Hollar

of Caldwell County and State of North Carolina, the parties of the second part:

WITNESSETH, That said party of the first part

in consideration of

TEN (\$10.00) DOLLARS and other valuable consideration

to her paid by said parties of the second part

the receipt of which is hereby acknowledged has bargained and sold, and by these presents

does grant, bargain, sell and convey to said parties of the second part

and their

heirs and assigns, a certain tract or parcel of land in Township

Caldwell County, State of North Carolina, adjoining

and more particularly described

and bounded as follows, viz.:

That certain parcel of land with all buildings and improvements thereon, being designated as Lot No. 89 of Section 2, as shown on map of property of Pacific Mills, Rhodiss, North Carolina, and recorded in Plat Book 3, at Page 105, in the office of the Register of Deeds for Caldwell County, North Carolina.

This conveyance is made subject to reservations, easements and restrictions reserved by the Pacific Mills, being the same property conveyed by Cyrus W. Yates and wife, Anna Mae Yates, to Frankie Trivette by deed dated July 26, 1960, recorded in Book 398, at Page 141, Caldwell County Registry.



The above described lands were conveyed to grantors by
See Book Page

TO HAVE AND TO HOLD the aforesaid tract or parcel of land, and all privileges and appurtenances thereto belonging, to the said parties of the second part
and their heirs and assigns,
to their only use and behoof forever.

And the said party of the first part
for her self and her
heirs, executors and administrators, covenants with said parties of the second
part and their heirs and assigns, that
she is seized of said premises in fee and has right to convey in fee simple;
that the same are free and clear from all encumbrances, and that she does hereby
forever warrant and will forever defend the said title to the same against the claims of all persons
whomsoever

IN TESTIMONY WHEREOF, the said party of the first part

has hereunto set her hand and seal, the day and year first above written.

Frankie Trivette (SEAL)
..... (SEAL)
..... (SEAL)
..... (SEAL)

ATTEST:
Fred Mooneyham

STATE OF NORTH CAROLINA *Catawba* County.
The foregoing certificate of *Claude B. McArthur*
a Notary Public of *Catawba* County, State of North Carolina, is
adjudged to be correct. Let the instrument, with the certificates, be registered.

Witness my hand and official seal, this *11* day of *Sept.*, A. D. *1965*.
Basham Hightower
Clerk Superior Court.

NORTH CAROLINA
CATAWBA COUNTY

I, *Claude B. McArthur*, a Notary Public of Catawba County,
North Carolina, certify that *Fred Mooneyham*
personally appeared before me this day, and being duly sworn,
stated that in his presence Frankie Trivette (Divorced) signed
the foregoing instrument.

Witness my hand and notarial seal, this the *21* day of August,
1965.



Claude B. McArthur
Notary Public

VOL 509 PAGE 316



RETURN TO:
JIM WALTER CORP.
P. O. BOX 9128
TAMPA 4, FLA.

*Miss J. Walter Corp.
C.O. Box 9128 - 1500 N. Dale Mabry Hwy
Tampa Florida*

WARRANTY DEED

Frankie Fivette (Divorced)
TO
Roy L. Holler and wife,
Marilyn Holler

Consideration . . . \$ 10.00 and
other valuable consideration.
Dated 20th day of August, 1965.

Filed for registration on the 11
day of Sept, 1965
at 11:35 o'clock A. M., and regis-
tered in the office of the Register of Deeds
for Caldwell
County, N. C., this 13 day of
Sept, 1965 at
9:30 o'clock A. M., in Book 509
of Deeds, on page 314, and verified.

Wm H Chambliss
Register of Deeds
William H. Chambliss
Attorney at Law
Hickory, N. C. *W.H.C.*

NORTH CAROLINA, Caldwell COUNTY

THIS DEED, made this 26th day of July, A. D. 1960, by Cyrus W. Yates and wife, Annie Mae Yates

of Caldwell County and State of North Carolina of the first part, to Frankie Trivette

of Catawba County and State of North Carolina of the second part:

WITNESSETH, That said parties of the first part

in consideration of Ten Dollars and other good and valuable consideration to them paid by party of the second part the receipt of which is hereby acknowledged have bargained and sold, and by these presents do grant, bargain, sell and convey to said party of the second part

her heirs and assigns, a certain tract or parcel of land in Lovelady Township, Caldwell County, State of North Carolina, adjoining the lands of William Snyder

and others, and bounded as follows, viz.:

That certain parcel of land with all the buildings and improvements thereon, being designated as Lot No. 89 of Section 2, as shown on map of property of Pacific Mills, Rhodhiss, North Carolina, recorded in Plat Book 3, Page 105, in the Office of the Register of Deeds of Caldwell County, North Carolina.

This land is conveyed, however, subject to the following reservations, easements, restrictions and conditions which shall be construed as covenants running with the land, to-wit:

- 1. The said property shall be used exclusively for residential purposes.
2. There is reserved and excepted from this conveyance all water, sewer, telephone, telegraph, and electrical systems, or any part thereof, including pipes, mains, lines, poles, towers, conduits, and like equipment of such systems located upon the above property extending to, connecting with, or otherwise servicing any other property, together with all existing easements and rights of way with respect thereto. There is also hereby reserved to Pacific Mills, its successors and assigns, all such further easements and rights of way as may be necessary for the operation and maintenance of any part of said system.
3. Subject to all other easements and rights of way, if any, affecting said property.

BEING the same property conveyed by Pacific Mills to Cyrus W. Yates and wife, Annie Mae Yates by deed dated October 4, 1955, and recorded in Book 323, page 85, Caldwell Registry.

108 142 See Book Page

TO HAVE AND TO HOLD the aforesaid tract or parcel of land, and all privileges and appurtenances thereto belonging, to the said party of the second part her heirs and assigns, to their only use and behoof forever.

And the said parties of the first part, for themselves and their heirs, executors and administrators, covenant with said party of the second part her heirs and assigns, that they are seized of said premises in fee and have a right to convey in fee simple; that the same are free and clear from all encumbrances, and that they do hereby forever warrant and will forever defend the said title to the same against the claims of all persons whomsoever

IN TESTIMONY WHEREOF, the said Parties of the first part

have hereunto set their hands and seals, this 26th day of July, 1960

Cyrus W. Yates (SEAL) Annie Mae Yates (SEAL)

ATTEST: (SEAL)

STATE OF NORTH CAROLINA Caldwell County

I, Peggy S. Campbell, Notary Public, do hereby certify that Cyrus W. Yates and Annie Mae Yates his wife, personally appeared before me this day and acknowledged the due execution of the aforesaid Deed of Conveyance.



Witness my hand and notarial seal, this 26th day of July, 1960

Peggy S. Campbell, N.P. (Seal)

My commission expires March 28, 1961

STATE OF NORTH CAROLINA Caldwell County

The foregoing certificate of Peggy S. Campbell a Notary Public of Caldwell County, State of North Carolina, is adjudged to be correct. Let the instrument, with the certificates, be registered.

Witness my hand and official seal, this 28 day of Nov, 1960

Mary Noel Thompson, Clerk Superior Court

Mail:

WARRANTY DEED

Cyrus W. Yates, and wife, Annie Mae Yates TO Frankie Travette 2 1/2 Acre Property 1130 - 11th St S.W. Acworth, Ga. \$10,000. & ETC. Dated 26th day of July, 1960

Filed for registration on the 28 day of Nov, 1960 at 9:40 o'clock A.M. and registered in the office of the Register of Deeds for Caldwell County, N.C. this 29 day of Nov, 1960, at 10:30 o'clock A.M. in Book 398 of Deeds, on page 14 and verified

Margaret A. Moore Register of Deeds by Ed Stewart Deputy

DRAWN BY L. M. ABERNETHY

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STATE OF NORTH CAROLINA
COUNTY OF CALDWELL

THIS DEED made this 26th day of December, 1950, by and between

Rhodhiss Cotton Mills Company,

a corporation organized and existing under and by virtue of the laws of the State of North Carolina with its principal office located at Rhodhiss, Caldwell County, North Carolina, hereinafter called "first party", and

Pacific Mills,

a corporation organized and existing under and by virtue of the laws of the Commonwealth of Massachusetts hereinafter called "second party".

WITNESSETH

WHEREAS on the 26th day of December, 1950, first party's Board of Directors, at a meeting duly called and held, authorized the conveyance of all the assets of first party to second party in consideration of the surrender for cancellation of all the outstanding capital stock of first party and the assumption by second party of the liabilities of first party, pursuant to a plan of liquidation of first party, and

WHEREAS the said action of the Board of Directors of first party was approved by unanimous vote of the stock entitled to vote at a stockholders' meeting of first party duly called and held for said purpose.

NOW, THEREFORE, in consideration of the transfer to it of twenty-one hundred (2100) shares of its outstanding capital stock (being all its capital stock) and for other valuable consideration, as hereinbefore recited, receipt of which consideration is hereby acknowledged, first party has bargained and sold, and by these presents does grant, bargain, sell and convey unto second party, its successors and assigns, all of the following described land, property, rights and easements lying and being in Burke and Caldwell Counties, North Carolina, and bounded and described as follows, to-wit:

FIRST PARCEL

That land and property lying and being Icard Township, Burke County, and in Lovelady Township, Caldwell County, State of North Carolina, bounded and described as follows:

BEGINNING at the most easterly point of the property at a stake in the center of the Carolina and North Western Railroad and in David Mull's line, (First point is about nine (9) poles Southeast of the switch point of the Rhodhiss Spur) running South 21 1/4 degrees (south 19 1/2 degrees West) West 9-1/5 poles to a stake on the North Bank of the Catawba River; thence same course to the middle of the River; thence up the River, with the thread thereof 46 poles to a point in the middle of the River, opposite the Wilson and Keever corner on the south bank; thence South 24 1/2 degrees (South 25 degrees West) West to a stake on the South side of the Catawba River, Wm. Keever's corner; thence same course, 200 poles to a stake; thence North 68 degrees (North 65 1/2 degrees West) West 88 poles to a small red oak, now gone, on the East side of the road; thence along the easterly side of said old road, North 20 1/2 degrees (North 21 degrees East) East 31 poles, North 15 3/4 degrees (North 16 1/4 degrees East) East 27 poles, North 11 1/2 degrees (North 12 degrees East) East 15 1/2 poles to a persimmon on the West side of the road and in Settlemyer's line; thence South 89 degrees West 24 poles to a Post Oak; thence South 87 degrees West 94 1/2 poles to a Post Oak; thence South 14 2/5 poles to a Pine, Settlemyer's corner; thence West 104 (North 85 1/2 West) poles; thence North 61 poles to a stone at the branch; thence West 34 (North 86 degrees West) poles, with the branch, to a stake in the branch, near the spring; thence North 15 degrees (North 14 1/2 degrees West) West 67 1/2 poles to a stake at the Aiken corner; thence North 72 poles, along Aiken's line to a Dogwood corner; thence, same course, 7 poles to a double walnut; thence Westerly (South 68 degrees West) 20 poles to a Black Oak; thence West 24 poles to a White Oak; thence South 45 degrees West, along Aiken's line, 35 poles to a maple on the Icard's Spring branch of Jumping Run Creek at the W. W. Aiken and W. R. Aiken corner; thence down the meanders of said branch to said creek and down the meanders of said Jumping Run Creek to a point in said creek, one hundred (100) feet from the mouth of said creek on the South side of the Catawba River; thence northerly about 120 poles up the river, parallel with the bank of the River and one hundred (100) feet from the bank of the river, to a stake; thence East (North 77 1/2 degrees East) one hundred (100) feet to the bank of the river; thence same course, to the middle of the river; thence North 15 West 14 1/2 poles, along the middle of the river, to a stake opposite the mouth of Camp or Tanyard Branch; thence to a stake at the mouth of said branch; thence with the line between Wm. A. Lenoir and Moses R. Hayes, South 15 (South 14 East) East about 57 poles to the line of a tract conveyed by Eugene Hayes to J. F. and R. S. Clay; thence easterly, with said line, to a point one hundred twenty-five (125) feet from the river bank; thence down the river, parallel to the bank of the river and one hundred twenty-five (125) feet from the bank of the river, to a stake on a small bluff; thence North 79 1/2 East 25 feet to a small pine; thence South 10 1/2 (South 9 East) East 16 poles to a stake in the Shoals Road, and one hundred Fifty (150) feet from the river bank at the Flat Rock at the head of the Double Shoals; thence North 72-3/4 East 50 poles, with the said Shoals Road, to a stake in the middle of the said road; thence South 47-3/4 East, crossing a branch below the spring, 22 poles to a pine; thence South 80 1/2 East 28 poles to a small oak, standing South 55 East from the chimney of John Icard's house; thence East (South 89 East) 63 poles to a small Pine at a corner; thence North 1 1/2 degrees (North 3 degrees East) East 78 poles to a Spanish Oak, Icard's corner, thence East (South 85 1/4 East) 135 1/2 poles along Icard and Link lines, crossing the Carolina and North Western Railroad, to a rock, Mull's corner; thence South 3 degrees West about 4 1/2 poles to a stake in the center of said Carolina and North Western Railroad, near mile post 96; thence with the said railroad South 49 1/2 East 12 poles;

