FOR REGISTRATION JUDITH A. GIBSON REGISTER OF DEEDS MECKLENBURG COUNTY, NC 1999 JUN 08 01:50 PM BOOK:10530 PAGE:272-300 FEE:\$62.00 INSTRUMENT # 1999101747

STATE OF NORTH CAROLINA	)	
	)	DECLARATION OF RESTRICTIONS,
COUNTIES OF MECKLENBURG	)	COVENANTS AND EASEMENTS
	)	
AND CABARRUS	)	

This Declaration of Restrictions, Covenants and Easements ("Declaration"), made as of this 26th day of April, 1999, by MVC, LLL, a North Carolina limited liability company (the "Declarant").

#### RECITALS:

- 1. Declarant is the owner of that certain tract or parcel of real property located near Charlotte, in Mecklenburg County and Cabarrus County, North Carolina, being more particularly described in Exhibit "A" attached hereto and made a part hereof by this reference, that it is in the process of developing into a residential subdivision (the "Residential Development").
- 2. Declarant has commenced and desires to complete the development of a portion of the Residential Development, being more particularly described in Exhibit "B" attached hereto and made a part hereof by this reference (such tract or parcel, and all buildings and facilities thereon at the time of conveyance to the Purchaser, together with all rights and the appurtenances belonging or appertaining thereto, being hereinafter referred to as the "Golf Course Property"), as a championship golf course and related facilities and amenities (the "Golf Course", which term includes the Golf Course Property on which it is being constructed).
- 3. Declarant has an option under existing contracts to buy additional land to be developed in conjunction with the Residential Development, such land being more particularly described in Exhibit "C" attached hereto and made a part hereof by this reference (the "Additional Land").
- 4. Declarant and Purchaser have entered into that certain Land Development and Purchase Agreement, dated April 26, 1999 (the "Agreement") pursuant to which the Purchaser will purchase the Golf Course Property on an installment contract basis and under certain other conditions contained therein. It is a material condition to the Agreement that Declarant subject the Residential Development to certain restrictions, covenants and easements in favor of the Golf Course Property prior to either the first conveyance of property in the Residential Development or the payment of the first installment due under the Agreement.
- 5. Declarant and Purchaser have agreed that the Golf Course Property shall also be subject to certain easements benefiting the Residential Development.

Worde Carlyle Sarchidge

Prepared by and Return to: BOX 10 (WG) Parker, Poe, Adams & Bernstein LL.P

2500 Charlotte Plaza Charlotte, North Carolina 28244

#### AGREEMENT:

NOW, THEREFORE, in consideration of the premises and the foregoing and other good and valuable consideration, the receipt and adequacy of which are hereby acknowledged by Declarant, the Declarant does hereby publish, declare and impose the following restrictions, covenants and easements on the Residential Development:

# 1. Definitions.

- (a) "Lot" shall mean and refer to any parcel of land within the Residential Development that is intended for use as a site for a dwelling unit or for multi-family dwelling units, as shown upon any plat of the Residential Development recorded in the County of Mecklenburg or Cabarrus, as appropriate, and consented to by the Declarant or its successors. The term "Lot" shall not include common area, streets, or the Golf Course.
- (b) "Owner" shall mean and refer to the record owner, whether one or more persons or entities, of the fee simple title to any Lot on the Residential Development. Notwithstanding any applicable theory of lien or mortgage law, "Owner" shall not mean or refer to any trust beneficiary unless and until such trust beneficiary has acquired title pursuant to foreclosure or any proceeding in lieu of foreclosure. "Owner" shall also mean and refer to tenants of any Lots for purposes hereof.
- (c) All other capitalized terms herein shall have the meanings ascribed to them elsewhere in this Declaration.
- 2. Risks. The Owner of each Lot acknowledges that owning property adjacent or in close proximity to a golf course involves certain risks that may have an effect on the use or enjoyment of such Lot. Each Owner acknowledges that such risks may include, for example but not limited to, errant golf balls hit onto such property potentially causing bodily injury to persons or physical damage to property, and further including golfers entering onto such property to look for such errant golf balls, and the mist or overspray of golf course irrigation onto a Lot. Each Owner hereby expressly assumes such risks and agrees that neither Declarant nor any other entity owning or managing the Golf Course shall be liable to any Owner or anyone claiming any loss or damage, including, without limitation, indirect, special or consequential loss or damage arising from personal injury, destruction of property, trespass or any other alleged wrong or entitlement to remedy based upon, due to, arising from or otherwise relating to the proximity of any Lot to the Golf Course, including, without limitation, any claim arising in whole or in part from the alleged negligence of Declarant or any other entity owning or managing the Golf Course. The Owner of each Lot hereby agrees, and agrees by its acceptance of a deed to property in the Residential Development, to indemnify

and hold harmless Declarant or any other entity owning or managing the Golf Course against any and all claims by the Owner and his guests, invitees or licensees with respect to the above. Nothing in this Section shall restrict or limit any power of Declarant or any other entity owning or managing the Golf Course to change the design of the Golf Course, and such changes, if any, shall not nullify, restrict or impair the covenants and duties of any Owner herein.

3. Reciprocal Utility Easements. The entire Residential Development, including the Golf Course Property, and the Additional Land (confirmation of which shall be made by the Declarant upon its acquisition of the Additional Land), is hereby subject to and benefited by non-exclusive utility easements over the Residential Development, including the Golf Course Property, and the Additional Land, such utility easements to be more specifically located by the Declarant and the Purchaser or their successors and assigns in the future as specific locations for such easements are identified.

# 4. Other Easements Benefiting the Golf Course.

(a) The Residential Development and the Additional Land (confirmation of which shall be made by the Declarant upon its acquisition of the Additional Land), is hereby subject to fifty foot (50') and eighty-five foot (85') wide non-exclusive easements for the benefit of and appurtenant to the Golf Course Property, for the purpose of vehicular (including but not limited to golf carts) and pedestrian egress, ingress and regress, running over, across and through the Residential Property and the Additional Land. such easements to run in the locations of the roads ("Roads") shown on that certain development plan ("Plan") of the Residential Property entitled "Sketch Plan, Eastfield Road Project", dated November 30, 1998 and prepared by Yarborough-Williams & Associates, Inc., or in such locations as shall be determined by Declarant or its successors and assigns to be the location of the Roads so long as such location continues to provide access to the Golf Course Property substantially in accordance with the Plan. Provided, however, when Declarant or its successors and assigns has dedicated the Roads as shown on the Plan for public use and such dedications have been accepted by the State of North Carolina. the easement rights with respect to such dedicated portions of the Roads shall terminate.

Nothing in the foregoing grants the Golf Course owner, or the Golf Course's operator, members or guests, the right to park any motor vehicles on the portion of the Residential Development not comprising the Golf Course.

(b) The Residential Development, including the Additional Land (confirmation of which shall be made by Declarant upon its acquisition of

the Additional Land), is hereby subject to approximately twenty foot (20') wide non-exclusive golf car path easements ("Path Easements") for the benefit of and appurtenant to the Golf Course Property for the purpose of golf cart and pedestrian egress, ingress and regress, running over, across and through the Residential Property and the Additional Land, such Path Easements to run in such locations as shall mutually be determined by Declarant and Purchaser, or their successors and assigns, such locations in any event providing access to the Golf Course Property in a manner that facilitates the use of the Golf Course Property as a golf course.

(b) Every Lot is burdened with an easement permitting authorized golfers to do every act necessary and reasonably incident to the playing of golf on the golf course adjacent to the Lot, as well as an easement permitting golf balls to enter upon the Lot, and for golfers at reasonable times and in a reasonable manner to enter upon the exterior portions of the Lot to retrieve errant golf balls. Unless approved by the homeowners association and the owners of the Golf Course, Lots that are adjacent to the Golf Course may not be improved with fences or other barriers, within fifty (50) feet of the Golf Course Property, that would prevent entry by golfers to retrieve errant golf balls. Every Owner of every Lot by acceptance of delivery of a deed to the Lot, assumes all risks associated with errant golf balls, player entry onto property, and irrigation overspray, and each such Owner agrees and covenants not to make any claim or institute any action whatsoever against Declarant, the golf course designer, the Golf Course Owner or operator, or any other party relating to the design and utilization of the golf course or to any errant golf ball, any damages caused thereby, or for negligent design of the golf course or the siting of the Lot.

Notwithstanding the foregoing, however, golfers that enter any portion of any Lot shall be liable to the Owners thereof for any damage caused by such entry, including damage to improvements or landscaping on the Lot even if the entry is made for the retrieval of errant golf balls.

(c) Declarant also reserves on behalf of the Golf Course the right to use the necessary and usual equipment upon the golf course, and every Owner acknowledges and accepts the potential for all common noises associated with using such equipment, at the hours of the day in which such equipment is typically used on a golf course, as well as the usual and common noises associated with the playing of the game of golf. Also reserved by Declarant is the right to do all such other common and usual activities associated with and necessary to the operation and maintenance of a golf facility, as well as a non-exclusive easement for ingress and egress over, across, and through all streets in the Residential Development for access to and from the Golf Course to Declarant, its successors and assigns, and the Golf Course, its operators, members and guests.

- (d) Any portion of the Residential Development immediately adjacent to the golf course that comprises a portion of the Golf Course is hereby burdened with a perpetual, non-exclusive easement, during the times, if any, when the Golf Course Property is being operated as a Golf Course, in favor of the Golf Course owner, for overspray of water from the irrigation system serving the Golf Course. Under no circumstances shall the Declarant, the Owners, the homeowners association, a neighborhood homeowners association, or the Golf Course owner be held liable for any damage or injury resulting from such overspray or the exercise of this easement.
- 5. Maintenance of Property Adjacent to the Golf Course. Subject to the limitation contained in this Section, Declarant hereby reserves in favor of the Golf Course owner, its operators, respective agents, employees, successors, and assigns, a perpetual, non-exclusive right and easement over and across each Lot that is adjacent to the fairways and greens of the Golf Course, which right and easement shall permit, but not obligate, the Golf Course owner or its operator, upon receiving permission from the Declarant to go upon such Lot, to maintain or landscape the area encumbered by such easement. Such maintenance and landscaping shall include the planting of grass, watering, application of fertilizer, mowing, and the removal of underbrush, stumps, trash or debris, and trees of less than three (3) inches in diameter at a level of four (4) feet above ground level. The area encumbered by this easement shall be limited to the portion of such Lot within thirty (30) feet of those boundary lines of such Lot that are adjacent to such fairways or greens.
- 6. Distractions. Owners of Lots adjacent to all golf course fairways and greens, as well as their families, tenants, guests, invitees and pets, shall be obligated to refrain, during the hours of normal operation of the Golf Course, from any actions which would detract from the playing qualities of the golf course. Such prohibited activities shall include, but not be limited to, maintenance of dogs or other pets under conditions which interfere with golf course play due to their loud barking or other actions, running or walking on the fairways or greens, picking up balls, or like interference with play.
- 7. Use of Golf Course. Nothwithstanding anything herein to the contrary, the owner or owners of the Golf Course shall have the sole and exclusive right, from time to time, to determine the terms and conditions under which the Golf Course shall be available for play.

