

12/26/2007

duponbj

Groundwater and Wastewater Services File Imaging Project

May 2007

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Mecklenburg County
Health Department

February 7, 1997

Mr. Henry Rabinovich
10820 C Independence Point Pky.
Matthews, NC 28105

Re: Four Lakes Drive
File: 1725B
Parcel: 193-294-03

Dear Mr. Ravinovich:

Receipt of your Application for Improvement Permit for the above referenced property is acknowledged. A soil evaluation and a site visit have been conducted. The results of the evaluation indicated that the site is **UNSUITABLE** under Rules .1941 **SOIL CHARACTERISTICS (MORPHOLOGY)**, .1943 **SOIL DEPTH** and .1945 **AVAILABLE SPACE**. For these reasons your Application for Improvement Permit is denied. A possible way to develop the site exists under Rule .1948(d) which reads as follows:

> A site classified as **UNSUITABLE** may be used for a ground absorption sewage treatment and disposal system specifically identified in Rules .1955, .1956, or .1957 of this Section or a system approved under Rule .1969 if written documentation, including engineering, hydrogeologic, geologic or soil studies, indicates to the local health department that the proposed system can be expected to function satisfactorily. Such sites shall be reclassified as **PROVISIONALLY SUITABLE** if the local health department determines that the substantiating data indicate that:
> (1) a ground absorption system can be installed so that the effluent will be non-pathogenic, non-infectious, non-toxic, and non-hazardous;
> (2) the effluent will not contaminate ground or surface water; and
> (3) the effluent will not be exposed on the ground surface or be discharged to surface waters where it could come in contact with people, animals, or vectors.

The State shall review the substantiating data if requested by the local health department.

Please be advised that you have the right to an informal review by this department. You also have the right to appeal under G.S. 130A-24, and to have the appeal held in Mecklenburg County.

If you have any questions regarding this matter, please call me at 336-5575.

Sincerely,

Kelly Randall, R.S., Soil Scientist
Individual Water and Wastewater Systems

Mecklenburg County
Health Department

Henry Rabinovich
10820 C INDEPENDENCE PTE. PKY
MATTHEWS NC 28105

Re: FOUR LAKES DRIVE
File: 1725-3
Parcel: 193-294-03

Receipt of your Application for Improvement Permit for the above referenced property is acknowledged. A soil evaluation and a site visit have been conducted. The results of the evaluation indicated that the site is **UNSUITABLE** under Rules [illegible] For these reasons your Application for Improvement Permit is denied. A possible way to develop the site exists under Rule .1948(d) which reads as follows:

over

A site classified as **UNSUITABLE** may be used for a ground absorption sewage treatment and disposal system specifically identified in Rules .1955, .1956, or .1957 of this Section or a system approved under Rule .1969 if written documentation, including engineering, hydrogeologic, geologic or soil studies, indicates to the local health department that the proposed system can be expected to function satisfactorily. Such sites shall be reclassified as **PROVISIONALLY SUITABLE** if the local health department determines that the substantiating data indicate that:

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Sincerely,

Kelly Randall, R.S., Soil Scientist
Individual Water and Wastewater Systems

. 1941 SOIL CHARACTERISTICS (MORPHOLOGY)

. 1943 SOIL DEPTH, and 1945 AVAILABLE SPACE

Bill

I plan to have the property Bush hogged and marked this weekend. Please call me at home 841-8399 or WORK, 841-8795 so I can meet you when you come out. We are supposed to close on the land by FEB. 13th.

HENRY CABINOVICH

FEE: 100.00 CK# 7345 | DATE: 12/4/97

INDIVIDUAL WATER AND WASTEWATER SYSTEMS PROGRAM
APPLICATION FOR IMPROVEMENT PERMIT FOR COMMERCIAL/INDUSTRIAL SITE

[redacted] | 1 | CRT

TYPE APPLICATION: ✓ NEW SYSTEM ___ EXPANSION OF EXISTING SYSTEM ___ REPAIR OF EXISTING SYSTEM

NORTH CAROLINA
DEPARTMENT OF ENVIRONMENT,
HEALTH, AND NATURAL RESOURCES
DIVISION OF ENVIRONMENTAL HEALTH
ON-SITE WASTEWATER SECTION

COPY

FILE #: 17236

PROJECT TRACKING #:

PROPERTY INFORMATION (FROM ENGINEERING FORM) FOR JOB LOCATION:

TAX/PARCEL NUMBER: 193 294 03

STREET ADDRESS: FOUR LAKES DRIVE

LOT NUMBER: LOT # 2 INDEPENDENCE PTE.

TOWNSHIP (CHECK ONE):

___ 0 MECKLENBURG
___ 1 CHARLOTTE
___ 2 DAVIDSON
___ 3 CORNELIUS
___ 4 PINEVILLE
X 5 MATTHEWS
___ 6 HUNTERSVILLE
___ 7 MINT HILL

✓ COMMERICAL ___ INDUSTRIAL

DESCRIBE TYPE OF BUSINESS:
MACHINE TOOL DISTRIBUTOR
Square footage of facility:

NUMBER OF EMPLOYEES: 10
PER SHIFT: ___ ___ ___

HOW WILL WATER BE USED IN THE FACILITY:

X TOILETS/URINALS
X HANDSINK
X SHOWERS
___ FLOOR DRAINS

OTHER, PLEASE DESCRIBE:

An IMPROVEMENT PERMIT is subject to revocation if site plans or the intended use change.