thence South $40\frac{1}{2}$ degrees East $8-1/3$ poles; thence South 33 degrees East 20 poles; thence South $45\frac{1}{2}$ degrees East $25-4/5$ poles; thence South $32\frac{1}{4}$ degrees East $22-1/5$ poles; thence South $38\frac{1}{4}$ degrees East $20-4/5$ poles; thence South $24\frac{1}{4}$ degrees East 8 poles; thence South $10\frac{1}{2}$ degrees East 12 poles; thence South $1\frac{1}{2}$ degrees West 44 poles; thence South $12\frac{1}{2}$ degrees East 26 poles; thence South $27\frac{1}{2}$ degrees East 8 poles; thence South 41 degrees East 9 poles to the point of Beginning, including the river bed and containing 725 acres, more or less; including all of the property conveyed to Rhodhiss Mills Company by deed of Rhodhiss Manufacturing Company, dated February 6, 1920, recorded in the office of the Register of deeds of Burke County in Book L-4, page 426, and recorded in the office of the Register of Deeds of Caldwell County in Book 91, page 551, less so much of same as is hereinafter excepted.

SECOND PARCEL

All of the following described property, rights, and easements, situate, lying and being in Icard Township, Burke County, and in Lovelady Township, Caldwell County, State of North Carolina, described as follows, to-wit: Being all of the right, title and interest, together with all property, real, personal and mixed, conveyed to the Rhodhiss Mills Company by that certain deed of E. A. Smith Manufacturing Company, dated February 6, 1920, and recorded in the office of the Register of Deeds of Burke County in Book L-4 at page 424, and in the office of the Register of Deeds of Caldwell County, in Book 91, at page 557.

THIRD PARCEL

That tract of land located in Lovelady Township, Caldwell County, North Carolina, described as follows:

Lying and being in the Town of Rhodhiss, N. C., bounded as follows:

BEGINNING on a stone 312 feet South from the W. R. Icard line, and runs South $3\frac{1}{2}$ West 123 feet with the bank of the road to a stake; thence North $84-3/4$ West, passing a Spanish Oak tree (directly on the line) at 80 feet and 4 inches in all, 175 feet to a stone; thence North $3\frac{1}{2}$ East 123 feet to a stone; thence South $84-3/4$ East, 175 feet to the Beginning, containing 20,525 square feet, more or less, and including all of the property conveyed to Rhodhiss Mills Company by deed of Clarkson Jones, et al, dated May 2, 1938, recorded in the Register of Deeds' Office of Caldwell County in Book 171 at page 444.

FOURTH PARCEL

All personal and other property conveyed to Rhodhiss Mills Company by Duke Power Company by bill of sale or other instrument, dated April 9, 1936, recorded in the office of the Register of Deeds of Burke County, in Book V-5, Page 545.

FIFTH PARCEL

That tract of land located in Burke County, North Carolina, bounded and described as follows:

BEGINNING on an iron pin set in concrete near a Mimosa tree on North side of public road, and runs thence North $20\frac{1}{2}$ degrees West 22 poles to an iron pin set in concrete near a pine; thence South 79 degrees West $9\frac{1}{4}$ poles to an iron pin set in concrete near a Spanish Oak; thence South $20\frac{1}{2}$ East 22 poles to an iron pin set in concrete near an Aspen tree; thence North 79 degrees East $9\frac{1}{4}$ poles to the point of Beginning, containing one and one-fourth acres, more or less; being the same tract of land conveyed to Rhodhiss Mills Company by deed of J. P. Cline, et al, Trustees, dated July 13, 1940, recorded in the office of the Register of Deeds of Burke County in Book 52 at page 132, and being the same tract of land conveyed by Rhodhiss Mills Company to the said J. P. Cline, et al, Trustees, by deed dated February 20, 1939, recorded in said Register of Deeds' office in Book 33 at page 37.

EXCLUSIONS

There is excluded from the property particularly described in the foregoing five parcels, and excepted from the operation of this deed, the following described tracts and lots of land, rights, privileges and easements to-wit:

(A) That tract of land lying and being in Lovelady Township, Caldwell County, North Carolina, and particularly described as follows:

Bounded by lands of Rhodhiss Mills Company, Western Carolina Power Company and the Catawba River. BEGINNING at a concrete monument, corner of lands of Western Carolina Power Company and Rhodhiss Mills Company, and runs thence with line of Western Carolina Power Company to the Catawba River the following Courses and distances, to-wit: North 88-16 West 353 feet; thence North 83-27 West 600 feet; thence North 49-48 West 375 feet; thence South 82-21 West 214 feet; thence South 70-47 West 448 feet; thence North 11-81 West 317 feet; thence South 82-39 West 22 feet; thence North 4-05 West 1, (1,060) 160 feet; thence North 66-48 West 140 feet; thence in a straight line of the Catawba River; thence with the river and down the river to an iron pin on the bank of the river, which said pin is distant South 13-26 West about 1,060 feet from the point or place of beginning; thence North 13-26 East 1,060 feet, more or less, to a concrete monument, the point or place of Beginning, containing forty-seven and two-tenths (47.2) acres, more or less; together with all privileges and appurtenances thereto belonging, and being in all respects the property conveyed to Western Carolina Power Company by deed of Rhodhiss Mills Company, dated December 31, 1924, recorded in the office of the Register of Deeds of Caldwell County in Book 125, at page 590.

(B) That tract of land lying and being in Icard Township, Burke County, North Carolina, and more particularly described as follows:

Bounded by lands of Rhodhiss Mills Company, Western Carolina Power Company and the Catawba River. BEGINNING at an iron pin on the bank of the Catawba River, and runs thence South 13-26 West 1,590 feet to a concrete monument; thence South 35-30 West 304 feet to a concrete monument; thence South 18-03 West 303 feet to a concrete monument; thence South 67-13 West 179 feet; thence South 23-11 West 86 feet; thence South 53-28 East 254 feet; thence South 55-32 East 194 feet; thence South 66-55 West 148 feet; thence South 64-48 West 176 feet; thence South 61-35 West 95 feet; thence South 20-58 West 83 feet; thence South 75-47 West 237 feet; thence South 2-13 West 120 feet; thence South 9 East 209 feet; thence South 6-58 East 225 feet; thence South 15-2 West 132 feet; thence North 26-36 East 310 feet; thence North 32-29 West 126 feet; thence North 49-06 West 148 feet; thence North 59-16 West 123 feet; thence South 83-05 West 126 feet; thence South 47-10 West 138 feet; thence South 31 West 70 feet; thence South 29-36 West 129 feet; thence South 42-20 West 67 feet; thence South 37-11 West 86 feet; thence South 31-47 West 135 feet; thence South 16-43 West 69 feet; thence South 62-12 West 185 feet to the line of Western Carolina Power Company, formerly Houk land; thence North 4 -50 West 1,075 feet to a branch; thence with the branch and up the branch to the corner of lands of Rhodhiss Mills Company and Western Carolina Power Company, formerly L. W. Wilson land; thence with the line of land of Western Carolina Power Company North 14-11 West 1, 150 feet; thence North 5-33 East 1,223 feet; thence South 68-57 West about 1,200 feet to a creek; thence with the creek and down the creek to the Catawba River; thence with the Catawba River to the point of Beginning, containing one hundred fourteen and three-tenths (114.3) acres, more or less; together with all privileges and appurtenances thereto belonging; and being in all respects the same property conveyed to Western Carolina Power Company by deed of Rhodhiss Mills Co., dated December 31, 1924, recorded in the office of the Register of Deeds of Burke County in Book L-5, at page 219.

(C) Such interest as the Board of Education of Caldwell County, North Carolina, has under and by virtue of deed of Rhodhiss Mills Company to said Board of Education, dated June 30, 1938, recorded in the office of the Register of Deeds of Caldwell County in Book 175 at page 136, in and to the following described tract of land, to-wit:

Lying and being in Lovelady Township, Caldwell County, North Carolina, bounded as follows: Beginning at an iron pin on the southeast side of street opposite the old school building; thence South 77 degrees 24' East 325 feet to an iron pin; thence South 6 degrees West 53 feet to an iron pin; thence South 77 degrees and 24 minutes East 217.4 foot to an iron pin; thence North 8 degrees and 18 minutes East 572.9 feet to an iron pin; thence North 85 degrees and 15 minutes West 518.7 feet to an iron pin; thence South 12 degrees and 45 minutes West 451.4 feet to the Beginning corner, containing 6.3 acres, more or less.

(D) Such interest as J. P. Cline et al, Trustees, have under and by virtue of deed of Rhodhiss Mills Company to the said J. P. Cline, et al, Trustees, dated October 19, 1940, recorded in the office of the Register of Deeds of Caldwell County, in Book 193, at page 391, in and to the following described tract of land, to-wit:

Lying and being in Lovelady Township, Caldwell County, North Carolina, Bounded as follows: Beginning at an iron stake that is located South 28 degrees 30 minutes East 67.5 feet from the southeast corner of the Old Schoolhouse, and runs North 10 degrees East parallel with the road 385.5 feet to an iron stake on the South side of the Rhodhiss Road; then with the South Margin of said road South 50 degrees 30 minutes West 140.5 feet to an iron stake; then South 10 degrees West 287.0 feet to an iron stake; then South 80 degrees East 100 feet to the Beginning, containing 0.77 acre more or less.

(E) Such interest as J. P. Cline, J. B. Hemphill and M. P. Benfield, trustees of Rhodhiss Methodist Church, and their successors, have under and by virtue of that certain deed dated June 1, 1945, and recorded in the office of the Register of Deeds for Caldwell County in Book 213, page 128, in and to the following described parcel of land lying in the town of Rhodhiss in Caldwell County, North Carolina and bounded and described as follows:

BEGINNING at an iron stake near the Rhodhiss Road, corner of the present Church lot, and runs South 21 degrees 15 minutes West 289 feet to an iron stake; thence South 80 degrees East 52.7 feet to an iron stake, corner of the present church lot; thence with the line of said lot North 10 degrees East 287 feet to the beginning.

