

DEED & PLAT BOOK

PROJECT NUMBER: 17BP.11.R.138

TIP NUMBER: 050117

COUNTY: Avery

ROUTE: SR 1127 (Little Henson Creek
Road)

Bridge No. 117 on SR 1127 (Little Henson
Creek Road) over Henson Creek in Avery
County

January 2017

Deed Book Index

TIP No: 050117

Project No: 17BP.11.R.138

County(s): AVERY

**Project
Description:**

**Bridge # 117 on SR 1127 (Little Henson Creek Rd)
over the Henson Creek**

Property Owners	Deed Book / Page Num	Page Num
10101 LLC,A Florida LLC	386 / 1558	4
Delora Buchanan	458 / 1341	7
James Michael Buchanan	135 / 1044	10
James Michael Buchanan	102 / 1264	11
Mr. and Mrs. Thomas R. Lusk	350 / 832	12
Larry B. McKinney	388 / 1152	15
Linda S. McKinney	363 / 2196	18
Terry R. McKinney	347 / 425	21
Anita Thornton	433 / 1244	24

Plat Book Index

TIP No: 050117

Project No: 17BP.11.R.138

County(s): AVERY

**Project
Description:**

**Bridge # 117 on SR 1127 (Little Henson Creek Rd)
over the Henson Creek**

Property Owners	Plat Book / Page Num	Page Num
James Buchanan	8 / 117	26
Mr. and Mrs. Thomas Lusk	38 / 341A	27

ID 7842 Issued Jan 14 2005
\$300.00
State of Avery
North Carolina County
Real Estate Excise Tax

FILED in Avery County, NC
on Jan 14 2005 at 03:26:38 PM
by: Tamela T. Baker
Register of Deeds
BOOK 386 PAGE 1558

NORTH CAROLINA GENERAL WARRANTY DEED

Excise Tax 300.00

Parcel Identifier No. 1804-00-33-0870-00000 Verified by _____ County on the _____ day of _____, 20____

Mail/Box to: Gerald R. McKinney, PA 390 Sokassa Road Newland NC 28657

This instrument was prepared by Gerald R. McKinne, PA 390 Sokassa Road Newland NC 28657

Brief description for the Index 20.00 ACRES LESS 3.03 ACRES

THIS DEED made this 6 day of JANUARY, 2005, by and between

GRANTOR
LEE E. BUCHANAN AND WIFE,
SUSAN A. BISHOP
4955 MONTE VISTA ST., WINSTON SALEM, NC 27105

GRANTEE
10101 LLC, A FLORIDA LLC
15670 LINBERGH LANE,
WELLINGTON, FL 33414-8311

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

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

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

SEE EXHIBIT A, ATTACHED HERETO FOR LEGAL DESCRIPTION.

The property hereinabove described was acquired by Grantor by instrument recorded in Book 356, Page 777

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

Property Transfer Card Made
Date 1-14-05
By [Signature]

Taxes Paid Through 2004
By [Signature] Date 1-14-05

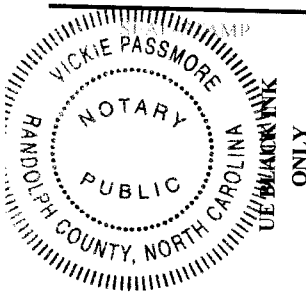
TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.

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

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

(Entity Name)
By _____ Title: _____
By _____ Title: _____
By _____ Title: _____

Lee E. Buchanan (SEAL)
LEE E. BUCHANAN
Susan A. Bishop (SEAL)
SUSAN A. BISHOP



NORTH CAROLINA, _____ County.
I, a Notary Public of the County and State aforesaid, certify that LEE E. BUCHANAN AND WIFE, SUSAN A. BISHOP Grantor,
Grantor, personally appeared before me this day and acknowledged the execution of the foregoing instrument.
Witness my hand and official stamp or seal, this 10th day of JANUARY, 2005.
My commission expires: 5-25-2009 Vickie Passmore Notary Public

SEAL-STAMP

ONLY
UE BLACK INK

NORTH CAROLINA, _____ County.
I, a Notary Public of the County and State aforesaid, certify that _____ he is _____ of _____ a North Carolina or _____ corporation/limited liability company/general partnership/limited partnership (strike through the inapplicable), and that by authority duly given and as the act of each entity, _____ he signed the foregoing instrument in its name on its behalf as its act and deed. Witness my hand and official stamp or seal this _____ day of _____.
My commission expires: _____ Notary Public

The foregoing Certificate(s) of Vickie Passmore N.P.

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

Samela J. Baker REGISTER OF DEEDS FOR AVERY COUNTY
By Rene Wellinger Deputy/Assistant – Register of Deeds

EXHIBIT "A"

BEGINNING on a nail in the center of the Henson Creek Road (SR#1127) Bridge as it crosses Henson Creek and runs thence with the center of Henson Creek the following courses and distances: North 14 degrees 49 minutes 20 seconds East 382.91 feet to a point; thence North 10 degrees 00 minutes 30 seconds West 216.60 feet to a point; thence North 48 degrees 13 minutes 40 seconds West 71.66 feet to a point; thence North 4 degrees 25 minutes 00 seconds West 52.07 feet to a point; thence North 01 degrees 45 minutes 30 seconds West 146.45 feet to point; thence North 16 degrees 56 minutes 50 seconds East 46.51 feet to a point; thence leaving the center of Henson Creek, North 76 degrees 10 minutes 50 seconds East 1131.02 feet to an iron pin; thence South 29 degrees 04 minutes 50 seconds West 818.22 feet to an oak; thence South 05 degrees 49 minutes 50 seconds West 262.66 feet to a poplar; thence South 15 degrees 43 minutes 20 seconds East 306.57 feet to a point in the center of Henson Creek; thence with the center of Henson Creek the following courses and distances: South 83 degrees 29 minutes 00 seconds West 474.18 feet to a point; North 69 degrees 59 minutes 30 seconds West 272.56 feet to a point; North 27 degrees 46 minutes 30 seconds West 78.06 feet to the point and place of beginning, containing 20 acres, more or less.

SUBJECT TO that certain right of way easement as set forth in Deed Book 223, Page 744 and Deed Book 144, Page 1116 of the Avery County Registry.

FURTHER SUBJECT TO the joint, non-exclusive rights of others to use the private road leading from Little Henson Creek Road, NCSR 1127 to the lands of Henry McKinney.

ALSO SUBJECT TO right of way for Little Henson Creek Road, NCSR 1127 and the right of way for Henson Creek Road, NCSR 1126.

EXCEPTING AND RESERVING that certain 3.03-acre tract as previously conveyed to Thomas Ray Lusk and wife, Sandra Jean Stafford Lusk and recorded in Deed Book 305, Page 703 of the Avery County Registry.

EXCEPTING AND RESERVING that certain 3.47-acre tract as previously conveyed to Thomas C. Houston and wife, Naomi M. Houston and recorded in Deed Book 168, at Page 1078 of the Avery County Registry.