TYPE OF WASTEWATER:
X SEWAGE
___ INDUSTRIAL PROCESS WASTE WATER

IF EXPANSION OF EXISTING SYSTEM, DESCRIBE THE PROPOSED ADDITION:

WATER SUPPLY (CHECK ONE): ___ COMMUNITY (C) X MUNICIPAL (M) ___ PRIVATE WELL (P) ___ SHARED WELL (S) ___ OTHER 'SPRINGS' (O)

IF ANY OF THE FOLLOWING ARE LOCATED ON THE PROPERTY, PLEASE SHOW LOCATION ON PLAT:

BURIED CABLES, LANDFILLS, STUMPHOLES	___ YES X NO	WELL SPRINGS OR WATERLINES	___ YES X NO
EXISTING WASTE WATER SYSTEMS	___ YES X NO	DESIGNATED WETLANDS	___ YES X NO
EASEMENTS OR RIGHT-OF-WAYS	X YES ___ NO SEE SURVEY.		

BUILDING PLANS TO INCLUDE ALL PLUMBING, FLOOR DRAINS AND ALL SOURCES OF WASTEWATER DISCHARGE AND GRADING PLANS MAY BE REQUIRED DURING THE EVALUATION STAGE.

PROPERTY OWNER:

NAME: RABINOVICH HENRY S.
(LAST) (FIRST) (MI)

ADDRESS: 10820 C INDEPENDENCE PTE. PKY

CITY: MATTHEWS STATE: NC ZIP: 28105

DAYTIME PHONE: 704 841 8799

LEGAL AGENT FOR PROPERTY OWNER, IF APPLICABLE:

NAME:
(LAST) (FIRST) (MI)

DAYTIME PHONE: ( ) ---

WHAT DATE WAS THE PROPERTY ORIGINALLY DEEDED AND RECORDED? ___

THE UNDERSIGNED, OWNER, OR LEGAL AGENT FOR THE OWNER, OF THE PROPERTY DESCRIBED ABOVE AS THE "JOB LOCATION" HAS READ THE FOREGOING APPLICATION, ACKNOWLEDGES THAT THE CONTENTS OF SAME ARE TRUE, AND AUTHORIZES AGENTS OF THE MECKLENBURG COUNTY HEALTH DEPARTMENT TO ENTER ONTO THE PROPERTY FOR THE PURPOSE OF PROCESSING THIS REQUEST.

SIGNED: [signature] DATE: 12/4/97

COPY

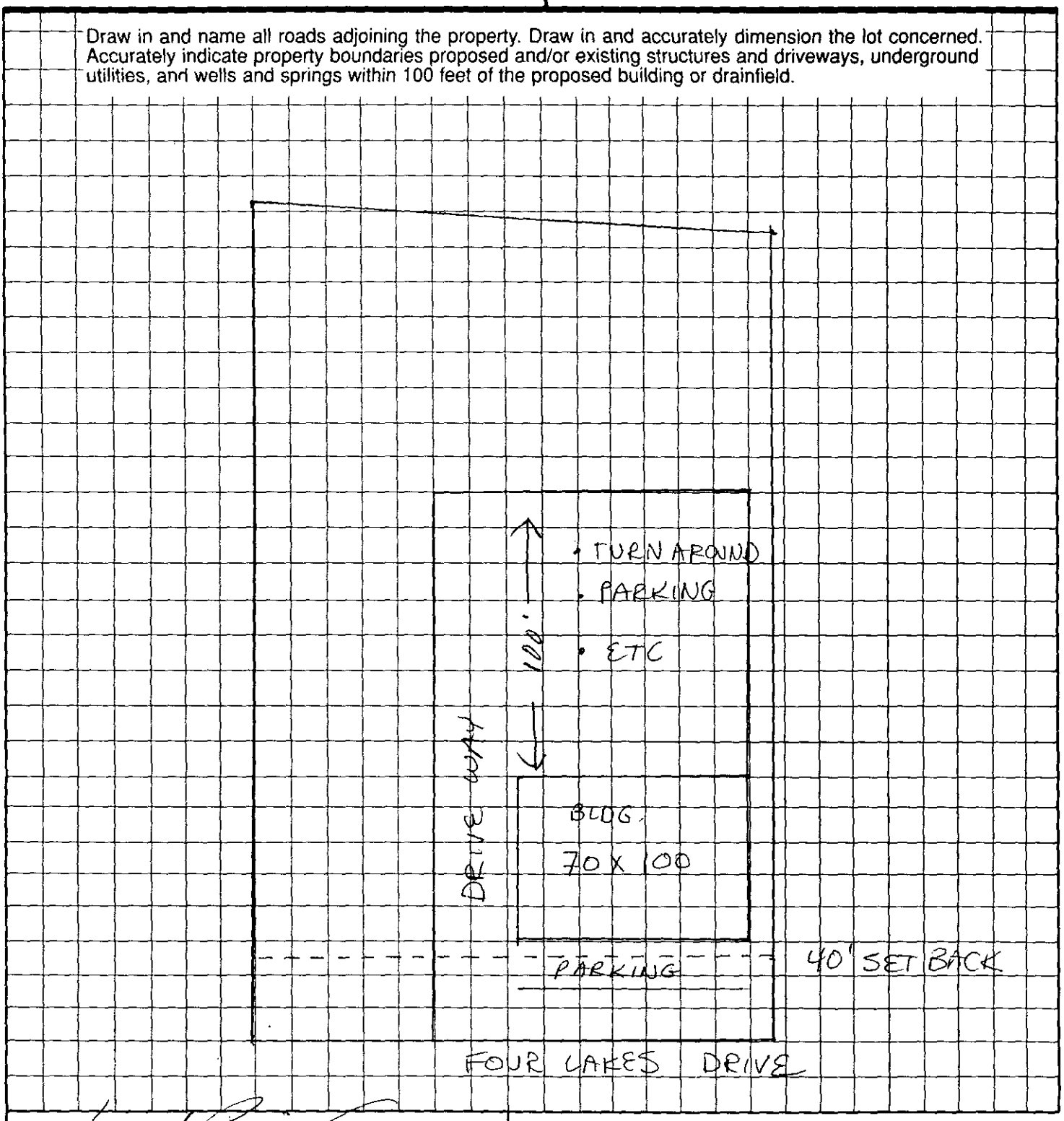
PROPOSED PLOT PLAN

HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
700 NORTH TRYON STREET
CHARLOTTE, NC 28202
PHONE (704) 336-5102

FILE: 17258

TC: 193-294-03

Draw in and name all roads adjoining the property. Draw in and accurately dimension the lot concerned. Accurately indicate property boundaries proposed and/or existing structures and driveways, underground utilities, and wells and springs within 100 feet of the proposed building or drainfield.