The foregoing restrictions, covenants and easements (the "Golf Course Covenants") may be waived, terminated, altered, and amended only with the written consent of the Purchaser, and only in its sole discretion. Notwithstanding the foregoing, however, the Declarant may encumber the Residential Development with more detailed and comprehensive restrictive covenants concerning the Residential Development ("Restrictive Covenants"), which may supercede and replace the restrictions, covenants and easements contained herein, but only if the following are all true with respect to the new, more detailed Restrictive Covenants:

- (i) The Restrictive Covenants include provisions substantially similar to the Golf Course Covenants;
- (ii) The Golf Course Covenants contained in the Restrictive Covenants run in favor of the Golf Course Property;
- (iii) The Restrictive Covenants are not subject to the interest of any lender, governmental authority or lien, or any other interest of the Golf Course Property;
- (iv) The Restrictive Covenants provide that the Golf Course Covenants cannot be amended, modified, terminated or otherwise changed or waived without the express written consent of the Golf Course Property Owner;
- (v) The Restrictive Covenants provide that the owner of the Golf Course Property shall be entitled to enforce the Golf Course Covenants in the same manner in which the Declarant or the homeowners association contemplated in the Restrictive Covenants may enforce the other terms of the Restrictive Covenants, and that any failure by the Golf Course Property owner to enforce the Golf Course Covenants shall not be deemed a waiver of the right to do so thereafter; and
- (vi) As the Declarant obtains title to any portion of the Additional Land, the Declarant shall encumber such property with the Golf Course Covenants, subject to the terms hereof, by recording a Supplemental Declaration extending the terms hereof to the Additional Land then owned by the Declarant.

IN WITNESS WHEREOF, Declarant has executed this Declaration of Restrictions, Covenants and Easements under seal as of the date first written above.

MVC, LLC, a North Carolina limited liability company

(SEAL)

y: John T. Coley IV. (SE

#### STATE OF NORTH CAROLINA

#### **COUNTY OF MECKLENBURG**

I, Lyn M. Taylor, a Notary public for said County and State, do hereby certify that John T. Coley, IV, Manager of MVC, LLC, a North Carolina limited liability company, personally appeared before me this day and acknowledged the due execution of the foregoing instrument on behalf of the company.

WITNESS my hand and official seal or stamp, this the 26th day of May, 1999.

Notary Public Notary Public

My Commission expires:

-2003

Schedule of Exhibits:

**EXHIBIT A**:

Legal Description of the Residential Development

EXHIBIT B:

Legal Description of the Golf Course Property

EXHIBIT C:

Legal Description of the Additional Land

# EXHIBIT A (RESIDENTIAL) LEGAL DESCRIPTION

Lying and being in Mallard Creek Township, Mecklenburg County and Township #3, Cabarrus County, North Carolina, and more particularly described as follows:

#### TRACT 1

#### Parcel A

To find the point and place of beginning, commence at G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83); thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032,499 (NAD 83); thence N 39-09-54 W 1,021.77 feet to an iron set having North Carolina Grid Coordinates of N = 608,844.767 and E = 1,476,387.293 (NAD 83), said iron marking the northernmost corner of the property conveyed to Joseph O. Bracey by instrument recorded in Deed Book 842, Page 57, Cabarrus County Public Registry, said iron marking THE POINT AND PLACE OF BEGINNING and also lying on the southwestern boundary of the property conveyed to Robert M. Wallace by instrument recorded in Deed Book 450, Page 433, Cabarrus County Public Registry; thence running with the southwestern and northwestern boundaries of the Robert M. Wallace property (now or formerly) the following two (2) courses and distances: (1) N 41-15-58 W 418.87 to an iron set; and (2) N 55-21-18 E 1843.91 feet to an iron set: thence N 34-38-42 W 255.27 feet to an iron set: thence N 81-52-40 W 135.24 feet to an iron set on the southern boundary of the property conveyed to Dwayne Nelson Hensley by instrument recorded in Deed Book 571, Page 625, Cabarrus County Public Registry; thence with the southern and western boundaries of the Dwayne Nelson Hensley property (now or formerly) the following five (5) courses and distances: (1) S 81-39-48 W 586.55 feet to an iron set; (2) S 88-54-48 W 363.00 feet to an iron set; (3) N 74-20-12 W 280.50 feet to an iron set; (4) N 51-20-12 W 189.40 feet to an iron found; and (5) N 50-07-20 E 462.92 feet to a point lying on the centerline of Clarke Creek; thence with the centerline of Clarke Creek the following three (3) courses and distances: (1) N 48-14-17 W 442.12 feet to a point; (2) S 86-29-20 W 225.93 feet to a point; and (3) S 79-59-09 W 2,356.45 feet to a point lying on the eastern boundary of the property conveyed to John L. Lytle as shown in Map Book 6, Page 43, Mecklenburg County Public Registry; thence with the eastern boundary of the John L. Lytle property (now or formerly) S 06-09-44 E 186.27 feet to an iron found (passing an iron found at 27.00 feet); thence with the southern boundary of the John L. Lytle property (now or formerly) and the southern boundary of the property conveyed to Metrolina Greenhouses, Inc., by instrument recorded in Deed Book 4544, Page 782. Mecklenburg County Public Registry (also as shown in Map Book 6, Page 43, Mecklenburg County Public Registry) S 82-07-18 W 957.10 feet to an iron set (passing an iron found at 486.10 feet); thence with the western boundary of the Metrolina Greenhouses, Inc., property (now or formerly) N 01-05-16 W 157.86 feet to a point lying on the centerline of Clarke Creek; thence with the centerline of Clarke Creek the following thirteen (13) courses and distances: (1) S 78-52-23 W 18.66 feet to a point; (2) S 83-41-03 W 142.44 feet to a point; (3) \$ 75-03-34 W 84.77 feet to a point; (4) \$ 63-51-50 W 193.48 feet to a point; (5) S 47-02-52 W 251.59 feet to a point; (6) S 55-49-13 W 85.26 feet to a point; (7) S 38-35-26 W 103.67 feet to a point; (8) S 47-05-23 W 267.42 feet to a point; (9) S 47-39-37 W 261.38 feet to a point; (10) S 43-07-26 W 101.67 feet to a point; (11) S 58-19-43 W 71.70 feet to a point; (12) S 44-51-17 W 88.93 feet to a point; and (13) S 39-56-06 W 83.43 feet to a point; thence N 83-31-10 W 75.24 feet to an iron set on the eastern boundary of the property conveyed to Teunis Van Wingerden by instrument recorded in Deed Book 3976, Page 908, Mecklenburg County Public Registry; thence with the eastern and southern boundary of the Teunis Van Wingerden property (now or formerly) the following two courses and distances: (1) S 01-07-50 W 779.68 feet to an iron found; and (2) S 79-28-50 W 935.86 feet to a 24" oak found (passing an iron set at 895.86 feet); said 24" oak found lying on the northern boundary of the property conveyed to Silas W. Davis by instrument recorded in Deed Book 1561, Page 229, Mecklenburg County Public Registry; thence with the northern and eastern boundaries of the Silas W. Davis property (now or formerly) the following ten (10) courses and distances: (1) S 64-43-29 E 935.33 feet to an iron found; (2) S 85-45-49 E 701.22 feet to an iron found; (3) S 87-47-13 E 445.64 feet to an iron found; (4) S 01-05-10 W 1,240.95 feet to an iron found; (5) S 07-36-08 W 174.93 feet to an iron found; (6) S 82-23-43 E 219.84 feet to an iron found; (7) S 02-02-09 W 198.87 feet to an iron found; (8) S 45-20-53 W 746.29 feet to an iron set; (9) S 50-32-25 W 128.66 feet to an iron found; and (10) S 46-06-37 W 71.56 feet to an iron set on the centerline of the two hundred foot (200') Duke Power Company right-of-way; thence with the centerline of the Duke Power Company right-of-way the following five (5) courses and distances: (1) N 73-27-53 E 850.80 feet to an iron set; (2) N 73-30-05 E 823.17 feet to an iron set; (3) N 73-27-48 E 231.74 feet to an iron set; (4) N 73-27-48 E 418.20 feet to an iron set; and (5) N 73-24-55 E 413.24 feet to an iron set on the southwestern boundary of the property conveyed to Lewis J. Hilton and Bobby R. Hilton by instruments recorded in Deed Book 5298, Page 483, Mecklenburg County Public Registry, and Deed Book 591, Page 245, Cabarrus County Public Registry; thence with the southwestern and northern boundaries of the Lewis J. Hilton and Bobby R. Hilton property (now or formerly) the following nine (9) courses and distances: (1) N 58-07-25 W 879.15 feet to an iron set; (2) N 16-53-26 E 127. 62 feet to an iron found; (3) N 18-51-38 E 768.36 feet to an iron found; (4) N 13-45-20 E 187.04 feet to an iron found; (5) N 07-08-43 E 40.26 feet to an iron found; (6) S 85-28-28 E 601.17 feet to an iron found; (7) N 56-38-24 E 820.96 feet to an iron found; (8) S 45-24-16 E 296.70 feet to an iron found; and (9) N 74-10-55 E 560.77 feet to an iron found marking the westernmost corner of the property conveyed to Joseph O. Bracey by instrument recorded in Deed Book 842, Page 57, Cabarrus County Public Registry; thence with the northwestern boundary of the Joseph O. Bracey property (now or formerly) N 52-20-48 E 569.44 feet to THE POINT AND PLACE OF BEGINNING.

#### Parcel B

To find the point and place of beginning, commence at G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83); thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052,681 and E = 1,477,032.499 (NAD 83); thence N 39-09-54 W 1,021.77 feet to an iron set having North Carolina Grid Coordinates of N = 608,844.767 and E = 1,476,387.293 (NAD 83), said iron marking the northernmost corner of the property conveyed to Joseph O. Bracey by instrument recorded in Deed Book 842, Page 57, Cabarrus County Public Registry; thence with the northwestern boundary of the Joseph O. Bracey property (now or formerly) S 52-20-48 W 569.44 feet to an iron found on the northern boundary of the property conveyed to Lewis J. Hilton and Bobby R. Hilton by instruments recorded in Deed Book 5298, Page 483. Mecklenburg County Public Registry, and Deed Book 591, Page 245, Cabarrus County Public Registry; thence with the northern, western, and southwestern boundaries of the Lewis J. Hilton and Bobby R. Hilton property (now or formerly) the following ten (10) courses and distances: (1) S 74-10-55 W 560.77 feet to an iron found; (2) N 45-24-16 W 296.70 feet to an iron found; (3) S 56-38-24 W 820.96 feet to an iron found; (4) N 85-28-28 W 601.17 feet to an iron found; (5) S 07-08-43 W 40.26 feet to an iron found; (6) S 13-45-20 W 187.04 feet to an iron found; (7) S 18-51-38 W 768.36 feet to an iron found; (8) S 16-53-26 WS 127. 62 feet to an iron set; (9) S 58-07-25 E 879.15 feet to an iron set; and (10) S 58-07-25 E 68.66 feet to an iron set marking the POINT AND PLACE OF BEGINNING; thence continuing with the southwestern boundary of the Lewis J. Hilton and Bobby R. Hilton property (now or formerly) S 58-07-25 E 621.50 feet to an iron found marking the westernmost corner of the property conveyed to Lewis J. Hilton, Jr., by instrument recorded in Deed Book 459, Page 674, Cabarrus County Public Registry; thence with the southwestern boundary of the Lewis J. Hilton, Jr., property (now or formerly) S 56-59-38 E 598.94 feet to a point lying on the centerline of Allen Harris Road (State Road 1449) (passing an iron found at 576.05 feet); thence with the centerline of Allen Harris Road the following four (4) courses and distances: (1) with the arc of a circular curve to the right having a radius of 3,031.56 feet for an arc distance of 425.28 feet (said curve being subtended by a chord bearing S 58-14-25 W 424.94 feet) to a point; (2) S 62-15-33 W 345.12 feet to a point; (3) with the arc of a circular curve to the left having a radius of 3,256.54 feet for an arc distance of 299.79 feet (said curve being subtended by a chord bearing S 59-37-19 W 299.68 feet) to a point; and (4) S 56-59-05 W 61.31 feet to a point; thence N 02-29-44 W 58.04 feet to an iron set; thence N 02-29-44 W 1,166.85 feet to the POINT AND PLACE OF BEGINNING.

