

CITY OF KANNAPOLIS

CITY ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF KANNAPOLIS:

Section 1. Title.

This Ordinance shall be known and may be cited as the “City of Kannapolis Ordinance Regulating Conduct in City Parks and Public Property”.

Section 2. Construction of Ordinance.

- (a) Any requirement or prohibitions of any act shall respectively extend to and include the causing and procuring, directly or indirectly, of such act.
- (b) No provision of this Ordinance shall make unlawful any act necessarily performed by any officer or employee of the city in the line of duty or work as such, or by any person, his agent or employees, in the proper and necessary execution of the terms of any agreement.
- (c) Any act otherwise prohibited by law or local ordinance shall be lawful if performed, under, by virtue of, and strictly within the provisions of a permit so to do, and to the extent authorized thereby.
- (d) This ordinance contains provisions which are in addition to and supplementary to the state vehicle and traffic laws which are in force and which are incorporated in this ordinance by reference and made a part thereof.

Section 3. Definitions. The following words, terms and phrases, when used in this Ordinance, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

City Manager means the City Manager of the City of Kannapolis.

City Council means the Kannapolis City Council.

Department means the Kannapolis Parks and Recreation Department

Footpath or *trail* means any path or trail maintained for pedestrians.

Park, Park Property, Public Property means and includes all or any portion of any park or other public property in the City of Kannapolis including, but not limited to Baker’s Creek Park, Village Park, Town Park, Kannapolis Cemetery, Midway Ball field and other property owned by the City of Kannapolis including, but not limited to, the property described in Schedule A attached hereto. The terms *Park, Park Property and Public Property* shall be each deemed to include one another.

Pedestrian means a person afoot.

Permit means any written license issued by or under the authority of the department, permitting the performance of a specified act.

Regulation means any regulation duly adopted by the Kannapolis City Council or the City Manager.

Vehicle means any conveyance, including motor vehicles, trailers of all types, campers, sleds, sleighs, pushcarts, or vehicles propelled by other than muscular power. Vehicles shall also include any horse or horse-drawn conveyance but shall exclude non-motorized bicycles or tricycles or vehicles used to propel disabled persons.

Section 4. Enforcement of Ordinance.

- (a) Enforcement of this Ordinance is punishable by immediate suspension from the park for not more than 30 days. The City Manager or his designee is empowered to invoke this suspension. Authorized park personnel are empowered to invoke expulsion for not more than three days. In addition, City police officers and authorized park personnel shall have the duty and responsibility to enforce this Ordinance and shall be empowered to issue citations for violations as set forth in Section 5 when, in their judgment, any provisions have been violated.
- (b) Each person receiving a citation may within 15 days of its issuance pay, as a penalty in full satisfaction of such violation, the sum set forth in this ordinance. Failure of such person to render payment of such amount within 15 days shall render such person subject to punishment for a misdemeanor.

Section 5. Penalty for violation of ordinance; fines.

- (a) Violations of this ordinance shall be infractions punishable in accordance with G.S. 160A-175.
- (b) This ordinance may be enforced by any appropriate remedy authorized by G.S. 160A-175.

Section 6. Park preservation. Upon any park property, it shall be unlawful for any person to:

- (a) Destruction of Property. Mark, deface, disfigure, injure, tamper with or displace or remove any buildings, bridges, tables, benches, fire places, railings, pavings or paving materials, water lines or other public utilities or parts or appurtenances thereof, signs, notices or placards, whether temporary or permanent, monuments, stakes, posts, or other boundary markers, or other structures or equipment, facilities or park property or appurtenances whatsoever, either real or personal.

- (b) Restrooms. Fail to cooperate in maintaining restrooms and washrooms in a neat and sanitary condition.
- (c) Excavation. Dig or remove any soil, rock, sand, stones, trees, shrubs or plants or other wood or materials or make any excavation by tool, equipment, blasting or other means or agency.
- (d) Damage to plants or grass. Damage, cut, carve, mark, transplant or remove any plant, or injure the bark, or pick flowers or seed of any tree or plant, dig in or otherwise disturb grass areas, or in any other way injure the natural beauty or usefulness of any area.
- (e) Structures. Construct or erect any building or structure of whatever kind, whether permanent or temporary, or run or string any public service utility into, upon, or across park property, except on special written permit issued pursuant to this ordinance.
- (f) Water. Throw, discharge, or otherwise place or cause to be places in the waters of any fountains, pond, lake, stream or other body of water in or adjacent to any park or any tributary, stream, storm sewer, or drain flowing into such water, any substance, matter or thing, liquid or solid, which will or may result in the pollution of the waters.
- (g) Waste. Take into, carry through or put into any park, any rubbish, refuse, garbage or other material. Such refuse and rubbish shall be deposited in receptacles so provided. Where receptacles are not provided, all such rubbish or waste shall be carried away from the park by the person responsible for its presence and properly disposed of elsewhere.
- (h) Signs/banners. Attach or place any sign, banner, wire, rope or cable, or any other contrivance to any building, sign, tree or other park property without prior written approval from the City Parks and Recreation Department; such apparatus, if permitted, must be removed with one (1) hour after the close of the event.
- (i) Animals / waste and control. Cause or permit any animal, under a person's custody or his control, to enter the park, except a dog restrained by a leash not exceeding six feet in length, except when such animal is part of the park program. Further, the person having custody of the dog or animal shall be responsible for the removal of any animal solid waste.
- (j) Livestock. Bring use, ride, or drive a horse, pony, mule, cow or any other animal in any part of the park unless the animal is part of a park sponsored program, except as provided in subsection (i) of this Section 6.

- (k) Wildlife. Damage or alter any wildlife habitat or area within the park, except as undertaken by authorized park personnel or their agents as a bona fide wildlife management practice.

Section 7. Firearms; explosives; alcoholic beverages; drugs; dangerous substances. It shall be unlawful for any person to bring into or have in his possession:

- (a) Firearms. Any rifle, shotgun, BB gun, air gun, spring gun, slingshot, bow, or other weapon in which the propelling force is gunpowder, a spring or air, or any explosive of any kind. Upon entering any park any of the weapons enumerated in this subsection which a person possesses must be made inoperative and place in an enclosed area that is not readily accessible.
- (b) Alcohol/Drugs. Any alcoholic beverage or any narcotic drug, hallucinogen, or any other controlled substance without a valid physician's prescription. While in any park, persons should conduct themselves in a proper and orderly manner and further shall not display, consume, or be under the influence of alcoholic beverages or any narcotic drug, hallucinogen, or any other controlled substance without a valid physician's prescription.
- (c) Fireworks/Explosives. Any fireworks or explosive of any kind or nature except as may be otherwise permitted by law.

Section 8. Hunting. It shall be unlawful for any person in any park area to hunt, trap, shoot, kill, wound, molest, capture, chase, willfully frighten, or attempt to harm any wildlife within the park, except as undertaken by authorized park personnel in their exercise of a bona fide wildlife management practice.

Section 9. Camping; fires; picnic areas. It shall be unlawful to:

- (a) Camping. Camp, park a car, trailer, or camper for the purpose of camping or stay overnight anywhere except in areas so designated.
- (b) Fires/grills. Kindle, build, maintain or use a fire except in places provided for such purposes. Any fire shall be continuously under the care and direction of a competent person from the time it is kindled until it is extinguished. No person shall throw away or discard any lighted match, cigar, cigarette, tobacco, paper or other material within or against any building, boat or vehicle, or under any tree or in underbrush. Park patrons may bring gas or charcoal grills for use at the park. These grills must be used only in designated picnic areas and must be placed within three feet of the stationary grills provided by the park. No grills of any kind are permitted within the perimeter or under any shelter.
- (c) Deep fat fryers/grease pots. Bring or use deep fat frying or grease pots into any park.