OWNER/AGENT SIGNATURE

DATE 1/24/97

APPROVAL DATE _____

White - Health Department's Copy Canary - E.H.S. Copy Pink - Owner's Copy

COPY

WILLIAM KYLE GROOT ET UX
DEED BK. 3529, PG. 323.
NOW OR FORMERLY

HEMBY INVESTMENTS INC.
DB. 4940, PG. 263.
NOW OR FORMERLY

NORTH CAROLINA REGISTERED No. 2610 LAND SURVEYOR SAMUEL P. MALONE JR.

REF: MB. 23, PG. 312
DATE: JULY 21, 1988

FIP

S 88°35'01" W
187.31'

S 88°36'03" W
EIR 16.75' EIP

S 06°41'16" E
128.72'

FIP

S 05°53'09" E
74.02'

FIR

1.88 ACRES
(COMPUTED BY COORDINATES)
less .125 ac street R/W
1.755 acres

N 07°59'55" W
338.46'

353.46'

LOT 2
INDEPENDENCE POINTE
MB. 23, PG. 312.

RUSSELL B. ISIDOR
DB. 3021, PG. 415.
NOW OR FORMERLY

S 06°03'59" W
236.31'

161.23'

15" RCP

DITCH TO BE CLEANED AND RE-SHAPED

15' PUBLIC DRAINAGE EASEMENT 0.07 ACRES

MATTHEWS-MINT HILL RD.
INDEPENDENCE BLVD.
SITE
FOUR LAKES DR.
INDEPENDENCE POINTE PKWY.
N.C. HWY. 51
VICINITY MAP n.t.s.

S 81°28'52" W 213.83'

CONC. HEADWALL

15.01'

214.34'

15" RCP

15.00'

EIR R/W

N 81°28'52" E 124.90'

NIR

89.44'

CONC. WALK

AREA UNDER CONSTRUCTION

60.06'

60.00'

S 08°31'08" W 60' R/W PUBLIC

CATCH BASINS

FOUR LAKES DRIVE
(PAVED)

CURBING

R/W

92.00'

EIR

N 81°28'52" E EIR

15" RCP

DITCH

BRICK WALL

O.R. THOMPSON
DB. 2314, PG. 137.
MB. 2369, PG. 381
NOW OR FORMERLY

LOT 1-A
INDEPENDENCE POINTE
MB. 23, PG. 312.

NOTES:
1. EIR=EXISTING IRON REBAR
2. EIP=EXISTING IRON PIPE.
3. R/W=RIGHT OF WAY.
4. RAW ERROR OF CLOSURE IS 1:20,000+.
5. NO N.C.G.S. MONUMENT WITHIN 2000' OF SITE.

Jobs 1725B

BOUNDARY SURVEY

OF:

1.88 ACRES, BLING THE INDEPENDENCE POINTE ASSOCIATES PROPERTY

SCALE: 1"=60'

THE TOWN OF MATTHEWS, MECKLENBURG CO., N.C.

THE PROPERTY OF INDEPENDENCE POINTE ASSOCIATES

MAP REFERENCE IN BOOK _____ PAGE _____ DEED REFERENCE IN BOOK 5440 PAGE 708

ACAD FILE: FLD.DWG, DISK 167. FOLDER: 14 JAN. 1987.

DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES
DIVISION OF ENVIRONMENTAL HEALTH
ON-SITE WASTEWATER SECTION

Sheet ___ of ___
PROPERTY ID #: #3 1725B
COUNTY: 193-294-03

SOIL/SITE EVALUATION
for ON-SITE WASTEWATER SYSTEM

OWNER: Henry S. Rabinowich manhair APPLICANT: _____
ADDRESS: 10820 C Independence Pt. Pkwy APPLICATION DATE: _____ DATE EVALUATED: _____
PROPOSED FACILITY: Pool Distribution PROPOSED DESIGN FLOW (.1949): 250gpd PROPERTY SIZE: 1.75
LOCATION OF SITE: Four Lakes Dr. PROPERTY RECORDED: _____
WATER SUPPLY: ☐ Private ☑ Public ☐ Well ☐ Spring ☐ Other _____
EVALUATION METHOD: ☑ Auger Boring ☐ Pit ☐ Cut
TYPE OF WASTEWATER: ☑ Sewage ☐ Industrial Process ☐ Mixed

PROFILE #	1940 LANDSCAPE POSITION/ SLOPE %	HORIZON DEPTH (IN.)	SOIL MORPHOLOGY (.1941) .1941 STRUCTURE/ TEXTURE	SOIL MORPHOLOGY (.1941) .1941 CONSISTENCE/ MINERALOGY	OTHER PROFILE FACTORS .1942 SOIL WETNESS/ COLOR	.1943 SOIL DEPTH	.1956 SAPRO CLASS	.1944 RESTR HORIZ	PROFIL CLASS & LTA
1	Slope 2-4 Cut / Fill Area 9-15% Flat	0-24"	Fill - Mixed						US
2	Flat	0-15"	massive / c	Fr/SExP/SS/SP	715" to chroma 2	saprolite @ surface	N/A	None	US
3	LS	0-3"	scl / gr	Fr/SExP/SS/SP	722" to chroma 2	22"	N/A	None	US
		3-22"	sBK / c	Fi-VFi/ExP/US/NP					
4	LS	0-6"	gr / sl	Fr/SExP/NS/NP	717" to chroma 2	17"	N/A	None	US
		6-17"	sBK / c	Fi-VFi/ExP/US/NP					
5	LS	0-4	gr / sl	Fr/SExP/NS/NP	712" to chroma 2	12"	N/A	None	US
		4-12"	sBK / c	Fi-VFi/ExP/US/NP					