2011003303

AVERY CO, NC FEE \$0.00

PRESENTED & RECORDED:

08-31-2011 02:10:53 PM

RENEE DELLINGER

REGISTER OF DEEDS

BY: RENEE DELLINGER

REGISTER OF DEEDS

BK: RE 458

PG: 1341-1343

RE-RECORDING

rerecorded to show tax stamps
by tax collector & tax assessor.

FILED in Avery County, NC
on May 13 2004 at 10:22:44 AM
by: Pamela T. Baker
Register of Deeds
BOOK 378 PAGE 1314

Excise Tax

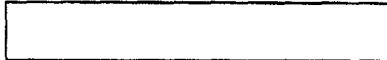
Recording Time, Book and Page

Mail after recording to: ✓ HALL & HALL ATTORNEYS AT LAW, P.C.

P.O. BOX 898, NEWLAND, NC 28657

This instrument was prepared by: HALL & HALL ATTORNEYS AT LAW, P.C., TITLE EXAM DECLINED BY THE PARTIES
HERETO, PREPARED WITHOUT BENEFIT OF SURVEY

Brief description for the Index



NORTH CAROLINA GENERAL WARRANTY DEED LIFE ESTATE RESERVED

THIS DEED made this Day of, 2000....., by and between

GRANTOR

DONALD MICHAEL JOHNSON (WIDOWER)

GRANTEE

WILLIAM WALTER JOHNSON
67 Homestead Lane
Newland, NC 28657

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

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

WITNESSETH, that the grantor, for a valuable consideration paid by the grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee in fee simple, WITH THE EXCEPTION OF A LIFE ESTATE RESERVED IN FAVOR OF THE GRANTOR, all that certain lot or parcel of land situated in the City of

....., TOE RIVER..... Township,

.....AVERY..... County, North Carolina and more particularly described as follows:

SEE EXHIBIT "A" ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE

Property Transfer Card Made
Date 8/31/2011
By P. Baker

Taxes Paid Through
2010
By P. Baker Date 8/31/2011

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

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

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

And the Grantor covenants with the Grantee, that Grantor is seized of the premises in fee simple, has the right to convey the same in fee simple, that title is marketable and free and clear of all encumbrances, and that Grantor will warrant and defend the title against the lawful claims of all persons whomsoever except for the exceptions hereinafter stated. Title to the property hereinabove described is subject to the following exceptions: MATTERS OF RECORD, MATTERS VISIBLE FROM AN INSPECTION OF THE PREMISES, UNPAID AD VALOREM TAXES, LIFE ESTATE RESERVED

IN WITNESS WHEREOF, the Grantor has hereunto set his hand and seal the day and year first above written.

Don Johnson (SEAL)
DONALD MICHAEL JOHNSON (WIDOWER)
D. J.

4-20 25-20-25 HUC

..... (SEAL)

..... (SEAL)

..... (SEAL)

SEAL-STAMP

STATE OF NORTH CAROLINA, Avery County.

I, a Notary Public of the County and state aforesaid, Certify that ...DONALD MICHAEL



JOHNSON.....Grantor,
JULIE L. SHISSLER personally appeared before me this day and acknowledged the execution of the foregoing
NOTARY PUBLIC instrument. Witness my hand and official stamp or seal, this 15 Day of April....., 2004.
My commission expires: 2/28/2007.

Julie L. Shissler Notary Public

The foregoing Certificate(s) of Julie L. Shissler - NP

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

Jamela T. Baker REGISTER OF DEEDS FOR Avery COUNTY
By *Phonda Hollifield* Deputy Assistant Register of Deeds

EXHIBIT A

TRACT ONE:

BEGINNING on a black walnut on the bank of State Highway standing in T. J. Greene's line, and running in a Southerly direction with said State Highway to a stake in Clyde Goforth's line; thence east with Clyde Goforth's line to a stake on the bank of North Toe River; thence up with the meanders of said river to a stake, T. J. Greene's corner; thence Westerly with the said T. J. Greene's line to the beginning, containing three acres, more or less.

TRACT TWO.

BEGINNING on an iron stake at a 42 inch poplar, the same being in the southern boundary of the property and being in the Thornton line; thence running south 88 degrees 04 minutes west 594.94 feet to an iron set; thence north 49 degrees 40 minutes east 299.37 feet to a 12 inch maple; thence north 10 degrees 27 minutes west 143.32 feet to an iron set; thence south 85 degrees 02 minutes east 314.50 feet to an iron stake; thence south 85 degrees 05 minutes east 254.07 feet to a locust post; thence south 17 degrees 57 minutes east 94.69 feet to a fence post; thence south 59 degrees 18 minutes east 59.86 feet to an iron stake; thence south 38 degrees 40 minutes east 112.51 feet to a point in the margin of Henson Creek; thence south 05 degrees 30 minutes east 159.67 feet to a Double Lynn; thence north 73 degrees 21 minutes west 355.21 feet to the point of BEGINNING and containing 5.055 acres by D.M.D.

EXCEPTING from this conveyance an easement for purposes of ingress and egress which easement is more particularly described in Deed Book _____ at page _____ of the Avery County Registry.

TRACT THREE:

Adjoining the lands of Addie Barrier, Jeter Johnson and others: BEGINNING on a Sassafras tree on the bank of Big Henson's Creek, and Addie Barrier's corner and runs up the creek to a Lynn tree at the ford of the creek; thence Westerly up the ridge to a big Poplar, Addie Barrier's corner; thence with Addie Barrier's line to the beginning, to include the cabin, old house and other buildings inside said boundary. Containing 3 acres, more or less.

This is the same property conveyed by Henry Cecil Burleson and wife, Edna H. Burleson to Gurney Buchanan and wife, Delora Buchanan by deed dated August 14, 1956.

135-1044

Mail To:

This instrument was prepared by: Hal G. Harrison, P. O. Box 908, Spruce Pine, NC 28777

WARRANTY DEED - Form WD-602

Printed and for sale by James Williams & Co., Inc., Yadkinville, N. C. 27055

STATE OF NORTH CAROLINA, Avery County.

THIS DEED, Made this 30th day of July, 1982, by and between Lane Buchanan and wife, Ruth Buchanan

of Avery County

and State of North Carolina, hereinafter called GRANTOR, and James M. Buchanan and wife, Sharon M. Buchanan

of Avery County and State of North Carolina, hereinafter called GRANTEE.

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

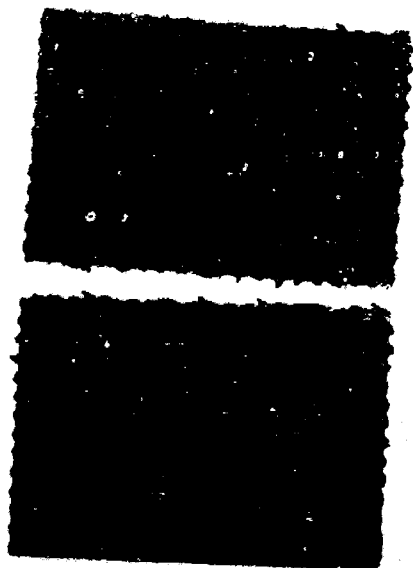
Toe River Township Avery County, North Carolina, described as follows:

BEGINNING on a 12 inch double Birch located in the southern boundary of the property herein conveyed and being located north of an existing private road through lands retained by the Grantors; thence running south 75 degrees 44 minutes 20 seconds west 56.79 feet to a set iron; thence north 17 degrees 49 minutes east 322.66 feet with the King and Godwin lines to a point in the center of Little Henson's creek; thence with said creek as follows: north 79 degrees 48 minutes 10 seconds east 41.44 feet; south 72 degrees 23 minutes 10 seconds east 46.50 feet; north 56 degrees 39 minutes 10 seconds east 50.31 feet; north 68 degrees 17 minutes 20 seconds east 153.90 feet north 73 degrees 44 minutes 50 seconds east 56.06 feet; thence leaving said creek and running south 1 degree 32 minutes 30 seconds east 426 feet to a set iron; thence north 84 degrees 06 minutes 40 seconds west 381.10 feet to the point of BEGINNING and containing 3 acres by D.M. D.