Section 10. Smoking. It shall be unlawful for any person to smoke in any structure or place where smoking is prohibited. Smoking may be prohibited by the City Manager or his authorized agent in any part when it is deemed by him to be a fire hazard.

Section 11. Aviation. It shall be unlawful for any person within the confines of any park to voluntarily take off, land, or cause to descend or take off any airplane, flying machine, balloon, parachute, or other apparatus of aviation, except as expressly permitted by the City Manager. Voluntarily shall mean any action other than a forced landing. This section shall also apply to radio-controlled airplanes, helicopters, rockets and other airborne objects.

Section 12. Hours of operation. It shall be unlawful for any person to enter or remain in any park except during those hours of operation that it is open to the general public as established by the City Manager.

Section 13. Vehicles and parking. It shall be unlawful for any person to:

- (a) Drive any vehicle or bicycle on any area except the paved park roads or parking areas, or such areas as may on occasion be specifically designated as temporary areas by the City Manager or his designee.
- (b) Park a vehicle anywhere except on a designated parking area.
- (c) Leave a vehicle standing or parked in established parking areas or elsewhere in any park during hours when the park is closed.
- (d) Leave a bicycle in a place other than a bicycle rack when such is provided and there is space available.
- (e) Ride a bicycle without reasonable regard to the safety of others.
- (f) Leave a bicycle lying on the ground or pavement or set against trees or other unsafe areas.
- (g) Unless otherwise posted, operate a motor vehicle in excess of 20 miles per hour within any park.
- (h) Operate a motorized trail bike or any other vehicle designed primarily for off-road use within the confines of any park.
- (i) Park a vehicle in a prohibited area, such as a handicapped-parking area, on the grass, or on the shoulder of a road. Any vehicle so parked may be towed at the owner's expense. The decision to tow a vehicle will be made by park personnel or city police.
- (j) Stop or park any truck, automobile or other vehicle or object in any area that is designated as a fire lane.

- (k) Fail to comply with all applicable provisions of the state motor vehicles traffic laws in regard to equipment and operation of vehicles together with such regulations as are contained in this and other ordinances.
- (l) Fail to obey all police officers or park personnel, such persons being hereby authorized and instructed to direct traffic whenever and wherever needed in any park and on the highways, streets or roads immediately adjacent thereto in accordance with the provisions of these regulations and such supplementary regulations as may be issued subsequently by the City Manager.
- (m) Fail to observe carefully all traffic signs indicating speed, direction, caution, stopping, or parking, and all others posted for proper control and to safeguard life and property.

Section 14. Personal conduct. It shall be unlawful for any person to:

- (a) Engage in criminal or disorderly conduct of any kind within any park.
- (b) Engage in any activity, which may constitute a hazard to the safety of themselves or other persons, except when conducted within reasonable safety guidelines in specific areas designated by park personnel for such activity. Such activities shall include, but are not limited to, archery, hitting of golf balls and horseback riding.
- (c) Dispose of lighted or unlighted matches, cigars, cigarettes, cigarette butts, or any flammable material or substance in other than trash receptacles or ash cans.
- (d) Engage in threatening language or in excessively noisy conduct of any kind at any time within any park such that is unreasonably disturbs other park patrons or neighbors.
- (e) Throw rocks or objects of any kind. This does not include balls or games used in athletic events when used in a reasonable manner and in such a way that they do not become hazards to other park patrons.
- (f) Solicit, peddle or beg within any recreation facility or sell any merchandise or wares, provided that this subsection shall not apply to (a) any concession granted by the City Manager for a recreation facility; or (b) any solicitation or sale of goods by nonprofit or civic groups, provided that a permit is obtained in advance from the City Manager.
- (g) Interfere with or in any manner hinder any employee of any park in the performance of his duties.
- (h) Erect signs, posters, billboards or other advertising, notice or information placards on park property.

Section 15. Rules and regulations. The City Manager may establish Rules and Regulations relating the operation, use and supervision of park property. It shall be unlawful for any person to fail or refuse to comply with such rules and regulations. The City Manager shall exercise such other authority as is granted by this Ordinance.

Adopted this ____ day of February, 2001.

O. Ray Moss
Mayor

ATTEST:

Bridgette Bell, CMC
City Clerk

SCHEDULE A

**CITY OF KANNAPOLIS ORDINANCE REGULATING
CONDUCT IN CITY PARKS AND PUBLIC PROPERTY**

**SOUTH MAIN PARK
TOWNSHIP MAP AND PARCEL NUMBER: 4-43-2.10**

Being all that certain tract or parcel of land located in the City of Kannapolis, Township #4, Cabarrus County, North Carolina, and being more particularly described as follows:

BEGINNING at a new iron pin in the eastern margin of the right-of-way of South Main Street (U.S. Highway 29-A), said new iron pin being located N. 12-28-57 E. 477.25 feet from the northwestern corner of Lot 1, Map One, Kannapolis Subdivision, S.W. Section Three as shown on plat thereof recorded in Map Book 20, at Page 3 in the Cabarrus County Public Registry (hereinafter the "Registry"); thence, with and along the eastern margin of the right-of-way of South Main Street, N. 17-24-41 E. 262.47 feet to an existing iron rod; thence, leaving the eastern margin of the right-of-way of South Main Street, S. 70-24-57 E. 201.44 feet to a point in the center line of the western track of the Southern Railroad; thence, with and along the center line of the western track of the Southern Railroad, with the arc of a circular curve to the left, having a radius of 5,729.58 feet, an arc length of 269.00 feet, and a chord bearing and distance of S. 16-50-55 W. 268.98 feet to a point; thence, leaving the center line of that western track, N. 68-37-31 W. 204.42 feet to a new iron pin, the point and place of BEGINNING, containing 1.229 acres, more or less, as shown on a "Plat of Boundary Survey 1.229 Acres, being part of Unnumbered Tract "Kannapolis Subdivision" S.W. Section II, Map Book 19, Page 99, prepared by Mel G. Thompson, N.C.R.L.S., dated July 17, 1998.

**POST OFFICE BUILDING
TOWNSHIP MAP AND PARCEL NUMBERS: 4-16-10.00; 4-16-11.30**

Being all of that certain tract or parcel of land located in the City of Kannapolis, Township #4, Cabarrus County, North Carolina, and being more particularly described as follows:

BEGINNING at a new drill hole at the intersection of the southern margin of the right-of-way of Vance Street (right-of-way varies) and the eastern margin of the right-of-way of Kannapolis Loop Road (75' right-of-way), said drill hole being located S. 40-03-20 E. 73.07 feet from an existing PK nail located at the intersection of the center line of the right-of-way of Vance Street and the center line of the right-of-way of Kannapolis Loop Road; thence, from said point of Beginning, with and along the southern margin of the right-of-way of Vance Street, S. 61-25-42 E. 219.27 feet to a point; thence S. 39-41-45 W. 343.70 feet to an existing iron rod; thence N. 50-26-59 W. 191.25 feet to an existing iron rod in the eastern margin of the right-of-way of Kannapolis Loop Road; thence, with and along the eastern margin of the right-of-way of Kannapolis Loop Road, the following four (4) courses and distances: (1) N. 35-12-26 E. 107.60 feet to a point; (2) with the arc of a circular curve to the left, having a radius of 753.70 feet, an arc distance of 27.57 feet, and a chord bearing and distance of N. 34-09-33 E. 27.57 feet to a

point; (3) N. 33-17-20 E. 142.47 feet to a new iron pin; and (4) N. 46-33-33 E. 25.77 feet to a drill hole, the point and place of BEGINNING, containing 1.522 acres, more or less, and being shown as Parcel 4 on "ALTA/ACSM Land Title Survey, Loop Road Offices", prepared by Mel G. Thompson, R.L.S., dated September 20, 1993.