DESCRIPTION	INITIAL SYSTEM	REPAIR SYSTEM
Available Space (.1945)	US	US
System Type(s)		

OTHER FACTORS (.1946): _____
SITE CLASSIFICATION (.1948): Unsuitable
EVALUATED BY: William A. Marlin 1-31-97
LSS

OMMENTS: Not sure if WCB Repair system

LEGEND

use the following standard abbreviations

ANDSCAPE POSITION	GROUP	SOIL TEXTURE	CONVENTIONAL 1955 LTAR	LPP 1957 LTAR	MINERALOGY/ CONSISTENCE	STRUCTURE
C (Concave Slope)	I	S (Sand)	1.2 - 0.8	0.6 - 0.4	NEXP (Non-expansive)	G (Single Grain)
V (Convex Slope)		LS (Loamy Sand)			SEXP (Slightly Expansive)	M (Massive)
(Drainage Way)					EXP (Expansive)	CR (Crumb)
S (Debris Slump)	II	SL (Sandy Loam)	0.8 - 0.6	0.4 - 0.3		GR (Granular)
P (Flood Plain)		L (Loam)				SBK (Subangular Blocky)
S (Foot Slope)						ABK (Angular Blocky)
(Head Slope)	III	SI (Silt)	0.6 - 0.3	0.3 - 0.15		PL (Platy)
(Linear Slope)		SICL (Silty Clay Loam)				PR (Prismatic)
(Nose Slope)		CL (Clay Loam)			MOIST	WET
(Ridge)		SCL (Sandy Clay Loam)				
(Shoulder Slope)		SLC (Silt Loam Clay)			VFR (Very Friable)	NS (Non-sticky)
(Terrace)					FR (Friable)	SS (Slightly Sticky)
	IV	SC (Sandy Clay)	0.4 - 0.1	0.2 - 0.05	FI (Firm)	S (Sticky)
		SIC (Silty Clay)			VFI (Very Firm v. Very Sticky)	VS (Very Sticky)
					EFI (Extremely Firm)	NP (Non-plastic)
		O (Organic)	None			SP (Slightly Plastic)
						P (Plastic)
						VP (Very Plastic)

OTES

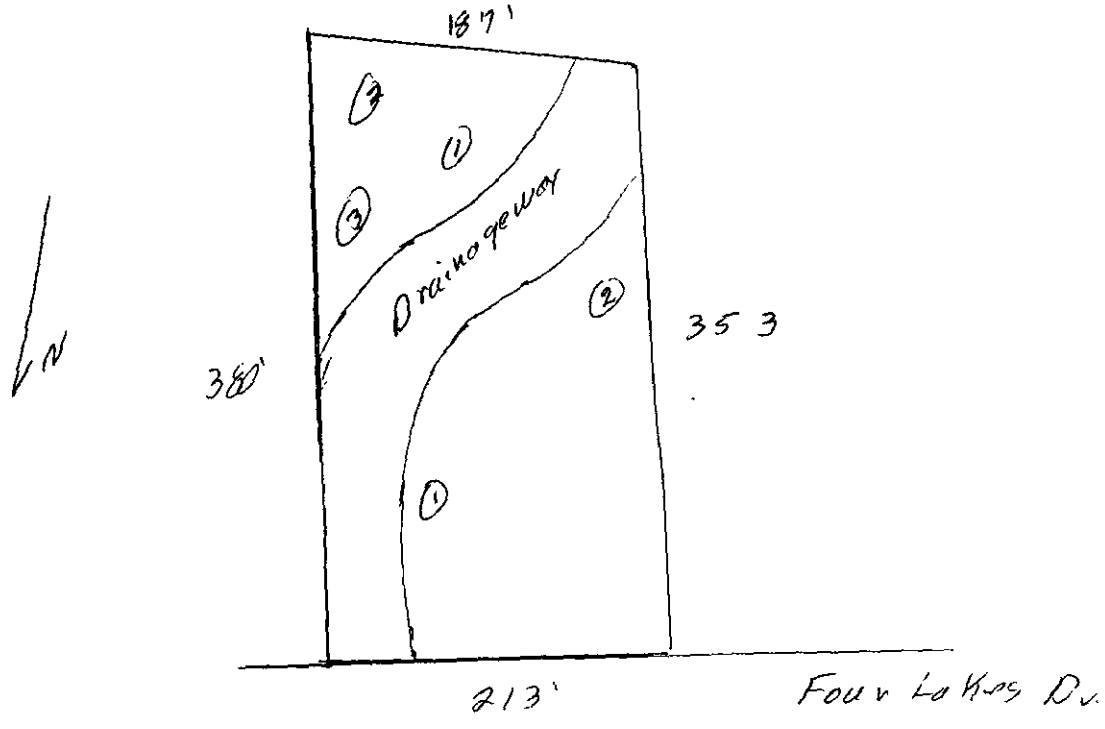
ORIZON DEPTH	In inches below natural soil surface
EPTH OF FILL	In inches from land surface
ESTRICTIVE HORIZON	Thickness and depth from land surface
APROLITE	S(suitable) or U(unsuitable)
OIL WETNESS	Inches from land surface to free water or inches from land surface to soil colors with chroma 2 or less - record Munsell color chip designation
LASSIFICATION	S (Suitable), PS (Provisionally Suitable), or U (Unsuitable)

valuation of saprolite shall be by pits.

ong-term Acceptance Rate (LTAR): gal/day/ft²

Show profile locations and other site features (dimensions, reference or benchmark, and North).

