

WAKE COUNTY, NC 933
LAURA M RIDDICK
REGISTER OF DEEDS
PRESENTED & RECORDED ON
11/05/2007 AT 09:15:07

BOOK:012823 PAGE:00439 - 00446

Drawn by or under the direction of
Smith, Anderson, Blount, Dorsett,
Mitchell & Jernigan, L.L.P. (MDR)
Return to: Grantee Smith Anderson Box 181
(NO TITLE OPINION)

NORTH CAROLINA

WAKE COUNTY

AMENDMENT TO EASEMENT
(Woodcreek Land & HSRP)

THIS AMENDMENT TO EASEMENT ("Amendment") made this 30th day of October, 2007, by and between **WOODCREEK LAND, LLC**, a Georgia limited liability company ("Woodcreek") and **HOLLY SPRINGS RESIDENTIAL PROPERTIES, LLC**, a North Carolina limited liability company ("HSRP") (Woodcreek and HSRP are collectively hereinafter referred to as "GRANTOR"), and **CAROLINA POWER & LIGHT COMPANY**, a North Carolina public service corporation d/b/a **PROGRESS ENERGY CAROLINAS, INC.** ("GRANTEE");

WITNESSETH:

WHEREAS, GRANTOR previously granted an easement to GRANTEE which is recorded in Book 12570, Page 462, Wake County Registry (the "Easement"); and

WHEREAS, the parties hereto desire to amend the Easement to correct the location of the easement area on Grantor's property.

NOW, THEREFORE, for and in consideration of the mutual promises contained herein and other good and valuable consideration, the receipt and legal sufficiency of which are hereby acknowledged, the parties hereby amend and restate the Easement by substituting the legal description set forth on Exhibit A attached to this Amendment for the legal description originally attached to the Easement.

BK012823PG00440

TO HAVE AND TO HOLD said rights and easement area unto GRANTEE, its successors and assigns forever, upon the terms and conditions set forth in the Easement, as amended by the Amendment. This Amendment shall run with GRANTOR's property and does not supersede, modify, impair, or otherwise affect the Easement or GRANTEE's easements, rights, and privileges, thereunder, except as specifically set forth herein.

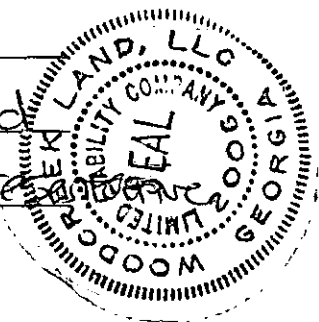
[Signature Pages Follow]

IN WITNESS WHEREOF, this Amendment has been executed by GRANTOR, as of the date first above written.

GRANTOR:

WOODCREEK LAND, LLC,
a Georgia limited liability company

BY: Andrea Lofstrand
NAME: Andrea Lofstrand
TITLE: Authorized Representative



STATE OF GEORGIA :
COUNTY OF FULTON :

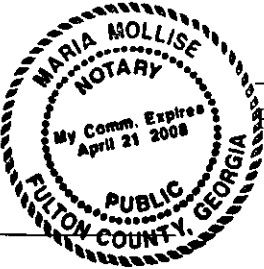
I, MARIA MOLLISE, a Notary Public of FULTON County, State of GEORGIA, certify that ANDREA LOFSTRAND personally appeared before me this day and acknowledged that (s)he is the AUTHORIZED REPRESENTATIVE of WOODCREEK LAND, LLC, a Georgia limited liability company, and that (s)he, as AUTHORIZED REPRESENTATIVE, being authorized to do so, voluntarily executed the foregoing on behalf of the company for the purposes stated therein.

Witness my hand and notarial stamp or seal, this 2ND day of OCTOBER, 2007.

[Signature]
Notary Public

MARIA MOLLISE
Print Name

My commission expires: [Signature]



(Notary Seal)

IN WITNESS WHEREOF, this Amendment has been executed by GRANTOR, as of the date first above written.

GRANTOR:

HOLLY SPRINGS RESIDENTIAL PROPERTIES LLC,
a North Carolina limited liability company

By: *Julian W. Rawl*
Julian W. Rawl, Manager

STATE OF NORTH CAROLINA

COUNTY OF WAKE

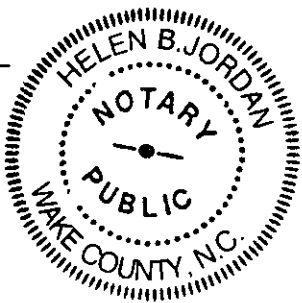
I, *Helen B. Jordan*, a Notary Public of the County and State aforesaid, certify that *Julian W. Rawl, Manager* personally appeared before me this day and acknowledged that he is the Manager of **HOLLY SPRINGS RESIDENTIAL PROPERTIES, LLC**, a North Carolina limited liability company, and that he, as Manager, being authorized to do so, voluntarily executed the foregoing on behalf of the company for the purposes stated therein.