Reserving unto the Grantors an easement for purposes of ingress and egress across the lands conveyed to lands retained by the grantors, said easement to be appurtenant to those lands retained and to run therewith perpetually, and more particularly described as follows:

BEGINNING on a point in the center of Little Henson Creek, the northeast corner of a 3 acre tract conveyed from Lane Buchanan to James M. Buchanan, and running with the eastern line of said tract and Bruce McKinney's line south 01 degrees 32 minutes 30 seconds east 218.92 feet to a stake.

\$6.00
Stamps



Taxes Paid Through

1981
By mbd Date 8/9/82

Property Transfer Card Made

By JWS

8-9-82

Page 10 of 27

Mail To: Rt 2, Box 130 Newland NC 102-1264

WARRANTY DEED - Form WD-602

Printed and for sale by James Williams & Co., Inc., Yadkinville, N.C.

STATE OF NORTH CAROLINA, Avery County.
THIS DEED, Made this 25th day of April, 19 77, by and between Dolara Burleson Buchanan
and husband, Gurney Buchanan

of Avery County
and state of North Carolina, hereinafter called Grantor, and James Michael Buchanan and wife, Sharon Buchanan
of Avery County and State of North Carolina, hereinafter called Grantee.

WITNESSETH: That the Grantor, for and in consideration of the sum of Ten (\$10.00) Dollars
and other good and valuable considerations to him in hand paid by the Grantee, the receipt whereof is hereby acknowledged, has given, granted, bargained, sold
and conveyed, and by these presents does give, grant, bargain, sell, convey and confirm unto the Grantee, his heirs and/or successors and assigns, premises in
Joe River Township, Avery County, North Carolina, described as follows:

BEGINNING at an iron set at 10" Poplar, said beginning point being located North 04 degrees 59 minutes West 14.00 feet from an iron set in the center of Little Henson Creek, and running thence along and with the boundary of Bill King and herein described tract, and crossing the Little Henson Creek Road, known as NCSR 1127, North 04 degrees 59 minutes West 148.03 feet to an iron set; thence North 03 degrees 59 minutes West 77.34 feet to an iron set at Apple Tree in fence line, corner to Bill King, Addie Barrier and herein described tract, thence along said fence line North 88 degrees 14 minutes East 143.70 feet to an iron found at gate; thence continuing with said fence line, boundary of Addie Barrier and herein described tract and crossing NCSR 1127 South 41 degrees 59 minutes East 159.08 feet to an iron found; thence South 41 degrees 59 minutes East 7.00 feet to an iron in the center of Little Henson Creek, said iron being a common corner to Addie Barrier, Bruce McKinney and herein described tract; thence along and with the center of Little Henson Creek South 26 degrees 43 minutes West 42.83 feet to an iron, common corner of Bruce McKinney, Ivor Vance and Sam Odom, and herein described tract; thence continuing along the center of Little Henson Creek South 72 degrees 20 minutes West 77.91 feet; South 85 degrees 24 minutes West 73.58 feet; thence continuing with the center of said creek and crossing a driveway leading to NCSR 1127 South 52 degrees 55 minutes West 85.76 feet; thence leaving said creek North 04 degrees 59 minutes West 14.00 feet to the point of Beginning, containing 0.91 acres, more or less, as shown on a plat by Michael M. Lacey, R.L.S. L-1497 and dated the 19th day of April, 1977, and of record in the Avery County Register of Deeds in Plat Book 8, Page 112.

For back reference see Deed Book 42, Page 202 of the Avery County Registry.

No 58-
1976
H. T. Date 5-19-77
Dolara. Pl. thre.
Property Transfer Card Made
By C.H. Date 5-19-77

FILED in Avery County,
on Jan 14 2002 at 03:03:51 PM
by: Tamela T. Baker
Register of Deeds
BOOK 350 PAGE 832

Excise Tax 0.52

Recording Time, Book and Page

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

Mail after recording to
..... NO TITLE SEARCH

This instrument was prepared by KELLY JOHNSON, PA PO BOX 520, NEWLAND, NC 28657

Brief description for the Index

10.01 ACRES, TOE RIVER TOWNSHIP

NORTH CAROLINA GENERAL WARRANTY DEED

THIS DEED made this 3RD day of JANUARY, 2002, by and between

GRANTOR

GRANTEE

✓ THOMAS RAY LUSK and wife,
✓ SANDRA JEAN STAFFORD LUSK

LAURA JEAN CROWE

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

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

WITNESSETH, that the Grantor, for a valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey unto the Grantee in fee simple,*all that
EXCEPT FOR LIFE ESTATE HEREINAFTER RESERVED N/A TOE RIVER Township,
AVERY County, North Carolina and more particularly described as follows:

SEE EXHIBIT "A", ATTACHED HERETO AND
INCORPORATED HEREIN BY REFERENCE.

Property Transfer Card Made

Date 1-14-02
By MC

2001
07 1-14-02

The property hereinabove described was acquired by Grantor by instrument recorded in DEED BOOK 67, PAGE 197, DEED BOOK 223, PAGE 123 AND DEED BOOK 305, PAGE 703 OF THE AVERY COUNTY REGISTRY.

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

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges and appurtenances thereto belonging to the Grantee in fee simple.*EXCEPT FOR LIFE ESTATE HEREINAFTER RESERVED

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

*LIFE ESTATE HEREINAFTER RESERVED.