(F) That certain tract of land conveyed to Duke Power Company by Rhodhiss Cotton Mills Company by deed dated October 29, 1948, and recorded in the the office of the Register of Deeds for Caldwell County in Book 247, page 307 and particularly described as follows:

BEGINNING at a point on the north bank of the Catawba River, Corner of the land of Duke Power Company, which point is located S. 13-24 W., 74.3 feet from a concrete monument in the line between the land of Duke Power Company and the land of Rhodhiss Cotton Mills Company, and runs thence with the Duke Power Company line N. 13-24E., 74.3 feet to said concrete monument; thence same course with line of Duke Power Company 302.3 feet from an iron pin, which iron pin is in the line between the land of Duke Power Company and the land of Rhodhiss Cotton Mills Company;

thence S. 88-02 E., 153.4 feet to a stake; thence S. 13-24 W., 418.4 feet to the bank of the Catawba River; thence with the bank of the river up stream, 150 feet more or less, to the point of Beginning.

(G) Such easements and rights as Duke Power Company now has under various instruments recorded in the office of the Register of Deeds for Caldwell County and in the office of the Register of Deeds for Burke County, North Carolina, executed by Rhodhiss Cotton Mills Company and its predecessors in title to Duke Power Company and its predecessor, Southern Power Company. Some of said instruments have been cancelled or superseded by subsequent instruments duly recorded and reference is made to the instruments of record in said counties for a determination of the rights and easements now outstanding.

Stamp \$36.30

(H) The right of way of the Carolina and North Western Railway Company as defined in the right of way deed dated June 20, 1912, executed by Rhodhiss Manufacturing Company and recorded in the office of the Register of Deeds for Caldwell County in Book 55, page 30.

TO HAVE AND TO HOLD the aforesaid tracts of land, property, rights and easements and all privileges and appurtenances thereto belonging, and also all buildings, machinery, fixtures and other property of the first party located on said tracts of lands, to the said second party, its successors and assigns to its and their only use and behoof forever.

And the said first party, for itself, its successors and assigns, covenants with the said second party, its successors and assigns, that first party is seized of said real estate in fee, and of all personal property included in this conveyance by title of absolute ownership, and has the right to convey the said real estate in fee simple and the said personal property absolutely, and that the same are free and clear from all encumbrances, and that it will warrant and defend the said title to the same against the lawful claims of all persons whomsoever; except the liens, if any, for taxes of first party which second party has agreed to assume as a part of the consideration for this conveyance, and except the easements and rights, outstanding in third parties, particularly described in the exclusions hereinbefore set out in this deed.

IN WITNESS WHEREOF the said first party has caused these presents to be signed in its name by its vice-president and its corporate seal to be hereunto affixed and attested by its Secretary pursuant to authority of its Board of Directors and stockholders hereinbefore recited, this day and year first above written.

(Official Seal)

RHODHISS COTTON MILLS COMPANY
BY Clifford B. Hayes
Vice-President

Attest:
D. O. Cook
Ass't. Sec.

NORTH CAROLINA
COUNTY OF CALDWELL

This 26 day of December, A.D., 1950, personally came before me, Clifford B. Hayes, who, being by me duly sworn, says that he is the Vice-President of Rhodhiss Cotton Mills Company and that the seal affixed to the foregoing instrument in writing is the corporate seal of the Company, and that said writing was signed and sealed by him, in behalf of said Corporation, by its authority duly given. And the said Clifford B. Hayes acknowledged the said writing to be the act and deed of said corporation.

Witness my hand and notarial seal.

Leonard E. Lee
Notary Public

Comm. Ex. November 6, 1951 (Notarial Seal)

NORTH CAROLINA
CALDWELL COUNTY

The foregoing certificate of Leonard E. Lee a Notary Public of Caldwell County, State of North Carolina is adjudged to be correct. Let the instrument with this certificate be registered.
Witness my hand and official seal, this 27 day of March 1957.

Betty Sue Sharpe, Ass't. CSC

Filed for registration at 8:45 AM on the 28 day of March 1957, and registered on the 2 day of April 1957, in the office of the Register of Deeds, of Caldwell County. In Book 318, page 29.

Margaret B. Moore
Register of Deeds

Drawn by -----

Caldwell County Mapping



1 inch = 200 feet

Owner
 ETHERIDGE ELMER P
 ETHERIDGE BERNICE
 219 36TH ST SW
 HICKORY, NC 28602

Account Info
 NCPIN: 2774964259
 Account#: 111098
 Parcel-id: 08 2R 1 96

Property Info

Acrage: 0.45045479
 Land Units: 142 (FF)
 Legal: BK 1269 PG 1348 YR 2000
 Total Value: 4000
 Property Address: WALNUT AVE

This map is prepared for the inventory of real property found within this jurisdiction, and is compiled from recorded deeds, plats, and other public records and data. Users of this map are hereby notified that the aforementioned public primary information sources should be consulted for verification of the information contained on this map. Caldwell County and its mapping and software contractors assume no legal responsibility for the information contained on this map or in this website. This map and information are NOT of land survey quality and are NOT suitable for such use.

CALDWELL COUNTY, NC 10/21/2013 10:34:08 AM

ETHERIDGE ELMER P ETHERIDGE BERNICE Return/Appeal Notes: 08-2R-1-96
 WALNUT AVE UNIQ ID 241385
 111098 ID NO: 2774.12 96 4259
 COUNTY (100), RESCUE READY (100), RHODHISS (100) CARD NO. 1 of 1
 Reval Year: 2013 Tax Year: 2014 BK 1269 PG 1348 YR 2000 142.000 FF SRC=
 Appraised by 03 on 03/12/2013 00217 NEIGHBORHOOD TW-08 C-04 EX-AT- LAST ACTION 20130312

Owner: ETHERIDGE ELMER P

Parcel: 08-2R-1-96

CONSTRUCTION DETAIL		MARKET VALUE				DEPRECIATION				CORRELATION OF VALUE			
TOTAL POINT VALUE	USE MOD	Eff. Area	QUAL	BASE RATE	RC	NE	BY	BY	BY	CREDENCE TO			
	01 00									% GOOD			
TOTAL ADJUSTMENT FACTOR										DEPR. BUILDING VALUE - CARD			
TOTAL QUALITY INDEX										DEPR. OB/XF VALUE - CARD			
TYPE: SINGLE FAMILY RESIDENTIAL										MARKET LAND VALUE - CARD			
STORIES:										TOTAL MARKET VALUE - CARD			
										TOTAL APPRAISED VALUE - CARD			
										TOTAL APPRAISED VALUE - PARCEL			
										TOTAL PRESENT USE VALUE - PARCEL			
										TOTAL VALUE DEFERRED - PARCEL			
										TOTAL TAXABLE VALUE - PARCEL			
										PRIOR			
										BUILDING VALUE			
										OBXF VALUE			
										LAND VALUE			
										PRESENT USE VALUE			
										DEFERRED VALUE			
										TOTAL VALUE			
										PERMIT			
										CODE DATE NOTE NUMBER AMOUNT			
										ROUT: WTRSHD:			
										SALES DATA			
										OFF. RECORD DATE DEED TYPE Q/U/V/I INDICATE SALES PRICE			
										BOOK PAGE MO/YR SD X V			
										HEATED AREA			
										NOTES			

SUBAREA		GS	RPL	CODE	QUALITY	DESCRIPTION	LTH	WTH	UNITS	UNIT PRICE	ORIG % COND	BLDG#	L/B	SIZE FACT	AY	BEYB	ANN DEP RATE	% OVR	COND	OB/XF DEPR. VALUE
TYPE	AREA	%	CS	TOTAL OB/XF VALUE																
FIREPLACE																				
SUBAREA TOTALS																				

BUILDING DIMENSIONS																				
LAND INFORMATION																				
HIGHEST AND BEST USE	USE CODE	LOCAL ZONING	FRONT TAGE	DEPTH	DEPTH / SIZE	LND MOD	COND FACT	OTHER ADJUSTMENTS AND NOTES	ROAD TYPE	LAND UNIT PRICE	TOTAL LAND UNITS	UNT TYP	TOTAL ADJUST	ADJUSTED UNIT PRICE	LAND VALUE	LAND NOTES				
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TOTAL MARKET LAND DATA															4,000					
TOTAL PRESENT USE DATA																				

HILDEBRAND, NC 28637
PO Box 1409
Elmer Etheridge

Prepared By Fred Flouza

BK 1269PG1348

FILED
LOIS GREENE

1999 JUL 16 A 10:27
Wm. W. Welf
REGISTER OF DEEDS
CALDWELL CO. N.C.

STATE OF NORTH CAROLINA
COUNTY OF CALDWELL

SHERIFF'S DEED

THIS DEED MADE THIS THE 15TH DAY OF JULY, 1999 BY AND BETWEEN ROGER L. HUTCHINGS, SHERIFF OF CALDWELL COUNTY, NORTH CAROLINA, PARTY OF THE FIRST PART, AND ELMER P. ETHERIDGE AND WIFE BERNICE ETHERIDGE, 210 WALNUT AVENUE, RHODHISS, N.C., PARTIES OF THE SECOND PART,

WITNESSETH

THAT WHEREAS THE PARTY OF THE FIRST PART, BEING DULY AUTHORIZED BY AN EXECUTION ISSUED UPON A CERTAIN JUDGMENT DOCKETED IN THE OFFICE OF THE CLERK OF SUPERIOR COURT FOR CALDWELL COUNTY IN A PROCEEDING ENTITLED "CALDWELL COUNTY VS. DENNIS ASHBURN GRAGG, MARILYN GRAGG AND JAMES STEWART ESTES AND MINNIE H. ESTES, LIENHOLDERS, (FILE #98 M 315) AND AFTER DUE ADVERTISEMENT IN ACCORDANCE WITH LAW, DID OFFER FOR SALE AND DID SELL, AT PUBLIC AUCTION FOR CASH TO THE HIGHEST BIDDER, AT THE COURTHOUSE DOOR IN CALDWELL COUNTY, ON THE 25TH DAY OF JUNE, 1999, REAL PROPERTY HEREIN DESCRIBED, WHEN AND WHERE ELMER ETHERIDGE BECAME THE LAST AND HIGHEST BIDDER OF THE SAME AT THE PRICE OF \$ 2200.00; AND

WHEREAS MORE THAN TEN DAYS HAVE ELAPSED SINCE THE REPORT OF THE SALE WAS FILED WITH THE CLERK OF THE SUPERIOR COURT AND NO INCREASED BID HAS BEEN FILED, AND THE SALE HAVING BEEN CONFIRMED BY ORDER OF THE SUPERIOR COURT, AND ELMER ETHERIDGE AND WIFE BERNICE ETHERIDGE, PARTIES OF THE SECOND PART, HAVE FULLY PAID THE AMOUNT OF THE BID TO THE PARTY OF THE FIRST PART,