Witness my hand and notarial stamp or seal, this *30* day of *Oct.*, 2007.

Helen B. Jordan
Notary Public

Helen B. Jordan
Print Name

My commission expires: *1/23/09*

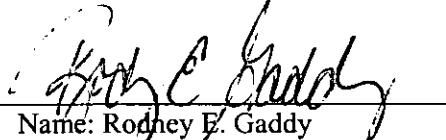


(Notary Seal)

IN WITNESS WHEREOF, this Amendment has been executed by GRANTEE, as of the date first above written.

GRANTEE:

CAROLINA POWER & LIGHT COMPANY,
a North Carolina public service corporation
d/b/a PROGRESS ENERGY CAROLINAS, INC.

By: 
Name: Rodney E. Gaddy
Title: Vice President – Corporate Services

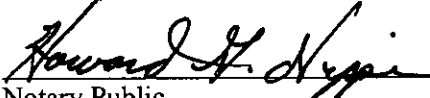
STATE OF NORTH CAROLINA

COUNTY OF WAKE

I, Howard G. Nipper, a Notary Public of Wake County, North Carolina, certify that Rodney E. Gaddy personally appeared before me this day and acknowledged that he is the Vice President – Corporate Services of CAROLINA POWER & LIGHT COMPANY, a North Carolina public service corporation d/b/a PROGRESS ENERGY CAROLINAS, INC., and that he, as Vice President – Corporate Services, being authorized to do so, voluntarily executed the foregoing on behalf of the corporation for the purposes stated therein.

Witness my hand and notarial stamp or seal, this 29 day of October, 2007.

HOWARD G. NIPPER
NOTARY PUBLIC
WAKE COUNTY, N. C.


Notary Public
Howard G. Nipper
Print Name

My commission expires: 12/17/2007 (Notary Seal)

HOWARD G. NIPPER
NOTARY PUBLIC
WAKE COUNTY, N. C.

EXHIBIT A

10' Utility Easement #1 (corrected)

BEGINNING at a concrete monument having NC Grid Coordinates (NAD 83) of Northing=697609.573, Easting=2058873.107, said monument being the northeast corner of the Woodcreek Neighborhood Association, Inc. property having Wake County Parcel (PIN) #0659.02-87-7486; thence North 88° 10' 14" West 179.86 feet to the **TRUE POINT OF BEGINNING**; thence North 88° 10' 14" West 10.00 feet to a point; thence North 01° 49' 46" East 730.61 feet to a point; thence along a curve to the left with a radius of 194.50 feet, a chord bearing of North 24° 45' 47" West, a chord distance of 174.13 feet, and an arc length of 180.54 feet to a point; thence North 51° 21' 20" West 89.46 feet to a point; thence along a curve to the right with a radius of 480.50 feet, a chord bearing of North 42° 22' 39" West, a chord distance of 149.97 feet, and an arc length of 150.58 feet to a point; thence North 33° 23' 58" West 61.65 feet to a point; thence along a curve to the right with a radius of 64.00 feet, a chord bearing of North 11° 36' 02" East, a chord distance of 90.51 feet, and an arc length of 100.53 feet to a point; thence North 56° 36' 02" East 268.73 feet to a point; thence South 03° 05' 51" West 12.44 feet to a point; thence South 56° 36' 02" West 261.33 feet to a point; thence along a curve to the left with a radius of 54.00 feet, a chord bearing of South 11° 36' 02" West, a chord distance of 76.37 feet, and an arc length of 84.82 feet to a point; thence South 33° 23' 58" East 61.65 feet to a point; thence along a curve to the left with a radius of 470.50 feet, a chord bearing of South 42° 22' 39" East, a chord distance of 146.85 feet, and an arc length of 147.45 feet to a point; thence South 51° 21' 20" East 89.46 feet to a point; thence along a curve to the right with a radius of 204.50 feet, a chord bearing of South 24° 45' 47" East, a chord distance of 183.09 feet, and an arc length of 189.83 feet to a point; thence South 01° 49' 46" West 730.61 feet to the **TRUE POINT OF BEGINNING**, containing approximately 15,736 square feet or 0.36 acres, and shown as "10' Utility Easement #1" on the attached drawing by Withers & Ravenel dated 5/17/07 and revised 10/19/07.