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

(Corporate Name)

By: _____

President

ATTEST: _____

Secretary (Corporate Seal)

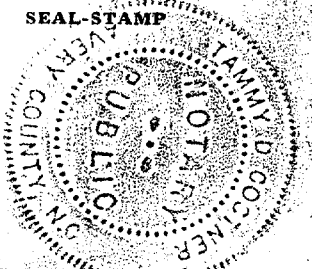
USE BLACK INK ONLY

Thomas Ray Lusk (SEAL)
THOMAS RAY LUSK

Sandra Jean Stafford Lusk (SEAL)
SANDRA JEAN STAFFORD LUSK

(SEAL)

(SEAL)



NORTH CAROLINA, AVERY County.
I, a Notary Public of the County and State aforesaid, certify that
THOMAS RAY LUSK and wife, SANDRA JEAN STAFFORD LUSK Grantor,
personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my
hand and official stamp or seal, this 14 day of January 2002
My commission expires: 11-24-06 Tammy D. Costner Notary Public

SEAL-STAMP

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

The foregoing Certificate(s) of Tammy D. Costner - NP

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

Tamela T. Baker
By *Michelle Clawson* REGISTER OF DEEDS FOR Avery COUNTY
Deputy/Assistant - Register of Deeds

EXHIBIT "A"

BEGINNING at a P.K. nail found in the centerline of Little Henson Creek Road, NCSR 1127, said point of beginning being located in the boundary line of Anita Thornton; thence running with the centerline of Little Henson Creek Road, NCSR 1127 North 88 degrees 44 minutes 10 seconds East 48.86 feet to a point; thence North 88 degrees 44 minutes 10 seconds East 38.87 feet to a point in the center of Henson Creek Road, NCSR 1126; thence running along and with the centerline of Henson Creek Road, NCSR 1126, the following courses and distances: South 56 degrees 13 minutes 26 seconds East 51.28 feet; South 85 degrees 13 minutes 12 seconds East 68.53 feet; North 75 degrees 23 minutes 34 seconds East 44.87 feet; North 68 degrees 45 minutes 39 seconds East 50.81 feet; North 62 degrees 17 minutes 35 seconds East 161.76 feet; North 62 degrees 02 minutes 43 seconds East 123.27 feet; North 68 degrees 00 minutes 16 seconds East 149.94 feet to a P.K. nail found in centerline of road; thence leaving the center of Henson Creek Road, NCSR 1126 and running with the boundary line of Thomas Houston (Deed Book 59, Page 448) South 15 degrees 43 minutes 20 seconds East 25.45 feet to an iron found at poplar; thence South 15 degrees 43 minutes 20 seconds East 261.38 feet to an iron found; thence South 15 degrees 43 minutes 20 seconds East 26.70 feet to map point in creek; thence South 87 degrees 11 minutes 06 seconds East 164.80 feet to an iron set; thence leaving the line of Thomas Houston and running with the boundary line of Hermes Nicholas Goudes (Deed Book 331, Page 794) South 10 degrees 51 minutes 17 seconds East 500.62 feet to an iron found at fence corner; thence leaving the line of Hermes Nicholas Goudes and running with the boundary line of Roderick Hall North 89 degrees 58 minutes 11 seconds West 460.46 feet to an iron found in old mine dump; thence North 89 degrees 19 minutes 23 seconds West 53.35 feet to an iron found; thence North 89 degrees 19 minutes 23 seconds West 140.79 feet to an iron found; thence leaving the line of Roderick Hall and running with the boundary line of James M. Buchanan (Deed Book 265, Page 6) North 04 degrees 26 minutes 04 seconds West 223.37 feet to map point; thence leaving the line of James M. Buchanan and running with the boundary line of Henry McKinney (Deed Book 57, Page 92) North 04 degrees 26 minutes 04 seconds West 132.28 feet to map point; thence North 04 degrees 26 minutes 04 seconds West 89.42 feet to an iron set; thence North 04 degrees 26 minutes 04 seconds West 11.20 feet to a point in Henson Creek; thence South 83 degrees 29 minutes 00 seconds West 42.30 feet to a point in Henson Creek; thence North 69 degrees 59 minutes 30 seconds West 153.96 feet to a computed point at centerline of drive at power line; thence North 69 degrees 59 minutes 30 seconds West 118.60 feet to a point, intersection of creeks, said point being a common corner of Yvonne McKinney and Anita Thornton; thence North 27 degrees 46 minutes 30 seconds West 78.06 feet to the point of beginning. Containing 10.01 acres as surveyed and platted by A & T Surveying, Alan H. Allbert, PLS, L-3738, dated December 7, 2001 and bearing Map #0112139.

SUBJECT TO right of way for Little Henson Creek Road, NCSR 1127.

ALSO SUBJECT TO right of way for Henson Creek Road, NCSR 1126.

FURTHER SUBJECT TO the rights of others to use the private gravel drive crossing the above-described premises.

***EXCEPTING AND RESERVING** unto the Grantors herein, or the survivor thereof, a life estate in the above-described property, with the right to the use, control, management and enjoyment of the same for the rest of their natural lives.

FILED in Avery County, NC
on Mar 11 2005 at 02:40:33 PM
by: Tameia T. Baker
Register of Deeds
BOOK 388 PAGE 1152

Excise Tax

GIFT

Recording Time, Book, and Page

STATE OF NORTH CAROLINA

COUNTY OF AVERY

GENERAL WARRANTY DEED

NO TITLE SEARCH

This Deed prepared by: Kelly Johnson, P.A., P. O. Box 520, Newland, NC 28657
Please mail after recording to: Larry McKinney
47 Aretis Lane, Newland, NC 28657

THIS DEED, made and entered into this the 11th day of March, 2005, by and between YVONNE McKINNEY, Widow, party of the first part, hereinafter referred to as "Grantor"; and LARRY BRUCE McKINNEY, party of the second part, hereinafter referred to as "Grantee".

Taxes Paid Through

2004

By D. J. Date 3-11-05

WITNESSETH:

NOW THEREFORE, the Grantor, for and in consideration of the sum of \$10.00, together with other good and valuable consideration paid by the Grantee, the receipt of which is hereby acknowledged, has and by these presents does grant, bargain, sell and convey all her right, title and interest unto the Grantee, his heirs and assigns in fee simple, in that certain parcel of land situated in Toe River Township, Avery County, North Carolina and being more particularly described as follows:

BEGINNING on a stake in the forks of Hensons Creek and Little Creek at the old cucumber corner, now gone, runs up Little Creek south 50 degrees west 11 poles to a stake; thence south 3 degrees East 10 poles and 18 links to a stake; thence north 87 degrees 30 minutes East 15 poles to a stake; thence south 82 degrees east 16 poles to a stake in the old Lusk line; thence North 4 degrees west

Property Transfer Card Made

Date 3-11-05

By DD

Page 15 of 27

BOOK 388 PAGE 1153

14 poles to Henson Creek; thence up the creek 23 poles to the beginning, containing 3 1/2 acres, more or less, excepting from the above described lands and premises all minerals and minerals rights thereto to D. T. Vance, and E. C. Guy, their heirs and assigns forever. Excepting all minerals, mines and mining rights.

Excepting and Reserving from the above described property, however, a small tract of land conveyed by Pearl McKinney, widow, to Bruce McKinney and wife, Yvonne McKinney by deed dated the 23rd day of March, 1965 which deed is of record in the office of the Register of Deeds for Avery County, North Carolina, in Deed Book 62, Page 576.

There is also included in this deed the full rights of ingress and egress over and across the lands of Pearl McKinney on the present road or driveway leading to her home.

There is also conveyed all of Grantor's right to the use of the space now used as a turning place located upon said premises, and further retaining the full rights to any water pipes now located upon said premises, along with the full rights of ingress and egress to maintain and repair the same.

Also excepting and reserving a tract of land conveyed by Pearl McKinney, Widow to Henry N. McKinney and wife, Muriel McKinney, by deed dated December 5, 1959, which deed is of record in the Avery County Registry in Book No. 57, Page 92.

For Back Reference see Deed Book 82, Page 1757, Avery County Registry.

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

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

IN WITNESS WHEREOF, the Grantor has hereunto set her hand and seal, the day and year first above written.