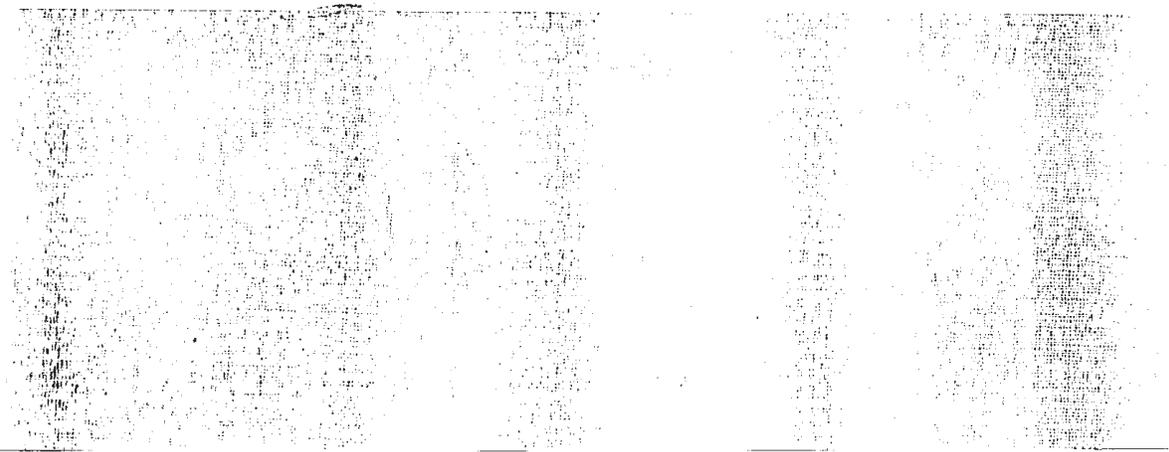
NOW, THEREFORE, IN CONSIDERATION OF THE PREMISES AND IN FURTHER CONSIDERATION OF THE SUM OF TWO HUNDRED AND NO/100 DOLLARS (\$ 200.00) IN HAND PAID TO THE PARTY OF THE FIRST PART BY THE PARTIES OF THE SECOND PART, RECEIPT OF WHICH IS HEREBY FULLY ACKNOWLEDGED, THE PARTY OF THE FIRST PART DOES HEREBY GIVE, GRANT, BARGAIN SELL AND CONVEY UNTO THE PARTIES OF THE SECOND PART THEIR HEIRS AND ASSIGNS, ALL OF THE LOT, TRACT OR PARCEL OF REAL ESTATE IN LOVELADY TOWNSHIP, CALDWELL COUNTY, NORTH CAROLINA, AND BEING MORE PARTICULARLY BOUNDED AND DESCRIBED AS FOLLOWS:

SEE THE ATTACHED SCHEDULE A

FOR A MORE PARTICULAR DESCRIPTION, SEE DEED FROM JAMES STEWART ESTES AND WIFE MINNIE H. ESTES TO DENNIS ASHBURN GRAGG AND WIFE MARILYN STAFFORD GRAG, RECORDED IN DEED BOOK 787, PAGE 289, IN THE OFFICE OF THE REGISTER OF DEEDS OF CALDWELL COUNTY.

THIS CONVEYANCE IS SUBJECT TO CITY AND COUNTY PROPERTY TAXES FOR 2000, THE PAYMENT OF WHICH SHALL BE ASSUMED BY THE PARTIES OF THE SECOND PARTY. TO HAVE AND TO HOLD THE ABOVE DESCRIBED PREMISES AND ALL PRIVILEGES AND APPURTENANCES THERETO APPERTAINING, TO THE PARTIES OF THE SECOND PART, THEIR HEIRS AND ASSIGNS, TO THEIR ONLY USE AND BEHOOF FOREVER FREE AND CLEAR OF

12.00



ALL ENCUMBRANCES EXCEPT ALL OUTSTANDING CITY AND COUNTY TAXES AND ALL LOCAL IMPROVEMENT ASSESSMENTS AGAINST THE ABOVE DESCRIBED PROPERTY NOT INCLUDED IN THE JUDGMENT IN THE ABOVE ENTITLED CAUSE IN AS FULL AND AMPLE

DK 1269PG 1349

MANNER AS THE PARTY OF THE FIRST PART IS AUTHORIZED AND EMPOWERED TO CONVEY THE SAME,

IN WITNESS WHEREOF, THE PARTY OF THE FIRST PART HAS HEREUNTO SET HIS HAND AND SEAL, THE DAY AND YEAR FIRST ABOVE WRITTEN.

State of North Carolina
County of Caldwell

Roger L. Hutchings (SEAL)
SHERIFF

I, Dana Townsend, NOTARY PUBLIC IN AND FOR THE COUNTY OF CALDWELL, DO HEREBY CERTIFY THAT ROGER L. HUTCHINGS, SHERIFF OF CALDWELL COUNTY, PERSONALLY APPEARED BEFORE ME THIS DATE AND ACKNOWLEDGED THE DUE EXECUTION OF THE FOREGOING DEED AS HIS OWN ACT AND DEED.

WITNESS MY HAND AND OFFICIAL SEAL, THIS THE 15 DAY OF July, 1999.

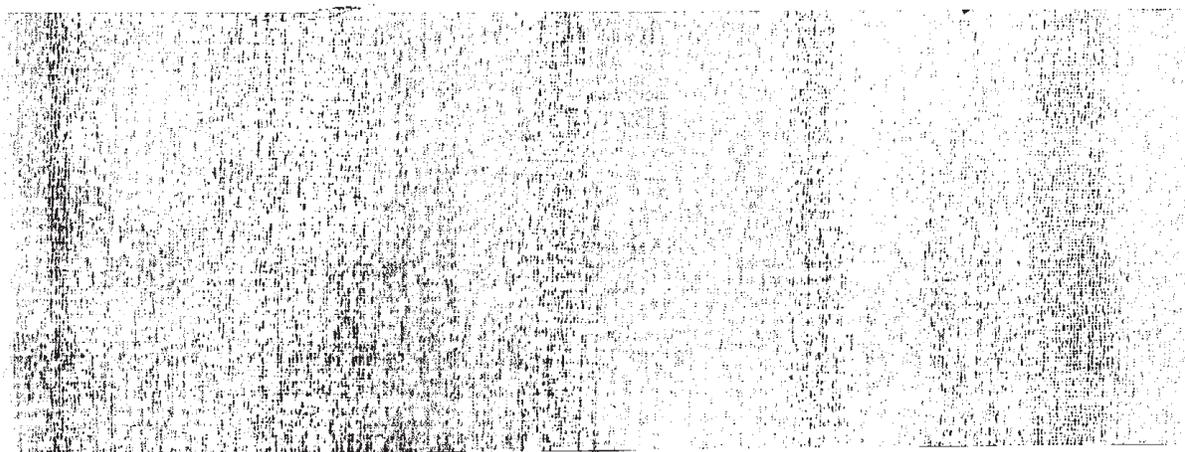


Dana Townsend
NOTARY PUBLIC

NORTH CAROLINA
CALDWELL COUNTY

THE CERTIFICATE OF:
Dana Townsend A notary public

IS CERTIFIED TO BE CORRECT.
LOIS GREENE, REGISTER OF DEEDS
BY: [Signature]



BK 1269PG 1350

Gragg-19606

SCHEDULE "A"

BEGINNING on an iron pin found in a gully at a corner with Lots No. 87, 88 and 90 and running with the line of Lot No. 90, South 66 degrees 40' 30" East 67.00 feet to an iron pin set in the line of Lot No. 90; thence running a new line North 49 degrees 11' 05" East 175.12 feet to an iron pin set in the Southern margin of Walnut Avenue; thence running with the Southern margin of Walnut Avenue, North 87 degrees 03' 30" West 70.47 feet to an iron pin found in the Southern margin of said avenue; thence continuing with the margin of Walnut Avenue, North 29 degrees, 41' 30" West 80.00 feet to an iron pin set in the margin of Walnut Avenue; thence a new line South 50 degrees 38' 12" West 141.71 feet to an iron pin set in the line of Lot No. 88; thence running with the line of Lot No. 88, South 17 degrees 16' 43" East 60.88 feet to the point of BEGINNING, containing 0.406 acres, more or less.

This descriptions taken from a plat of a survey entitled, "James Stewart Estes Property", dated July 1982, by Piedmont Surveying Company, L-1292.

The above referenced property is a part of Lot No. 87 and Lot No. 89, Section II of that certain map of Pacific Mills, recorded in Plat Book 3, at Page 105, Caldwell County Registry.

This conveyance is made subject to the reservations, easements and restrictions reserved by Burlington Industries, Inc. and Pacific Mills, Inc., specifically, but not limited to the restrictions set out and recorded in Book 323, at Page 85, Caldwell County Registry.

Being the same property as conveyed by James Stewart Estes and wife, Minnie H. Estes to Dennis Ashburn Gragg and wife, Marilyn Stafford Gragg, by deed dated July 13, 1982, recorded in Book 787, at Page 289, Caldwell County Registry.



BOOK 787 PAGE 289

Presented for registration at 9:46
 o'clock A M, this 27 day of
 July 19 82, and recorded in
 the office of Register of Deeds of Caldwell County,
 N. C., in Book 787 Page 289.

Patsy Thomas Fowler *By Virginia Coffey*
 Register of Deeds, Caldwell County

Excise Tax

Recording Time, Book and Page

Tax Lot No. Parcel Identifier No.
 Verified by County on the day of, 19,
 by

Mail after recording to Grantees: Post Office Box 51, Rhodhiss, NC 28667

This instrument was prepared by Donald T. Robbins, Atty. at Law, P. O. Drawer A, Granite Falls, N. C. 28630
 Brief description for the Index

NORTH CAROLINA GENERAL WARRANTY DEED

THIS DEED made this 13th day of July, 1982, by and between

GRANTOR

GRANTEE

JAMES STEWART ESTES and wife,
 MINNIE H. ESTES

DENNIS ASHBURN GRAGG and
 wife, MARILYN STAFFORD GRAGG

Enter in appropriate block for each party: name, address, and, if appropriate, character of entity, e.g. corporation or partnership.

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSETH, that the Grantor, for a valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee in fee simple, all that certain lot or parcel of land situated in the City of LOVELADY Township, CALDWELL County, North Carolina and more particularly described as follows:

BEGINNING on an iron pin found in a gully at a corner with Lots Nos. 87, 88 and 90 and running with the line of Lot No. 90, South 66 deg. 40' 30" East 67.00 feet to an iron pin set in the line of Lot No. 90; thence running a new line North 49 deg. 11' 05" East 175.12 feet to an iron pin set in the Southern margin of Walnut Avenue; thence running with the Southern margin of Walnut Avenue, North 87 deg. 03' 30" West 70.47 feet to an iron pin found in the Southern margin of said avenue; thence continuing with the margin of Walnut Avenue, North 29 deg. 41' 30" West 80.00 feet to an iron pin set in the margin of Walnut Avenue; thence a new line South 50 deg. 38' 12" West 141.71 feet to an iron pin set in the line of Lot No. 88; thence running with the line of Lot No. 88, South 17 deg. 16' 43" East 60.88 feet to the point of BEGINNING, containing 0.406 acres, more or less.

This description taken from a plat of a survey entitled, "James Stewart Estes Property", dated July 1982, by Piedmont Surveying Company, L-1292

The above referenced property is a part of Lot No. 87 and Lot No. 89, Section II of that certain map of Pacific Mills, recorded in Plat Book 3, at Page 105, Caldwell County Registry.

THIS conveyance is made subject to the reservations, easements and restrictions reserved by Burlington Industries, Inc. and Pacific Mills, Inc.

For further reference see deeds recorded in Book 780 at Page 783; Book 659 at Page 1105 and Book 646 at Page 621, Caldwell County Registry.

1650

The property hereinabove described was acquired by Grantor by instrument recorded in

A map showing the above described property is recorded in Plat Book page

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

And the Grantor covenants with the Grantee, that Grantor is seized of the premises in fee simple, has the right to convey the same in fee simple, that title is marketable and free and clear of all encumbrances, and that Grantor will warrant and defend the title against the lawful claims of all persons whomsoever except for the exceptions hereinafter stated. Title to the property hereinabove described is subject to the following exceptions:

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal, or if corporate, has caused this instrument to be signed in his corporate name by its duly authorized officers and its seal to be hereunto affixed by authority of its Board of Directors, the day and year first above written.