**NORTH RIDGE OVERPASS
TOWNSHIP MAP AND PARCEL NUMBERS: 149-254**

Being all that certain tract or parcel of land located in the City of Kannapolis, China Grove Township, Rowan County, North Carolina, and being more particularly described as follows:

To locate the point and place of BEGINNING, commence at a new iron pin in the southern margin of the right-of-way of Jackson Park Road, said new iron pin being located S. 39-59-05 W. 1,546.15 feet from N.C.G.S. Monument "Kannapolis", having NAD 27 Coordinates N: 643,604.263 and E: 1,519,642.418; thence, with and along the southern margin of the right-of-way of Jackson Park Road, the following five (5) courses and distances: (1) N. 89-16-50 W. 359.86 feet to a new iron pin; (2) N. 00-43-10 E. 20.00 feet to a point; (3) N. 89-16-53 W. 128.45 feet to a point; (4) N. 89-04-12 W. 32.97 feet to a new iron pin; and (5) N. 84-25-23 W. 128.42 feet to a new iron pin; thence N. 37-43-54 E. 114.88 feet to a new iron pin in the northern margin of the right-of-way of Jackson Park Road, the point and place of BEGINNING, said Beginning point also being the eastern terminus of the diagonal formed by the intersection of the northern margin of the right-of-way of Jackson Park Road and the eastern margin of the right-of-way of North Main Street; thence, with and along that diagonal, N. 29-45-29 W. 68.68 feet to a new iron pin; thence S. 65-42-51 E. 73.74 feet to a new iron pin; thence S. 89-16-40 E. 130.96 feet to a point; thence S. 28-44-20 W. 36.73 feet to a point in the northern margin of the right-of-way of Jackson Park Road; thence, with and along the northern margin of the right-of-way of Jackson Park Road, the following two (2) courses and distances: (1) N. 89-16-40 W. 86.26 feet to a new iron pin; and (2) N. 86-41-27 W. 60.27 feet to a new iron pin, the point and place of BEGINNING, containing 0.137 acre, more or less, as shown on a "Boundary Survey for Four Tracts for Conveyance 1.824 Total Acres", prepared by Ruby A. Nicholson, N.C.R.L.S., dated August 6, 1998.

**TOWN PARK
TOWNSHIP MAP AND PARCEL NUMBER: 4-19-1.16**

Being all that certain tract or parcel of land located in the City of Kannapolis, Township #4, Cabarrus County, North Carolina, and being more particularly described as follows:

BEGINNING at a computed point at the intersection of the center line of the right-of-way of North Main Street and the eastern margin of the right-of-way of Lake Circle Drive, said computed point being located the following two (2) courses and distances from N.C.G.S. Monument "Kannapolis", having NAD 27 Coordinates N: 643,604.263 and E: 1,519,642.41: (1) S. 40-34-47 W. 4,677.18 feet to a point; and (2) N. 28-53-22 E. 40.33 feet to a point, the point and place of BEGINNING; thence, with and along the eastern margin of the right-of-way of Lake Circle Drive, the following eight (8) courses and distances: (1) N. 24-27-51 W. 210.53 feet to a point; (2) N. 19-34-34 W. 51.86 feet to a point; (3) N. 13-45-24 W. 52.41 feet to a point; (4)

N. 10-51-05 W. 51.19 feet to a point; (5) N. 07-15-42 W. 50.87 feet to a point; (6) N. 03-25-52 E. 34.77 feet to a point; (7) N. 13-07-14 E. 67.64 feet to a point; and (8) N. 19-46-33 E. 56.98 feet to an existing iron rod; thence, leaving the eastern margin of the right-of-way of Lake Circle Drive, S. 73-16-01 E. 43.07 feet to an existing iron rod; thence S. 06-02-58 E. 43.87 feet to a point; thence S. 13-47-54 E. 58.11 feet to a point; thence S. 17-15-16 E. 56.57 feet to a point; thence S. 26-05-59 E. 61.15 feet to a point; thence S. 35-13-29 E. 55.38 feet to a point; thence S. 51-18-40 E. 50.74 feet to a point; thence S. 72-38-01 E. 30.68 feet to a point; thence S. 72-38-01 E. 21.39 feet to a point in the center line of the right-of-way of North Main Street; thence, with and along the center line of the right-of-way of North Main Street, S. 28-53-22 W. 265.50 feet to the point and place of BEGINNING, containing 1.414 acres, more or less, shown on a "Plat of Boundary Survey 1.414 Acres Property of Atlantic American Properties, Inc.", prepared by Mel G. Thompson, N.C.R.L.S., dated July 21, 1998.

**VILLAGE PARK
TOWNSHIP MAP AND PARCEL NUMBERS: CABARRUS COUNTY:
4-19-1.21 AND ROWAN COUNTY: 148-148**

Being all that certain tract or parcel of land located in the City of Kannapolis, China Grove Township, Rowan County, North Carolina, and in Township #4, Cabarrus County, North Carolina, and being more particularly described as follows:

BEGINNING at a point, the intersection of the southern margin of the right-of-way of Goldston Street and the center line of the right-of-way of YMCA Drive (formerly known as Pine Circle), said point being located S. 76-07-03 W. 264.79 feet from the northwestern corner of Lot 16, Block E of KANNAPOLIS SUBDIVISION – N.W. SECTION 5, as shown on a plat thereof recorded in Book of Maps at Page 1689 in the Rowan County Public Registry (hereinafter the "Rowan Registry") and Book 19, Page 100 in the Cabarrus County Public Registry (hereinafter "Cabarrus Registry"); thence, from the point of BEGINNING, with and along the southern margin of the right-of-way of Goldston Street, N. 76-07-03 E. 264.79 feet to a point, the northwestern corner of Lot 16 as described above; thence, leaving the southern margin of the right-of-way of Goldston Street, S. 18-34-37 E. 316.10 feet to a point; thence N. 84-01-14 E. 150.35 feet to a point in the western margin of the right-of-way of West "B" Street; thence, with and along the western margin of the right-of-way of West "B" Street, the following two (2) courses and distances: (1) S. 02-13-56 E. 122.68 feet; and (2) with the arc of a circular curve to the left, having a radius of 42.48 feet, and an arc length of 64.77 feet to a point; thence S. 00-59-08 E. 163.10 feet to a point; thence S. 72-58-41 E. 196.48 feet to a point; thence N. 05-24-52 W. 64.15 feet to a point; thence N. 68-35-56 E. 152.74 feet to a point in the western margin of the right-of-way of West "A" Street; thence, with and along the western margin of the right-of-way of West "A" Street, the following three (3) courses and distances: (1) S. 17-13-13 E. 233.40 feet to a point; (2) S. 30-09-25 E. 134.38 feet to a point; and (3) S. 14-44-28 E. 53.22 feet to a point in the western margin of the right-of-way of Kannapolis Loop Road; thence, with and along the western margin of the right-of-way of Kannapolis Loop Road, S. 02-13-07 W. 608.07 feet to a point; thence, leaving the western margin of the right-of-way of Kannapolis Loop Road, N. 71-28-55 W. 141.92 feet to a new iron pin; thence S. 33-49-44 W. 200.00 feet to a nail in the northern margin of the right-of-way of West "C" Street; thence, with and along the northern margin of the right-of-way of West "C" Street, N. 56-33-05 W. 30.34 feet to a point in the boundary line of the Kannapolis Cemetery (now or formerly); thence, with and along the

boundary line of the Kannapolis Cemetery, the following seven (7) courses and distances: (1) N. 33-49-44 E. 327.28 feet to a point; (2) N. 41-21-40 W. 98.69 feet to a point; (3) N. 49-52-07 W. 154.92 feet to a point; (4) S. 35-48-00 W. 44.12 feet to a point; (5) N. 56-34-50 W. 458.17 feet to a point; (6) N. 32-34-50 E. 75.00 feet to a point; and (7) N. 54-40-35 W. 322.21 feet to a point in the center line of the right-of-way of YMCA Drive (formerly known as Cemetery Street); thence, with and along the center line of the right-of-way of YMCA Drive (formerly Cemetery Street, Mountain Street and Pine Circle), the following four (4) courses and distances: (1) N. 32-31-48 E. 133.56 feet to a point; (2) N. 52-47-26 W. 235.82 feet to a point; (3) N. 35-35-43 E. 196.71 feet to a point; and (4) N. 21-46-48 W 276.39 feet to the point and place of BEGINNING, containing 15.5 acres, more or less, as shown on a boundary survey entitled "Property of Atlantic American Properties, Inc.", prepared by Mel G. Thompson, N.C.R.L.S., dated January 21, 1988, last revised October 1, 1998.