Yvonne McKinney (SEAL)
YVONNE MCKINNEY

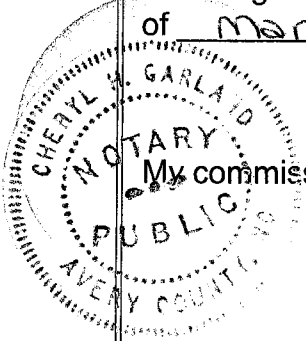
STATE OF NORTH CAROLINA
COUNTY OF AVERY

I, a Notary Public of the County and State aforesaid, certify that Yvonne McKinney personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this the 11th day of March, 2005.

Caryl H. Garland

Notary Public

My commission expires: 10-24-2009



NORTH CAROLINA } OFFICE OF REGISTER OF DEEDS
AVERY COUNTY }
THE FOREGOING CERT, OR ANNEXED CERT. OF
Caryl H. Garland N.P.
OF SAID CO., & STATE IS CERTIFIED TO BE CORRECT.
FILED FOR REGISTRATION AT 2:40 O'CLOCK P. M.
ON THE 11th DAY OF March 2005
AND REGISTERED IN THIS OFFICE IN BOOK 388
AT PAGE 1152

James B. Baker

REGISTER OF DEEDS

FILED in Avery County,
on Feb 26 2003 at 09:55:16 AM
by: Tamele T. Baker
Register of Deeds
BOOK 363 PAGE 2196

Excise Tax

Recording Time, Book, and Page

STATE OF NORTH CAROLINA

COUNTY OF AVERY

GENERAL WARRANTY DEED

NO TITLE SEARCH PERFORMED

This Deed prepared by: Kelly Johnson, P.A., P. O. Box 520, Newland, NC 28657
Please mail after recording to: Linda S. McKinney, 861 Henson Creek Rd., Newland, NC 28657

THIS DEED, made and entered into this the 21st day of February,
2003 by and between MURIEL S. MCKINNEY, widow, party of the first part,
hereinafter referred to as "Grantor"; and LINDA S. MCKINNEY, single, party of the
second part, hereinafter referred to as "Grantee".

Taxes Paid Through

2002

Property Transfer Card Made

Date

02-26-03

WITNESSETH:

By DJ Date 2-26-03

~~By~~ NOW THEREFORE, the Grantor, for the sum of \$10.00, together with other
good and valuable consideration paid by the Grantee, the receipt of which is hereby
acknowledged, has and by these presents does grant, bargain, sell and convey unto
the Grantee, her heirs and assigns in fee simple, subject to the life estate herein
reserved, that certain parcel of land situated in Toe River Township, Avery County,
North Carolina and being more particularly described as follows:

That certain tract or parcel of land lying and being on the waters of Henson
Creek, in Toe River Township, Avery County, North Carolina, adjoining the lands of
Mrs. Pearl McKinney, Ivor Lusk, and Vance and Guy, and more particularly
described as follows: BEGINNING at a point in the center line of Henson Creek
which point is indicated by a locust post on the left bank of said creek, the Ivor
Lusk corner, and runs South 4 degrees East 231 feet to a stake; thence North 82
degrees West 264 feet to a stake; thence South 87 degrees 30 minutes West 52.5

BOOK 363 PAGE 2197

feet to a stake; thence North 1 degree 15 minutes East 129 feet to an apple tree; thence continuing North 1 degree 15 minutes East 79 feet to a stake; thence North 22 degrees 15 minutes East 68 feet to a point in the center line of Henson Creek, opposite the east end of a large rock on the left bank of said creek; thence down and with the center line of said creek the following courses and distances: South 66 degrees East 127 feet; South 63 degrees 30 minutes East 72 feet; North 85 degrees East 86 feet to the point of beginning, containing 1.51 acres as per survey of Lewis M. Graham, dated December 3, 1959.

AND BEING the same property described in Deed Book 57, Page 92 of the Avery County Registry.

TOGETHER WITH that certain right of way easement, more particularly described in Deed Book 221, Page 794 of the Avery County Registry, the centerline of said easement being more particularly described as follows: BEGINNING at a set PK Nail in the center of NCSR 1127, said PK Nail being located South 75 degrees 51 minutes 28 seconds East 35.81 feet from reference PK Nail set NE corner of bridge rail (tie only); thence leaving the center of NCSR 1127 and running along and with the centerline of the presently existing private drive, South 36 degrees 39 minutes 07 seconds East 35.62 feet; South 58 degrees 37 minutes 57 seconds East 82.16 feet; South 05 degrees 20 minutes 08 seconds East 32.01 feet to a point, center of Henson Creek and the edge of the lands of Henry and Muriel McKinney.

BUT THIS conveyance is made subject to a life estate in said lands which is hereby expressly excepted and reserved by party of the first part for and during her natural life.

TO HAVE AND TO HOLD the aforesaid parcel of land and privileges and appurtenances thereto belonging to the said Grantee in fee simple forever, but subject always to the life estate herein reserved by the said party of the first part.

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

IN WITNESS WHEREOF, the Grantor has hereunto set her hand and seal, the day and year first above written.

 (SEAL)
MURIEL S. MCKINNEY

BOOK 363 PAGE 2198

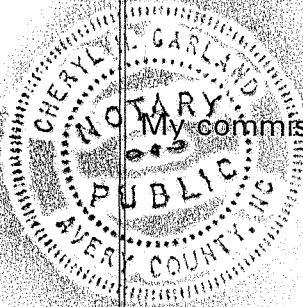
STATE OF NORTH CAROLINA

COUNTY OF AVERY

I, a Notary Public of the County and State aforesaid, certify Muriel S. McKinney personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this the 21st day of February, 2003.

Cheryl H. Garland
Notary Public

My commission expires: 10-12-2004



NORTH CAROLINA } OFFICE OF REGISTER OF DEEDS
AVERY COUNTY }

(THE FOREGOING CERT. OR ANNEXED CERT. OF
Cheryl H. Garland N.P.
OF SAID CO., & STATE IS CERTIFIED TO BE CORRECT
FILED FOR REGISTRATION AT 9:55 O'CLOCK A M.
ON THE 26th DAY OF February 20 03
AND REGISTERED IN THIS OFFICE IN BOOK 363
AT PAGE 2196

James O. Babb
REGISTER OF DEEDS

BY Kimberly D. Lauer
ASSISTANT/DEPUTY

Mail To: _____
This instrument was prepared by: KELLY JOHNSON, PA PO BOX 520, NEWLAND, NC 28657

QUITCLAIM DEED — QD-1 Printed and for sale by James Williams & Co., Inc., P.O. Box 127, Yadkinville, N. C. 27055

STATE OF NORTH CAROLINA, AVERY County.