By: _____ (Corporate Name) *James Stewart Estes* (SEAL)

By: _____ President *Minnie H. Estes* (SEAL)

ATTEST: _____ (SEAL)

Secretary (Corporate Seal) _____ (SEAL)

NORTH CAROLINA, CALDWELL County.

I, a Notary Public of the County and State aforesaid, certify that JAMES STEWART ESTES and wife, MINNIE H. ESTES Grantor,

personally appeared before me this 10th day of July, 1982

My commission expires: 2-4-85 *Kimberly J. Berfield* Notary Public

SEAL-STAMP NORTH CAROLINA, _____ County.

I, a Notary Public of the County and State aforesaid, certify that _____

personally came before me this day and acknowledged that he is _____ Secretary of

_____ a North Carolina corporation, and that by authority duly

given and as the act of the corporation, the foregoing instrument was signed in its name by its _____

President, sealed with its corporate seal and attested by _____ as its _____ Secretary.

Witness my hand and official stamp or seal, this _____ day of _____, 19_____

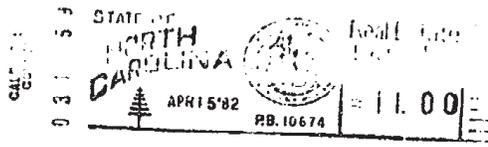
My commission expires: _____ Notary Public

The foregoing Certificate(s) of Kimberly J. Berfield, a N.P. of Caldwell County, NC

is/are certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

By Patsy Thomas Fowler REGISTER OF DEEDS FOR Caldwell COUNTY

Virginia Coffey Deputy/Assistant - Register of Deeds



BOOK 780 PAGE 783

Presented for registration at 2:47 o'clock P.M. this 15 day of April 1982, and recorded in the office of Register of Deeds of Caldwell County, N. C., in Book 780 Page 783

Patsy Thomas Fowler Register of Deeds, Caldwell County *By Linda Moore*

Excise Tax

Recording Time, Book and Page

Tax Lot No. Parcel Identifier No. Verified by County on the day of 19 by

Mail after recording to James S. Estes P. O. Box 64, Granite Falls, N. C. 28630

This instrument was prepared by TUTTLE & THOMAS, P. A., P. O. Drawer E, Granite Falls, N. C. 28630

Brief description for the Index Lot # 87 & Lot #89 Prop. Pacific Mills

NORTH CAROLINA GENERAL WARRANTY DEED

THIS DEED made this 14th day of April, 1982, by and between

GRANTOR

GRANTEE

ESTIL L. DAY and wife, ROSA DAY

JAMES STEWART ESTES and wife, MINNIE H. ESTES P. O. Box 64 Granite Falls, N. C. 28630

Enter in appropriate block for each party: name, address, and, if appropriate, character of entity, e.g. corporation or partnership.

The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

WITNESSETH, that the Grantor, for a valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee in fee simple, all that certain lot or parcel of land situated in the City of ~~xxxxxxxxxxxxxxxx~~, Lovelady Township, Caldwell County, North Carolina and more particularly described as follows:

TRACT I: That certain parcel of land with all the buildings and improvements thereon, if any, being designated as Lot 87 of Section 2, as shown on map of property of Pacific Mills, Rhodhiss, North Carolina, recorded in Plat Book 3, Page 105, in the office of the Register of Deeds of Caldwell County, North Carolina.

Being the same property conveyed by Burlington Industries, Inc., to Roy Lee Hollar, deed dated September 11, 1968, Book 575, Page 277, Caldwell County Registry. Also see Book 659, Page 1105, Caldwell County Registry.

This conveyance is made subject to the reservations, easements and restrictions reserved by Burlington Industries, Inc.

TRACT II: That certain parcel of land with all building and improvements thereon, being designated as Lot No. 89 of Section 2, as shown on map of property of Pacific Mills, Rhodhiss, North Carolina, and recorded in Plat Book 3, Page 105, in the office of the Register of Deeds for Caldwell County, North Carolina.

This conveyance is made subject to reservations, easements and restrictions reserved by the Pacific Mills, being the same property conveyed by Cyrus W. Yates and wife, Anna Mae Yates, to Frankie Trivette by deed dated July 26, 1960, recorded in Book 398, Page 141, Caldwell County Registry. Also see Book 646, Page 621, Caldwell County Registry.

The grantors herein, by the acceptance of this deed, and it is a part of the consideration moving between the parties hereto, agree to assume and fully pay all balances due on that

certain Deed of Trust executed by Roy L. Hollar and wife, Marilyn Hollar to Jim Walter Corporation.

BOOK 780 PAGE 781

The property hereinabove described was acquired by Grantor by instrument recorded in Book 659, Page 1105, Caldwell County Registry and Book 646, Page 621, Caldwell County Registry

A map showing the above described property is recorded in Plat Book 3 page 105

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

And the Grantor covenants with the Grantee, that Grantor is seized of the premises in fee simple, has the right to convey the same in fee simple, that title is marketable and free and clear of all encumbrances, and that Grantor will warrant and defend the title against the lawful claims of all persons whomsoever except for the exceptions hereinafter stated. Title to the property hereinabove described is subject to the following exceptions:

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal, or if corporate, has caused this instrument to be signed in its corporate name by its duly authorized officers and its seal to be hereunto affixed by authority of its Board of Directors, the day and year first above written.

N/A (Corporate Name)
By: N/A
President
ATTEST: N/A
Secretary (Corporate Seal)

USE BLACK INK ONLY

Estil L. Day (SEAL)
Rosa Day (SEAL)



NORTH CAROLINA, Caldwell County.
I, a Notary Public of the County and State aforesaid, certify that Estil L. Day and Rosa Day Grantor, personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this 14th day of April, 1982. My commission expires: 3-25-84 Cheryl A. Bargman Notary Public

NORTH CAROLINA, County.
I, a Notary Public of the County and State aforesaid, certify that personally came before me this day and acknowledged that he is Secretary of a North Carolina corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its President, sealed with its corporate seal and attested by as its Secretary. Witness my hand and official stamp or seal, this day of 19. My commission expires: Notary Public

The foregoing Certificate(s) of Cheryl A. Bargman NP Of Caldwell Co.

is/are certified to be correct. This instrument and this certificate are duly registered at the date and time and in the Book and Page shown on the first page hereof.

Patsy Thomas Fowler REGISTER OF DEEDS FOR Caldwell COUNTY
by Linda Moore Deputy/Assistant-Register of Deeds

Mail To: Estil Day P.O. Box 376 Rhodhiss BOOK 659 PAGE 1105
WARRANTY DEED—Form WD-601 Printed and for sale by James Williams & Co., Inc., Yadkinville, N. C.

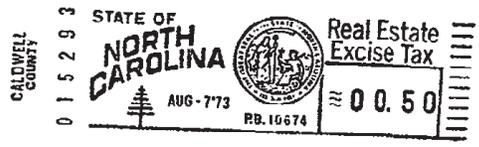
STATE OF NORTH CAROLINA, Caldwell County.
THIS DEED, Made this 7th day of November, 1972, by and between ROY LEE HOLLAR
of Caldwell County
and state of North Carolina, hereinafter called Grantor, and TESTIMONIALS
of Caldwell County and State of North Carolina, hereinafter
called Grantee.

WITNESSETH: That the Grantor, for and in consideration of the sum of Ten Dollars and other considerations Dollars
and other good and valuable considerations to him in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has given, granted, bargained, sold
and conveyed, and by these presents does give, grant, bargain, sell, convey and confirm unto the Grantee, his heirs and/or successors and assigns, premises in
Lovelady Township, Caldwell County, North Carolina, described as follows:

That certain parcel of land with all the buildings and improvements
thereon, if any, being designated as Lot 87 of Section 2, as shown on
map of property of Paicific Mills, Rhodhiss, North Carolina, recorded
in Plat Book 3, Page 105, in the office of the Register of Deeds of
Caldwell County, North Carolina.

Being the same property conveyed by Burlington Industries, Inc., to
Roy Lee Hollar, deed dated September 11, 1968, Book 575, Page 277,
Caldwell County Registry.

This conveyance is made subject to the reservations, easements and
restrictions reserved by Burlington Industries, Inc.



The above land was conveyed to Grantor by _____ See Book No. _____ Page _____
TO HAVE AND TO HOLD The above described premises, with all the appurtenances thereunto belonging, or in any wise appertaining, unto the Grantee, his
heirs and/or successors and assigns forever.

And the Grantor covenants that he is seized of said premises in fee, and has the right to convey the same in fee simple; that said premises are free from en-
cumbrances (with the exceptions above stated, if any); and that he will warrant and defend the said title to the same against the lawful claims of all persons
whomsoever.

When reference is made to the Grantor or Grantee, the singular shall include the plural and the masculine shall include the feminine or the neuter.
IN WITNESS WHEREOF, The Grantor has hereunto set his hand and seal, the day and year first above written.

(SEAL) Roy Lee Hollar (SEAL)

(SEAL) (SEAL)

STATE OF NORTH CAROLINA, Caldwell COUNTY.
Peggy S. Campbell, a Notary Public of said County, do hereby certify that _____

Grantee personally appeared before me this day and acknowledged the execution of the foregoing deed.
Witness my hand and notarial seal, this the 7th day of November, 1972.
My Commission Expires 3/10/75.
Peggy S. Campbell N.P. (SEAL)

STATE OF NORTH CAROLINA, _____ COUNTY.
_____, a Notary Public of said County, do hereby certify that _____

Grantor, personally appeared before me this day and acknowledged the execution of the foregoing deed.
Witness my hand and notarial seal, this the _____ day of _____, 19____.
My Commission Expires: _____ N.P. (SEAL)

STATE OF NORTH CAROLINA, Caldwell COUNTY.
The foregoing certificate(s) of Peggy S. Campbell, a N.P. of Caldwell

is (are) certified to be correct. This instrument was presented for registration this 7 day of August, 1973
at 2:20 A.M., P.M. and duly recorded in the office of the Register of Deeds of Caldwell County,
North Carolina, in Book 659, Page 1105.

This the 7 day of August, A.D., 1973.
Dolly Thomas Register of Deeds By _____ Assistant, Deputy Register of Deeds

This Deed drawn by L. M. ABERNETHY, ATTORNEY AT LAW, GRANITE FALLS, N.C.

.50 per.

Box 310
Rhodhiss, C.

BOOK 575 PAGE 277

THIS DEED made this the 11th day of September, 1968 by BURLINGTON INDUSTRIES, INC., a corporation organized and existing under the laws of the State of Delaware with executive offices at Greensboro, North Carolina, party of the first part, to Roy Lee Hollar of Caldwell County, North Carolina, party of the second part,

W I T N E S S E T H :

That the said party of the first part in consideration of Ten Dollars (\$10.00) and other valuable considerations to it paid by the said party of the second part, the receipt of which is hereby acknowledged, has bargained and sold, and by these presents does bargain, sell and convey, unto the said party of the second part and his heirs, the following described real estate located in the County of Caldwell and State of North Carolina, to-wit:

That certain parcel of land with all the buildings and improvements thereon, if any, being designated as Lot 87 of Section 2, as shown on map of property of Pacific Mills, Rhodhiss, North Carolina, recorded in Plat Book 3, Page 105, in the office of the Register of Deeds of Caldwell County, North Carolina.

The foregoing property was acquired by Burlington Industries, Inc. through successive mergers from Pacific Mills, a Massachusetts corporation. See documents recorded in the office of the Register of Deeds of Caldwell County, North Carolina in Deed Book 361 at Page 38 and forward.