Containing 397.761 acres, more or less, as shown on survey entitled "BOUNDARY SURVEY J. WOODLEY WALLACE & BETTY BELK WALLACE PROPERTY," prepared by Sam F. Williams, North Carolina Registered Land Surveyor (No. L-1768) of Yarbrough-Williams & Associates, Inc., and dated October 22, 1998, reference to said survey being made in aid of this description.

#### TRACT 2

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83), thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499; thence N 89-16-36 W 4,887.48 feet to an iron found having North Carolina Grid Coordinates N = 608,114.384 and E = 1,472,146.148 marking THE POINT AND PLACE OF BEGINNING, said iron also marking the northwest corner of the property conveyed to J. Woodley Wallace, Sr., by instrument recorded in Deed Book 4219, Page 858, Mecklenburg County Public Registry; thence with the western boundary of the J. Woodley Wallace, Sr., property (now or formerly) the following two (2) courses and distances: (1) S 01-05-10 W 1,240.95 feet to an iron found; and (2) S 07-36-08 W 174.93 feet to an iron found; thence N 82-02-18 W 2,327.44 feet to an iron found lying on the eastern boundary of the property conveyed to Johnsie Lee McAdoo by instrument recorded in Deed Book 866, Page 53, Mecklenburg County Public Registry; thence with the eastern boundary of the Johnsie Lee McAdoo property (now or formerly) the following three (3) courses and distances: (1) N 17-14-56 E 506.73 feet to an iron found; (2) N 17-21-03 E 392.63 feet to an iron found; and (3) N 18-28-42 W 672.33 feet to an iron found lying on the southern boundary of the property conveyed to Louisa C. McAuley by instrument recorded in Deed Book 3215, Page 73, Mecklenburg County Public Registry; thence with the southern boundary of the Louisa C. McAuley property (now or formerly) N 78-16-12 E 313.57 feet to a 24-inch oak found (passing an iron set at 273.57 feet) marking the southeastern corner of the Louisa C. McAuley property (now or formerly), the southwestern corner of the property conveyed to Teunis Van Wingerden by instrument recorded in Deed Book 3976, Page 908, Mecklenburg County Public Registry, and the westernmost corner of the property conveyed to J. Woodley Wallace by instrument recorded in Deed Book 4511, Page 557, Mecklenburg County Public Registry; thence with the southern boundary of the J. Woodley Wallace property (now or formerly) the following three (3) courses and distances: (1) S 64-43-29 E 935.33 feet to an iron found; (2) S 85-45-49 E 701.22 feet to an iron found; and (3) S 87-47-13 E 445.64 feet to THE POINT AND PLACE OF BEGINNING, containing 71.932 acres, more or less, as shown on survey entitled "MARY DAVIS PROPERTY," prepared by Sam F. Williams, North Carolina Registered Land Surveyor (No. L-1768) of Yarbrough - Williams and Associates, Inc., dated October 7, 1998, reference to said survey being made in aid of this description.

#### TRACT 3

To find the point and place of beginning; commence at G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83); thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH have North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence S 27-31-37 W 499.65 feet to an iron found having North Carolina Grid Coordinates of N = 607,609.664 and E = 1,476,801.612, said iron marking the southern corner of the property conveyed to Keith P. Crig by instrument recorded in Deed Book 557, Page 290, Cabarrus County Public Registry; thence S 04-43-34 W 139.93 feet to an iron found with the right-of-way of Allen Harris

Road (State Road 1449); thence S 20-28-38 W 374.12 feet to a point in the centerline of Allen Harris Road; thence with the centerline of Allen Harris Road the following four (4) courses and distances: (1) with the arc of a circular curve to the right having a radius of 1,598.95 feet for an arc distance of 124.81 feet (said curve being subtended by a chord bearing S 35-36-18 W 124.78 feet) to a point; (2) S 37-50-29 W 34.27 feet to a point; (3) with the arc of a circular curve to the right having a radius of 2,215.89 feet for an arc distance of 398.92 feet (said curve being subtended by a chord bearing S 42-59-55 W 398.38) feet to a point; and (4) S 48-09-22 W 112.81 feet to a point marking THE POINT AND PLACE OF BEGINNING: thence continuing with the centerline of Allen Harris Road the following three (3) courses and distances: (1) S 48-09-22 W 536.46 feet to a point; (2) S 48-09-22 W 214.30 feet to a point; and (3) with the arc of a circular curve to the right having a radius of 3,031.56 for an arc distance of 320.92 feet (said curve being subtended by a chord bearing S 51-11-19 W 320.78 feet) to a point marking the easternmost corner of Tract II of the property conveyed to John Woodley Wallace, Sr., by instrument recorded in Deed Book 3737, Page 816, Mecklenburg County Public Registry; thence with the northeastern boundary of the John Woodley Wallace, Sr., Tract II property (now or formerly) N 56-59-38 W 598.94 feet to an iron found (passing an iron found at 22.90 feet); thence N 46-30-22 E 129.82 feet to a point; thence N 16-35-05 W 356.73 feet to a point; thence with the arc of a circular curve to the left having a radius of 175.05 feet for an arc distance of 189.16 feet (said curve being subtended by a chord bearing N 47-32-33 W 180.09 feet) to a point; thence N 78-30-00 W 809.70 feet to a point; thence with the arc of a circular curve to the left having a radius of 20.00 feet for an arc distance of 31.42 feet (said curve being subtended by a chord bearing S 56-30-00 W 28.28 feet) to a point; thence S 11-30-00 W 93.45 feet to a point lying on the northeastern boundary of Tract I of the property conveyed to John Woodley Wallace, Sr., by instrument recorded in Deed Book 3737, Page 816, Mecklenburg County Public Registry; thence with the northeastern boundary of the John Woodley Wallace, Sr., Tract I property (now or formerly) N 58-07-25 W 419.77 feet to an iron set on the eastern boundary of the property conveyed to John Woodley Wallace, Sr., by instrument recorded in Deed Book 4219, Page 858, Mecklenburg County Public Registry; thence with the eastern boundary of the John Woodley Wallace, Sr., property (now or formerly) N 16-53-26 E 127.62 feet to an iron found marking the southeastern corner of the property conveyed to J. W. Brown and Thomas G. Brown by instrument recorded in Deed Book 1239, Page 42, Mecklenburg County Public Registry; thence with the eastern boundary of the J. W. Brown and Thomas G. Brown property (now or formerly) N 18-51-38 E 768.36 feet to a iron found marking the southeasternmost corner of the property conveyed to Walter W. Ewart and George W. Ewart by instrument recorded in Deed Book 2006, Page 272, Mecklenburg County Public Registry; thence with the southeastern boundary of the Walter W. Ewart and George W. Ewart property (now or formerly) N 13-45-20 E 187.04 feet to an iron found marking the southernmost corner of the property conveyed to Louise E. Shinn by instrument recorded in Deed Book 1635, Page 467, Mecklenburg County Public Registry; thence with the eastern boundary of the Louise E. Shinn property (now or formerly) N 07-08-43 E 40.26 feet to an iron found marking the southwestern corner of the property conveyed to J. Woodley Wallace and wife Betty Belk Wallace by instrument recorded in Deed Book 4607, Page 171, Mecklenburg County Public Registry; thence with the southern and southeastern boundaries of the J. Woodley Wallace and wife Betty Belk Wallace property (now or formerly) the following two (2) courses and distances: (1) S 85-28-28 E 601.17 feet to an iron found; and (2) N 56-38-24 E 92.78 feet to a point; thence S 04-12-13 W 168.90 feet to a point; thence S 16-32-49 E 200.00 feet to a point; thence S 46-59-06 E 112.75 feet to a point; thence S 02-47-25 W 183.09 feet to a point; thence S 49-20-18 W 80.43 feet to a point; thence S 65-03-53 W 67.00 feet to a point; thence N 78-30-00 W 89.81 feet to a point; thence N 73-03-35 W 105.48 feet to a point; thence N 78-30-00 W 105.00 feet to a point; thence S 11-30-00 W 150.00 feet to a point; thence N 78-30-00 W 200.00 feet to a point; thence with the arc of a circular curve to the right having a radius of 20.00 for an arc distance of 31.42 feet (said curve being subtended by a chord bearing N 33-30-00 W 28.28 feet) to a point; thence S 11-30-00 W 410.00 feet to a point; thence with the arc of a circular curve to the left having a radius of 20.00 feet for an arc distance of 31.42 feet (said curve being subtended by a chord bearing S 33-30-00 E 28.28 feet) to a point; thence S 78-30-00 E 809.70 feet to a point; thence with the arc of a circular curve to the right having a radius of 225.05 feet for an arc distance of 20.32 feet (said

curve being subtended by a chord bearing S 75-54-47 E 20.32 feet) to a point; thence with the arc of a circular curve to the left having a radius of 225.05 feet for an arc distance of 222.87 feet (said curve being subtended by a chord bearing S 44-57-19 E 213.87 feet) to a point; thence S 16-35-05 E 331.35 feet to a point: thence N 46-30-22 E 328.86 feet to an iron set; thence N 26-28-41 W 388.77 feet to a point: thence S 73-25-30 W 321.49 feet to a point; thence N 11-30-00 E 136.93 feet to a point; thence N 78-30-00 W 525.00 feet to a point; thence N 11-30-00 E 210.00 feet to a point; thence S 78-30-00 E 159.59 feet to a point; thence with the arc of a circular curve to the left having a radius of 275.00 feet for an arc distance of 216.08 feet (said curve being subtended by a chord bearing N 78-59-25 E 210.56 feet) to a point; thence N 56-28-50 E 153.93 feet to a point; thence with the arc of a circular curve to the right having a radius of 448.47 feet for an arc distance of 26.80 feet (said curve being subtended by a chord bearing N 58-11-33 E 26.80 feet) to a point; thence S 30-05-44 E 140.53 feet to a point; thence N 77-32-19 E 430.00 feet to a point; thence N 77-32-19 E 1075.16 feet to a point; thence S 50-18-54 E 356.62 feet to a point; thence S 73-27-42 W 497.16 feet to a point; thence S 73-27-59 W 392.38 feet to a point; thence S 62-44-38 E 909.69 feet (passing an iron set at 242.18 feet) to THE POINT AND PLACE OF BEGINNING; containing 49.353 acres, more or less, as shown as Phase 1 and Phase 2 on survey entitled "LEWIS J. HILTON PROPERTY," prepared by Sam F. Williams, North Carolina Registered Land Survey (Registration Number L-1768), of Yarbrough - Williams & Associates, Inc., dated October 7, 1998, reference to said survey being made in aid of this description.

#### TRACT "H"

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83), thence S 19-06-47 E 1,641,29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608.052.681 and E = 1.477,032.499 (NAD 83); thence S 71-30-01 W 4,980.26 feet to an iron found having North Carolina Grid Coordinates of N = 606,472.676 and E = 1,472,310.301 (NAD 83); thence N 02-02-09 E 198.87 feet to an iron found; thence N 82-23-43 W 219.84 feet to an iron found; thence N 82-02-18 W 425.03 feet to a point marking the POINT AND PLACE OF BEGINNING; thence S 03-59-11 E 53.19 feet to a point; thence S 83-29-19 E 150.00 feet to a point; thence S 06-30-41 W 41.16 feet to a point; thence with the arc of a circular curve to the right having a radius of 225.24 feet for an arc distance of 102.53 feet (said curve being subtended by a chord bearing S 19-33-08 W 101.65 feet) to a point; thence S 32-35-36 W 81.93 feet to a point; thence S 85-34-05 W 248.63 feet to a point; thence S 76-09-03 W 402.36 feet to a point; thence N 79-29-47 W 502.36 feet to a point; thence  $\hat{N}$  62-06-35 W 868.25 feet to a point; thence  $\hat{N}$  10-04-46 E 57.94 feet to a point; thence with the arc of a circular curve to the right having a radius of 773.12 feet for an arc distance of 90.65 feet (said curve being subtended by a chord bearing N 13-26-18 E 90.59 feet) to a point; thence S 82-02-18 E 401.71 feet to a point; thence S 72-45-04 E 516.61 feet to a point; thence S 79-29-47 E 207.05 feet to a point; thence N 01-11-53 E 93.20 feet to a point; thence S 82-02-18 E 708.89 feet to the POINT AND PLACE OF BEGINNING, containing 14.931 acres, more or less, as shown on survey entitled "GOLF COURSE BOUNDARY SURVEY," prepared by Sam F. Williams, North Carolina Registered Land Surveyor (No. L-1768) Yarbrough - Williams & Associates, Inc., dated October 22, 1998, reference to said survey being made in aid of this description.