Subject to and Seller hereby reserves a right and easement for pedestrian and vehicular access over and across that portion of the above described property which is more particularly described as follows:

To locate the point and place of BEGINNING, commence at a point which is located at the intersection of the western right-of-way line of Kannapolis Loop Road (NCDOT Project #8.2660501) and the northern right-of-way line of West "C" Street and run thence with the northern right-of-way line of West "C" Street the following four (4) calls and distances: (1) S. 67-05-35 W. 50.92 feet to a new iron pin, thence (2) N. 68-27-40 W. 96.15 feet to a new iron pin, thence (3) S. 34-10-56 W. 7.14 feet to a nail in the sidewalk, thence (4) N. 55-56-30 W. 124.80 feet to a "z" nail, which nail is the point and place of BEGINNING, thence from said beginning point N. 33-49-44 E. 200.00 feet to a new iron pin; thence N. 56-10-16 W. 30.34 feet to a point on the line of the property known as Kannapolis Cemetery, thence with and along the boundary of the Kannapolis Cemetery, S. 33-49-44 W. 200.20 feet to a point located in the northern right-of-way line of West "C" Street and thence with the northern right-of-way line of West "C" Street S. 56-33-05 E. 30.34 feet to a "z" nail, the point and place of BEGINNING.

NORTH RIDGE OVERPASS
TOWNSHIP MAP AND PARCEL NUMBERS: 4-19-6.30 4-19-6.40; 4-19-6.50; 4-19-6.60;
4-19-6.70; 4-19-6.80

Being all that certain tract or parcel of land located in the City of Kannapolis, Township #4, Cabarrus County, North Carolina, and being more particularly described as follows:

BEGINNING at a new iron pin in the southern margin of the right-of-way of Jackson Park Road, said new iron pin being located S. 39-59-05 W. 1,546.15 feet from N.C.G.S. Monument "Kannapolis", having NAD 27 Coordinates N: 643,604.263 and E: 1,519,642.418, said new iron pin also being the western terminus of the diagonal formed by the intersection of the southern margin of Jackson Park Road and the western margin of North East Avenue; thence, with and along that diagonal, S. 44-59-15 E. 43.13 feet to a point; thence N. 80-22-16 E. 6.46 feet to a nail set in the western margin of the right-of-way of North East Avenue; thence, with and along the western margin of the right-of-way of North East Avenue with the arc of a circular curve to the right, having a radius of 152.50 feet, an arc length of 69.07 feet, and a chord bearing and distance of S. 01-58-40 E. 68.48 feet to a nail set; thence, leaving the western margin of the

right-of-way of North East Avenue, N. 56-56-05 W. 112.79 feet to a new iron pin; thence S. 37-23-55 W. 69.70 feet to an existing iron rod; thence S. 33-49-09 W. 8.03 feet to an existing iron rod; thence N. 73-14-27 W. 15.48 feet to an existing iron rod; thence S. 26-37-35 W. 74.41 feet to a nail by existing iron rod; thence N. 61-16-39 W. 133.01 feet to an existing iron rod; thence S. 28-44-46 W. 17.77 feet to a nail by existing iron rod; thence N. 60-44-15 W. 146.18 feet to a nail by existing iron rod in the eastern margin of the right-of-way of North Ridge Avenue; thence, with and along the eastern margin of the right-of-way of North Ridge Avenue, the following two (2) courses and distances: (1) N. 28-46-45 E. 42.77 feet to a point; and (2) N. 59-29-59 E. 26.27 feet to a new iron pin in the southern margin of the right-of-way of Jackson Park Road; thence, with and along the southern margin of the right-of-way of Jackson Park Road, the following two (2) courses and distances: (1) S. 00-43-10 W. 5.67 feet to a new iron pin; and (2) S. 89-16-50 E. 359.86 feet to a new iron pin, the point and place of BEGINNING, containing 0.931 acre, more or less, as shown on a "Boundary Survey for Four Tracts for Conveyance 1.824 Total Acres", prepared by Ruby A. Nicholson, N.C.R.L.S., dated August 6, 1998.

KANNAPOLIS CEMETERY
TOWNSHIP MAP AND PARCEL NUMBER: 4-17-10.00

Being all that certain tract or parcel of land located in the City of Kannapolis, Township #4, Cabarrus County, North Carolina, and being more particularly described as follows:

BEGINNING at a PK nail located in the back of the curb at the intersection of the northeastern margin of the right-of-way of West "C" Street and the southeastern margin of the right-of-way of Cemetery Street (now known as YMCA Drive); thence, with and along the back of the curb along the southeastern margin of the right-of-way of Cemetery Street, N. 32-38-00 E. 403.89 feet to a new iron pin; thence S. 54-40-35 E. 306.49 feet to a new iron pin; thence S. 32-34-50 W. 75.00 feet to a new iron pin; thence S. 56-34-50 E. 458.17 feet to a new iron pin; thence N. 35-48-00 E. 44.12 feet to a new iron pin; thence S. 49-52-07 E. 154.92 feet to a new iron pin; thence S. 41-21-40 E. 98.69 feet to a new iron pin; thence S. 33-49-44 W. 327.28 feet to a point in the back of the curb in the northeastern margin of the right-of-way of West "C" Street; thence, with and along the back of the curb along the northeastern margin of the right-of-way of West "C" Street, the following three (3) courses and distances: (1) N. 56-33-05 W. 394.77 feet to a PK nail; (2) N. 56-28-15 W. 115.02 feet to a PK nail; and (3) N. 55-38-55 W. 498.90 feet to a PK nail, the point and place of BEGINNING, containing 8.264 acres, more or less, as shown on a "Survey of Kannapolis Cemetery", prepared by Mel G. Thompson, N.C.R.L.S., dated March 2, 1983.

OAK AVENUE
TOWNSHIP MAP AND PARCEL NUMBERS: 4-16-11.30; 4-20-1.11; 4-20-1.12; 4-20-1.30; 4-20-1.40; 4-20-1.50; 4-20-1.60; 4-20-1.70; 4-20-1.80; 4-20-1.90

Being all those certain tracts or parcels of land located in the City of Kannapolis, Township #4, Cabarrus County, North Carolina, and being more particularly described as follows:

BEGINNING at a PK nail set at the intersection of the northern margin of the right-of-way of West "D" Street (right-of-way varies) and the western margin of the right-of-way of Oak Avenue; thence, with and along the northern margin of the right-of-way of West "D" Street, the following three (3) courses and distances: (1) N. 51-23-56 W. 204.00 feet to a point; (2) N. 38-35-07 E. 4.73 feet to a point; and (3) N. 51-24-53 W. 188.81 feet to a new iron pin at the southern terminus of the diagonal formed by the intersection of the eastern margin of the right-of-way of South Loop Road (75' right-of-way) and the northern margin of the right-of-way of West "D" Street; thence, with and along that diagonal, N. 08-06-14 W. 37.04 feet to a new iron pin in the eastern margin of the right-of-way of South Loop Road; thence, with and along the eastern margin of the right-of-way of South Loop Road, N. 35-12-26 E. 284.38 feet to an existing iron rod; thence S. 50-26-59 E. 191.25 feet to an existing iron rod; thence N. 39-41-45 E. 343.70 feet to a point in the southern margin of the right-of-way of Vance Street; thence, with and along the southern margin of the right-of-way of Vance Street, S. 58-38-04 E. 94.76 feet to a new iron pin at the northern terminus of the diagonal formed by the intersection of the southern margin of the right-of-way of Vance Street and the western margin of the right-of-way of Oak Avenue; thence, with and along that diagonal, S. 12-00-12 E. 42.23 feet to a point in the western margin of the right-of-way of Oak Avenue; thence, with and along the western margin of the right-of-way Oak Avenue, S. 28-39-09 W. 649.33 feet to a PK nail set, the point and place of BEGINNING, containing 4.084 acres, more or less, shown as TRACT ONE on a "Boundary Plat of Two Tracts 6.345 Total Acres", prepared by Ruby A. Nicholson, R.L.S., dated September 22, 1993.