This land is conveyed, however, subject to the following reservations, easements, restrictions and conditions which shall be construed as covenants running with the land, to-wit:

1. The said property shall be used exclusively for residential purposes.
2. There is reserved and excepted from this conveyance all water, sewer, telephone, telegraph, and electrical systems, or any part thereof, including pipes, mains, lines, poles, towers, conduits, and like equipment of such systems located upon the above property extending to, connecting with, or otherwise servicing any

BOOK 575 PAGE 278

- 2 -

other property, together with all existing easements and rights of way with respect thereto. There is also hereby reserved to grantor, its successors and assigns, all such further easements and rights of way as may be necessary for the operation and maintenance of any part of said systems.

3. Subject to all other easements and rights of way, if any, affecting said property.

TO HAVE AND TO HOLD the aforesaid land and all privileges and appurtenances thereunto belonging to the said party of the second part and his heirs and assigns forever.

And the said party of the first part covenants 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 as hereinabove stated, and that with such exceptions it will warrant and defend the said title to the same against the lawful claims of all persons whomsoever.

IN TESTIMONY WHEREOF the said party of the first part has caused this deed to be signed in its corporate name and its corporate seal to be hereunto affixed by its duly authorized officers on the day and year first above written.

BURLINGTON INDUSTRIES, INC.

By Arthur E. Weiner
Vice President

Attest:

James D. [Signature]
Assistant Secretary

(Corporate Seal)

CLAWELL COURT
006167

STATE OF NORTH CAROLINA
SEP 27 '68
PB. 10674

Real Estate Excise Tax
00.50

BOOK 575 PAGE 279

STATE OF NORTH CAROLINA
COUNTY OF GUILFORD

I, Ruth B. Penn, a Notary Public of said County, certify that Lewis E. Boroughs personally came before me this day and acknowledged that he is Assistant Secretary of Burlington Industries, Inc., a corporation, and that, by authority duly given and as the act of the Corporation, the foregoing instrument was signed in its name by its Vice President, sealed with its corporate seal, and attested by himself as its Assistant Secretary.

My commission expires: March 27, 1969.

Witness my hand and official seal this the 11th day of September, 1968.

Ruth B. Penn
Notary Public



STATE OF NORTH CAROLINA
Caldwell COUNTY
THE FOREGOING CERTIFICATE OF Ruth B. Penn
A NOTARY PUBLIC OF Guilford COUNTY.
STATE OF NORTH CAROLINA IS CERTIFIED TO BE CORRECT.
THIS THE 27 DAY OF September 19 68.

Margaret B. Moore
REGISTER OF DEEDS
Linda M. Harold Legarity

Filed for registration at 3:45 o'clock P. M. on the
27 day of Sept. 1968 and registered in
the 28 day of Sept. 19 68 in the office of the
Register of Deeds, of Caldwell County.
In Book 575 at page 277
Margaret B. Moore
Register of Deeds of Caldwell County

Bl. 2.25
Stamp 50

APPENDIX B

Marshall Miller & Associates, Inc.
NCDENR Old Unlined Landfill Photodocumentation

Site Name: Walnut Avenue

Site County: Caldwell

Site ID #: Unassigned

Task Order No. PRLF014-1

PHOTO 1

Date:
June 24, 2013

Description:
Site entrance.

GPS Waypoint:
01



PHOTO 2

Date:
June 24, 2013

Description:
Site and trailer home located on subject properties.

GPS Waypoint:
01



Marshall Miller & Associates, Inc.
NCDENR Old Unlined Landfill Photodocumentation

Site Name: Walnut Avenue

Site County: Caldwell

Site ID #: Unassigned

Task Order No. PRLF014-1

PHOTO 3

Date:

June 24, 2013

Description:

View of steep slope along eastern portion of the site.

GPS Waypoint:

01



PHOTO 4

Date:

June 24, 2013

Description:

View to the east of steep slope comprising the site.

GPS Waypoint:

02



Marshall Miller & Associates, Inc.
NCDENR Old Unlined Landfill Photodocumentation

Site Name: Walnut Avenue	Site County: Caldwell
---------------------------------	------------------------------

Site ID #: Unassigned	Task Order No. PRLF014-1
------------------------------	---------------------------------

PHOTO 5

Date:
June 24, 2013

Description:
Erosion exposing brick and construction debris in the central portion of the site.

GPS Waypoint:
03

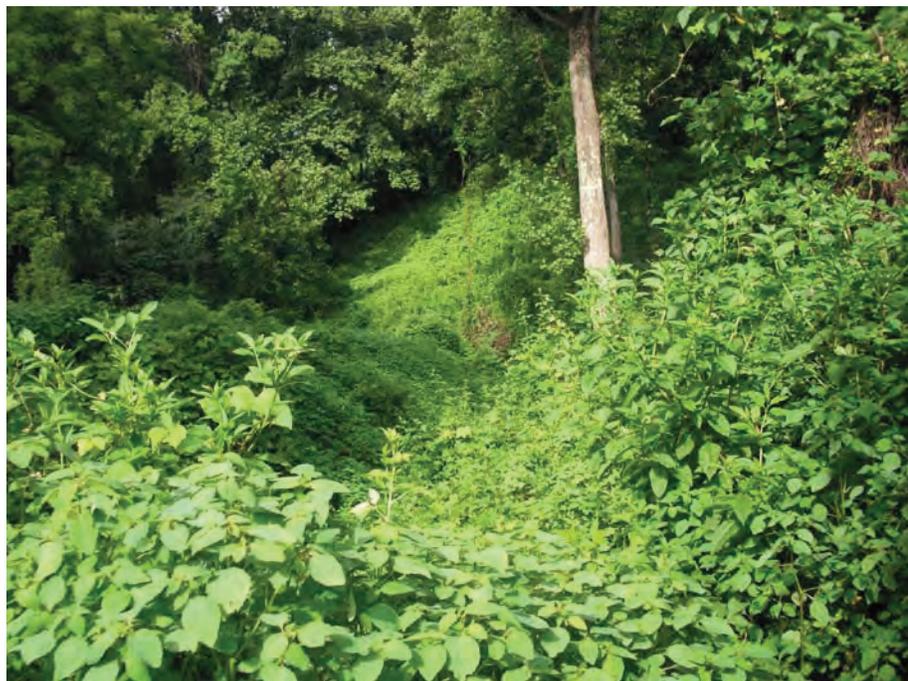


PHOTO 6

Date:
June 24, 2013

Description:
Kudzu covering the western portion of the site.

GPS Waypoint:
04



Marshall Miller & Associates, Inc.
NCDENR Old Unlined Landfill Photodocumentation

Site Name: Walnut Avenue

Site County: Caldwell

Site ID #: Unassigned

Task Order No. PRLF014-1

PHOTO 7

Date:
Summer 2012

Description:
Tires discovered and removed from site by Town of Rhodhiss.

GPS Waypoint:
Not reported



PHOTO 8

Date:
Summer 2012

Description:
Tires discovered and removed from site by Town of Rhodhiss.

GPS Waypoint:
Not reported



APPENDIX C



Marshall Miller & Associates, Inc.
NCDENR OLD UNLINED LANDFILL AUDIT CHECK LIST

Audit Performed By: Matt Cash / Chris Hanley Date: 6/25/13

1.0 Site Information

ID NUMBER: Unassigned

SITE NAME: Walnut Ave.

LOCATION: near corner of Walnut and Church

COUNTY: Caldwell

SITE SIZE: ~0.13 acres

PROPERTY SIZE: ~0.77 acres

DATE OPENED: Unknown

DATE CLOSED: Unknown

OWNER(S): Casey Wallace (2774-12-96-4152) ^{PIN} Elmer Etheridge (2774-12-96-5254) ^{PIN}

OWNER CONTACT: Elmer Etheridge Casey Wallace

OWNER ADDRESS: 219 36th St. Hickory, NC 214 Walnut Ave. Granite Falls

OWNER TELEPHONE NUMBER: N/A

Date Access Permission Granted: permission given to DENR PM

Permission Granted by: ? Phone ? Writing Unknown - Analee Thornburg

If permission is not granted the MM&A PM must contact the DWM. arranged for permission

TAX PARCEL No./PIN: see above

DEED REFERENCE: See Report for full deed info.

COORDINATES (at point of entrance to Site):

STATE PLANE COORDINATES (SPC); NAD83, Meters

X: 227438.5494 ; Y: 3910014.3017

DECIMAL DEGREES (DD); WGS 84

Lat.: N 35.776035 ; Long.: W 81.429027

2.0 Areas of Note

- disturbed earth along Walnut Ave between 210 and 214.
- visible trash in gully below disturbed earth

3.0 Site Location Research Summary

3.1 Site Summary

3.1.1 Site Ownership and Dates of Operation

(Though this information is included in section 1.0, it may be useful to make notes regarding deeds in this area)

- see 1.0 for ownership
- no confirmed dates of operation; however, tenant at 210 stated city dumped yard debris in 1980's

3.1.2 Site Location

Nearest Intersection and Distance: Walnut Ave and Church St.
approx 500' S

Distance from ^{Post Office} Center of Town: 610'

Other Pertinent Location Info.: in the bend of Walnut Ave. on the west side of the road



3.1.3 General Site Description

Site Shape: polygonal
Location of Disposal Area Relative to Property: eastern portion of property
Topography of Site and Property: very hilly, steep slopes leading to gullies

3.2 Site And Property Conditions

3.2.1 Structures on the Property

Buildings on Property: Yes No
Number of Buildings: 1 Type of Building: trailer home
Building Use: res Type of Building: _____
Construction: pre-fab trailer Square Footage: 50' x 15'
Stories: 1 Approx. Dimensions: see above
Approx. Age: ~ 30 yrs.
Building Exterior Condition: fair, rust in some places. underpinning appears to be intact
Building Interior Condition: NA
Odors: None
Spillage: None
House Keeping: NA
Potential Asbestos: NA
Environmental Concerns Associated with Building:
none

3.2.2 Current Property Usage (e.g. residential, church, school, agricultural, business, other)

residential

3.2.3 Water Supply Wells and Intakes (on property)

no WSWs seen. FH's and WU's present. Tenant at 210 stated that city water was available on Walnut Ave. no wells observed in vicinity of site

(If no well houses are observed, note the presence/absence of fire hydrants on the site)

3.2.4 Surface Water Features (e.g. streams, lakes, ponds, wetlands, rivers, etc.)

drainage gully from road (Walnut Ave) to low point in back of property which drains south. Heard flowing water near GPS#9

3.2.5 Disposal Area (Brief Description)

exposed debris in drainage gully from erosion. disturbed earth in areas where tires were found by utility contractors.

3.2.6 Disposal Area Conditions

overgrown with kudzu. very hilly. steep slopes

UST's: none observed (N.O.)

AST's: N.O.

Drum Storage: N.O.

Erosion: along drainage gully

Slope Failure: N.O.

Leechate Seeps: N.O.

Vegetation: thick with kudzu

Settling: N.O.

Odor: N.O.

Stained Soil: N.O.

3.2.7 Evidence of Human Activity

Automobile Traffic: none Industrial Activity: none

Burning: none Dumping: none

Other (Describe): no evidence of current dumping

3.2.8 Potential Landfill Gas Migration Pathways

Underground Utilities: water line ~~gas~~ ^{EMC} ~~sewer~~ Building Foundations: none

Abandoned Wells: N.O.

Other: _____

3.2.9 Physical Barriers

Earthen Berms: none Fencing: none

Other: steep terrain and vegetation will make traversing site area difficult

3.2.10 Other Pertinent Data (Include coordinates of any environmental concern)

reports of car frame and stains in thick vegetation adjacent to gully, opposite side of the disturbed earth.