#### TRACT "I"

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83), thence S 19-06-47 E 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence S 71-30-01 W 4,980.26 feet to an iron found having North Carolina Grid Coordinates of N = 606,472.676 and E = 1,472,310.301 (NAD 83) marking the POINT AND PLACE OF BEGINNING; thence S 45-20-53 W 513.68 feet to a point; thence S 73-27-50 W 189.94 feet to a point; thence with the arc of a circular curve to the right having a radius of 294.21 feet for an arc distance of

290.48 feet (said curve being subtended by a chord bearing N 08-29-47 W 278.83 feet) to a point; thence N 87-54-45 E 173.51 feet to a point; thence N 32-35-36 E 60.40 feet to a point; thence N 57-24-24 W 151.05 feet to a point; thence N 31-57-13 E 97.23 feet to a point; thence S 82-58-17 E 315.81 feet to a point; thence N 67-01-05 E 162.21 feet to a point; thence S 02-02-09 W 107.75 feet to the POINT AND PLACE OF BEGINNING, containing 3.811 acres, more or less, as shown on survey entitled "GOLF COURSE BOUNDARY SURVEY," prepared by Sam F. Williams, North Carolina Registered Land Surveyor (No. L-1768) Yarbrough - Williams & Associates, Inc., dated October 22, 1998, reference to said survey being made in aid of this description.

#### TRACT "W"

To find the point and place of beginning; commence at G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83); thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH have North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence S 27-31-37 W 499.65 feet to an iron found having North Carolina Grid Coordinates of N = 607,609.664 and E = 1,476,801.612, said iron marking the southern corner of the property conveyed to Keith P. Crig by instrument recorded in Deed Book 557, Page 290, Cabarrus County Public Registry, said iron marking THE POINT AND PLACE OF BEGINNING; thence S 04-43-34 W 139.93 feet to an iron found; thence S 20-28-38 W 18.99 feet to a point lying on the northern margin of the two hundred foot (200') wide Duke Power Company right-of-way; thence with the northern margin of the Duke Power Company right-of-way S 73-20-50 W 131.91 feet to a point; thence N 50-18-54 W 1,293.41 feet to a point; thence N 79-29-04 W 118.15 feet to a point; thence N 45-09-26 W 80.61 feet to a point; thence N 17-27-22 W 49.30 feet to a point; thence N 74-10-55 E 481.01 feet to an iron found marking the westernmost corner of the property conveyed to Joseph O. Bracey by instrument recorded in Deed Book 842, Page 57, Cabarrus County Public Registry; thence with the southwestern boundary of the Joseph O. Bracey property (now or formerly) and the southwestern boundary of the property conveyed to Joseph O. Bracey by instrument recorded in Deed Book 842, Page 60, Cabarrus County Public Registry S 44-15-14 E 601.85 feet to an iron found marking the westernmost corner of the property conveyed to Joseph O. Bracey by instrument recorded in Deed Book 1533, Page 319, Cabarrus County Public Registry; thence with the southwestern boundary of the Joseph O. Bracey property (now or formerly) S 44-17-32 E 379.95 feet to an iron found marking the westernmost corner of the property conveyed to Kenneth P. Crig by instrument recorded in Deed Book 557, Page 290, Cabarrus County Public Registry; thence with the southwestern boundary of the Kenneth P. Crig property (now or formerly) S 44-17-40 E 257.61 feet to THE POINT AND PLACE OF BEGINNING, containing 10.261 acres, more or less, as shown as Phase 3A on survey entitled "LEWIS J. HILTON PROPERTY," prepared by Sam F. Williams, North Carolina Registered Land Survey (Registration Number L-1768), of Yarbrough - Williams & Associates, Inc., dated October 7, 1998, reference to said survey being made in aid of this description.

#### TRACT "AA"

To find the point and place of beginning, commence at Geodetic Monument 018 FFH having NC Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence N 19-06-47 E 1,641.29 feet to G.P.S. Monument Set having NC Grid Coordinates of N = 609,603.257 and E - 1,477,569.829 (NAD 83); thence N 05-28-45 E 607.26 feet to an iron set; thence N 34-38-42 W 255.27 feet to an iron set; thence N 81-52-41 W 135.24 feet to an iron set marking THE POINT AND PLACE OF BEGINNING; thence S 81-39-48 W 586.55 feet to an iron set; thence S 88-54-48 W 363.00 feet to an iron set; thence N 74-20-12 W 280.50 feet to an iron set; thence N 51-20-12 W 189.40 feet to an iron found; thence N 50-07-20 E 357.12 feet to an iron set; thence S 44-29-56 E 245.58 feet to an iron set; thence S 80-19-47 E 928.27 feet to THE POINT AND PLACE OF BEGINNING, containing 5.456 acres, more or less, as shown on survey entitled: "A PORTION OF DWAYNE N. HENSLEY PROPERTY, A PORTION OF J. WOODLEY WALLACE PROPERTY, MECKLENBURG CO., AND CABARRUS COUNTY FOR BRYAN PROPERTIES, INC.,

"drawn by Sam F. Williams, North Carolina Registered Land Surveyor (Registration Number L-1768), of Yarbrough - Williams & Associates, Inc., dated September 3, 1998, reference to said survey being made in aid of this description.

# EXHIBIT B (GOLF COURSE) LEGAL DESCRIPTION

Lying and being in Mallard Creek Township, Mecklenburg County and Township #3, Cabarrus County, North Carolina, and more particularly described as follows:

# TRACT "H"

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83), thence S 19-06-47 E 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1.477.032.499 (NAD 83); thence S 71-30-01 W 4.980.26 feet to an iron found having North Carolina Grid Coordinates of N = 606,472.676 and E = 1,472,310.301 (NAD 83); thence N 02-02-09 E 198.87 feet to an iron found; thence N 82-23-43 W 219.84 feet to an iron found; thence N 82-02-18 W 425.03 feet to a point marking the POINT AND PLACE OF BEGINNING; thence S 03-59-11 E 53.19 feet to a point; thence S 83-29-19 E 150.00 feet to a point; thence S 06-30-41 W 41.16 feet to a point; thence with the arc of a circular curve to the right having a radius of 225.24 feet for an arc distance of 102.53 feet (said curve being subtended by a chord bearing S 19-33-08 W 101.65 feet) to a point; thence S 32-35-36 W 81.93 feet to a point; thence S 85-34-05 W 248.63 feet to a point; thence S 76-09-03 W 402.36 feet to a point; thence N 79-29-47 W 502.36 feet to a point; thence N 62-06-35 W 868.25 feet to a point; thence N 10-04-46 E 57.94 feet to a point; thence with the arc of a circular curve to the right having a radius of 773.12 feet for an arc distance of 90.65 feet (said curve being subtended by a chord bearing N 13-26-18 E 90.59 feet) to a point; thence S 82-02-18 E 401.71 feet to a point; thence S 72-45-04 E 516.61 feet to a point; thence S 79-29-47 E 207.05 feet to a point; thence N 01-11-53 E 93.20 feet to a point; thence S 82-02-18 E 708.89 feet to the POINT AND PLACE OF BEGINNING, containing 14.931 acres, more or less, as shown on survey entitled "GOLF COURSE BOUNDARY SURVEY," prepared by Sam F. Williams, North Carolina Registered Land Surveyor (No. L-1768) Yarbrough - Williams & Associates, Inc., dated October 22, 1998. reference to said survey being made in aid of this description.

#### TRACT "I"

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83), thence S 19-06-47 E 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence S 71-30-01 W 4,980.26 feet to an iron found having North Carolina Grid Coordinates of N = 606,472.676 and E = 1,472,310.301 (NAD 83) marking the POINT AND PLACE OF BEGINNING; thence S 45-20-53 W 513.68 feet to a point; thence S 73-27-50 W 189.94 feet to a point; thence with the arc of a circular curve to the right having a radius of 294.21 feet for an arc distance of 290.48 feet (said curve being subtended by a chord bearing N 08-29-47 W 278.83 feet) to a point; thence N 87-54-45 E 173.51 feet to a point; thence N 32-35-36 E 60.40 feet to a point; thence N 57-24-24 W 151.05 feet to a point; thence N 31-57-13 E 97.23 feet to a point; thence S 82-58-17 E 315.81 feet to a point; thence N 67-01-05 E 162.21 feet to a point; thence S 02-02-09 W 107.75 feet to the POINT AND PLACE OF BEGINNING, containing 3.811 acres, more or less.

## TRACT "J"

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83), thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence N 89-09-07 W 5,332.98 feet to an iron found having North Carolina

Grid Coordinates of N = 608,131.590 and E = 1,471,700.907 (NAD 83); thence S 87-47-13 E 445.64 feet to an iron found; thence S 01-05-10 W 1,240.95 feet to an iron found; thence S 07-36-08 W 174.93 feet to an iron found; thence N 82-02-18 W 425.03 feet to a point marking the POINT AND PLACE OF BEGINNING; thence N 82-02-18 W 708.87 feet to a point; thence N 01-11-53 E 68.39 feet to a point; thence with the arc of a circular curve to the left having a radius of 375.00 feet for an arc distance of 188.35 feet (said curve being subtended by a chord bearing N 76-48-33 E 186.38 feet) to a point; thence N 62-25-13 E 65.35 feet to a point; thence with the arc of a circular curve to the right having a radius of 475.00 feet for an arc distance of 317.30 feet (said curve being subtended by a chord bearing N 81-33-27 E 311.44 feet) to a point; thence S 79-18-20 E 94.16 feet to a point; thence S 10-41-40 W 140.00 feet to a point; thence S 79-18-20 E 80.00 feet to a point; thence S 03-59-11 E 115.47 feet to the POINT AND PLACE OF BEGINNING, containing 2.941 acres, more or less, as shown on survey entitled "GOLF COURSE BOUNDARY SURVEY," prepared by Sam F. Williams, North Carolina Registered Land Surveyor (No. L-1768) Yarbrough - Williams & Associates, Inc., dated October 22, 1998, reference to said survey being made in aid of this description.