THIS DEED, Made and entered into this 28TH day of SEPTEMBER, 2001, by and between SHELIA G. McKINNEY

of AVERY County and State of North Carolina, hereinafter called Grantor, and TERRY R. McKINNEY

of AVERY County and State of North Carolina, hereinafter called Grantee, whose permanent mailing address is _____;

WITNESSETH:

FILED in Avery County.
on Oct 04 2001 at 01:38:47 PM
by: Tamele T. Baker
Register of Deeds
BOOK 347 PAGE 425

That said Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) to him in hand paid, the receipt of which is hereby acknowledged, has remised and released and by these presents does remise, release, convey, and forever quitclaim unto the Grantee, his heirs and/or successors and assigns, all right, title, claim and interest of the Grantor in and to a certain lot or parcel of land lying and being in TOE RIVER Township, AVERY County, North Carolina, and more particularly described as follows:

SEE EXHIBIT "A", ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE.

Property Transfer Card Made
Date 10-4-01
By WC

2000
D 3 10-4-2001

To have and to hold the aforesaid lot or parcel of land and all privileges thereunto belonging to him, the Grantee, his heirs and/or successors and assigns, free and discharged from all right, title, claim or interest of the Grantor or anyone claiming by, through or under him.
The designation Grantor and Grantee as used herein shall include said parties, their heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

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

By _____ (Corporate Name) _____ President _____ (SEAL)
ATTEST: _____ Secretary _____ (SEAL)
(Corporate Seal) _____ (SEAL)

Shelia G. McKinney
SHELIA G. McKINNEY



NORTH CAROLINA, AVERY COUNTY.
I, a Notary Public of the County and State aforesaid, certify that _____
SHELIA G. McKINNEY
personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my
hand and official stamp or seal, this 28 day of Sept
My Commission expires: 11-24-01 *Tammy D. Costner* Notary Public

SEAL-STAMP NORTH CAROLINA, _____ COUNTY.
I, a Notary Public of the County and State aforesaid, certify that _____
Trustee,
personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my
hand and official stamp or seal, this _____ day of _____,
My Commission expires: _____ Notary Public

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

The foregoing Certificate(s) of Tammy D. Costner - NP

is/are certified to be correct. This instrument and this certificate are duly registered this 4th day of October, 2001,
at 1:39 A.M./P.M., Book 347, Page 425.
Amela J. Baker Register of Deeds for Avery County, North Carolina.
By *Rhonda Hollyfield* Deputy Assistant Register of Deeds.

QUITCLAIM DEED

Dated the _____ day of _____	Consideration \$ _____	To _____
------------------------------	------------------------	----------

BEGINNING at a point in Little Henson Creek, said point being in the boundary line of James M. Buchanan and thence running with Little Henson Creek North 73 degrees 44 minutes 49 seconds East 15.42 feet to a point; thence North 51 degrees 27 minutes 30 seconds East 47.07 feet to a calculated point; thence leaving the creek and running with the boundary line of Yvonne McKinney South 02 degrees 32 minutes 30 seconds East 89.09 feet to an iron set; thence South 88 degrees 47 minutes 46 seconds East 88.93 feet to an iron set; thence South 03 degrees 32 minutes 30 seconds East 115.00 feet to an iron set; thence leaving the line of Yvonne McKinney and running with the boundary line of James M. Buchanan South 88 degrees 57 minutes 30 seconds West 132.00 feet to an iron found; thence South 85 degrees 38 minutes West 19.96 feet to an iron found; thence North 00 degrees 05 minutes 40 seconds East 175.93 feet to the point of beginning. Containing 0.48 acre as shown on map of survey prepared by Alan H. Allbert, RLS L-3738, dated February 9, 1998 and bearing Map #9802009.

TOGETHER WITH that certain road right of way as described in Deed Book 235, Page 1096 of the Avery County Registry.

EXCEPTING AND RESERVING from the above, the right to the use of the space now used as a turning place located upon said premises, and further retaining the full rights to any water pipes now located upon said premises, along with the full rights of ingress and ingress to maintain and repair the same.



2008013266

AVERY CO, NC FEE \$17.00
PRESENTED & RECORDED

12-30-2008 10:17:28 AM

TAMELA BAKER
REGISTER OF DEEDS
BY TAMELA BAKER
REGISTER OF DEEDS

BK: RE 433

PG: 1244-1245

QUITCLAIM DEED

This instrument prepared by: ✓ Harrison & Poore, PA., PO Box 850, Newland, NC 28657

THIS DEED Made and entered into this ____ day of December, 2008, by and between **ADDIE B. BARRIER**, widow, hereinafter called Grantor, and **ANITA THORNTON** of Mecklenburg County and State of North Carolina, hereinafter called Grantee, whose permanent mailing address is 412 Neighbors Drive Midland, NC 28107.

WITNESSETH

That said Grantor, for and in consideration of the sum of Ten Dollars (\$10.00) to her in hand paid, the receipt of which is hereby acknowledged, has remised and released and by these presents does remise, release, convey, and forever QuitClaim unto the Grantee, her heirs and/or successors and assigns, all right, title, claim and interest of the Grantor in and to a certain lot or parcel of land lying and being in Toe River Township, Avery County, North Carolina, and more particularly described as follows:

BEGINNING on a 12 inch Black Gum, Dorothy Arthurs southwest corner, and corner to Arnold Johnson, and runs with Arnold Johnson's line south 54 degrees 45 minutes west 113 feet to a stake in Arnold Johnsons line, at Hardy Johnson's corner; thence with the Hardy Johnson line south 15 degrees east 564 feet to a 15 inch birch; thence with Hardy Johnson and Gurney Johnson lines as follow: South 50 degrees east 700 feet to a stake; south 80 degrees 45 minutes east 227 feet to an iron stake in the north margin of the road, Dellingers corner; thence with the Dellinger line, the following courses and distances: north 9 degrees west 150 feet to a maple; north 8 degrees east 170.6 feet to a poplar; north 33 degrees east 34 feet to a poplar; south 45 degrees east 438 feet to a rock in Little Henson creek; thence with the center of Little Henson Creek north 62 degrees east 264 feet to a bead bush, Delora Buchanan's corner; thence with Delora Buchanan's line north 41 degrees 30 minutes west 239.6 feet to a 26 inch locust; north 56 degrees 30 minutes east 561 feet to a 26 inch cherry to corner of Tract No. 1; thence with line of tract No. 1, north 20 degrees west 609 feet to a 27 inch hickory in Dorothy Arthurs line; thence with the Dorothy Arthur line north 86 degrees 30 minutes west 1485 feet to the point of beginning, containing 33.98 acres, and being tract No. 2 as shown on the map of survey of the Fred L. Burleson Estate.

SECOND TRACT: BEGINNING on an iron stake on the bank of Little Henson Creek, Delora Buchanan's corner, and runs down with the meanders of said creek to the fork, the old Justice corner; thence up Big Henson creek to a stake at the old foot log; thence Northwesterly to a big poplar on the top of the ridge; thence Southwesterly to a Hickory tree in the gully; thence Southerly to a wild cherry tree, Delora Buchanan's corner; thence with said Buchanan line to the beginning. This deed to cover the dwelling house, barn, garage, and other buildings on the said land with the boundary designated, estimated 6 acres, more or less.

