

State of North Carolina
Department of Environment,
Health and Natural Resources
Division of Solid Waste Management

James B. Hunt, Jr., Governor
Jonathan B. Howes, Secretary
William L. Meyer, Director



September 12, 1995

J. Walter Jones
Alleghany County
P. O. Box 366
Sparta, NC 28675

*LCIDN03 Alleghany County Solid
Waste Facility*

Ref: Land Clearing & Inert Debris Notification

Mr. Jones:

The Solid Waste Section has received your Land Clearing and Inert Debris landfill notification. As long as your disposal activities remain under 2 acres, you may operate under the provisions of this notification. If your landfill disposal activities grow in size to more than 2 acres, please contact the Solid Waste Section for assistance in obtaining an individual permit.

If this property is sold, leased, conveyed or transferred, the deed or other instrument of transfer shall contain in the description section, in no smaller type than used in the body of the deed or instrument, a statement that the property has been used as a Land Clearing and Inert Debris landfill.

Amendments or revisions to the Solid Waste Management Rules or violation of groundwater standards may necessitate modification of the construction and operation of this facility or closure of this facility.

This notification is not transferrable.

The Land Clearing and Inert Debris landfill shall receive only:

- Land Clearing Waste as provided for in 15A NCAC 13B .0101(72); stumps, trees, limbs, brush, grass, and other naturally occurring vegetative material.
- Inert Debris and untreated wood as provided for in 15A NCAC 13B .0101(73); concrete, brick, concrete block, uncontaminated soil, gravel and rock, untreated and unpainted wood.
- Used asphalt as provided for under North Carolina General Statute §130A-309.09B(a)(1); used asphalt or used asphalt mixed with dirt, sand, gravel, rock, and concrete.

Site preparation and construction shall be in accordance with 15A NCAC 13B .0564, Siting Criteria For Land Clearing and Inert Debris (LCID) Landfills.

The facility must be operated in accordance with 15A NCAC 13B .0566, Operational Requirements for Land Clearing and Inert Debris (LCID) Landfills.

All sedimentation and erosion control activities shall be conducted in accordance with 15A NCAC 4, Sedimentation Control. Construction and operations involving sedimentation and erosion control activities greater than 1 acre typically require approval from the Land Quality Section. Contact the Land Quality Section to determine if your activities require approval.

Ground water quality at this facility is subject to the classification and remedial action provisions of 15A NCAC 2L, Classifications and Water Quality Standards.

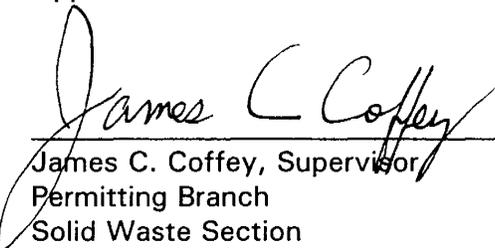
If you have any questions or if we can provide any other assistance, please do not hesitate to contact the Regional Waste Management Specialist, Mr. Brent Rockett at (910) 771-4600.

Thank you,



Susan Wright

Approved:



James C. Coffey, Supervisor
Permitting Branch
Solid Waste Section

copy: Brent Rockett - DSWM

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State of North Carolina
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LAND CLEARING AND INERT DEBRIS LANDFILL NOTIFICATION

Pursuant to 15A NCAC 13B .0563(2)(a), the land owner(s) and operator(s) of any Land Clearing and Inert Debris Landfill under two (2) acres in size shall submit this notification form to the Division prior to constructing or operating the landfill. This form must be filed for recordation in the Register of Deeds' Office. The Register of Deeds shall index the notification under the name of the owner(s) of the land in the county or counties in which the land is located. The Register's seal and the date, book, and page number of recording must be included on this form when submitted to the Division. This notification is not valid to authorize operation of a landfill unless complete, accurate, recorded, and submitted to the Division as required by 15A NCAC 13B .0563(2)(b).

1. Facility Name: Alleghany County Solid Waste Facility
2. Facility location (street address): Dan Osborne Road
City: Sparta County: Alleghany Zip: 28675
3. Directions to Site: From Sparta, South on NC 18, 1 mile to Dan Osborne Road, Right on Osborne Road, then 1/2 mile on Osborne Road to facility on left.
4. The land on which this landfill is located is described in the deed recorded in:
deed book: 166 page: 63 county: Alleghany
5. Name of land owner: Alleghany County A Body Politic & Corporate
6. Mailing address of land owner: PO Box 366
City: Sparta State: NC Zip: 28675
7. Telephone number of land owner: (910) 372-4179
If the land is owned by more than one person, attach additional sheets with the name, address, and phone number of all additional land owners.
8. Name of operator: _____
9. Trade or business name of operator: _____
10. Mailing address of operator: _____
City: _____ State: _____ Zip: _____
11. Telephone number of operator: (_____) _____
If the landfill is operated by more than one person, attach additional sheets with the name, address, and phone number of all additional operators.
12. Projected use of land after completion of landfill operations: _____