## TRACT "K"

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83), thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence N 89-09-07 W 5,332.98 feet to an iron found having North Carolina Grid Coordinates of N = 608,131.590 and E = 1,471,700.907 (NAD 83); said iron found marking the POINT AND PLACE OF BEGINNING; thence S 87-47-13 E 55.37 feet to a point; thence S 07-33-49 W 46.88 feet to a point; thence S 20-07-05 W 120.69 feet to a point; thence S 26-06-44 W 122.87 feet to a point; thence S 15-49-06 W 109.44 feet to a point; thence S 20-15-04 W 98.42 feet to a point; thence S 29-17-37 W 69.41 feet to a point; thence S 15-58-58 W 112.63 feet to a point; thence S 12-43-47 W 101.70 feet to a point; thence S 21-18-08 W 108.39 feet to a point; thence S 17-26-45 W 155.98 feet to a point; thence S 15-18-20 W 43.98 feet to a point; thence with the arc of a circular curve to the left having a radius 525.00 feet for an arc distance of 161.38 feet (said curve being subtended by a chord bearing S 77-42-46 W 160.74 feet) to a point; thence N 72-45-04 W 685.21 feet to a point; thence N 79-52-34 W 433.35 feet to a point; thence N 17-14-56 E 28.75 feet to a point; thence N 09-18-58 W 89.44 feet to a point; thence N 17-14-56 E 160.00 feet to a point; thence N 59-06-11 E 82.43 feet to a point; thence S 84-26-15 E 427.81 feet to a point; thence S 60-25-23 E 500.00 feet to a point; thence N 05-53-08 E 802.04 feet to a point; thence S 85-45-49 E 479.73 feet to the POINT AND PLACE OF BEGINNING; containing 17.261 acres, more or less, as shown on survey entitled "GOLF COURSE BOUNDARY SURVEY," prepared by Sam F. Williams, North Carolina Registered Land Surveyor (No. L-1768) Yarbrough - Williams & Associates, Inc., dated October 22, 1998, reference to said survey being made in aid of this description.

# TRACT "L"

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83), thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence N 89-09-07 W 5,332.98 feet to an iron found having North Carolina Grid Coordinates of N = 608,131,590 and E = 1,471,700.907 (NAD 83) marking the POINT AND PLACE OF BEGINNING; thence N 85-45-49 W 479.73 feet to a point; thence N 14-01-36 W 604.61 feet to an iron found marking the southeastern corner of the property conveyed to Teunis Van Wingerden by instrument recorded in Deed Book 3976, Page 908, Mecklenburg County Public Registry; thence with the eastern boundary of the Teunis Van Wingerden property (now or formerly) N 01-07-50 E 562.31 feet to a point; thence N 77-39-44 E 397.03 feet to a point; thence N 46-05-41 E 473.43 feet to a point; thence N 46-05-41 E 273.03 feet to a point; thence S 46-40-56 E 320.24 feet to a point; thence S 04-58-50 W

236.68 feet to a point; thence S 24-41-20 E 130.09 feet to a point; thence S 16-20-32 W 644.26 feet to a point; thence S 84-30-03 E 444.33 feet to a point; thence S 65-27-29 E 814.50 feet to a point; thence with the arc of a circular curve to the left having a radius of 275.00 feet for an arc distance of 63.29 feet (said curve being subtended by a chord bearing S 11-49-02 E 63.15 feet) to a point; thence S 18-24-38 E 82.37 feet to a point; thence N 81-24-42 W 1,609.94 feet to a point; thence S 14-03-16 W 17.37 feet to a point; thence S 03-45-12 W 88.97 feet to a point; thence S 05-27-59 E 76.68 feet to a point; thence S 22-43-11 E 95.03 feet to a point; thence S 07-33-49 W 47.28 feet to a point; thence N 87-47-13 W 55.37 feet to POINT AND PLACE OF BEGINNING, containing 40.228 acres, more or less.

#### TRACT "M"

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83), thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence N 63-35-13 W 3,779.23 feet to a point having North Carolina Grid Coordinates of N = 609,733.585 and E = 1,473,648.295 marking the POINT AND PLACE OF BEGINNING; thence S 01-16-38 W 1095.79 feet to a point; thence with the arc of a circular curve to the right having a radius of 475.00 feet for an arc distance of 23.11 feet (said curve being subtended by a chord bearing S 83-22-55 W 23.11 feet) to a point; thence S 84-46-33 W 319.86 feet to a point; thence with the arc of a circular curve to the right having a radius of 287.76 feet for an arc distance of 149.50 feet (said curve being subtended by a chord bearing N 80-20-28 W 147.82 feet) to a point; thence N 65-27-29 W 57.77 feet to a point; thence N 01-27-59 W 920.11 feet to a point; thence N 14-13-17 E 176.24 feet to a point; thence S 88-43-22 E 544.57 feet to the POINT AND PLACE OF BEGINNING, containing 14.427 acres, more or less, as shown on survey entitled "GOLF COURSE BOUNDARY SURVEY," prepared by Sam F. Williams, North Carolina Registered Land Surveyor (No. L-1768) Yarbrough - Williams & Associates, Inc., dated October 22, 1998, reference to said survey being made in aid of this description.

#### TRACTS "N, O, O, R AND S"

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83), thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence S 74-17-30 W 3,601.39 feet to an iron set having North Carolina Grid Coordinates of N = 607,077.777 and E = 1,473,566.133 (NAD 83) marking the POINT AND PLACE OF BEGINNING; thence S 58-07-25 E 217.09 feet to a point; thence S 11-30-00 W 448.75 feet to a point lying on the northern margin of the two hundred foot (200') wide Duke Power Company right-of-way; thence with the northern margin of the Duke Power Company right-of-way the following three (3) courses and distances: (1) S 73-27-45 W 232.05 feet to a point; (2) S 73-27-45 W 83.28 feet to a point; and (3) S 73-27-50 W 1,447.26 feet to a point; thence N 16-32-10 W 93.72 feet to a point; thence N 45-20-53 E 513.68 feet to an iron found having North Carolina Grid Coordinates of N = 606,472.676 and E = 1.472,310.301 (NAD 83); thence N 02-02-09 E 107.75 feet to a point; thence N 67-01-05 E 633.47 feet to a point; thence N 32-19-12 E 271.44 feet to a point; thence N 71-00-20 E 148.15 feet to a point; thence N 54-31-38 E 220.85 feet to a point; thence N 54-31-38 E 117.09 feet to a point; thence N 26-58-08 E 161.17 feet to a point; thence N 03-41-43 E 510.05 feet to a point; thence N 03-41-43 E 89.37 feet to a point; thence N 86-18-17 W 154.29 feet to a point; thence with the arc of a circular curve to the left having a radius of 525.00 feet for an arc distance of 90.96 feet (said curve being subtended by a chord bearing N 13-26-49 W 90.85 feet) to a point; thence N 18-24-38 W 166.72 feet to a point; thence with the arc of a circular curve to the right having a radius of 225.00 feet for an arc distance of 51.78 feet (said curve being subtended by a chord bearing N 11-49-02 W 51.67 feet) to a point; thence N 05-13-27 W 189.84 feet to a point; thence with the arc of a circular curve to the right having a radius of 20.00 feet for an arc distance of 31.42 feet (said curve being subtended by a chord bearing N 39-46-33 E 28.28 feet) to a point; thence

N 84-46-33 E 274.86 feet to a point; thence with the arc of a circular curve to the left having a radius of 525.00 feet for an arc distance of 104.13 feet (said curve being subtended by a chord bearing N 79-05-38 E 103.96 feet) to a point; thence with the arc of a circular curve to the right having a radius of 20.00 feet for an arc distance of 28.61 feet (said curve being subtended by a chord bearing S 65-36-39 E 26.23 feet) to a point; thence S 24-37-58 E 425.64 feet to a point; thence S 07-28-22 W 59.84 feet to an iron found; thence S 07-08-43 W 15.96 feet to a point; thence S 65-22-02 W 99.89 feet to a point; thence S 18-41-03 E 151.17 feet to a point; thence S 13-45-20 W 21.56 feet to an iron found; thence S 18-51-38 W 768.36 feet to an iron found; thence S 16-53-26 W 127.62 feet to the POINT AND PLACE OF BEGINNING, containing 31.455 acres, more or less, as shown on survey entitled "GOLF COURSE BOUNDARY SURVEY," prepared by Sam F. Williams, North Carolina Registered Land Surveyor (No. L-1768) Yarbrough - Williams & Associates, Inc., dated October 22, 1998, reference to said survey being made in aid of this description.

# TRACT "P"

To find the point and place of beginning, commence at G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83); thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence S 74-17-30 W 3,601.39 feet to an iron set having North Carolina Grid Coordinates of N = 607,077.777 and E = 1,473,566.133 (NAD 83) marking the POINT AND PLACE OF BEGINNING; thence N 16-53-26 E 127.62 feet to an iron found; thence N 18-51-38 E 768.36 feet to an iron found having North Carolina Grid Coordinates of N = 607,926.886 and E = 1,473,851.554; thence N 13-45-20 E 21.56 feet to a calculated point; thence S 18-41-03 E 47.33 feet to a calculated point; thence S 05-03-21 E 197.79 feet to a calculated point; thence S 08-03-41 W 201.25 feet to a calculated point; thence S 11-30-00 W 554.83 feet to a calculated point; thence N 58-07-25 W 217.09 feet to the POINT AND PLACE OF BEGINNING; containing 3.009 acres, more or less, as shown on survey entitled "GOLF COURSE BOUNDARY SURVEY," prepared by Sam F. Williams, North Carolina Registered Land Surveyor (No. L-1768) Yarbrough - Williams & Associates, Inc., dated October 22, 1998, reference to said survey being made in aid of this description.

# TRACT "T"

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83), thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032,499 (NAD 83); thence N 88-54-22 W 2,533.11 feet to an iron found having North Carolina Grid Coordinates of N = 608,101.028 and E = 1,474,500.236 (NAD 83) marking the POINT AND PLACE OF BEGINNING; thence N 85-28-28 W 342.20 feet to a point; thence N 21-15-41 W 613.06 feet to a point; thence with the arc of a circular curve to the right having a radius of 375.00 feet for an arc distance of 181.98 feet (said curve being subtended by a chord bearing N 88-46-12 E 180.20 feet) to a point; thence S 77-19-38 E 281.79 feet to a point; thence with the arc of a circular curve to the left having a radius of 275.00 feet for an arc distance of 75.27 feet (said curve being subtended by a chord bearing S 85-10-06 E 75.03 feet) to a point; thence S 16-32-49 E 92.62 feet to a point; thence S 07-53-17 W 87.87 feet to a point: thence S 40-58-56 E 87.87 feet to a point: thence S 16-32-49 E 160.00 feet to an iron set: thence S 04-12-14 W 87.75 feet to a point; thence S 56-38-24 W 92.78 feet to the POINT AND PLACE OF BEGINNING; containing 6.117 acres, more or less, as shown on survey entitled "GOLF COURSE BOUNDARY SURVEY," prepared by Sam F. Williams, North Carolina Registered Land Surveyor (No. L-1768) Yarbrough - Williams & Associates, Inc., dated October 22, 1998, reference to said survey being made in aid of this description.

#### TRACT "U"

To find the point and place of beginning, commence at G.P.S. Monument having North Carolina Grid Coordinates of N = 609.603.257 and E = 1.477.569.829 (NAD 83); thence S 19-06-47 W 1.641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence N 88-54-22 W 2,533.11 feet to an iron found having North Carolina Grid Coordinates of N = 608,101.028 and E = 1,474,000.236 (NAD 83) marking the POINT AND PLACE OF BEGINNING; thence N 56-38-24 E 92.78 feet to a calculated point; thence S 04-12-14 W 168.90 feet to a calculated point; thence S 16-32-49 E 200.00 feet to a calculated point; thence S 46-59-06 E 112.75 feet to a calculated point; thence S 02-47-25 W 183.09 feet to a calculated point; thence S 49-20-18 W 80.43 feet to a calculated point; thence S 65-03-53 W 67.00 feet to a calculated point; thence N 78-30-oo W 89.81 feet to a calculated point; thence N 73-03-35 W 105.48 feet to a calculated point; thence N 78-30-00 W 105,00 feet to a calculated point; thence N 11-30-00 E 194.65 feet to a calculated point; thence N 21-15-41 W 446.68 feet to a calculated point; thence S 85-28-28 E 342.20 feet to the POINT AND PLACE OF BEGINNING; containing 5.400 acres, more or less, as shown on survey entitled "GOLF COURSE BOUNDARY SURVEY," prepared by Sam F. Williams, North Carolina Registered Land Surveyor (No. L-1768) Yarbrough - Williams & Associates, Inc., dated October 22, 1998, reference to said survey being made in aid of this description.