BEGINNING at a new iron pin in the eastern margin of the right-of-way of Oak Avenue, said iron pin being located N. 46-16-37 E. 202.01 feet from a PK nail set at the intersection of the northern margin of West "D" Street and the western margin of the right-of-way Oak Avenue; thence, from said point of Beginning, with and along the eastern margin of the right-of-way of Oak Avenue, the following two (2) courses and distances: (1) N. 28-35-31 E. 66.34 feet to a point; and (2) N. 28-36-00 E. 219.78 feet to a point in the southern boundary line of the property of First Presbyterian Church (now or formerly) as described in Deed Book 608, Page 510 of the Cabarrus County Public Registry (hereinafter the "Registry"); thence, with and along the southern boundary line of the property of First Presbyterian Church, S. 61-15-12 E. 336.15 feet to a point in the western margin of the right-of-way of West Avenue; thence, with and along the western margin of the right-of-way of West Avenue, S. 28-48-04 W. 294.39 feet to an existing iron rod in the northern boundary line of the property of Fieldcrest-Cannon, Inc. (now or formerly) as described in Deed Book 602, Page 525 of the Registry; thence, with and along the northern boundary line of the property of Fieldcrest-Cannon, Inc., the following two (2) courses and distances: (1) N. 61-37-11 W. 203.80 feet to an existing iron rod; and (2) N. 57-04-47 W. 131.68 feet to a new iron pin, the point and place of BEGINNING, containing 2.261 acres, more

or less, shown as TRACT TWO on a "Boundary Plat of Two Tracts 6.345 Total Acres", prepared by Ruby A. Nicholson, R.L.S., dated September 22, 1993.

**MIDWAY BALLFIELD
TOWNSHIP MAP AND PARCEL NUMBER: 4-42-48.20**

Being all of that certain tract or parcel of land located in the City of Kannapolis, Township #4, Cabarrus County, North Carolina, and being more particularly described as follows:

BEGINNING at a new iron pin located at the intersection of the northeastern margin of the right-of-way of Gay Street and the southeastern margin of the right-of-way of Leonard Avenue; thence, with and along the southeastern margin of the right-of-way of Leonard Avenue, N. 43-58-50 E. 74.01 feet to a new iron pin at the western terminus of the diagonal formed by the intersection of the southeastern margin of the right-of-way of Leonard Avenue and the southwestern margin of the right-of-way of South Loop Road (formerly West "H" Street) (75' right-of-way); thence, with and along that diagonal, N. 87-05-21 E. 36.94 feet to a new iron pin in the southwestern margin of the right-of-way of South Loop Road; thence, with and along the southwestern margin of the right-of-way of South Loop Road, with the arc of a circular curve to the left, having a radius of 610.46 feet, an arc distance of 264.63 feet, and chord bearing and distance of S. 62-14-15 E. 262.56 feet to a new iron pin at the northern terminus of the diagonal formed by the intersection of the southwestern margin of right-of-way of South Loop Road and the western margin of the right-of-way of Martin Circle; thence, with and along that diagonal, S. 33-43-37 E. 35.40 feet to a new iron pin in the western margin of the right-of-way of Martin Circle; thence, with and along the western margin of the right-of-way of Martin Circle, the following four (4) courses and distances: (1) S. 07-06-48 W. 165.48 feet to a new iron pin; (2) S. 82-53-12 E. 4.78 feet to a new iron pin; (3) S. 06-48-03 W. 247.24 feet to a nail set; and (4) S. 23-35-15 E. 63.63 feet to an existing iron rod in the western boundary line of Lot 10, Kannapolis Subdivision, Map 1-S.W. Section 3, as shown on a plat thereof recorded in Map Book 20, at Page 3 in the Cabarrus County Public Registry (hereinafter the "Registry"); thence, with and along the boundary lines of Lots 10 and 9 of the aforementioned Kannapolis Subdivision, the following two (2) courses and distances: (1) S. 61-03-59 E. 88.42 feet to an existing iron rod; and (2) S. 89-37-28 E. 110.22 feet to an existing iron rod; thence N. 20-50-40 E. 120.86 feet to an existing nail; thence N. 00-32-42 E. 124.97 feet to a point; thence S. 89-22-11 E. 116.68 feet to a new iron pin in the western margin of the right-of-way of South Main Street (U.S. Highway 29-A); thence, with and along the western margin of the right-of-way of South Main Street, the following five (5) courses and distances: (1) S. 02-43-51 W. 60.99 feet to a point; (2) S. 86-41-34 E. 16.68 feet to a point; (3) S. 02-57-27 W. 143.55 feet to a point; (4) S. 00-24-01 W. 134.52 feet to a point; and (5) S. 00-01-17 W. 105.83 feet to an existing iron rod; thence, leaving the western margin of the right-of-way of South Main Street, S. 85-42-02 W. 175.35 feet to an existing iron rod; thence, S. 04-26-08 E. 90.52 feet to an existing iron rod; thence S. 04-14-55 E. 65.96 feet to an existing nail at the northern terminus of the right-of-way of Bell Street; thence, with and along the terminus of the right-of-way of Bell Street, S. 04-21-24 E. 47.30 feet to a new iron pin; thence S. 88-02-02 W. 135.86 feet to an existing tack; thence S. 86-50-57 W. 117.75 feet to an existing iron pin; thence N. 41-56-16 W. 157.98 feet to a new iron pin; thence N. 63-38-16 W. 103.51 feet to a point; thence N. 26-20-11 E. 41.20 feet to an existing iron rod; thence N. 41-46-22 W. 516.14 feet to an existing iron rod in the boundary line of Lot 14 of Bergerburg

as shown on a plat thereof recorded in Map Book 1, at Page 20 in the Registry; thence, with and along the boundary line of Lots 14, 13, 12, 11, 10, 9, 8, 7 and 6 of the aforementioned Bergerburg subdivision, N. 47-23-12 E. 396.70 feet to an existing iron rod; thence, N. 47-39-29 E. 106.95 feet to a nail set in the northeastern margin of the right-of-way of Gay Street; thence, with and along the northeastern margin of the right-of-way of Gay Street, N. 42-25-10 W. 161.66 feet to the point and place of BEGINNING, containing 11.588 acres, more or less, as shown on "Plat of Boundary Survey 11.588 Acres", prepared by Mel G. Thompson, NCRLS, dated July 9, 1998 and last revised October 2, 1998.

