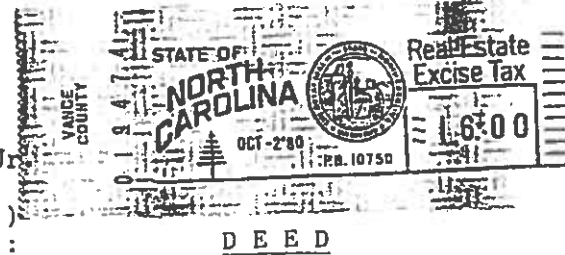


Prepared By: A. A. Zollicoffer, Jr.

STATE OF NORTH CAROLINA

COUNTY OF VANCE



DEED

THIS DEED made and entered into this the 10th day of September, 1980 by and between JOEL T. CHEATHAM and BELLE D. CHEATHAM, Parties of the First Part, and MICHAEL G. HARPER and LYNN H. HARPER, Parties of the Second Part;

WITNESSETH:

That the said Parties of the First Part, for and in consideration of the sum of Ten Dollars (\$10.00) and othe valuable considerations to them paid by the Parties of the Second Part, the receipt of which is hereby acknowledged, have bargained and sold, and by these presents do bargain, sell and convey to the said Parties of the Second Part, their heirs and assigns, the following described property in Vance County, North Carolina:

BEGIN at an existing iron pin on the western edge of Bellwood Drive, northern corner of Lewis J. Amos; run thence along Amos' line South 54° 45' 12" West 180.59 feet to an existing iron pin; thence North 40° 0' 56" West 204.14 feet to an existing iron pin in a creek; thence North 52° 23' 13" West 28.78 feet to an existing iron pin; North 41° 02' 49" West 76.97 feet to an existing iron pin; thence North 3° 23' 34" West 12.46 feet to an existing iron pin on the Southern edge of Brookrun Road; thence following the Southern edge of Brookrun Road North 79° 06' 35" East 96.67 feet to a new iron pin; North 58° 03' 41" East 99.28 feet to a new iron pin; thence South 64° 48' 8" East 39.77 feet to a new iron pin on the Western edge of Bellwood Drive; thence along the Western edge of Bellwood Drive South 35° 12' 40" East 238.25 feet to the place of beginning. Said lot being more specifically described on plat of property of Joel T. Cheatham and Belle D. Cheatham to be conveyed to Michael G. Harper and Lynn H. Harper, made by Wallace G. Cawthorne September 7, 1979, said plat being recorded in Book I, Page 1000.

Said property is conveyed subject to easement acquired by the City of Henderson of record in Docket #14051 in the Office of the Clerk of Superior Court of Vance County.

This property is conveyed subject to the restrictive covenants recorded in Book 322 at Page 354, Vance County Registry.

Deed

Page 2

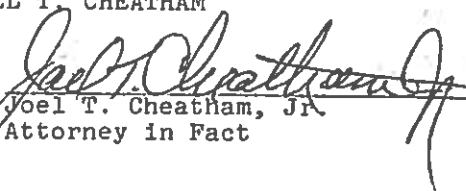
Further, the Parties of the Second Part waive and release any right they may have to require the opening, construction, or maintenance of any road or drive shown on the plat of Bellwood Acres recorded in Map Book I at Page 40, except those roads which are now open and presently a part of the street system of the City of Henderson.

TO HAVE AND TO HOLD the aforesaid parcel of land and all privileges and appurtenances thereto belonging to the said Parties of the Second Part, their heirs and assigns in fee simple forever.

And the said Parties of the First Part covenant with the Parties of the Second Part, their heirs and assigns, that they are seized of said premises in fee and have the right to convey the same in fee simple; that the same are free and clear of all encumbrances except easements and rights of way of record; and that they will warrant and defend the said title to the same against the claims of all persons whomsoever.

IN TESTIMONY WHEREOF, the said Parties of the First Part have hereunto set their hands and seals this the day and year first above written.