17259



FEE: 108.00 chk # 7744 | DATE: 12/24/97 | GC

INDIVIDUAL WATER AND WASTEWATER SYSTEMS PROGRAM
APPLICATION FOR IMPROVEMENT PERMIT FOR COMMERCIAL/INDUSTRIAL SITE

[redacted] | | CRT

TYPE APPLICATION: ✓ NEW SYSTEM ___ EXPANSION OF EXISTING SYSTEM ___ REPAIR OF EXISTING SYSTEM

NORTH CAROLINA
DEPARTMENT OF ENVIRONMENT,
HEALTH, AND NATURAL RESOURCES
DIVISION OF ENVIRONMENTAL HEALTH
ON-SITE WASTEWATER SECTION

FILE #: 17258

PROJECT TRACKING #:

PROPERTY INFORMATION (FROM ENGINEERING FORM) FOR JOB LOCATION:

TAX/PARCEL NUMBER: 193 294 03

STREET ADDRESS: FOUR LAKES DRIVE

LOT NUMBER: LOT # 2 INDEPENDENCE PTE.

TOWNSHIP (CHECK ONE):

___ 0 MECKLENBURG
___ 1 CHARLOTTE
___ 2 DAVIDSON
___ 3 CORNELIUS
___ 4 PINEVILLE
X 5 MATTHEWS
___ 6 HUNTERSVILLE
___ 7 MINT HILL

✓ COMMERICAL ___ INDUSTRIAL

DESCRIBE TYPE OF BUSINESS:
MACHINE TOOL DISTRIBUTOR
Space future of facility:

NUMBER OF EMPLOYEES: 10
PER SHIFT: ___ ___ ___

HOW WILL WATER BE USED IN THE FACILITY:

X TOLIETS/URINALS
X HANDSINK
X SHOWERS
___ FLOOR DRAINS

OTHER, PLEASE DESCRIBE:

An IMPROVEMENT PERMIT is subject to revocation if site plans or the intended use change.

TYPE OF WASTEWATER:
X SEWAGE
___ INDUSTRIAL PROCESS WASTE WATER

IF EXPANSION OF EXISTING SYSTEM, DESCRIBE THE PROPOSED ADDITION:

WATER SUPPLY (CHECK ONE): ___ COMMUNITY (C) X MUNICIPAL (M) ___ PRIVATE WELL (P) ___ SHARED WELL (S) ___ OTHER 'SPRINGS' (O)

IF ANY OF THE FOLLOWING ARE LOCATED ON THE PROPERTY, PLEASE SHOW LOCATION ON PLAT:

BURIED CABLES, LANDFILLS, STUMPHOLES	___ YES X NO	WELL SPRINGS OR WATERLINES	___ YES X NO
EXISTING WASTE WATER SYSTEMS	___ YES X NO	DESIGNATED WETLANDS	___ YES X NO
EASEMENTS OR RIGHT-OF-WAYS	X YES ___ NO SEE SURVEY.		

BUILDING PLANS TO INCLUDE ALL PLUMBING, FLOOR DRAINS AND ALL SOURCES OF WASTEWATER DISCHARGE AND GRADING PLANS MAY BE REQUIRED DURING THE EVALUATION STAGE.

PROPERTY OWNER:

NAME: RABINOVICH HENRY S.
(LAST) (FIRST) (MI)

ADDRESS: 10820 C INDEPENDENCE PTE. PKY

CITY: MATTHEWS STATE: NC ZIP: 28105

DAYTIME PHONE: 704 841 8799

LEGAL AGENT FOR PROPERTY OWNER, IF APPLICABLE:

NAME:
(LAST) (FIRST) (MI)

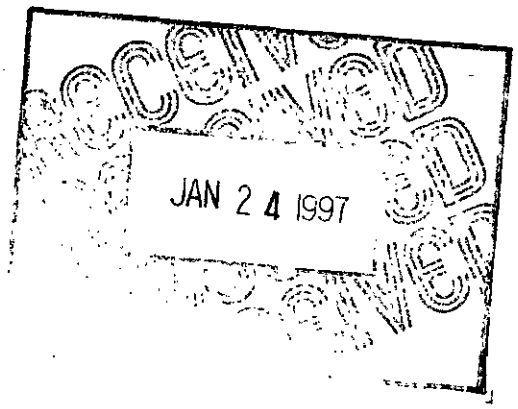
DAYTIME PHONE: ( ) —

WHAT DATE WAS THE PROPERTY ORIGINALLY DEEDED AND RECORDED? _____

THE UNDERSIGNED, OWNER, OR LEGAL AGENT FOR THE OWNER, OF THE PROPERTY DESCRIBED ABOVE AS THE "JOB LOCATION" HAS READ THE FOREGOING APPLICATION, ACKNOWLEDGES THAT THE CONTENTS OF SAME ARE TRUE, AND AUTHORIZES AGENTS OF THE MECKLENBURG COUNTY HEALTH DEPARTMENT TO ENTER ONTO THE PROPERTY FOR THE PURPOSE OF PROCESSING THIS REQUEST.