Recommend follow-up site visit during fall/winter. Tenants reported observable debris during fall/winter. Site currently covered in kudzu.



3.3 Vicinity Conditions

3.3.1 Structures Located within 50 Feet of the Site

Buildings Within 50' of Site: Yes No

Number of Buildings: 1 Type of Building: trailer

Building Use: res Type of Building: _____

Construction: pre-fab mobile home Square Footage: _____

Stories: 1 Approx. Dimensions: 50'x15'

Approx. Age: ~ 30 yrs.

Building Exterior Condition: _____

Building Interior Condition: _____

Odors: _____

Spillage: see 3.2.1

House Keeping: _____

Potential Asbestos: _____

Environmental Concerns Associated with Building: _____

3.3.2 Vicinity Water Supply Wells and Intakes

3.3.3 Current Land Usage

Properties: _____ Type/Use: _____

North: Church Street Baptist Church, residential homes

South: residential homes

East: residential homes

West: residential homes

Environmental Concerns Related to Adjacent or Surrounding Properties:

Water in gully ^{would} flow ^{during rain events} into creek, which flows ^{to the} south toward Lake Rhodiss, recreational lake.

3.3.4 Surface Water Features (e.g. streams, lakes, ponds, wetlands, rivers, sinkholes)

surface drainage. gully on site flows ^{likely during rain events to the} ~~to bank street~~ flowing south away from site

APPENDIX D

**WALNUT AVENUE
UNASSIGNED STATE ID
CALDWELL COUNTY, NC**

Communication Log

Contact Name:	Elmer Etheridge	Phone:	(828) 325-9824
Address:	219 36th St SW		
	<i>Street Address</i>		<i>Alternate Number</i>
	Hickory	NC	28602
	<i>City</i>	<i>State</i>	<i>Zip Code</i>

Date	Time	Notes
07/22/2013	12:20	Answering machine indicated that the voice mail box is unable to accept voice mail at this time. -AER
07/24/2013	13:07	Left message to call. -AER
08/02/2013	10:00	Left message to call. -AER
08/14/2013	9:04	Left message to call. -AER
09/04/2013	9:17	Left message to call. -AER
09/04/2013	9:25	NC DENR project manager (Analee Thornburg) called and left a message asking Mr. Etheridge to contact Marshall Miller just to discuss the property in Caldwell County. -AER
09/13/2013	14:35	Left message to call. -AER
10/02/2013	11:15	Left message to call. -AER

Owner of property:

**WALNUT AVENUE
UNASSIGNED STATE ID
CALDWELL COUNTY, NC**

Communication Log

Contact Name:	Will Dennis, Public Works Supervisor	Phone:	(828) 396-8400
Address:	Town of Rhodhiss		
	<i>Street Address</i>		<i>Alternate Number</i>
	Rhodhiss	NC	
	<i>City</i>	<i>State</i>	<i>Zip Code</i>

Date	Time	Notes
07/22/2013	11:05	Receptionist indicated that Mr. Dennis does not keep office hours. She collected information to send him a message and indicated that he should return the call within an hour or so. -AER
07/22/2013	11:58	<p>Mr. Dennis returned the call. He has been with the Public Works dept. for only 5 years, but has worked for the fire dept. for 19 years. As far as he knew, this was never a municipal/town dump. The prevalent story about this location that he has heard over the years is that there was a man who lived at the top of the hill whose house had burned down. When that happened, he decided to push his house into the gully, and he allowed anyone who wanted to come by to put whatever they wanted in it to try to level it off. He did not know this gentleman's name.</p> <p>His office was the one who reported the old dump when they were doing a "sewer rehab" and needed to replace a pipe on the property. When they started digging to get to this repair location, they unearthed a bunch of tires. They contracted a hazardous materials hauler to come in, dig only where they needed to get to, and hauled away the tires. The hole was filled with clean dirt. He couldn't find the exact date, but believes it was late summer 2012. He was there when they were doing this digging.</p> <p>When asked if this might have been instead related to the old mill that had once owned all the properties in the area, he reported that the dumping would have been later than that. The houses in this location had been owned by the mill and allowed to be lived in by employees. When the mill closed, the properties were sold off to the employees or other local folks for private residences but he believed that this would have been in the 1940s and the dumping was later.</p> <p>One of the occupants of a trailer home on the site indicated that the town had used the site for grass and leaf debris. Mr. Dennis said that he had heard rumors of that as well, but he did not have any details of that. It would have been long before his time.</p> <p>Mr. Dennis confirmed that the homes in the area received Town water. He knew of no wells. -AER</p>

Owner of property:

**WALNUT AVENUE
UNASSIGNED STATE ID
CALDWELL COUNTY, NC**

Communication Log

Contact Name:	<u>Bill Hamilton, Public Works Director for Granite Falls</u>	Phone:	<u>(828) 396-2989</u>
Address:	<u>PO Drawer 10</u>		<u>(828) 396-3131</u>
	<i>Street Address</i>		<i>Alternate Number</i>
	<u>Granite Falls</u>	<u>NC</u>	<u>28632</u>
	<i>City</i>	<i>State</i>	<i>Zip Code</i>

Date	Time	Notes
07/22/2013	10:50	Receptionist indicated that Mr. Hamilton is out of the office today, returning tomorrow. He does not have a voice mail.-AER

Owner of property:

**WALNUT AVENUE
UNASSIGNED STATE ID
CALDWELL COUNTY, NC**

Communication Log

Contact Name:	Robin Roberts, tenant	Phone:	
Address:	210 Walnut Ave.		
	<i>Street Address</i>	<i>Alternate Number</i>	
	Rhodiss	NC	
	<i>City</i>	<i>State</i>	<i>Zip Code</i>

Date	Time	Notes
06/25/2013	9:16	Mrs. Roberts showed us the location of tires previously uncovered. She stated that utility contractors were attempting to install a drainage pipe and uncovered tires that were described by her as "flat" in the sense that they were compressed into flat shapes lengthwise. She stated that the tires were removed and the void was filled in with dirt. When asked about any dumping in the area, she stated that the "city" previously dumped yard waste such as limbs and yard debris "in the '80s". When asked about materials currently in the suspected waste disposal area, she mentioned a car frame that she would like to haul out for recycling. She also mentioned shingles being in the suspected waste disposal area, but "not regular shingles", which we surmised with back and forth discussion as possibly being slate shingles or shingles of a rigid nature. -MC

Owner of property:

**WALNUT AVENUE
UNASSIGNED STATE ID
CALDWELL COUNTY, NC**

Communication Log

Contact Name:	tenant (name was not given nor asked for)	Phone:	
Address:	214 Walnut Ave.		
	<i>Street Address</i>		<i>Alternate Number</i>
	Rhodiss	NC	
	<i>City</i>	<i>State</i>	<i>Zip Code</i>

Date	Time	Notes
06/25/2013	10:10	<p>Spoke to occupant at 214 Walnut Ave. Asked about dumping in the area. She stated that she had not observed any dumping but that she was told that the whole area was "on a dump" and that the houses were built on top of said dump. When asked about materials in the area of suspected dumping, she mentioned tricycles, a metal sled, and "all kinds of stuff". She also mentioned a staircase within the suspected dumping area, and stated that it looked like a house may have been there at one time and was bulldozed. She also stated that in the fall and winter months the debris within the suspected area was more visible than currently viewed and that her husky had gotten trapped somehow within the debris. She also stated groundhogs being present within the suspected dumping area. She also reported that the town had been known to put sticks and other yard waste on the property.</p> <p>In addition to conversations about dumping and materials, she stated that she was closing on her new home "tomorrow" and that she would be moving soon. When asked if anyone in the vicinity might know more, she pointed out the trailer home at 202 Walnut Ave and said that the occupant "Ed" would know a lot more than her. Ed was not home during the time of this visit.- MC</p>

Owner of property:

APPENDIX E



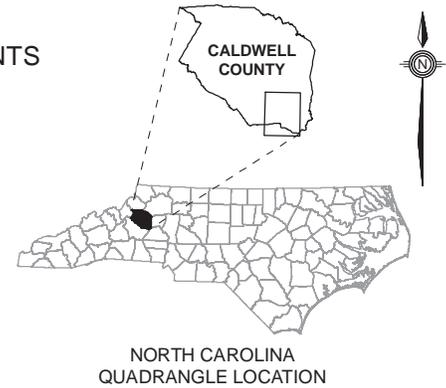
T:\GIS Data\Projects\NCDENR\NCUL - Old Unlined Landfill Maps\NCUL241 - Walnut Ave\NCUL241 HAP - 1947.mxd

KEY

 WASTE DISPOSAL AREA
BASED ON SITE SUMMARY

1947

NCDENR/OLD UNLINED LANDFILL ASSESSMENTS
WALNUT AVE
STATE ID UNASSIGNED
RHODHISS, CALDWELL COUNTY,
NORTH CAROLINA



**HISTORICAL AERIAL
PHOTOGRAPH**



SOURCE:
- U.S. Geological Survey
Project: DG000
Frame: 1
Date: 2/1/1947

PROJECT NO.: NCUL241
DATE: 9/18/2013

NORTH CAROLINA
QUADRANGLE LOCATION

T:\GIS Data\Projects\NCDENR\NCUL - Old Unlined Landfills\Map\NCUL241 - Walnut Ave\NCUL241 HAP - 1951.mxd



KEY

 WASTE DISPOSAL AREA
BASED ON SITE SUMMARY



SOURCE:
- U.S. Geological Survey
Project: MP000
Roll: 2
Frame: 210
Date: 3/1/1951

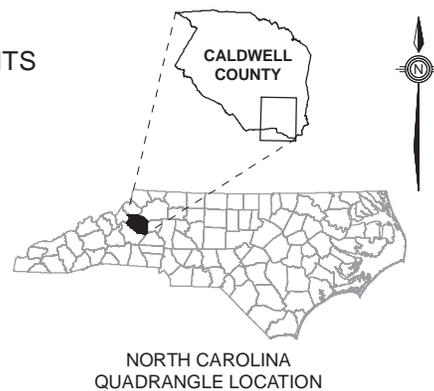
PROJECT NO.: NCUL241
DATE: 9/18/2013

1951

NCDENR/OLD UNLINED LANDFILL ASSESSMENTS
WALNUT AVE
STATE ID UNASSIGNED
RHODISS, CALDWELL COUNTY,
NORTH CAROLINA



**HISTORICAL AERIAL
PHOTOGRAPH**



T:\GIS Data\Projects\NCDENR\NCUL - Old Unlined Landfills\Map\NCUL241 - Walnut Ave\NCUL241 HAP - 1966.mxd



KEY

 WASTE DISPOSAL AREA
BASED ON SITE SUMMARY

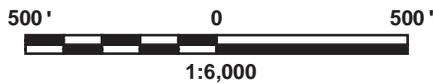


SOURCE:
- US Geological Survey
Project: VBJP0
Roll: 2
Frame: 247
Date: 3/28/1966

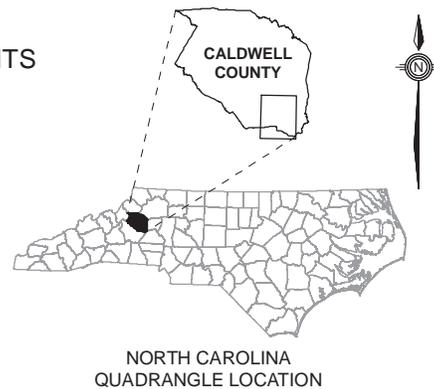
PROJECT NO.: NCUL241
DATE: 9/18/2013

1966

NCDENR/OLD UNLINED LANDFILL ASSESSMENTS
WALNUT AVE
STATE ID UNASSIGNED
RHODHISS, CALDWELL COUNTY,
NORTH CAROLINA



**HISTORICAL AERIAL
PHOTOGRAPH**



T:\GIS Data\Projects\NCDENR\NCUL - Old Unlined Landfills\Map\NCUL241 - Walnut Ave\NCUL241 HAP - 1976.mxd