# TRACT "V"

To find the point and place of beginning, commence at G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83); thence S 19-06-47 W 1,641.29feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1.477,032,499 (NAD 83); thence S 63-15-27 W 1,179.25 feet to a calculated point having North Carolina Grid Coordinates of N = 607.522.122 and E = 1.475.979.544 marking the POINT AND PLACE OF BEGINNING; thence S 50-18-54 E 356.62 feet to a point lying on the northern margin of the two hundred foot (200') Duke Power Co. right-of-way; thence with the northern margin of the two hundred foot (200') Duke Power Co. right-of-way the following three (3) courses and distances: (1) S 73-27-42 W 497.16 feet to a calculated point; (2) S 73-27-59 W 600.59 feet to a calculated point; and (3) S 73-25-30 W 429.11 feet to a calculated point; thence leaving the northern margin of the two hundred foot (200') Duke Power Co. right-of-way N 11-30-00 E 136.93 feet to a calculated point; thence N 78-30-00 W 525.00 feet to a calculated point; thence N 11-30-00 E 210.00 feet to a calculated point; thence S 78-30-00 E 159.59 feet to a calculated point; thence with the arc of a circular curve to the left having a radius of 275.00 feet for an arc distance of 216.08 feet (said curve being subtended by a chord bearing N 78-59-25 E 210.56 feet) to a calculated point; thence N 56-28-50 E 153.93 feet to a calculated point; thence with the arc of a circular curve to the right having a radius of 448.47 feet for an arc distance of 26.80 feet (said curve being subtended by a chord bearing N 58-11-33 E 26.80 feet) to a calculated point; thence S 30-05-44 E 140.53 feet to a calculated point; thence N 77-32-19 E 1,075.16 feet to the POINT AND PLACE OF BEGINNING; containing 13.554 acres, more or less, as shown on survey entitled "GOLF COURSE BOUNDARY SURVEY," prepared by Sam F. Williams, North Carolina Registered Land Surveyor (No. L-1768) Yarbrough - Williams & Associates, Inc., dated October 22, 1998, reference to said survey being made in aid of this description.

#### TRACT "W"

To find the point and place of beginning; commence at G.P.S. Monument having North Carolina Grid Coordinates of N=609,603.257 and E=1,477,569.829 (NAD 83); thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH have North Carolina Grid Coordinates of N=608,052.681 and E=1,477,032.499 (NAD 83); thence S 27-31-37 W 499.65 feet to an iron found having North Carolina Grid Coordinates of N=607,609.664 and E=1,476,801.612, said iron marking the southern corner of the

property conveyed to Keith P. Crig by instrument recorded in Deed Book 557, Page 290, Cabarrus County Public Registry, said iron marking THE POINT AND PLACE OF BEGINNING; thence S 04-43-34 W 139.93 feet to an iron found; thence S 20-28-38 W 18.99 feet to a point lying on the northern margin of the two hundred foot (200') wide Duke Power Company right-of-way; thence with the northern margin of the Duke Power Company right-of-way S 73-20-50 W 131.91 feet to a point; thence N 50-18-54 W 1.293.41 feet to a point; thence N 79-29-04 W 118.15 feet to a point; thence N 45-09-26 W 80.61 feet to a point; thence N 17-27-22 W 49.30 feet to a point; thence N 74-10-55 E 481.01 feet to an iron found marking the westernmost corner of the property conveyed to Joseph O. Bracey by instrument recorded in Deed Book 842, Page 57, Cabarrus County Public Registry; thence with the southwestern boundary of the Joseph O. Bracey property (now or formerly) and the southwestern boundary of the property conveyed to Joseph O. Bracey by instrument recorded in Deed Book 842, Page 60, Cabarrus County Public Registry S 44-15-14 E 601.85 feet to an iron found marking the westernmost corner of the property conveyed to Joseph O. Bracey by instrument recorded in Deed Book 1533, Page 319, Cabarrus County Public Registry; thence with the southwestern boundary of the Joseph O. Bracey property (now or formerly) S 44-17-32 E 379.95 feet to an iron found marking the westernmost corner of the property conveyed to Kenneth P. Crig by instrument recorded in Deed Book 557, Page 290, Cabarrus County Public Registry; thence with the southwestern boundary of the Kenneth P. Crig property (now or formerly) S 44-17-40 E 257.61 feet to THE POINT AND PLACE OF BEGINNING, containing 10.261 acres, more or less, as shown as Phase 3A on survey entitled "LEWIS J. HILTON PROPERTY," prepared by Sam F. Williams, North Carolina Registered Land Survey (Registration Number L-1768), of Yarbrough - Williams & Associates, Inc., dated October 7, 1998, reference to said survey being made in aid of this description.

#### TRACT "X"

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83), thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence N 39-09-54 W 1,021.77 feet to an iron set having North Carolina Grid Coordinates of N = 608,844.767 and E = 1,476,387.293 (NAD 83) marking the POINT AND PLACE OF BEGINNING; said iron also marking the northernmost corner of the property conveyed to Joseph O. Bracey by instrument recorded in Deed Book 842, Page 57, Cabarrus County Public Registry; thence with the northwestern boundary of the Joseph O. Bracey property (now or formerly) S 52-20-48 W 569.44 feet to an iron found; thence S 74-10-55 W 481.01 feet to a point; thence N 17-27-22 W 107.81 feet to a point; thence N 63-06-41 E 125.76 feet to a point; thence N 25-44-58 E 556.48 feet to a point; thence N 00-53-21 E 505.04 feet to a point; thence N 77-15-00 E 290.23 feet to a point; thence N 47-19-17 E 118.61 feet to a point; thence N 22-24-32 E 447.48 feet to a point; thence S 77-44-25 E 267.21 feet to a point; thence S 12-15-35 W 640.77 feet to a point lying on the northwestern boundary of the property conveyed to Robert M. Wallace by instrument recorded in Deed Book 450, Page 433, Cabarrus County Public Registry; thence with the northwestern and southwestern boundaries of the Robert M. Wallace property (now or formerly) the following two (2) courses and distances: (1) S 55-21-18 W 435.12 feet to an iron set; and (2) S 41-15-58 E 418.87 feet to THE POINT AND PLACE OF BEGINNING; containing 17.588 acres, more or less, as shown on survey entitled "GOLF COURSE BOUNDARY SURVEY," prepared by Sam F. Williams, North Carolina Registered Land Surveyor (No. L-1768) Yarbrough - Williams & Associates, Inc., dated October 22, 1998, reference to said survey being made in aid of this description.

# TRACT "Y"

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N=609,603.257 and E=1,477,569.829 (NAD 83), thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N=608,052.681 and E=1,477,032.499 (NAD 83); thence N 61-51-47 W 2,475.80 feet to a point having North Carolina Grid

Coordinates of N = 609,220.040 and E = 1,474,849.607 (NAD 83) marking the POINT AND PLACE OF BEGINNING; thence S 78-16-39 W 189.55 feet to a point; thence S 31-26-02 W 409.36 feet to a point; thence S 80-46-14 W 132.02 feet to a point on the Mecklenburg - Cabarrus County Line, thence with the Mecklenburg - Cabarrus County Line (now or formerly) S 11-30-00 W 100.00 feet to a point; thence N 77-19-38 W 176.71 feet to a point; thence N 12-40-22 E 329.85 feet to a point; thence N 31-31-48 E 731.48 feet to a point; thence N 13-43-09 W 773.40 feet to a point; thence N 10-00-51 W 416.36 feet to a point; thence N 79-59-09 E 1,483.58 feet to a point; thence N 86-29-20 E 225.93 feet to a point; thence S 48-14-17 E 442.12 feet to a point; thence S 50-07-20 W 462.92 feet to an iron found; thence S 51-20-12 E 189.40 feet to an iron set; thence S 74-20-12 E 280.50 feet to an iron set; thence N 88-54-48 E 363.00 feet to an iron set; thence N 81-39-48 E 586.55 feet to an iron set; thence S 81-52-40 E 135.24 feet to an iron set; thence S 81-39-48 W 211.90 to a point; thence S 52-15-53 W 168.61 feet to a point; thence S 78-48-38 W 267.05 feet to a point; thence N 80-17-05 W 880.00 feet to a point; thence N 87-59-24 W 683.07 feet to a point; thence S 34-03-00 W 260.89 feet to a point; thence S 68-19-12 W 321.68 feet to a point; thence S 15-12-20 E 260.24 feet to a point; thence S 21-26-00 E 80.50 feet to a point; thence S 04-58-49 E 83.80 feet to a point; thence S 31-26-02 W 224.42 feet to a point; thence S 12-03-04 W 129.79 feet to a point; thence S 15-27-27 E 130.40 feet to the POINT AND PLACE OF BEGINNING, containing 44.537 acres, more or less, as shown on survey entitled "GOLF COURSE BOUNDARY SURVEY," prepared by Sam F. Williams, North Carolina Registered Land Surveyor (No. L-1768) Yarbrough - Williams & Associates, Inc., dated October 22, 1998, reference to said survey being made in aid of this description.

#### TRACT "Z"

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83), thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence N 89-09-07 W 5,332.98 feet to an iron found having North Carolina Grid Coordinates of N = 608,131.590 and E = 1,471,700.907 (NAD 83); thence S 87-47-13 E 445.64 feet to an iron found; thence S 01-05-10 W 1,240.95 feet to an iron found; thence S 07-36-08 W 174.93 feet to an iron found; thence N 82-02-18 W 425.03 feet to a point, thence N 82-02-18 W 708.87 feet to a point; thence N 82-02-18 W 705.69 feet to a point marking the POINT AND PLACE OF BEGINNING; thence S 82-02-18 W 401.72 feet to a point; thence N 17-14-56 E 64.83 feet to a point having North Carolina Grid Coordinates of N = 607,072.779 and E = 1,469,899.341 (NAD 83); thence S 72-45-04 E 396.45 feet to the POINT AND PLACE OF BEGINNING, containing 0.295 acres, more or less, as shown on survey entitled "GOLF COURSE BOUNDARY SURVEY," prepared by Sam F. Williams, North Carolina Registered Land Surveyor (No. L-1768) Yarbrough - Williams & Associates, Inc., dated October 22, 1998, reference to said survey being made in aid of this description.

#### TRACT "AA"

To find the point and place of beginning, commence at Geodetic Monument 018 FFH having NC Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence N 19-06-47 E 1,641.29 feet to G.P.S. Monument Set having NC Grid Coordinates of N = 609,603.257 and E - 1,477,569.829 (NAD 83); thence N 05-28-45 E 607.26 feet to an iron set; thence N 34-38-42 W 255.27 feet to an iron set; thence N 81-52-41 W 135.24 feet to an iron set marking THE POINT AND PLACE OF BEGINNING; thence S 81-39-48 W 586.55 feet to an iron set; thence S 88-54-48 W 363.00 feet to an iron set; thence N 74-20-12 W 280.50 feet to an iron set; thence N 51-20-12 W 189.40 feet to an iron found; thence N 50-07-20 E 357.12 feet to an iron set; thence S 44-29-56 E 245.58 feet to an iron set; thence S 80-19-47 E 928.27 feet to THE POINT AND PLACE OF BEGINNING, containing 5.456 acres, more or less, as shown on survey entitled: "A PORTION OF DWAYNE N. HENSLEY PROPERTY, A PORTION OF J. WOODLEY WALLACE PROPERTY, MECKLENBURG CO., AND CABARRUS COUNTY FOR BRYAN PROPERTIES, INC., "drawn by Sam F. Williams, North Carolina Registered Land Surveyor (Registration Number L-1768),

of Yarbrough - Williams & Associates, Inc., dated September 3, 1998, reference to said survey being made in aid of this description.