SIGNED: [signature] DATE: 1/24/97

MECKLENBURG COUNTY HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
c/o HAL MARSHALL CTR., SUITE 211, 700 N. TRYON ST., CHARLOTTE, N.C. 28202., (704) 336-5102


JAN 24 1997

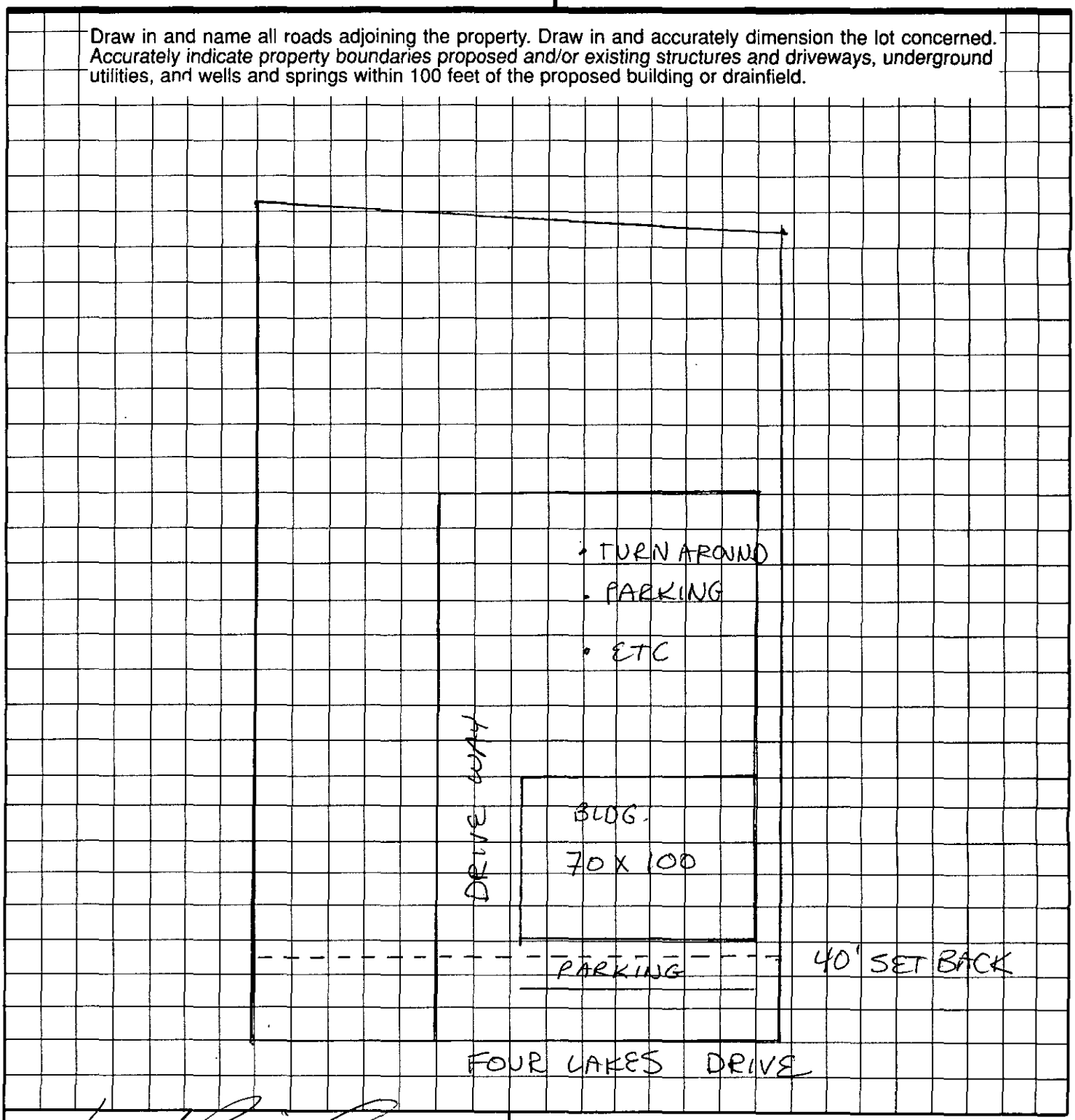
PROPOSED PLOT PLAN

HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
700 NORTH TRYON STREET
CHARLOTTE, NC 28202
PHONE (704) 336-5102

FILE: 1725B

TC: 193-294-03

Draw in and name all roads adjoining the property. Draw in and accurately dimension the lot concerned. *Accurately indicate property boundaries proposed and/or existing structures and driveways, underground utilities, and wells and springs within 100 feet of the proposed building or drainfield.*

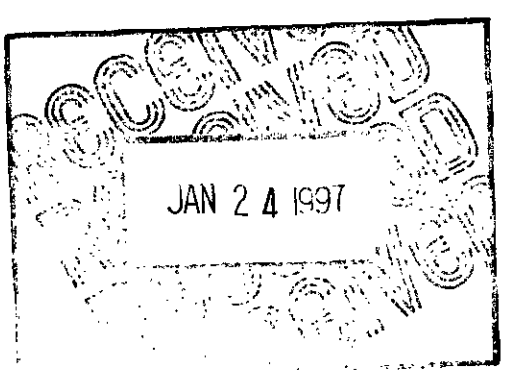


OWNER/AGENT SIGNATURE

DATE 1/24/97

APPROVAL DATE _____

White - Health Department's Copy Canary - E.H.S. Copy Pink - Owner's Copy


JAN 2 4 1997

NOTES:
1. EIR=EXISTING IRON REBAR
2. EIP=EXISTING IRON PIPE.
3. R/W=RIGHT OF WAY.
4. RAW ERROR OF CLOSURE IS 1:20,000+.
5. NO N.C.G.S. MONUMENT WITHIN 2000' OF SITE.