TO MORE FULLY CLARIFY the description of the property above described

Property Transfer Card Made

Date 12-30-08

By DBP

Taxes Paid Through

2007

Page 24 of 27

Date 12/30/08

reference is given to a survey made by T. W. Clapp. Surveyor in November, 1958, which reads as follows:

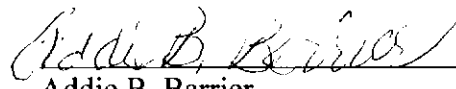
BEGINNING on a iron stake on north bank of Little Henson Creek on the south side of road corner to Delores Burleson Buchanan tract and runs north 64 East 144 feet to the forks of the creek; thence up Big Hensons creek North 10 East 112 feet to an iron stake; thence North 47 West 521 feet to a 30 inch poplar on top of the ridge; South 87 West 670 feet to a 27 inch Hickory; thence south 20 East 530 feet tp a large Cherry; North 73 east 371 feet to an apple tree; North 80 east 142 feet to a stake; South 35 East 160 feet to the beginning. Containing ten acres, more or less. See Book 56, page 121, Avery Registry.

The purpose of this QuitClaim Deed is to release the interest of the Grantor in that life estate reserved in the above described premises.

TO HAVE AND TO HOLD the aforesaid lot or parcel of land and all privileges thereunto belonging to her, the Grantee, her heirs and/or successors and assigns, free and discharged from all right, title, claim or interest of the Grantor or anyone claiming by, through or under her.

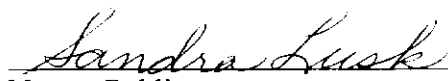
The designation Grantor and Grantee as used herein shall include said parties, heirs, successors, and assigns, and shall include singular, plural, masculine, feminine or neuter as required by context.

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

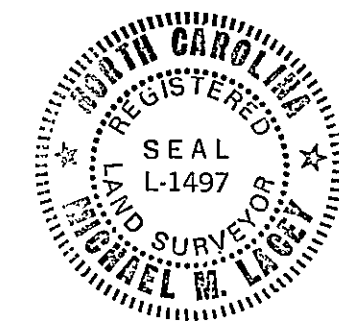
 (SEAL)
Addie B. Barrier

NORTH CAROLINA,
AVERY COUNTY,

I, a Notary Public of the County and State aforesaid, certify that **Addie B. Barrier** personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this 29th day of December, 2008.


Notary Public
My Commission expires: 12-18-2010





- Notes:
- 1. North relative to Magnetic North, 1977 based on survey of adjoining King property Job No. 77-4-16-42.
 - 2. Scale: 1"=30'
 - 3. Area computed by Double Meridian Distance
 - 4. Precision of Closure - 1:3630
 - 5. Field notes recorded in Field Book 19, pages 99-100
 - 6. Deed reference: Portion of Deed Book 42, page 202, Avery County Register of Deeds.
 - 7. Right-of-way along N.C.S.R. 1127 not known.



NORTH CAROLINA } OFFICE OF REGISTER OF DEEDS
AVERY COUNTY
Filed for registration at 4:00 o'clock P.M.
on the 12 day of May 1977
and registered in this office in book 18
at page 117 this the 12
day of May 1977
Register of Deeds

NORTH CAROLINA
AVERY COUNTY
MICHAEL M. LACEY being duly sworn says the
map shown hereon is correct in all respects to the
best of his knowledge and belief and was prepared
from an actual field survey made by him and com-
pleted April 19, 1977
Subscribed and sworn to before me this 19th day of April 1977
C. M. Odom, Notary Public
My commission expires 11-29-81



PROPERTY OF
DOLORA BURLESON BUCHANAN
TO BE CONVEYED TO
JAMES MICHAEL BUCHANAN

TOE RIVER TOWNSHIP
AVERY COUNTY, NORTH CAROLINA
APRIL 16, 1977

0 30 60 90
SCALE: 1" = 30 FEET

MICHAEL M. LACEY
REGISTERED LAND SURVEYOR L-1497
NEWLAND, NORTH CAROLINA 28657
77-4-16-43

CLAUDETTE B. JOHNSON
DEED BOOK 180, PAGE 892

CARLENE JOHNSON BUCHANAN
DEED BOOK 97, PAGE 189
SURVEYED BY MILLER & ASSOC.
DATED: NOVEMBER 12, 1975

State of North Carolina
County of Avery
I, Sason S. Vance, Review Officer of Avery
County, certify that the map or plat to which this
certification is affixed meets all statutory
requirements for recording.
Date 1-9-02 Sason S. Vance
Review Officer

THOMAS HOUSTON
DEED BOOK 59, PAGE 448

I, Alan H. Allbert, certify that this plat was drawn under my
supervision from an actual survey made under my supervision
(deed description recorded in Book 123, Page 123, that
the boundaries not surveyed are clearly indicated as drawn from
information found in Book , Page), that the
ratio of precision as calculated is 1: 2541, that this plat
was prepared in accordance with G. S. 47-30 as amended.
Witness my original signature, registration number and seal this

7th day of DECEMBER, A.D. 2001

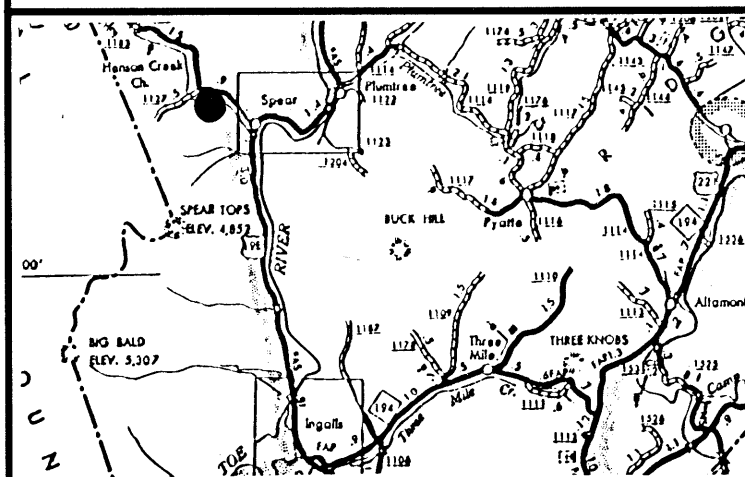


Alan H. Allbert
Surveyor
L-3738
Registration Number

- I, Alan H. Allbert, Professional Land Surveyor No. L-3738, certify to one
or more of the following as indicated thus ☒ or ☐.
- ☐ a. That the survey creates a subdivision of land within the area of
a county or municipality that has an ordinance that regulates
parcels of land.
 - ☐ b. That the survey is located in a portion of a county or
municipality that is unregulated as to an ordinance that
regulates parcels of land.
 - ☐ c. Any one of the following:
 - ☐ 1. That the survey is of an existing parcel or parcels
of land and does not create a new street or
change an existing street;
 - ☐ 2. That the survey is of an existing building or other
structure, or natural feature, such as a watercourse; or
 - ☐ 3. That the survey is a control survey.
 - ☒ d. That the survey is of another category, such as the
recombination of existing parcels, a court-ordered survey, or
other exception to the definition of subdivision.
 - ☐ e. That the information available to the surveyor is such
that the surveyor is unable to make a determination to the
best of the surveyor's professional ability as to provisions
contained in (a) through (d) above.

Alan H. Allbert
ALAN H. ALLBERT, PROFESSIONAL LAND SURVEYOR L-3738

VICINITY MAP • SUBJECT PROPERTY N.T.S.