**RAILROAD RIGHTS-OF-WAY
TOWNSHIP MAP AND PARCEL NUMBERS: 4-19-1.22; 4-20-17.00**

Being all that certain tract or parcel of land located in the City of Kannapolis, Township #4, Cabarrus County, North Carolina, and being more particularly described as follows:

TRACT 1 (1st Street):

BEGINNING at a new iron pin at the intersection of the southern margin of the right-of-way of Jackson Park Road and the western margin of the right-of-way of North Ridge Avenue, said iron pin being located S. 49-52-41 W. 1,852.84 feet from N.C.G.S. Monument "Kannapolis", having NAD 27 Coordinates N: 643,604.2630 and E: 1,519,642.4180; thence, with and along the western margin of the right-of-way of North Ridge Avenue, the following fourteen (14) courses and distances: (1) S. 29-54-29 W. 22.55 feet to a point; (2) S. 62-17-29 W. 22.43 feet to a point; (3) S. 28-18-51 W. 77.91 feet to a point; (4) S. 28-49-55 W. 592.69 feet to a point; (5) S. 28-39-03 W. 125.82 feet to a point; (6) S. 17-40-20 W. 23.24 feet to a point; (7) S. 27-59-51 W. 47.09 feet to a point; (8) S. 28-45-48 W. 360.55 feet to a point; (9) S. 28-54-37 W. 215.25 feet to a point; (10) S. 62-07-11 W. 6.87 feet to a point; (11) S. 29-39-56 W. 45.52 feet to a point; (12) S. 28-51-08 W. 123.84 feet to a point; (13) S. 28-42-43 W. 829.81 feet to a point; and (14) S. 28-38-14 W. 317.41 feet to a new iron pin in the northern margin of the right-of-way of East 1st Street; thence, with and along the northern margin of the right-of-way of East 1st Street, N. 61-53-13 W. 59.57 feet to a point; thence N. 28-43-57 E. 2,768.10 feet to a point; thence S. 89-04-16 E. 81.93 feet to a new iron pin, the point and place of BEGINNING, containing 3.865 acres, more or less, as shown on a "Plat of Boundary Survey 8.613 Total Acres" prepared by Mel G. Thompson, N.C.R.L.S., dated September 4, 1998.

TRACT 2 (Between 1st and "C" Street):

To locate the point of BEGINNING, commence at a new iron pin at the intersection of the southern margin of the right-of-way of Jackson Park Road and the western margin of the right-of-way of North Ridge Avenue, said iron pin being located S. 49-52-41 W. 1,852.84 feet from N.C.G.S. Monument "Kannapolis", having NAD 27 Coordinates N: 643,604.2630 and E: 1,519,642.4180; thence, with and along the western margin of the right-of-way of North Ridge Avenue, the following fourteen (14) courses and distances: (1) S. 29-54-29 W. 22.55 feet to a point; (2) S. 62-17-29 W. 22.43 feet to a point; (3) S. 28-18-51 W. 77.91 feet to a point; (4) S. 28-49-55 W. 592.69 feet to a point; (5) S. 28-39-03 W. 125.82 feet to a point; (6) S. 17-40-20 W. 23.24 feet to a point; (7) S. 27-59-51 W. 47.09 feet to a point; (8) S. 28-45-48 W. 360.55 feet to a point; (9) S. 28-54-37 W. 215.25 feet to a point; (10) S. 62-07-11 W. 6.87 feet to a point; (11) S.

29-39-56 W. 45.52 feet to a point; (12) S. 28-51-08 W. 123.84 feet to a point; (13) S. 28-42-43 W. 829.81 feet to a point; and (14) S. 28-38-14 W. 317.41 feet to a new iron pin in the northern margin of the right-of-way of East 1st Street; thence S. 28-15-20 W. 74.07 feet to a new iron pin in the southern margin of the right-of-way of East 1st Street, the point and place of BEGINNING; thence, with and along the western margin of the right-of-way of South Ridge Avenue, S. 28-21-31 W. 898.43 feet to a nail set in the northern margin of the right-of-way of East "C" Street; thence, with and along the northern margin of the right-of-way of East "C" Street, the following two (2) courses and distances: (1) N. 55-56-27 W. 50.54 feet to a point; and (2) N. 60-00-00 W. 15.73 feet to a point; thence N. 28-43-57 E. 892.72 feet to a point in the southern margin of the right-of-way of East 1st Street; thence, with and along the southern margin of the right-of-way of East 1st Street, S. 61-53-13 E. 60.19 feet to a new iron pin, the point and place of BEGINNING, containing 1.297 acres, more or less, as shown on a "Plat of Boundary Survey 8.613 Total Acres" prepared by Mel G. Thompson, N.C.R.L.S., dated September 4, 1998.

TRACT 3 (Between "C" Street and "G" Street):

To locate the point of BEGINNING, commence at a new iron pin at the intersection of the southern margin of the right-of-way of Jackson Park Road and the western margin of the right-of-way of North Ridge Avenue, said iron pin being located S. 49-52-41 W. 1,852.84 feet from N.C.G.S. Monument "Kannapolis", having NAD 27 Coordinates N: 643,604.2630 and E: 1,519,642.4180; thence, with and along the western margin of the right-of-way of North Ridge Avenue/South Ridge Avenue, the following seventeen (17) courses and distances: (1) S. 29-54-29 W. 22.55 feet to a point; (2) S. 62-17-29 W. 22.43 feet to a point; (3) S. 28-18-51 W. 77.91 feet to a point; (4) S. 28-49-55 W. 592.69 feet to a point; (5) S. 28-39-03 W. 125.82 feet to a point; (6) S. 17-40-20 W. 23.24 feet to a point; (7) S. 27-59-51 W. 47.09 feet to a point; (8) S. 28-45-48 W. 360.55 feet to a point; (9) S. 28-54-37 W. 215.25 feet to a point; (10) S. 62-07-11 W. 6.87 feet to a point; (11) S. 29-39-56 W. 45.52 feet to a point; (12) S. 28-51-08 W. 123.84 feet to a point; (13) S. 28-42-43 W. 829.81 feet to a point; and (14) S. 28-38-14 W. 317.41 feet to a new iron pin in the northern margin of the right-of-way of East 1st Street; (15) S. 28-15-20 W. 74.07 feet to a point; (16) S. 28-21-31 W. 898.43 feet; and (17) S. 28-30-28 W. 38.00 feet to a new iron pin in the southern margin of the right-of-way of East "C" Street, the point and place of BEGINNING; thence, with and along the southern margin of the right-of-way of East "C" Street, the following two (2) courses and distances: (1) S. 37-11-10 E. 10.96 feet to a point; and (2) S. 05-59-09 E. 6.61 feet to a point in the western margin of the right-of-way of South Ridge Avenue; thence, with and along the western margin of the right-of-way of South Ridge Avenue, the following seven (7) courses and distances: (1) S. 19-33-37 W. 5.47 feet to a point; (2) S. 28-39-15 W. 44.64 feet to a point; (3) S. 28-31-57 W. 116.20 feet to a point; (4) with the arc of a circular curve to the left, having a radius of 6,842.00 feet, an arc length of 679.05 feet, and a chord bearing and distance of S. 24-57-03 W. 678.77 feet to a point; (5) S. 21-37-36 W. 53.47 feet to a point; (6) with the arc of a circular curve to the left, having a radius of 6,535.00 feet, an arc length of 920.41 feet, and a chord bearing and distance of S. 16-11-15 W. 919.65 feet to a point; and (7) S. 12-53-11 W. 68.41 feet to a point; thence, leaving the western margin of the right-of-way of South Ridge Avenue, N. 76-26-53 W. 32.80 feet to a point; thence N. 76-26-53 W. 43.81 feet to a point; thence, with the arc of a circular curve to the right, having a radius of 5,729.58 feet, an arc length of 770.70 feet, and a chord bearing and distance of N. 14-48-29 E. 770.12 feet to a point; thence N. 20-02-31 E. 265.67 feet to a point; thence N. 22-31-31 E. 254.37 feet to a point; thence N. 24-42-52 E. 211.86 feet to a point; thence N. 26-39-51 E.

202.71 feet to a point; thence N. 28-06-48 E. 195.36 feet to a point; thence N. 28-43-57 E. 13.90 feet to a point in the southern margin of the right-of-way of East "C" Street; thence, with and along the southern margin of the right-of-way of East "C" Street, the following two (2) courses and distances: (1) S. 60-00-00 E. 15.76 feet to a point; and (2) S. 66-04-43 E. 50.68 feet to a point, the point and place of BEGINNING, containing 3.451 acres, more or less, as shown on a "Plat of Boundary Survey 8.613 Total Acres" prepared by Mel G. Thompson, N.C.R.L.S., dated September 4, 1998.

