NORTH CAROLINA

IREDELL COUNTY

ASSIGNMENT

THIS INDENTURE entered into this _____ day of Octobe- 1984, by and between MALLARD HEAD DEVELOPMENT CORP., a North Carolina Corporation with principal offices in Mooresville, Iredell County, North Carolina, hereinafter referred to as "ASSIGNOR", and DONNIE L. ALEXANDER and wife, SHERRY B. ALEXANDER, of Iredell County, North Carolina, hereinafter referred to as "ASSIGNEES";

W I T N E S S E T H:

THAT WHEREAS, Assignor purchased a certain tract of real estate off of a larger tract in June, 1978; and

WHEREAS, Assignees own a certain tract of land contiguous to Assignor's land; and

WHEREAS, said land belonging to Assignees has difficulty meeting certain required perk tests; and

WHEREAS, Assignor has reserved unto itself a utility easement with right of ingress and egress along a ten foot strip down each property line as set out in Restrictive Covenant Number 13 contained in those certain Restrictive Covenants which are properly recorded in Deed Book 625, Page 527, in the Iredell County Registry; and

WHEREAS, Assignor realizes it is of benefit to the entire development area for all lots therein to be capable of supporting a residence; and

WHEREAS, an easement for nitrification areas has been granted to Assignees onto those lands which constitute the golf course and for this easement to be viable, it is necessary to reach it by using those certain easements reserved by Assignor in the Restrictive Covenants, as hereinabove set out.

NOW, THEREFORE, in consideration of TEN DOLLARS AND OTHER VALUABLE CONSIDERATIONS, Assignor hereby transfers and assigns any of its right, title, and interest in and to that reservation of a perpetural, alienable, and reasonable easement as specifically set out in Item Number 13 of the Declaration and Establishment of Conditions, Reservations, Covenants, and Restrictions for Mallard Head Development Single Family Residential Subdivision, Iredell County, North Carolina, recorded in Deed Book 625, Page 523, at 527, in the Iredell County Registry to Assignees. This Assignment is of the right to use said easement only and in no way does it deprive the Assignor of its concurrent right to use said easement.

POPE, McMILLAN, GOURLEY & KUTTEH
ATTORNEYS AT LAW
STATESVILLE, N. C.

IN WITNESS WHEREOF, the Assignor has caused this instrument to be signed in its name by its Exec Vice President, attested by its _____ Secretary, and its official seal to be hereto affixed, all by authority duly given, on the day and year first above written.

MALLARD HEAD DEVELOPMENT CORP.

(AFFIX CORPORATE SEAL)

ATTEST:

By: John D Carroll
Exec Vice President

Secretary

NORTH CAROLINA
IREDELL COUNTY

I, James L. Hudson, Notary Public of the aforesaid County and State, certify that _____ personally came before me this day and acknowledged that he is the _____ Secretary of MALLARD HEAD DEVELOPMENT CORP., a North Carolina Corporation, and that by authority duly given and as the act of said corporation, the foregoing instrument was signed in its name by its Exec Vice President, sealed with its corporate seal, and attested by Him self as its _____ Secretary.

WITNESS my hand and Notarial Seal, this 29th day of October, 1984.

My Commission Expires:

Jan 5 1985

James L. Hudson
Notary Public

NORTH CAROLINA
IREDELL COUNTY

The foregoing certificate of _____ is certified to be correct. This instrument was presented for registration this day and hour and duly recorded in the office of the Register of Deeds of Iredell County, North Carolina, in Book _____, Page _____.

This _____ day of October, 1984, at _____ o'clock ____.M.

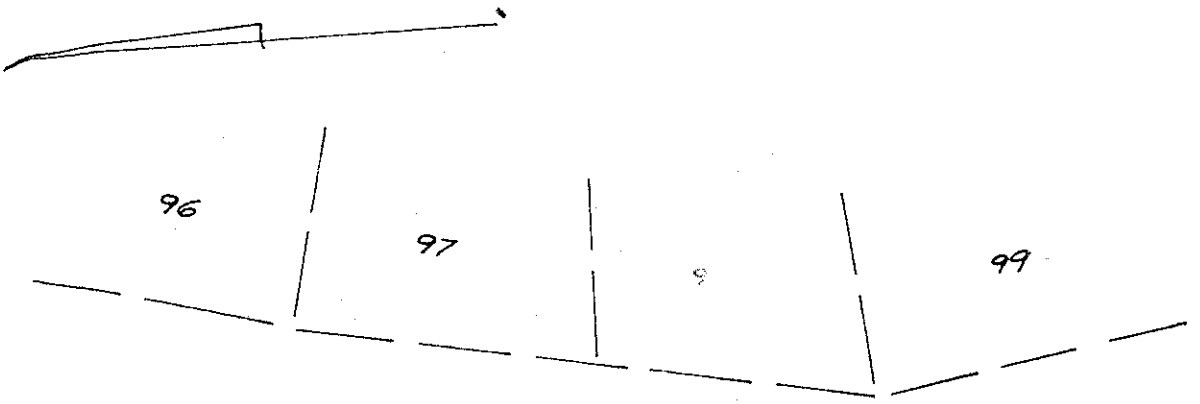
_____ BY: _____
REGISTER OF DEEDS Deputy Register of Deeds

POPE, McMILLAN, GOURLEY
& KUTTEH
ATTORNEYS AT LAW
STATESVILLE, N. C.

THIS IS TO CERTIFY THAT ON THE 23 DAY OF July 1985 I, SURVEYED THE PROPERTY SHOWN ON THIS PLAT, AND THAT THE TITLE LINES AND THE WALLS OF THE BUILDINGS IF ANY ARE SHOWN HEREON.

SIGNED Donald Ray Allen
REGISTERED SURVEYOR

SEAL
11131
DONALD RAY ALLEN



~ Mallard Head Golf Course ~
Fairway № 12

Sanitary Sewer Easement for Lot 18, Spring Run Subd.