RECOMBINATION FOR THE PROPERTY OF:

THOMAS RAY LUSK &
SANDRA JEAN STAFFORD LUSK

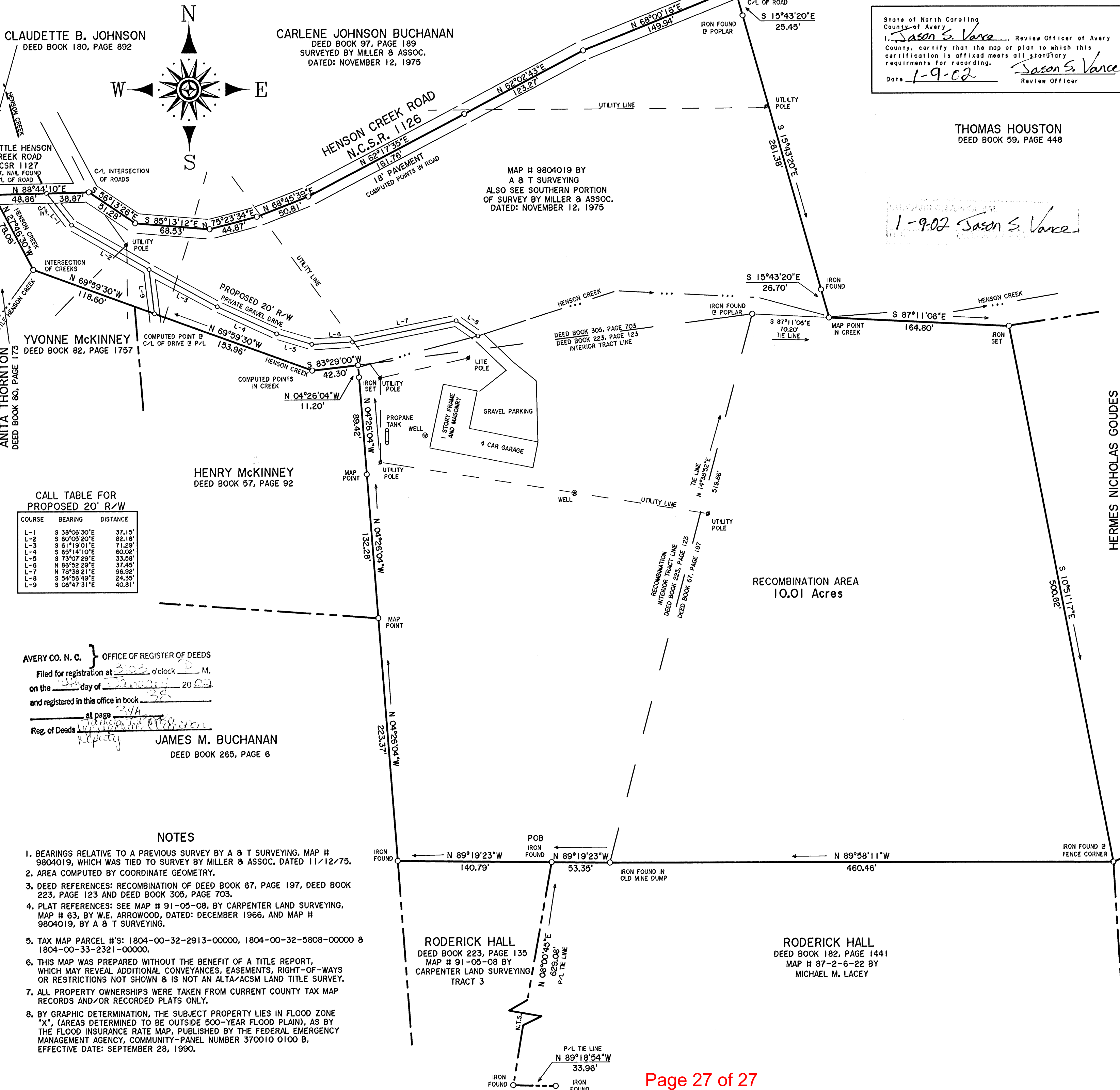
TOE RIVER TOWNSHIP
AVERY COUNTY, NORTH CAROLINA

DECEMBER 7, 2001

30' 0 60' 120'
SCALE 1" = 60'

A & T SURVEYING, ALAN H. ALLBERT, P.L.S.
195 MAIN STREET, P.O. BOX 542
ELK PARK, NORTH CAROLINA 28622
PHONE (828) 733-1733

MAP # 0112139



CALL TABLE FOR
PROPOSED 20' R/W

COURSE	BEARING	DISTANCE
L-1	S 38°06'30"E	37.15'
L-2	S 60°03'20"E	62.18'
L-3	S 61°19'01"E	71.29'
L-4	S 69°14'10"E	60.02'
L-5	S 73°07'29"E	33.58'
L-6	N 86°52'29"E	37.45'
L-7	N 78°38'21"E	96.92'
L-8	S 54°58'49"E	24.35'
L-9	S 06°47'31"E	40.81'

AVERY CO. N. C. } OFFICE OF REGISTER OF DEEDS
Filed for registration at 3:03 o'clock P. M.
on the 20 day of January, 20 02
and registered in this office in book 38
at page 344
Reg. of Deeds James M. Buchanan
JAMES M. BUCHANAN
DEED BOOK 265, PAGE 6

NOTES

1. BEARINGS RELATIVE TO A PREVIOUS SURVEY BY A & T SURVEYING, MAP H 9804019, WHICH WAS TIED TO SURVEY BY MILLER & ASSOC. DATED 11/12/75.
2. AREA COMPUTED BY COORDINATE GEOMETRY.
3. DEED REFERENCES: RECOMBINATION OF DEED BOOK 67, PAGE 197, DEED BOOK 223, PAGE 123 AND DEED BOOK 305, PAGE 703.
4. PLAT REFERENCES: SEE MAP H 91-05-08, BY CARPENTER LAND SURVEYING, MAP H 63, BY W.E. ARROWOOD, DATED: DECEMBER 1966, AND MAP H 9804019, BY A & T SURVEYING.
5. TAX MAP PARCEL H'S: 1804-00-32-2913-00000, 1804-00-32-5808-00000 & 1804-00-33-2321-00000.
6. THIS MAP WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT, WHICH MAY REVEAL ADDITIONAL CONVEYANCES, EASEMENTS, RIGHT-OF-WAYS OR RESTRICTIONS NOT SHOWN & IS NOT AN ALTA/ACSM LAND TITLE SURVEY.
7. ALL PROPERTY OWNERSHIPS WERE TAKEN FROM CURRENT COUNTY TAX MAP RECORDS AND/OR RECORDED PLATS ONLY.
8. BY GRAPHIC DETERMINATION, THE SUBJECT PROPERTY LIES IN FLOOD ZONE "X", (AREAS DETERMINED TO BE OUTSIDE 500-YEAR FLOOD PLAIN), AS BY THE FLOOD INSURANCE RATE MAP, PUBLISHED BY THE FEDERAL EMERGENCY MANAGEMENT AGENCY, COMMUNITY-PANEL NUMBER 370010 0100 B, EFFECTIVE DATE: SEPTEMBER 28, 1990.