ALL OF THE FOREGOING TOGETHER WITH those certain rights, restrictions and easements benefitting the foregoing tracts pursuant to that certain Declaration of Restrictions, Covenants and Easements made by MVC, LLC, encumbering certain property identified therein as the Residential Development, and recorded in Mecklenburg and Cabarrus County of even date herewith.

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#### EXHIBIT C LEGAL DESCRIPTION

Lying and being in Township #3, Cabarrus County, and Mallard Creek Township, Mecklenburg County, North Carolina, and more particularly described as follows:

To find the point and place of beginning; commence at G.P.S. Monument have North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83); thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH have North Carolina Grid Coordinates of N 608,052.681 and E = 1,477,032.499 (NAD 83); thence S 27-31-37 W 499.65 feet to an iron found having North Carolina Grid Coordinates of N = 607,609.664 and E = 1,476,801.612, said iron marking the southern corner of the property conveyed to Keith P. Crig by instrument recorded in Deed Book 557, Page 290, Cabarrus County Public Registry; said iron marking THE POINT AND PLACE OF BEGINNING; thence S 04-43-34 W 139.93 feet to an iron found; thence S 20-28-38 W 374.12 feet to a point lying on the centerline of Allen Harris Road (State Road 1449) thence with the centerline of Allen Harris Road the following four (4) courses and distances: (1) with the arc of a circular curve to the right having a radius of 1,598.95 feet for an arc distance of 124.81 feet (said curve being subtended by a chord bearing S 35-36-18 W 124.78 feet) to a point; (2) S 37-50-29 W 34.27 feet to a point (3) with the arc of a circular curve to the right having a radius of 2,215.89 feet for an arc distance of 398.92 feet (said curve being subtended by a chord bearing S 42-59-55 W 398.38 feet) to a point; and (4) S 48-09-22 W 112.81 feet to a point; thence with the line of the property conveyed to Lewis J. Hilton, Jr. by deed recorded in Deed Book 459 at Page 674. Cabarrus County Registry, (now or formerly) N 62 44 38 W 667.51 feet to an iron set, thence with the line of the Lewis J. Hilton, Jr. (now or formerly) S 546-30-22 W 475.15 to iron set marking a corner of the property conveyed to Bobby Ray Hilton by deed recorded in Deed Book 459, Page 673, Cabarrus County Registry, and thence with the line of Bobby Ray Hilton (now or formerly) S 46-30-22 W 514.75 feet to an iron found marking to a point marking the northeastern boundary of Tract II of the property conveyed to John Woodley Wallace, Sr., by instrument recorded in Deed Book 3737, Page 816, Mecklenburg County Public Registry; thence with the northeastern boundary of the John Woodley Wallace, Sr., Tract II property (now or formerly) the northeastern boundary of the property conveyed to John Woodley Wallace, Sr., and wife, Betty Belk Wallace by instrument recorded in Deed Book 3737, Page 816; and the northeastern boundary of Tract I of the property conveyed to John Woodley Wallace, Sr., by instrument recorded in Deed Book 3737, Page 816, Mecklenburg County Public Registry N 58-07-25 W 1,786.60 feet to an iron found lying on the eastern boundary of the property conveyed to John Woodley Wallace, Sr., by instrument recorded in Deed Book 4219, Page 858, Mecklenburg County Public Registry; thence N 16-53-26 E 127.62 feet to an iron found marking the southeastern corner of the property conveyed to J. W. Brown & Thomas G. Brown by instrument recorded in Deed Book 1239, Page 42, Mecklenburg County Public Registry; thence with the eastern boundary of the J. W. Brown & Thomas G. Brown property (now or formerly) N 18-51-38 E 768.36 feet to an iron found marking the southeasternmost corner of the property conveyed to Walter W. Ewart & George W. Ewart by instrument recorded in Deed Book 2006, Page 272, Mecklenburg County Public Registry; thence with the southeastern boundary of the Walter W. Ewart & George W. Ewart property (now or formerly) N 13-45-20 E 187.04 feet to an iron found marking the southernmost corner of the property conveyed to Louise E. Shinn by instrument recorded in Deed Book 1635, Page 467, Mecklenburg County Public Registry; thence with the southeastern boundary of the Louise E. Shinn property (now or formerly) N 07-08-43 E 40.26 feet to an iron found lying on the southern boundary of the property conveyed to J. Woodley Wallace & wife, Betty Belk Wallace by instrument recorded in Deed Book 4607, Page 171, Mecklenburg County Public Registry; thence with the southern boundary of the J. Woodley Wallace & wife, Betty Belk Wallace property (now or formerly) the following four (4) courses and distances:

(1) S 85-28-28 E 601.17 feet to an iron found; (2) N 56-38-24 E 820.96 feet to an iron found; (3) S 45-24-16 E 296.70 feet to an iron found; and (4) N 74-10-55 E 560.77 feet to an iron found marking the westernmost corner of the proprety conveyed to Joseph O. Bracey by instrument recorded in Deed Book 842, Page 57, Cabarrus County Public Registry; thence with the southwestern boundary of the Joseph O. Bracey property (now or formerly) and the southwestern boundary of the property conveyed to Joseph O. Bracev by instrument recorded in Deed Book 842, Page 60, Cabarrus County Public Registry S 44-15-14 E 601.85 feet to an iron found marking the westernmost corner of the property conveyed to Joseph O. Bracey by instrument recorded in Deed Book 1533, Page 319, Cabarrus County Public Registry; thence with the southwestern boundary of the Joseph O. Bracey property (now or formerly) S 44-17-32 E 379.95 feet to an iron found marking the westernmost corner of the property conveyed to Kenneth P. Crig by instrument recorded in Deed Book 557, Page 290, Cabarrus County Public Registry; thence with the southwestern boundary of the Kenneth P. Crig property (now or formerly) S 44-17-40 E 257.61 feet to THE POINT AND PLACE OF BEGINNING, containing 107.024 acres, more or less, as shown on survey entitled "LEWIS J. HILTON PROPERTY," prepared by Sam F. Williams, North Carolina Registered Land Survey (Registration Number L-1768), of Yarbrough - Williams & Associates, Inc., dated October 7, 1998, reference to said survey being made in aid of this description.

# LESS AND EXCEPT THE FOLLOWING TWO (2) TRACTS

#### Tract 1

To find the point and place of beginning; commence at G.P.S. Monument have North Carolina Grid Coordinates of N = 609,603,257 and E = 1,477,569,829 (NAD 83); thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH have North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence S 27-31-37 W 499.56 feet to an iron found having North Carolina Grid Coordinates of N = 607,609.664 and E = 1,476,801.612, said iron marking the southern corner of the property conveyed to Keith P. Crig by instrument recorded in Deed Book 557, Page 290, Cabarrus County Public Registry; thence S 04-43-34 W 139.93 feet to an iron found with the right-of-way of Allen Harris Road (State Road 1449); thence S 20-28-38 W 374.12 feet to a point in the centerline of Allen Harris Road; thence with the centerline of Allen Harris Road the following four (4) courses and distances: (1) with the arc of a circular curve to the right having a radius of 1,598.95 feet for an arc distance of 124.81 feet (said curve being subtended by a chord bearing S 35-36-18 W 124.78 feet) to a point; (2) S 37-50-29 W 34.27 feet to a point; (3) with the arc of a circular curve to the right having a radius of 2,215.89 feet for an arc distance of 398.92 feet (said curve being subtended by a chord bearing S 42-59-55 W 398.38) feet to a point; and (4) S 48-09-22 W 112.81 feet to a point marking THE POINT AND PLACE OF BEGINNING; thence continuing with the centerline of Allen Harris Road the following three (3) courses and distances: (1) S 48-09-22 W 536.46 feet to a point; (2) S 48-09-22 W 214.30 feet to a point; and (3) with the arc of a circular curve to the right having a radius of 3,031.56 for an arc distance of 320.92 feet (said curve being subtended by a chord bearing S 51-11-19 W 320.78 feet) to a point marking the easternmost corner of Tract II of the property conveyed to John Woodley Wallace, Sr., by instrument recorded in Deed Book 3737, Page 816, Mecklenburg County Public Registry; thence with the northeastern boundary of the John Woodley Wallace, Sr., Tract II property (now or formerly) N 56-59-38 W 598.94 feet to an iron found (passing an iron found at 22.90 feet); thence N 46-30-22 E 129.98 feet to a point; thence N 16-35-05 W 356.73 feet to a point; thence with the arc of a circular curve to the left having a radius of 175.05 feet for an arc distance of 189.16 feet (said curve being subtended by a chord bearing N 47-32-33 W 180.09 feet) to a point; thence N 78-30-00 W 809.70 feet to a point; thence with the arc of a circular curve to the left having a radius of 20.00 feet for an arc distance of 31.42 feet (said curve being subtended by a chord bearing \$ 56-30-

00 W 28.28 feet) to a point; thence S 11-30-00 W 93.45 feet to a point lying on the northeastern boundary of Tract Lof the property conveyed to John Woodley Wallace, Sr., by instrument recorded in Deed Book 3737, Page 816, Mecklenburg County Public Registry; thence with the northeastern boundary of the John Woodley Wallace, Sr., Tract I property (now or formerly) N 58-07-25 W 202.68 feet to an iron set on the eastern boundary of the property conveyed to John Woodley Wallace, Sr., by instrument recorded in Deed Book 4219, Page 858, Mecklenburg County Public Registry; thence with the eastern boundary of the John Woodley Wallace, Sr., property (now or formerly) N 16-53-26 E 127.62 feet to an iron found marking the southeastern corner of the property conveyed to J. W. Brown and Thomas G. Brown by instrument recorded in Deed Book 1239, Page 42, Mecklenburg County Public Registry; thence with the eastern boundary of the J. W. Brown and Thomas G. Brown property (now or formerly) N 18-51-38 E 768.36 feet to a iron found marking the southeasternmost corner of the property conveyed to Walter W. Ewart and George W. Ewart by instrument recorded in Deed Book 2006, Page 272, Mecklenburg County Public Registry; thence with the southeastern boundary of the Walter W. Ewart and George W. Ewart property (now or formerly) N 13-45-20 E 187.04 feet to an iron found marking the southernmost corner of the property conveyed to Louise E. Shinn by instrument recorded in Deed Book 1635, Page 467, Mecklenburg County Public Registry; thence with the eastern boundary of the Louise E. Shinn property (now or formerly) N 07-08-43 E 40.26 feet to an iron found marking the southwestern corner of the property conveyed to J. Woodley Wallace and wife Betty Belk Wallace by instrument recorded in Deed Book 4607, Page 171, Mecklenburg County Public Registry; thence with the southern and southeastern boundaries of the J. Woodley Wallace and wife Betty Belk Wallace property (now or formerly) the following two (2) courses and distances: (1) S 85-28-28 E 573.32 feet to an iron found; and (2) N 56-38-24 E 92.78 feet to a point; thence S 04-12-13 W 168.90 feet to a point; thence S 16-32-49 E 200.00 feet to a point; thence S 46-59-06 E 112.75 feet to a point; thence S 02-47-25 W 183.09 feet to a point; thence S 49-20-18 W 80.43 feet to a point; thence S 65-03-53 W 67.00 feet to a point; thence N 78-30-00 W 89.81 feet to a point; thence N 73-03-35 W 105.48 feet to a point; thence S 78-30-00 W 105.00 feet to a point; thence S 11-30-00 W 150.00 feet to a point; thence N 78-30-00 W 200.00 feet to a point; thence with the arc of a circular curve to the right having a radius of 20.00 for an arc distance of 31.42 feet (said curve being subtended by a chord bearing N 33-30-00 W 28.28 feet) to a point; thence S 11-30-00 W 410.00 feet to a point; thence with the arc of a circular curve to the left having a radius of 20.00 feet for an arc distance of 31.42 feet (said curve being subtended by a chord bearing S 33-30-00 E 28.28 feet) to a point; thence S 78-30-00 E 809.70 feet to a point; thence with the arc of a circular curve to the right having a radius of 225.05 feet for an arc distance of 20.32 feet (said curve being subtended by a chord bearing S 75-54-47 E 20.32 feet) to a point; thence with the arc of a circular curve to the left having a adius of 225.05 feet for an arc distance of 222.87 feet (said curve being subtended by a chord bearing S 44-57-19 E 213.87 feet) to a point; thence S 16-35-05 E 331.35 feet to a point; thence N 46-30-22 E 328.86 feet to an iron set; thence N 26-28-41 W 388.77 feet to a point; thence S 73-25-30 W 321.49 feet to a point; thence N 11-30-00 E 136.93 feet to a point; thence N 78-30-00 W 525.00 feet to a point; thence N 11-30-00 E 30.00 feet to a point; thence N 78-30-00 W 105.00 feet to a point; thence N 11-30-00 E 180.00 feet to a point; thence S 78-30-00 E 264.59 feet to a point; thence with the arc of a circular curve to the left having a radius of 275.00 feet for an arc distance • of 216.08 feet (said curve being subtended by a chord bearing N 78-50-25 E 210.56 feet) to a point; thence N 56-28-50 E 153.93 feet to a point; thence with the arc of a circular curve to the right having a radius of 448.47 feet for an arc distance of 26.80 feet (said curve being subtended by a chord bearing N 58-11-33 E 26.80 feet) to a point; thence S 30-05-44 E 140.53 feet to a point; thence N 77-32-19 E 430.00 feet to a point; thence N 77-32-19 E 1075.16 feet to a point; thence S 50-18-54 E 356.62 feet to a point; thence S 73-27-42 W 497.16 feet to a point; thence S 73-27-59 W 392.38 feet to a point; thence S 62-44-38 E 909.69 feet (passing an iron set at 242.18 feet) to THE POINT AND PLACE OF BEGINNING; containing 49.353 acres, more or less, as shown as Phase 1 and