KEY

 WASTE DISPOSAL AREA
BASED ON SITE SUMMARY

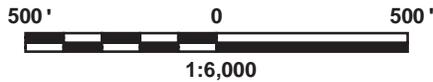


SOURCE:
- U.S. Geological Survey
Project: VEBN0
Roll: 2
Frame: 27
Date: 4/1/1976

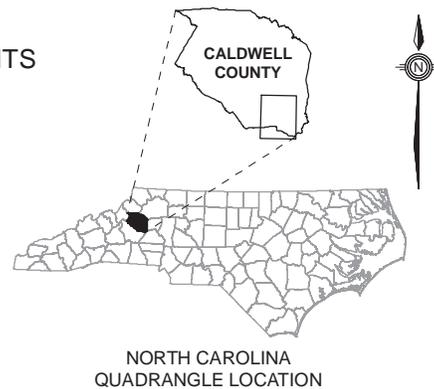
PROJECT NO.: NCUL241
DATE: 9/18/2013

1976

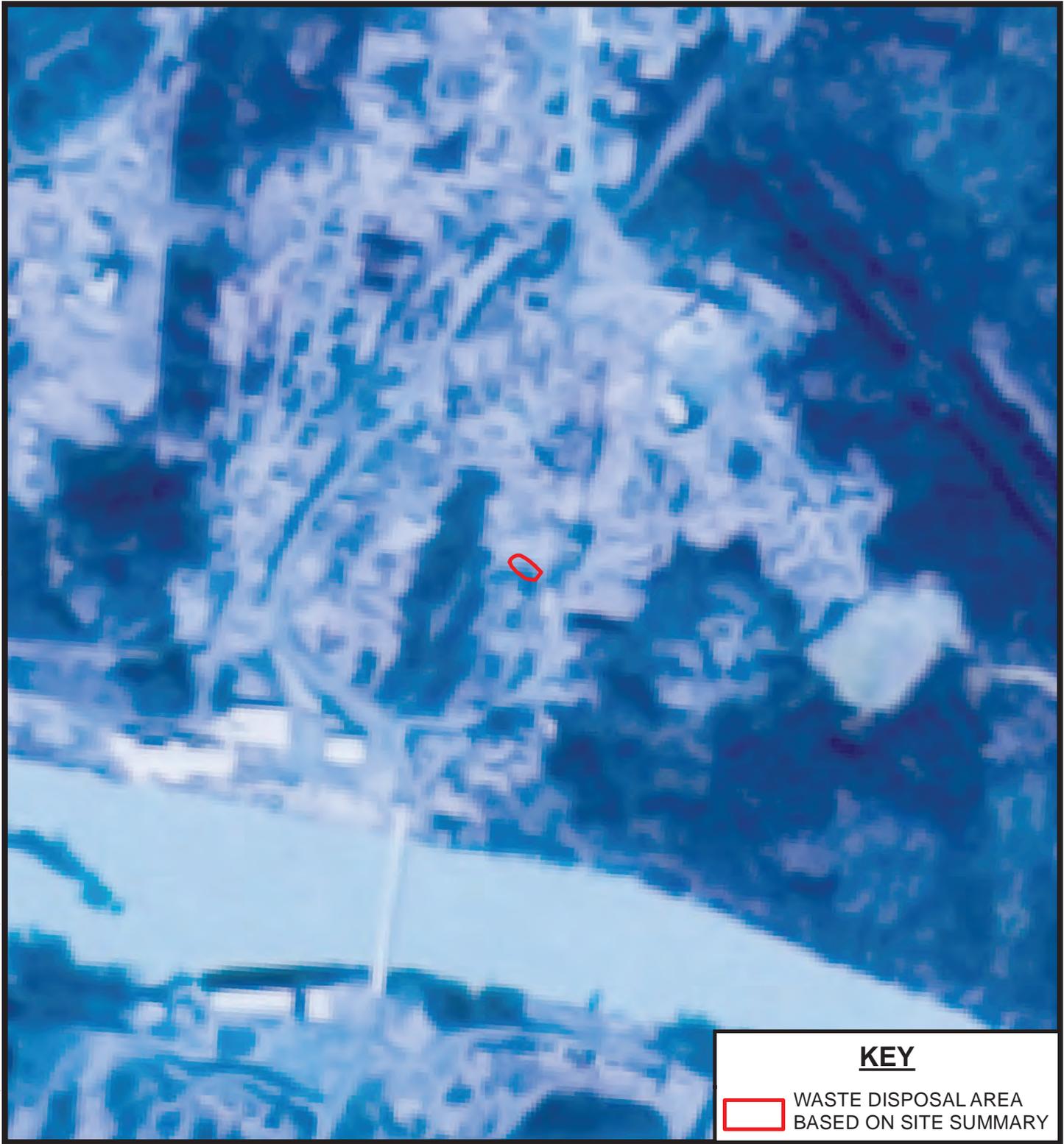
NCDENR/OLD UNLINED LANDFILL ASSESSMENTS
WALNUT AVE
STATE ID UNASSIGNED
RHODHISS, CALDWELL COUNTY,
NORTH CAROLINA



**HISTORICAL AERIAL
PHOTOGRAPH**



T:\GIS Data\Projects\NCDENR\NCUL - Old Unlined Landfills\Map\NCUL241 - Walnut Ave\NCUL241 HAP - 1984.mxd



KEY

 WASTE DISPOSAL AREA
BASED ON SITE SUMMARY



SOURCE:
- U.S. Geological Survey
Project: NHAP83
Roll: 173
Frame: 35
Date: 2/15/1984

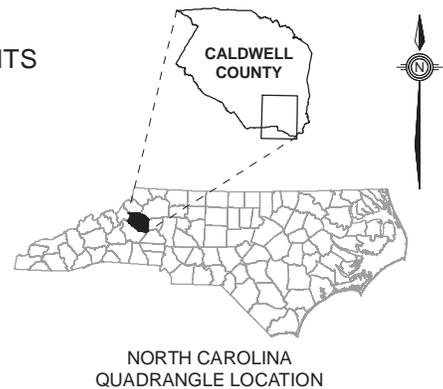
PROJECT NO.: NCUL241
DATE: 9/18/2013

1984

NCDENR/OLD UNLINED LANDFILL ASSESSMENTS
WALNUT AVE
STATE ID UNASSIGNED
RHODHISS, CALDWELL COUNTY,
NORTH CAROLINA



**HISTORICAL AERIAL
PHOTOGRAPH**



T:\GIS Data\Projects\NCDENR\NCUL - Old Unlined Landfills\Map\NCUL241 - Walnut Ave\NCUL241 HAP - 1993.mxd



KEY

 WASTE DISPOSAL AREA
BASED ON SITE SUMMARY



SOURCE:
- U.S. Geological Survey
Project: NAPPW
Roll: 6166
Frame: 218
Date: 1/30/1993

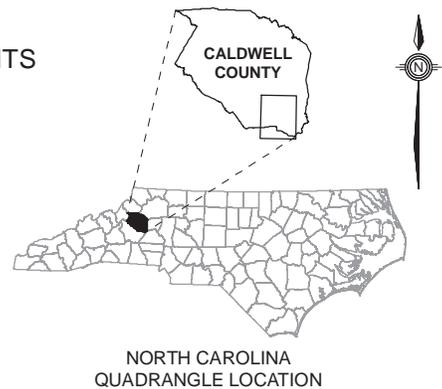
PROJECT NO.: NCUL241
DATE: 9/18/2013

1993

NCDENR/OLD UNLINED LANDFILL ASSESSMENTS
WALNUT AVE
STATE ID UNASSIGNED
RHODHISS, CALDWELL COUNTY,
NORTH CAROLINA



**HISTORICAL AERIAL
PHOTOGRAPH**





T:\GIS Data\Projects\NCDENR\NCUL - Old Unlined Landfills\Maps\NCUL241 - Walnut Ave\NCUL241 HAP - 2005.mxd

KEY

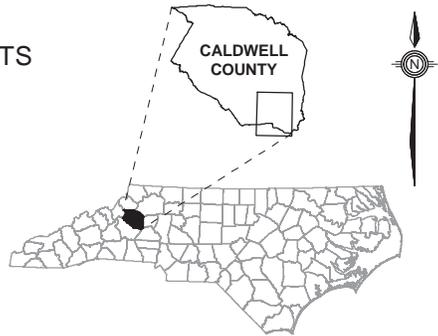
 WASTE DISPOSAL AREA
BASED ON SITE SUMMARY

2005

NCDENR/OLD UNLINED LANDFILL ASSESSMENTS
WALNUT AVE
STATE ID UNASSIGNED
RHODISS, CALDWELL COUNTY,
NORTH CAROLINA



SOURCE:
- US Geological Survey
Image Name: 2774_02
Flight Date: 2/25/2005



PROJECT NO.: NCUL241
DATE: 9/18/2013

**HISTORICAL AERIAL
PHOTOGRAPH**

NORTH CAROLINA
QUADRANGLE LOCATION



T:\GIS Data\Projects\NCDENR\NCUL - Old Unlined Landfills\Maps\NCUL241 - Walnut Ave\NCUL241 HAP - 2010.mxd

KEY

 WASTE DISPOSAL AREA
BASED ON SITE SUMMARY

Source: Esri, DigitalGlobe, GeoEye, i-cubed, USDA, USGS, AEX, Getmapping, Aerogrid, IGN, IGP, swisstopo, and the GIS User Community

2010

NCDENR/OLD UNLINED LANDFILL ASSESSMENTS
WALNUT AVE
STATE ID UNASSIGNED
RHODISS, CALDWELL COUNTY,
NORTH CAROLINA

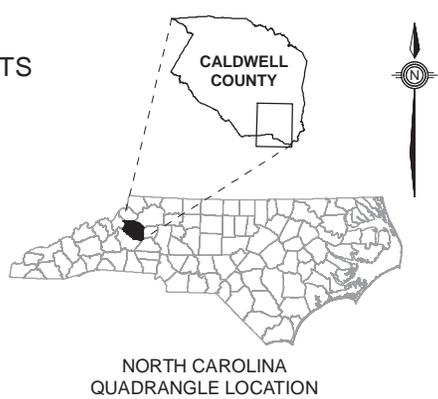


SOURCE:
- ESRI World Imagery layer
Flight Date: 10/22/2010

PROJECT NO.: NCUL241
DATE: 9/18/2013



**HISTORICAL AERIAL
PHOTOGRAPH**



APPENDIX F

REPORT CERTIFICATION

Document Name: Site Summary Report

Site Name: Walnut Avenue

Site ID: Unassigned State ID

Task Order: PRLF014-1

I certify that, to the best of my knowledge, after thorough investigation, the information contained in or accompanying this certification is true, accurate, and complete.

Amy E. Roswick
Project Manager

Amy E. Roswick
Signature

10/23/2013
Date

Before me personally appeared Amy E. Roswick to me known and known to me to be the person described in and who executed the foregoing instrument, and acknowledge to and before me that Amy E. Roswick executed said instrument for the purposes therein expressed.

Witness my hand and official seal this 23rd day of October, 2013.

Kelly L. Lilley
Notary Public

8/4/17
My Commission Expires On

North Carolina
State Of

Wake
County Of

Official Seal