10' Utility Easement #2 (corrected)

BEGINNING at a concrete monument having NC Grid Coordinates (NAD 83) of Northing=697609.573, Easting=2058873.107, said monument being the northeast corner of the Woodcreek Neighborhood Association, Inc. property having Wake County Parcel (PIN) #0659.02-87-7486; thence North 88° 10' 14" West 228.86 feet to the **TRUE POINT OF BEGINNING**; thence North 88° 10' 14" West 10.00 feet to a point; thence North 01° 49' 46" East 730.61 feet to a point; thence along a curve to the left with a radius of 145.50 feet, a chord bearing of North 24° 45' 47" West, a chord distance of 130.26 feet, and an arc length of 135.06 feet to a point; thence North 51° 21' 20" West 89.46 feet to a point; thence along a curve to the right with a radius of 529.50 feet, a chord bearing of North 42° 22' 39" West, a chord distance of 165.26 feet, and an arc length of 165.94 feet to a point; thence North 33° 23' 58" West 174.65 feet to a point; thence North 56° 36' 02" East 417.98 feet to a point; thence South 03° 05' 51" West 12.44 feet to a point; thence South 56° 36' 02" West 400.58 feet to a point; thence South 33° 23' 58" East 164.65 feet to a point; thence along a curve to the left with a radius of 519.50 feet, a chord bearing of South 42° 22' 39" East, a chord distance of 162.14 feet, and an arc length of 162.81 feet to a point; thence South 51° 21' 20" East 89.46 feet to a point; thence along a curve to the right with a radius of 155.50 feet, a chord bearing of South 24° 45' 47" East, a chord distance of 139.22 feet, and an arc length of 144.34 feet to a point; thence South 01° 49' 46" West 730.61 feet to the **TRUE POINT OF BEGINNING**, containing approximately 17,031 square feet or 0.39 acres, and shown as "10' Utility Easement #2" on the attached drawing by Withers & Ravenel dated 5/17/07 and revised 10/19/07.

THIS MAP IS NOT A CERTIFIED SURVEY AND HAS NOT BEEN REVIEWED BY A LOCAL GOVERNMENT AGENCY FOR COMPLIANCE WITH ANY APPLICABLE LAND DEVELOPMENT REGULATIONS.

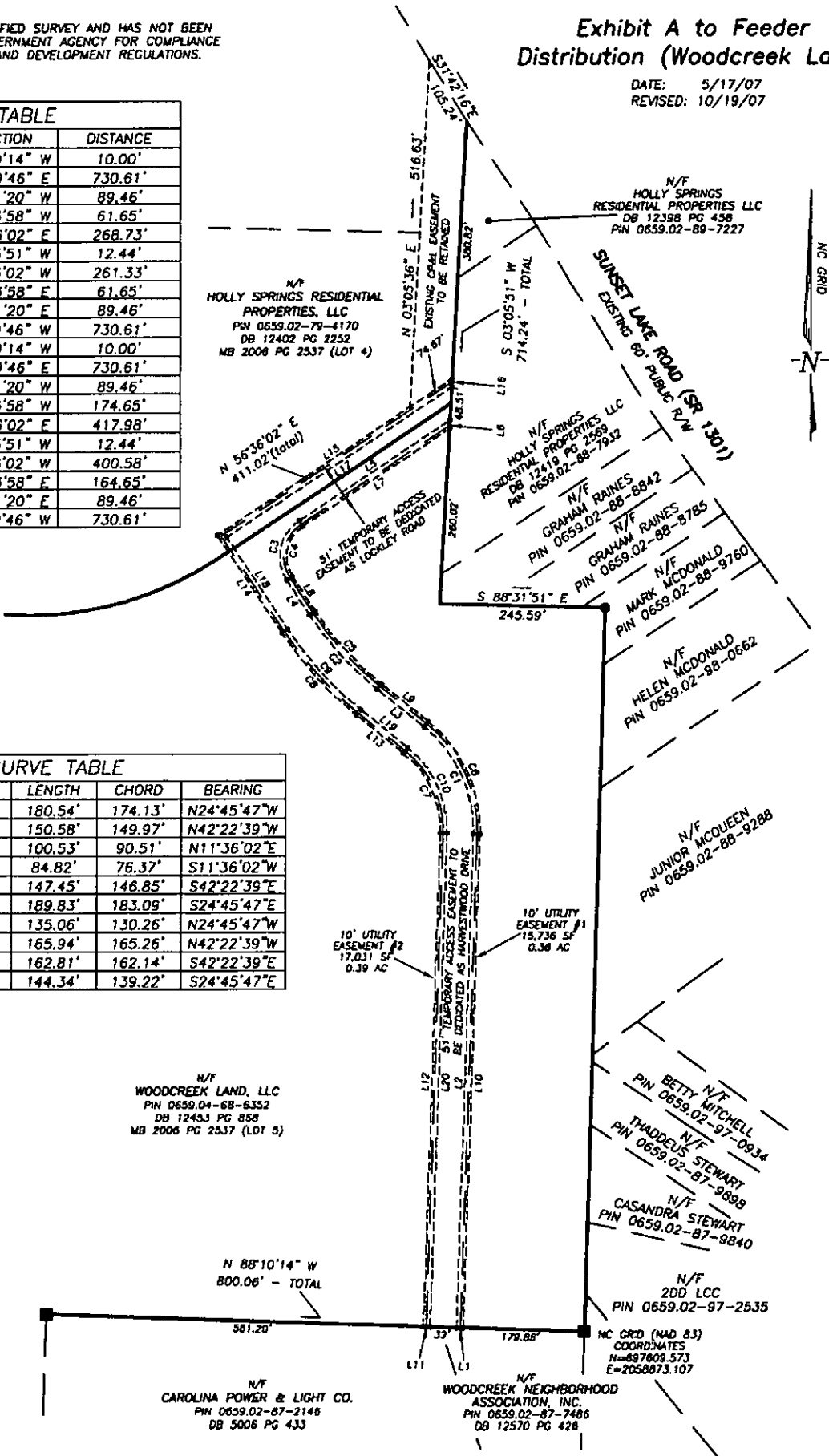
Exhibit A to Feeder Distribution (Woodcreek Land)