Jobs 1725B

BOUNDARY SURVEY

OF:

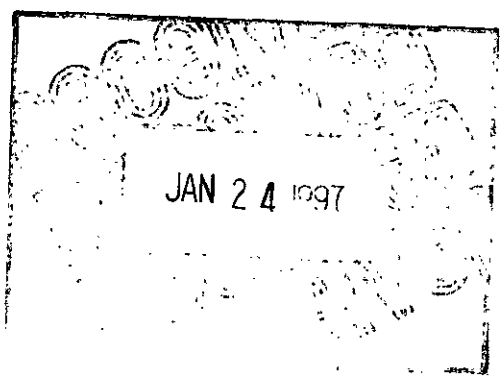
1.88 ACRES, BLING THE INDEPENDENCE POINTE ASSOCIATES PROPERTY

SCALE: 1"=60' THE TOWN OF MATTHEWS, MECKLENBURG CO., N.C.

THE PROPERTY OF INDEPENDENCE POINTE ASSOCIATES

MAP REFERENCE IN BOOK _____ PAGE _____ DEED REFERENCE IN BOOK 5440 PAGE 709

ACAD FILE: FLD.DWG, DISK 167. FOLDER: 14 JAN. 1987.


JAN 24 1997

OFFER TO PURCHASE AND CONTRACT

Henry S. Rabinovich, as Buyer, hereby offers to purchase and The Independence Pointe Limited Partnership, as Seller, upon acceptance of this offer agrees to sell and convey, all of that lot, piece or parcel of land described below (together with all improvements thereon) (collectively referred to as the "Property"), in accordance with the Standard Provisions on the REVERSE SIDE HEREOF and upon the following terms and conditions:

1. REAL PROPERTY: Located in the City of Matthews, County of Mecklenburg, State of North Carolina, being known as and more particularly described as:
Street Address: Four Lakes Drive, Matthews- Lot 2 Independence Pointe
Legal Description: Approximately 1.755 acres, Lot 2 Independence Pointe, MB 23, page 312 Mecklenburg Public Registry.

2. PERSONAL PROPERTY:

3. PURCHASE PRICE: The purchase price is $ 100,000.00 and shall be paid as follows:
(a) $ 5,000.00 (earnest money deposit) (cash/cashier's check/personal check) herewith by check, to be held in escrow by Walker Real Estate Group, agent, with the delivery of this contract, to be held in escrow by said agent until this contract is otherwise terminated and it is disbursed in accordance with the Standard Provisions on the REVERSE SIDE HEREOF.
(b) $ -0- by the assumption of the unpaid principal balance and all obligations of Seller on the existing loan secured by a deed of trust on the Property.
(c) $ -0- by a promissory note secured as a purchase money deed of trust on the Property with interest prior to default at the rate of % per annum, payable as follows:
Prepayment restrictions and/or penalties, if any, shall be:
Assumption transfer fee, if any, shall be:
(d) $ 95,000.00 the balance of the purchase price in cash at closing.

4. CONDITIONS: (Strike N/A in each blank of paragraph 4(a) and 4(b) that is not a condition to this contract.)
(a) The Buyer must be able to obtain a firm commitment prior to February 12, 1997 (expiration through the date of closing, and a commercial loan in the principal amount of $ 90,000.00 for a period of 20 years at interest rate not to exceed 8-3/4 % per annum, with mortgage loan discount points not to exceed 0 % of the loan amount. Buyer agrees to use his best efforts to secure such commitment and to advise Seller immediately upon receipt of the lender's decision. Buyer agrees to pay any loan closing costs. These costs are as follows: none
(b) The Buyer must be able to assume the unpaid principal balance of the existing loan described in paragraph 3(b) above or the remainder of the loan term, at an interest rate not to exceed n/a % per annum fixed or desirable type of loan n/a with mortgage loan assumption and/or discount points not to exceed n/a % of the loan balance (See Standard Provision No. 2). If such assumption requires lender's approval, approval must be received prior to n/a. Buyer agrees to use his best efforts to secure such approval and to advise Seller immediately upon his receipt of the lender's decision. If Seller is to pay any loan assumption costs, those costs are as follows: n/a
(c) There must be no restrictions, covenants, zoning or other governmental regulations that would prevent the reasonable use of the real property for commercial purposes.

5. ASSESSMENTS: Seller warrants that there are no special assessments, either pending or confirmed, for sidewalk, paving, water, sewer or other improvements on or adjoining the Property, except as follows: none (Insert "None" or the identification of such assessments, if any. The agreement for payment or proration of any assessments indicated is to be as set forth in paragraph 6 below.)

6. OTHER PROVISIONS AND CONDITIONS:
(a) All of the Standard Provisions on the REVERSE SIDE HEREOF are understood and shall apply to this transaction, except the following numbered Standard Provisions shall be deleted: (If none are to be deleted, state "None".) 2.1, 8, 9 and 11

See Addendum attached hereto as EXHIBIT "A" and incorporated herein by reference.

IF THERE ARE ANY ADDENDA TO THIS CONTRACT, INDICATE ABOVE AND ATTACH HERETO.

7. CLOSING: All parties agree to execute any and all documents and papers necessary in connection with closing and transfer of title on or before February 15, 1997 at a place designated by Buyer.
The deed is to be made to: Buyer

8. POSSESSION: Possession shall be delivered at closing.
In the event that Buyer has agreed that possession is not delivered at closing, then Seller agrees to pay to Buyer the sum of $ n/a per day from and including the date of closing to and including the date that possession is to be delivered as above set forth.

9. COUNTERPARTS: This offer shall become a binding contract when signed by both Buyer and Seller. It is understood it may be executed in counterparts with a signed counterpart being retained by each party hereto and the escrow agent, if any.