P.O. Box 27687, Raleigh, North Carolina 27611-7687 Telephone 919-733-4996 FAX 919-715-3605
An Equal Opportunity Affirmative Action Employer 50% recycled/ 10% post-consumer paper

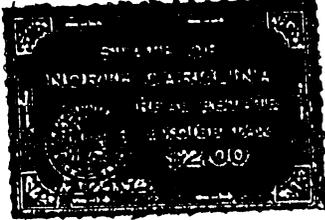
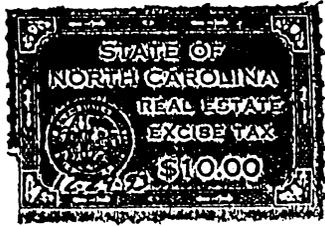
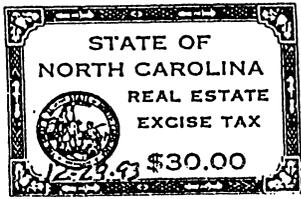
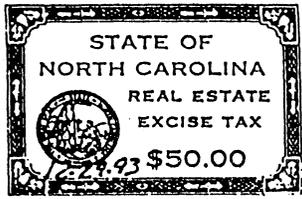
NORTH CAROLINA
ALLEGHANY COUNTY

I HEREBY CERTIFY THAT THIS IS A TRUE AND ACCURATE
COPY OF A RECORD WHICH APPEARS IN THE OFFICE OF THE REGISTER
OF DEEDS OF ALLEGHANY COUNTY, NC.

WITNESS MY HAND AND OFFICIAL SEAL, THIS
THE 8th DAY OF September, 1998.

Lizabett Reeves Roupe
LIZABETH REEVES ROUPE, REGISTER OF DEEDS
ASSISTANT/DEPUTY

BY: 194 pages



Excise Tax 92.00

FILED FOR REGISTRATION
LIZABETH R. ROUPE
REGISTER OF DEEDS

'93 DEC 29 PM 2 57

BOOK 166 PAGE 63
ALLEGHANY COUNTY, N.C.

Elizabeth Roupe

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 Doughton & Marshall, P.O., Box 249, Sparta, N.C. 28675.....

Brief description for the Index

NORTH CAROLINA GENERAL WARRANTY DEED

THIS DEED made this ...29..... day ofDecember....., 19.. 93..., by and between

GRANTOR

GRANTEE

ALMA FOWLER and husband,
REX R. FOWLER

ALLEGHANY COUNTY
A BODY POLITIC AND CORPORATE
P.O. Box 366
Sparta, N.C. 28675

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

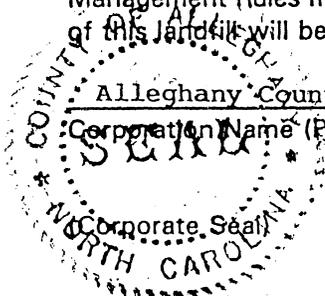
The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

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 Gap Civil Township,Alleghany..... County, North Carolina and more particularly described as follows:

BEGINNING at a point in the centerline of N.C.S.R. #1138, said point being Poole's Northwest corner and Perry's Southeast corner and running thence with the line of Poole S. 07°14'54" W. 985.18 feet to a new iron pin at 24" locust; thence continuing with the line of Poole N. 82°19'00" W. 476.87 feet to an existing iron pin at post; thence with the line of Davis N. 32°21'47" W. 998.69 feet to an existing iron pin at 30" locust; thence continuing with the line of Davis S. 81°45'27" W. 257.72 feet to an existing iron pin at post; thence continuing with the line of Davis N. 83°06'06" W. 1,310.62 feet to a new iron pin at post in the line of Duncan (formerly); thence with the line of Duncan (formerly) as follows: N. 08°30'37" E. 502.68 feet to a new iron pin at post; S. 75°42'14" E. 132.26 feet to an existing iron pin at post; S. 83°39'40" E. 371.86 feet to new iron pin at 30" wild cherry (down); S. 18°13'55" E. 182.00 feet to a new iron pin; S. 67°46'58" E. 169.60 feet to an existing tack in marked 24' ash; N. 89°01'24" E. 675.68 feet to a new iron pin at at 30" birch; N. 24°57'10" E. 275.94 feet to existing iron pin at post; thence S. 60°29'30" E. 188.40 feet to an existing iron pin at post; thence with the line of Caudill S. 44°59'48" E. 367.58 feet to an existing iron pin at post; thence