**WEST "A" STREET / NORTH LOOP ROAD
TOWNSHIP MAP AND PARCEL NUMBER: 4-18-16.20**

Being all that certain tract or parcel of land located in the City of Kannapolis, Township #4, Cabarrus County, North Carolina and being more particularly described as follows:

BEGINNING at a new iron pin at the intersection of the southern margin of the right-of-way of Church Avenue and the eastern margin of the right-of-way of West "A" Street, said new iron pin being located S. 51-48-34 E. 35.48 feet from the southwestern corner of Lot 57 in Block G Kannapolis Subdivision N.W. Section 5 as shown on a plat thereof recorded in Map Book 19, Page 100 in the Cabarrus County Public Registry (hereinafter the "Registry"); thence, with and along the southern margin of the right-of-way Church Avenue, N. 65-34-32 E. 246.26 feet to a new iron pin in the northern margin of the right-of-way of North Loop Road; thence, with and along the northern margin of the right-of-way of North Loop Road the following two courses and distances: (1) with the arc of a circular curve to the left having a radius of 610.46 feet, an arc length of 230.64 feet, and a chord bearing and distance of S. 35-29-43 W. 229.27 feet to a new iron pin, and (2) S. 60-48-22 W. 52.66 feet to a new iron pin in the eastern margin of the right-of-way of West "A" Street; thence, with and along the eastern margin of the right-of-way of West "A" Street, N. 22-12-29 W. 119.38 feet to a new iron pin, the point and place of BEGINNING, containing 0.358 acre more or less, and being a portion of Lots 58, 59, 60, 61 and 62 as shown on the above referenced map of Kannapolis Subdivision N.W. Section 5, as shown on a survey prepared by Ruby A. Nicholson, NCRLS, dated July 24, 1998.

**SOUTH WALNUT STREET
TOWNSHIP MAP AND PARCEL NUMBER: 4-16-1.20**

Being all that certain tract of parcel of land located in the City of Kannapolis, Township #4, Cabarrus County, North Carolina and being more particularly described as follows:

To locate the point and place of BEGINNING, commence at a point located in the northern margin of the right-of-way of South Walnut Street, the common southern corner of Lots 302 (hereinafter "Lot 302") and 304 in Block D of Kannapolis Subdivision S.W. Section VI as shown on a plat thereof recorded in Map Book 20 at Page 6 in the Cabarrus County Public Registry (hereinafter the "Registry"); thence, with and along the southern boundary line of Lot 302 and the northern margin of the right-of-way of South Walnut Street, N. 65-06-05 E. 65.81 feet to a new iron pin, the point and place of BEGINNING, thence, with the arc of a circular curve to the left having a radius of 24.85 feet, an arc length of 29.31 feet and a chord bearing and distance of N. 31-18-41 E. 27.64 feet to a new iron pin in the western boundary line of Lot 302;

thence, with and along the western boundary line of Lot 302, N. 49-41-40 W. 65.97 feet to a new iron pin in the southern margin of the right-of-way of West "C" Street; thence, with and along the southern margin of the right-of-way of West "C" Street, with the arc of a circular curve to the left having a radius of 204.05 feet, an arc length of 68.46 feet and a chord bearing and distance of S. 77-02-34 E. 68.14 feet to a new iron pin; the western terminus of the curve formed by the intersection of the southern margin of West C Street and the western margin of the right-of-way of South Loop Road; thence, with and along that curve to the right having a radius of 68.37 feet, an arc length of 65.94 feet and a chord bearing and distance of S. 50-45-58 E. 63.41 feet to a new iron pin; thence, continuing with and along the western margin of the right-of-way of South Loop Road with the arc of a circular curve to the left having a radius of 1,183.42 feet, an arc length of 90.46 feet and a chord bearing and distance of S 11-19-59 E. 90.43 feet to a new iron pin in the eastern boundary line of Lot 301 (hereinafter "Lot 301") as shown on that map of Kannapolis Subdivision SW Section VI described above; thence, with and along the eastern boundary line of Lot 301 the following two courses and distances: (1) N. 31-23-00 W. 17.27 feet to a new iron pin and (2) N. 36-34-00 W. 65.63 feet to a new iron pin in the southern margin of the right-of-way of South Walnut Street; thence, N. 78-10-10 W. 50.33 feet to a new iron pin, the point and place of BEGINNING, containing 0.118 acre, more or less, as shown on a "Boundary survey of 0.118 Acres-5,122 Sq. Ft.", prepared by Ruby A. Nicholson, NCRLS, dated July 10, 1998.

**CENTERGROVE ROAD/SOUTH RIDGE AVENUE
TOWNSHIP MAP AND PARCEL NUMBER: 4-42-49.20**

Being all those certain tracts or parcels of land located in the City of Kannapolis, Township #4, Cabarrus County, North Carolina and being more particularly described as follows:

TRACT 1:

BEGINNING at a new iron pin in the eastern margin of the right-of-way of South Main Street (U.S. Highway 29-A); said new iron pin being the western terminus of the diagonal formed by the intersection of the eastern margin of South Main Street and the northern margin of Centergrove Road (North Carolina Highway 136); thence, with and along the eastern margin of the right-of-way of South Main Street, the following five (5) courses and distances: (1) N. 07-16-33 E. 361.86 feet to a new iron pin; (2) N. 80-24-06 W. 10.76 feet to a point; (3) N. 09-37-38 E. 48.28 feet to a point; (4) N. 09-35-24 E. 46.36 feet to a point; and (5) N. 09-55-39 E. 38.59 feet to a nail set; thence S. 76-26-53 E. 272.90 feet to a point in the western margin of the right-of-way of South Ridge Avenue; thence, with and along the western margin of the right-of-way of South Ridge Avenue, the following eight (8) courses and distances: (1) S. 12-35-50 W. 39.36 feet to a point; (2) S. 6-02-29 W. 33.18 feet to a point; (3) S. 01-07-04 E. 42.22 feet to a point; (4) S. 07-40-23 E. 27.71 feet to a point; (5) S. 10-47-30 E. 153.64 feet to a point; (6) S. 79-02-56 W. 12.00 feet to a new iron pin; (7) S. 10-57-04 E. 102.48 feet to a new iron pin; and (8) S. 05-21-55 E. 62.70 feet to a new iron pin, the eastern terminus of the diagonal formed by the intersection of the western margin of the right-of-way of South Ridge Road and the northern margin of the right-of-way of Centergrove Road; thence, with and along that diagonal, S. 44-13-40 W. 65.84 feet to a new iron pin in the northern margin of the right-of-way of Centergrove Road; thence, with and along the northern margin of the right-of-way of Centergrove Road, N.

82-47-39 W. 278.25 feet to a new iron pin, the eastern terminus of the diagonal formed by the intersection of the northern margin of the right-of-way of Centergrove Road and the eastern margin of the right-of-way of South Main Street; thence, with and along that diagonal, N. 40-45-57 W. 54.77 feet to a new iron pin, the point and place of BEGINNING, containing 3.632 acres, more or less, as shown on a "Plat of Boundary Survey, 5.147 Total Acres", prepared by Mel G. Thompson, NCRLS, dated July 14, 1998 and last revised October 2, 1998.