Phase 2 on survey entitled "LEWIS J. HILTON PROPERTY," prepared by Sam F. Williams, North Carolina Registered Land Survey (Registration Number L-1768), of Yarbrough - Williams & Associates, Inc., dated October 7, 1998, reference to said survey being made in aid of this description.

#### Tract 2

To find the point and place of beginning; commence at G.P.S. Monument have North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83); thence S 19-06-47 W 1,641.29 feet to Geodetic Monument 018 FFH have North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence S 27-31-37 W 499.56 feet to an iron found having North Carolina Grid Coordinates of N = 607,609.664 and E = 1,476,801.612, said iron marking the southern corner of the property conveyed to Keith P. Crig by instrument recorded in Deed Book 557, Page 290, Cabarrus County Public Registry, said iron marking THE POINT AN DPLACE OF BEGINNING; S 44-17-40 E 257.61 feet to a point; thence S 04-43-34 W 139.93 feet to an iron found; thence S 20-28-38 W 18.99 feet to a point lying on the northern margin of the two hundred foot (200') wide Duke Power Company right-of-way; thence with the northern margin of the Duke Power Company right-of-way S 73-20-50 W 131.91 feet to a point; thence N 50-18-54 W 1,293.41 feet to a point; thence N 79-29-04 W 118.15 feet to a point; thence N 45-09-26 W 80.61 feet to a point; thence N 17-27-22 W 49.30 feet to a point; thence N 74-10-55 E 560.77 feet to to an iron found marking the westernmost corner of the proprety conveyed to Joseph O. Bracey by instrument recorded in Deed Book 842, Page 57, Cabarrus County Public Registry; thence with the southwestern boundary of the Joseph O. Bracey property (now or formerly) and the southwestern boundary of the property conveyed to Joseph O. Bracey by instrument recorded in Deed Book 842, Page 60, Cabarrus County Public Registry S 44-15-14 E 601.85 feet to an iron found marking the westernmost corner of the property conveyed to Joseph O. Bracey by instrument recorded in Deed Book 1533, Page 319, Cabarrus County Public Registry; thence with the southwestern boundary of the Joseph O. Bracey property (now or formerly) S 44-17-32 E 379.95 feet to an iron found marking the westernmost corner of the property conveyed to Kenneth P. Crig by instrument recorded in Deed Book 557, Page 290, Cabarrus County Public Registry; thence with the southwestern boundary of the Kenneth P. Crig property (now or formerly) S 44-17-40 E 257.61 feet to THE POINT AND PLACE OF BEGINNING, containing 10.261 acres, more or less, more or less, as shown as Phase 3A on survey entitled "LEWIS J. HILTON PROPERTY," prepared by Sam F. Williams, North Carolina Registered Land Survey (Registration Number L-1768), of Yarbrough - Williams & Associates, Inc., dated October 7, 1998, reference to said survey being made in aid of this description.

# EXHIBIT C (continued) LEGAL DESCRIPTION

Lying and being in Huntersville Township, Mecklenburg County, North Carolina, and more particularly described as follows:

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603,257 and E = 1,477,569.829 (NAD 83), thence S 19-06-47 E 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499; thence S 73-40-20 W 4,914.03 feet to an iron having North Carolina Grid Coordinates of N = 606,671.391 and E = 1,472,317.365, marking THE POINT AND PLACE OF BEGINNING, said iron lying on the western boundary of the property conveyed to J. Woodley Wallace, Sr., by instrument recorded in Deed Book 4219, Page 858, Mecklenburg County Public Registry; thence with the western boundary of the J. Woodley Wallace, Sr., property (now or formerly) the following four (4) courses and distances: (1) S 02-02-09 W 198.87 feet to an iron found; (2) S 45-20-53 W 746.29 feet to an iron set; (3) S 50-32-25 W 128.66 feet to an iron found: and (4) S 46-06-37 W 1,032.60 feet to an iron found marking the westernmost corner of the J. Woodley Wallace, Sr., property (now or formerly), the northernmost corner of the property conveyed to Clarence Honeycutt and Catherine M. Honeycutt by instrument recorded in Deed Book 1213, Page 601, Mecklenburg County Public Registry, and the easternmost corner of the property conveyed by to Roland J. Robinson and Wayne F. Robinson by instrument recorded in Deed Book 5159, Page 915, Mecklenburg County Public Registry; thence with the northern and western boundary of the Roland J. Robinson and Wayne F. Robinson property (now or formerly) the following two (2) courses and distances: (1) N 74-35-41 W 1,199.55 feet to an iron set; and (2) S 41-27-28 W 1,262.61 feet to an iron found; thence N 11-34-43 E 544.50 feet to an iron set; thence N 26-04-43 E 528.00 feet to an iron set; thence N 19-31-52 E 1,110.34 feet to an iron found; thence N 17-14-25 E 466.80 feet to an iron found (passing an iron found at 248.01 feet); thence S 82-02-18 E 2,327.44 feet to an iron found; thence S 82-23-43 E 219.84 feet to THE POINT AND PLACE OF BEGINNING; containing 88.766 acres, more or less, as shown on survey entitled "SILAS W. DAVIS PROPERTY," prepared by Yarbrough - Williams & Associates, Inc., dated September 21, 1998, reference to said survey being made in aid of this description.

# LESS AND EXCEPT THE FOLLOWING TWO (2) TRACTS (TRACTS "H" AND "I")

#### TRACT "H"

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83), thence S 19-06-47 E 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence S 71-30-01 W 4,980.26 feet to an iron found having North Carolina Grid Coordinates of N = 606,472.676 and E = 1,472,310.301 (NAD 83); thence N 02-02-09 E 198.87 feet to an iron found; thence N 82-23-43 W 219.84 feet to an iron found; thence N 82-02-18 W 425.03 feet to a point marking the POINT AND PLACE OF BEGINNING; thence S 03-59-11 E 53.19 feet to a point; thence S 83-29-19 E 150.00 feet to a point; thence S 06-30-41 W 41.16 feet to a point; thence with the arc of a circular curve to the right having a radius of 225.24 feet for an arc distance of 102.53 feet (said curve being subtended by a chord bearing S 19-33-08 W 101.65 feet) to a point; thence S 32-35-36 W 81.93 feet to a point; thence S 85-34-05 W 248.63 feet to a point; thence S 76-09-03 W 402.36 feet to a point; thence N 79-29-47 W 502.36 feet to a point; thence N 62-06-35 W 868.25 feet to a point; thence N 10-04-46 E 57.94 feet to a point; thence with the arc of a circular curve to the right having a radius of 773.12 feet for

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an arc distance of 90.65 feet (said curve being subtended by a chord bearing N 13-26-18 E 90.59 feet) to a point; thence S 82-02-18 E 401.71 feet to a point; thence S 72-45-04 E 516.61 feet to a point; thence S 79-29-47 E 207.05 feet to a point; thence N 01-11-53 E 93.20 feet to a point; thence S 82-02-18 E 708.89 feet to the POINT AND PLACE OF BEGINNING, containing 14.931 acres, more or less.

#### TRACT "I"

To find the point and place of beginning, commence at a G.P.S. Monument having North Carolina Grid Coordinates of N = 609,603.257 and E = 1,477,569.829 (NAD 83), thence S 19-06-47 E 1,641.29 feet to Geodetic Monument 018 FFH having North Carolina Grid Coordinates of N = 608,052.681 and E = 1,477,032.499 (NAD 83); thence S 71-30-01 W 4,980.26 feet to an iron found having North Carolina Grid Coordinates of N = 606,472.676 and E = 1,472,310.301 (NAD 83) marking the POINT AND PLACE OF BEGINNING; thence S 45-20-53 W 513.68 feet to a point; thence S 73-27-50 W 189.94 feet to a point; thence with the arc of a circular curve to the right having a radius of 294.21 feet for an arc distance of 290.48 feet (said curve being subtended by a chord bearing N 08-29-47 W 278.83 feet) to a point; thence N 87-54-45 E 173.51 feet to a point; thence N 32-35-36 E 60.40 feet to a point; thence N 57-24-24 W 151.05 feet to a point; thence N 31-57-13 E 97.23 feet to a point; thence S 82-58-17 E 315.81 feet to a point; thence N 67-01-05 E 162.21 feet to a point; thence S 02-02-09 W 107.75 feet to the POINT AND PLACE OF BEGINNING, containing 3.811 acres, more or less.

Both tracts as shown on survey entitled "Golf Course Boundary Map," prepared by Yarbrough - Williams & Associates, Inc., dated October 5, 1998, reference to said survey being made in aid of this description.



# JUDITH A. GIBSON REGISTER OF DEEDS, MECKLENBURG COUNTY COUNTY & COURTS OFFICE BUILDING 720 EAST FOURTH STREET CHARLOTTE NC 28202

Filed For Registration: 0

06/08/1999 01:50 PM

Book:

RE 10530 Page: 272-300

**Document No.:** 

1999101747

**RESTR 29 PGS \$62.00** 

Recorder:

**DOROTHY MCCLELLAND** 

State of North Carolina, County of Mecklenburg

The foregoing certificate of LYN M. TAYLOR Notary is certified to be correct. This 8TH of June 1999

JUDITH A. GIBSON, REGISTER OF DEEDS BY: Warth

**Deputy/Assistant Register of Deeds** 

1999101747