Certification by Corporate Land Owner:

I certify that the information provided by me in this notification is true, accurate, and complete to the best of my knowledge. The facility siting and disposal operations of this Land Clearing & Inert Debris landfill will comply with the requirements of Sections .0563, .0564 and .0566 of 15A NCAC 13B, North Carolina Solid Waste Management Rules. The facility and operations of this landfill will also comply with all applicable Federal, State, and Local laws, rules, regulations, and ordinances. Where the operator is different from the corporate land owner, the corporate land owner, has knowledge of the operator's plans to dispose of solid waste on the land and is specifically granted permission for the operation of the landfill. It is understood that both the corporate land owner and operator are jointly and severally liable for improper operations and proper closure of the landfill as provided for by North Carolina General Statute 130A-309.27. It is further understood that North Carolina General Statute 130A-22 provides for administrative penalties of up to five thousand dollars (\$5,000.00) per day per each violation of the Solid Waste Management Rules. It is further understood that the Solid Waste Management Rules may be revised or amended in the future and that the facility siting and operations of this landfill will be required to comply with all such revisions or amendments.



Alleghany County A Body Politic & Corporate
Corporation Name (Print)

12-21-94
Date

Attest:

J Walter Jones

Daniel F McMillan

President or Vice President Name (Print)
Chairman, Board of Commissioners

Corporate Secretary Name (Print)
Clerk to the Board

J Walter Jones

[Signature]

President or Vice President Signature
Chairman, Board of Commissioners

Corporate Secretary Signature
Clerk to the Board

North Carolina

Alleghany County

I, Pamela Woodward, a Notary Public for said County and State, do hereby certify that Daniel F McMillan (name of secretary) personally appeared before me this day and

acknowledged that he (~~or she~~) is secretary of Alleghany County Body Politic (name of corporation), a corporation, and that by authority duly given and as the act of the corporation, the

forgoing instrument was signed in its name by its J Walter Jones chairman, Board of Commissioners (~~or president~~) or vice president, sealed with its corporate seal, and attested by himself (~~or herself~~) as its secretary.

Witness my hand and official seal, this the 21st day of December, 1994.



Pamela Woodward
Notary Public
1994

NORTH CAROLINA-----ALLEGHANY COUNTY
The foregoing certificate(s) of
PAMELA WOODWARD, NOTARY PUBLIC, ALLEGHANY CO., NC

is (are) certified to be correct. This Instrument was presented for registration and recorded in this office in Book 178, Page 96.
This 20th day of JUNE, 1995 at 11:23 o'clock A.M.

LIZABETH REVES ROUPE

Register of Deeds

By Jackie K. Duncan
Assistant Register of Deeds

continuing with the line of Caudill S. 78°02'29" E. 135.04 feet to an existing iron pin at post; thence with the line of Perry S. 77°58'36" E. 566.02 feet to the point and place of beginning, and containing 36.052 acres, more or less and being shown more fully on a survey plat entitled Survey for Alleghany County, dated December 21, 1993, made by Andrews & Hobson Surveyors.

The property hereinabove described was acquired by Grantor by instrument recorded in Deed Book 75 at Page 241.....

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:

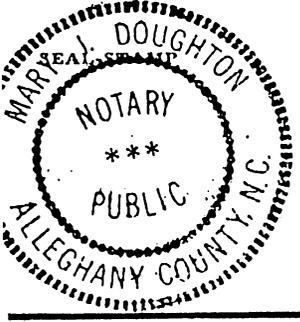
Any and all easements and rights of way of record.

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.

(Corporate Name)
B:
President
ATTEST:
Secretary (Corporate Seal)

USE BLACK INK ONLY

Alma Fowler (SEAL)
Alma Fowler
Rex R. Fowler (SEAL)
Rex R. Fowler
(SEAL)
(SEAL)



NORTH CAROLINA, Alleghany County.
I, a Notary Public of the County and State aforesaid, certify that Alma Fowler and husband, Rex R. Fowler Grantor, personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this 29 day of December, 1993. My commission expires: 10-4-1998 Mary J. Doughton Notary Public

SEAL-STAMP

NORTH CAROLINA, County.
I, a Notary Public of the County and State aforesaid, certify 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 MARY J. DOUGHTON-NOTARY PUBLIC-ALLEGHANY CO., 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.
REGISTER OF DEEDS FOR ALLEGHANY COUNTY
By Deputy/Assistant-Register of Deeds

Handwritten initials