TRACT 2:

BEGINNING at a new iron pin in the southern margin of the right-of-way of Centergrove Road (North Carolina Highway 136), said new iron pin being the western terminus of the diagonal formed by the intersection of the southern margin of Centergrove Road and the western margin of South Ridge Avenue; thence, with and along that diagonal, S. 39-08-16 E. 57.10 feet to a new iron pin in the western margin of the right-of-way of South Ridge Avenue; thence, with and along the western margin of the right-of-way of South Ridge Avenue, the following four (4) courses and distances: (1) S. 06-26-55 W. 223.00 feet to a new iron pin; (2) S. 83-33-05 E. 13.49 feet to a point; (3) S. 06-25-13 W. 24.45 feet to a point; and (4) S. 05-46-40 W. 27.17 feet to a point; thence, leaving the western margin of the right-of-way of South Ridge Avenue, S. 78-40-19 W. 178.15 feet to a point in the center line of the western track of the Southern Railroad; thence, with and along the center line of the western track of Southern Railroad, with the arc of a circular curve to the right having a radius of 5,729.58 feet, an arc length of 327.14 feet and a chord bearing and distance of N. 02-46-13 E. 327.10 feet to a point; thence, N. 81-24-01 W. 184.11 feet to a new iron pin in the eastern margin of the right-of-way of South Main Street; thence, with and along the eastern margin of the right-of-way of South Main Street, N. 03-18-26 E. 10.82 feet to a new iron pin, the western terminus of the diagonal formed by the intersection of the eastern margin of the right-of-way of South Main Street and the southern margin of the right-of-way of Centergrove Road; thence, with and along that diagonal, N. 56-31-04 E. 59.93 feet to a new iron pin in the southern margin of the right-of-way of Centergrove Road; thence, with and along the southern margin of the right-of-way of Centergrove Road, the following two (2) courses and distances: (1) S. 67-35-30 E. 38.13 feet to a new iron pin; and (2) S. 82-47-39 E. 238.00 feet to a new iron pin, the point and place of BEGINNING, containing 1.515 acres, more or less, as shown on a "Plat of Boundary Survey, 5.147 Total Acres", prepared by Mel G. Thompson, NCRLS, dated July 14, 1998 and last revised October 2, 1998.

**CHURCH AVENUE / NORTH LOOP ROAD
TOWNSHIP MAP AND PARCEL NUMBERS: 149-126; 149-128**

Being all those certain tracts or parcels of land located in the City of Kannapolis, China Grove Township, Rowan County, North Carolina, and being more particularly described as follows:

TRACT 1:

BEGINNING at a new iron pin in the northern margin of the right-of-way of North Loop Road, said iron pin being located at the western terminus of the diagonal formed by the intersection of the northern margin of the right-of-way of North Loop Road and the western margin of the right-of-way of Church Avenue; thence, with and along the northern margin of the right-of-way of North Loop Road, with the arc of a circular curve to the left, having a radius of 753.70 feet, an arc length of 146.12 feet, and a chord bearing and distance of S. 89-23-36 W. 145.89 feet to a new iron pin; thence, leaving the northern margin of the right-of-way of North Loop Road, and with and along the southern margin of the remnant of the right-of-way of Church Avenue which remained after the realignment of the intersection of Church Avenue and North Loop Road, N. 65-26-04 E. 145.28 feet to a new iron pin; thence N. 86-21-07 E. 60.19 feet to a new iron pin in the western margin of the right-of-way of realigned Church Avenue; thence, with and along the western margin of the right-of-way of Church Avenue, the following two (2) courses and distances: (1) S. 28-31-16 W. 8.33 feet to a new iron pin; and (2) with the arc of a circular curve to the left, having a radius of 175.00 feet, an arc length of 38.25 feet, and a chord bearing and distance of S. 21-26-28 W. 38.18 feet to a new iron pin, the eastern terminus of the diagonal formed by the intersection of the northern margin of the right-of-way of North Loop Road and the western margin of the right-of-way of Church Avenue; thence, with and along that diagonal, S. 55-03-53 W. 34.62 feet to a new iron pin, the point and place of BEGINNING, containing 0.141 acre, more or less, as shown on a "Boundary Survey of Two Tracts 0.436 Acres-18,993 square feet Total Area", prepared by Ruby A. Nicholson, N.C.R.L.S., dated July 17, 1998.

TRACT 2:

BEGINNING at a new iron pin in the northern margin of the right-of-way of North Loop Road, said new iron pin being the western terminus of the diagonal formed by the intersection of the northern margin of the right-of-way of North Loop Road and the eastern margin of the right-of-way of Church Avenue; thence, with and along that diagonal, N. 39-59-19 W. 73.20 feet to a new iron pin in the eastern margin of the right-of-way of Church Avenue; thence, with and along the eastern margin of the right-of-way of Church Avenue, N. 26-53-08 E. 40.74 feet to a new iron pin; thence S. 36-18-48 E. 99.80 feet to a new iron pin; thence N. 46-41-38 E. 55.58 feet to an existing iron pin; thence S. 58-02-48 E. 166.08 feet to a new iron pin in the western margin of the right-of-way of Poplar Avenue; thence, with and along the western margin of the right-of-way of Poplar Avenue, S. 28-47-13 W. 21.09 feet to a new iron pin at the eastern terminus of the diagonal formed by the intersection of the western margin of the right-of-way of Poplar Avenue and the northern margin of the right-of-way of North Loop Road; thence, with and along that diagonal, S. 76-29-59 W. 40.13 feet to a new iron pin in the northern margin of the right-of-way

of North Loop Road; thence, with and along the northern margin of the right-of-way of North Loop Road, with the arc of a circular curve to the left, having a radius of 753.70 feet, an arc length of 175.80 feet, and a chord bearing and distance of N. 68-01-53 W. 175.41 feet to a new iron pin, the point and place of BEGINNING, containing 0.295 acre, more or less, as shown on a "Boundary Survey of Two Tracts 0.436 Acres-18,993 square feet Total Area", prepared by Ruby A. Nicholson, N.C.R.L.S., dated July 17, 1998.

NORTH RIDGE OVERPASS
TOWNSHIP MAP AND PARCEL NUMBERS: 4-19-1.13 AND 4-19-1.14

Being all those certain tracts or parcels of land located in the City of Kannapolis, Township #4, Cabarrus County, North Carolina, and being more particularly described as follows:

To locate the point and place of BEGINNING, commence at a new iron pin in the southern margin of the right-of-way of Jackson Park Road, said new iron pin being located S. 39-59-05 W. 1,546.15 feet from N.C.G.S. Monument "Kannapolis", having NAD 27 Coordinates N: 643,604.263 and E: 1,519,642.418; thence, with and along the southern margin of the right-of-way of Jackson Park Road, the following three (3) courses and distances: (1) N. 89-16-50 W. 359.86 feet to a new iron pin; (2) N. 00-43-10 E. 20.00 feet to a point; and (3) N. 89-16-53 W. 128.45 feet to a point, the point and place of BEGINNING; thence, leaving the southern margin of the right-of-way of Jackson Park Road, S. 28-44-20 W. 145.83 feet to a point; thence S. 28-44-20 W. 84.60 feet to a point; thence N. 59-23-25 W. 178.62 feet to a new iron pin in the eastern margin of the right-of-way of North Main Street; thence, with and along the eastern margin of the right-of-way of North Main Street, N. 28-43-20 E. 122.18 feet to a new iron pin, the western terminus of the diagonal formed by the intersection of the eastern margin of the right-of-way of North Main Street and the southern margin of the right-of-way of Jackson Park Road; thence, with and along that diagonal, N. 69-21-26 E. 48.12 feet to a new iron pin in the southern margin of the right-of-way of Jackson Park Road; thence, with and along the southern margin of the right-of-way of Jackson Park Road, the following two (2) courses and distances: (1) S. 84-25-23 E. 128.42 feet to a new iron pin; and (2) S. 89-04-12 E. 32.97 feet to the point and place of BEGINNING, containing 0.756 acre, more or less, as shown on a "Boundary Survey for Four Tracts for Conveyance 1.824 Total Acres", prepared by Ruby A. Nicholson, N.C.R.L.S., dated August 6, 1998.