DATE: 5/17/07
REVISED: 10/19/07

LINE TABLE		
LINE	DIRECTION	DISTANCE
L1	N 88°10'14" W	10.00'
L2	N 01°49'46" E	730.61'
L3	N 51°21'20" W	89.46'
L4	N 33°23'58" W	61.65'
L5	N 56°36'02" E	268.73'
L6	S 03°05'51" W	12.44'
L7	S 56°36'02" W	261.33'
L8	S 33°23'58" E	61.65'
L9	S 51°21'20" E	89.46'
L10	S 01°49'46" W	730.61'
L11	N 88°10'14" W	10.00'
L12	N 01°49'46" E	730.61'
L13	N 51°21'20" W	89.46'
L14	N 33°23'58" W	174.65'
L15	N 56°36'02" E	417.98'
L16	S 03°05'51" W	12.44'
L17	S 56°36'02" W	400.58'
L18	S 33°23'58" E	164.65'
L19	S 51°21'20" E	89.46'
L20	S 01°49'46" W	730.61'

CURVE TABLE				
CURVE	RADIUS	LENGTH	CHORD	BEARING
C1	194.50'	180.54'	174.13'	N24°45'47"W
C2	480.50'	150.58'	149.97'	N42°22'39"W
C3	64.00'	100.53'	90.51'	N11°36'02"E
C4	54.00'	84.82'	76.37'	S11°36'02"W
C5	470.50'	147.45'	146.85'	S42°22'39"E
C6	204.50'	189.83'	183.09'	S24°45'47"E
C7	145.50'	135.06'	130.26'	N24°45'47"W
C8	529.50'	165.94'	165.26'	N42°22'39"W
C9	519.50'	162.81'	162.14'	S42°22'39"E
C10	155.50'	144.34'	139.22'	S24°45'47"E

This map is not a certified survey and has not been reviewed by a local government agency for compliance with any applicable land development regulations.



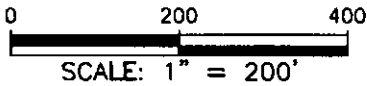
NOTES:

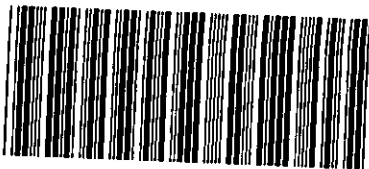
- 1. AREAS COMPUTED BY COORDINATE METHOD.
- 2. BASIS OF BEARINGS: NC GRID, NAD 83.
- 3. ALL DISTANCES ARE HORIZONTAL GROUND DISTANCES.
- 4. THIS EASEMENT DOCUMENT IS BEING RE-RECORDED IN ORDER TO CORRECT AN ERROR THAT WAS CONTAINED ON THE PREVIOUSLY RECORDED DOCUMENT (DB 12570 PG 482). THE FEEDER LINE EASEMENT SHOULD BE SHOWN AS BEING 6' WITHIN THE ROAD RIGHT OF WAY AND 4' OUTSIDE THE ROAD RIGHT OF WAY, INSTEAD OF JUST THE OPPOSITE, AS WAS PREVIOUSLY DEPICTED.

- LEGEND:
- IRON PIPE FOUND
 - CONCRETE MONUMENT
 - ANGLE/CURVE POINT

WITHERS & RAVENEL
ENGINEERS | PLANNERS | SURVEYORS

111 Mockernut Drive Cary, North Carolina 27511 www.withersravenel.com
tel 919-469-3340 fax 919-467-6008





BOOK:012823 PAGE:0439 - 0446

**Yellow probate sheet is a vital part of your recorded document.
Please retain with original document and submit for rerecording.**



**Wake County Register of Deeds
Laura M. Riddick
Register of Deeds**

This Customer Group
_____ # of Time Stamps Needed

This Document
_____ New Time Stamp
8 _____ # of Pages