JOEL T. CHEATHAM

BY:  (SEAL)Joel T. Cheatham, Jr.
Attorney in FactBY:  (SEAL)Margaret C. Williams
Attorney in Fact

STATE OF NORTH CAROLINA
COUNTY OF VANCE

D E E D

THIS DEED, made and entered into this the 23rd day of April, 1981 by and between THE CITY OF HENDERSON (a municipal corporation located in Vance County, North Carolina), Party of the First Part, and MICHAEL G. HARPER and wife, LYNN H. HARPER, Parties of the Second Part;

W I T N E S S E T H :

WHEREAS, the City of Henderson passed a Resolution on February 23, 1981 declaring certain properties, including the property hereafter sold, as surplus properties and authorizing the same to be advertised for sale by sealed bids pursuant to G. S. §160A-268; and

WHEREAS, the City Clerk duly advertised for sealed bids relative to said properties pursuant to said Statute by publishing a notice in the Henderson Daily Dispatch (published in Vance County, North Carolina) on the 27th day of February, 1981, identifying the properties to be sold, setting forth the times and place where sealed bids would be received by the City Clerk, setting forth the bid deposit requirements, and further setting forth that said sealed bids would be publicly opened and read in the County Commissioners' Meeting Room in the Vance County Courthouse on Young Street in Henderson, North Carolina at 12:00 o'clock Noon on April 3, 1981; and

WHEREAS, at 12:00 o'clock Noon on April 3, 1981 in said County Commissioners' Meeting Room, all sealed bids were publicly opened relative to all properties to be sold, at which time the bid of the Parties of the Second Part in the amount of \$ 1,550.00 was the highest bid received relative to the property hereinafter

Deed

Page 2

described; and

WHEREAS, a proper bid deposit was made with the City of Henderson by the Parties of the Second Part relative to the property hereinafter described; and

WHEREAS, said bids were duly reported to the City Council of the City of Henderson at its meeting held on April 13, 1981 at which time the bid of the Parties of the Second Part for the property hereinafter described was duly confirmed and this sale approved by the City Council; and

WHEREAS, said purchase price has been duly paid in full by the Parties of the Second Part to the City of Henderson.

NOW, THEREFORE, the City of Henderson, for and in consideration of the sum of \$ 1,550.00 the receipt of which is hereby acknowledged, has bargained and sold and by these presents does bargain, sell and convey unto the Parties of the Second Part, their heirs and assigns, all of the right, title and interest of the City of Henderson in and to the tract of land described in Exhibit "A" attached hereto and incorporated herein by reference.

EXHIBIT "A"

Begin at an iron pin corner of Joel Cheatham, National Realty Company, and Walter Parker, Jr.; run thence South $42-1/2^\circ$ East along the line of Joel Cheatham 76 feet to an iron pin in branch; thence along the branch South $17-1/2^\circ$ West 100 feet to an iron pin; thence South $58-1/2^\circ$ West 18-1/2 feet to an iron pin 20 feet from the center of branch; thence North 37° West 175 feet along the line for Walter W. Parker, Jr., to an iron pin, Walter W. Parker, Jr.'s new corner in National Realty Company's line; thence along National Realty Company's line North 78° East 102 feet to an iron pin, place of beginning, the same containing 29/100 of an acre, more or less, as per survey of W. H. Boyd, Engineer. The above parcel of land is part of that tract of land acquired by W. W. Parker, Jr. from T. P. Gholson, et al, recorded in Book 243 at Page 580. The above parcel is described in Deed from Walter W. Parker, Jr. and wife to the City of Henderson dated May 29, 1951 and recorded in Book 288 Page 26 Vance County Registry.

The City of Henderson reserves a perpetual right of way for general utility purposes (and ingress and egress) extending 25 feet on either side of the presently existing sewer lines which cross said property, said easement being for maintenance, repair, replacing or adding public utility facilities.

- * The above property is subject to easements and matters of record.