Date of Offer: 11/12/96
Buyer: Henry S. Rabinovich (SEAL)
Buyer: (SEAL)

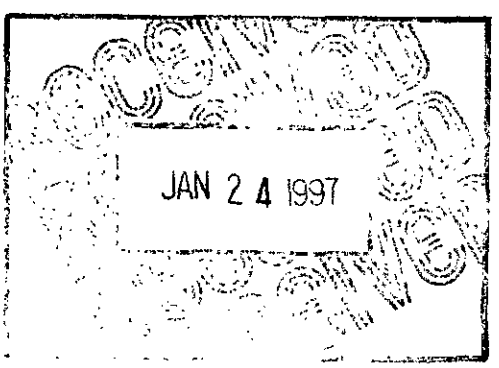
Date of Acceptance: 11/15/96
Seller: By: R. Gene Smith, Pres. (SEAL)
Kentucky-Texas Capital, Inc.
General Partner of Independence Pointe Limited Partnership

I hereby acknowledge receipt of the earnest money herein set forth and agree to hold and disburse the same in accordance with the terms hereof.
Date: ____ From: ____
By: ____

Name of Selling Agent: ____
Name of Listing Agent: ____

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NORTH CAROLINA BAR ASSOCIATION
NORTH CAROLINA ASSOCIATION OF REALTORS®, INC.


JAN 2 4 1997

DEPARTMENT OF ENVIRONMENT, HEALTH, AND NATURAL RESOURCES
DIVISION OF ENVIRONMENTAL HEALTH
ON-SITE WASTEWATER SECTION

Sheet ___ of ___
PROPERTY ID #: #3 1725B
COUNTY: 193-294-03

SOIL/SITE EVALUATION *for* ON-SITE WASTEWATER SYSTEM

OWNER: Henry S. Rabinowich, Jr. et al APPLICANT: _____
ADDRESS: 1020 C Independence Pt. Pkwy APPLICATION DATE: _____ DATE EVALUATED: _____
PROPOSED FACILITY: Pool Distribution PROPOSED DESIGN FLOW (.1949): 250gpd PROPERTY SIZE: 1.75
LOCATION OF SITE: Four Lakes Dr. PROPERTY RECORDED: _____
WATER SUPPLY: ☐ Private ☑ Public ☐ Well ☐ Spring ☐ Other _____
EVALUATION METHOD: ☑ Auger Boring ☐ Pit ☐ Cut
TYPE OF WASTEWATER: ☑ Sewage ☐ Industrial Process ☐ Mixed

PROFILE #	1940 LANDSCAPE POSITION/ SLOPE %	HORIZON DEPTH (IN.)	SOIL MORPHOLOGY (.1941) STRUCTURE/ TEXTURE	SOIL MORPHOLOGY (.1941) CONSISTENCE/ MINERALOGY	OTHER PROFILE FACTORS 1942 SOIL WETNESS/ COLOR	1943 SOIL DEPTH	1956 SAPRO CLASS	1944 RESTR HORIZ	PROFIL CLASS & LTA
1	Flat	0-24"	Fill - Mixed						US
2	Flat	0-15"	Massive (c)	Fr/SEXP/SS/SP	7.5YR 5/2 Chroma 2	Juncanaceae @ surface	N/A	None	US
3	LS	0-3"	scl/gr	Fr/SEXP/SS/SP	7.5YR 5/2 Chroma 2	22"	N/A	None	US
		3-22"	SBK/c	Fr-VFr/EXP/VS/SP					
4	LS	0-6"	gr/sl	Fr/SEXP/VS/MP	7.5YR 5/2 Chroma 2	17"	N/A	None	US
		6-17"	SBK/c	Fr-VFr/EXP/VS/VP					
5	LS	0-4	gr/sl	Fr/SEXP/VS/MP	7.5YR 5/2 Chroma 2	12"	N/A	None	US
		4-12"	SBK/c	Fr-VFr/EXP/VS/VP					

DESCRIPTION	INITIAL SYSTEM	REPAIR SYSTEM
Available Space (.1945)	US	US
System Type(s)		

OTHER FACTORS (.1946): _____
SITE CLASSIFICATION (.1948): Unsuitable
EVALUATED BY: William A. Marlin 1-31-97
LSS

OMMENTS: Not sure if 1982 Repair required

LEGEND

use the following standard abbreviations

ANDSCAPE POSITION	GROUP	SOIL TEXTURE	CONVENTIONAL 1955 LTAR	LPP 1957 LTAR	MINERALOGY/ CONSISTENCE	STRUCTURE
C (Concave Slope) V (Convex Slope) (Drainage Way) S (Debris Slump) P (Flood Plain) S (Foot Slope) (Head Slope) (Linear Slope) (Nose Slope) (Ridge) (Shoulder Slope) (Terrace)	I	S (Sand) LS (Loamy Sand)	1.2 - 0.8	0.6 - 0.4	NEXP (Non-expansive) SEXP (Slightly Expansive) EXP (Expansive)	G (Single Grain) M (Massive) CR (Crumb) GR (Granular) SBK (Subangular Blocky) ABK (Angular Blocky) PL (Platy) PR (Prismatic)
	II	SL (Sandy Loam) L (Loam)	0.8 - 0.6	0.4 - 0.3		
	III	SI (Silt) SICL (Silty Clay Loam) CL (Clay Loam) SCL (Sandy Clay Loam) SLC (Silt Loam Clay)	0.6 - 0.3	0.3 - 0.15		
	IV	SC (Sandy Clay) SIC (Silty Clay)	0.4 - 0.1	0.2 - 0.05		
		O (Organic)	None			

	MOIST	WET
	VFR (Very Friable)	NS (Non-sticky)
	FR (Friable)	SS (Slightly Sticky)
	FI (Firm)	S (Sticky)
	VFI (Very Firm v. Very Sticky)	VS (Very Sticky)
	EFI (Extremely Firm)	NP (Non-plastic)
		SP (Slightly Plastic)
		P (Plastic)
		VP (Very Plastic)

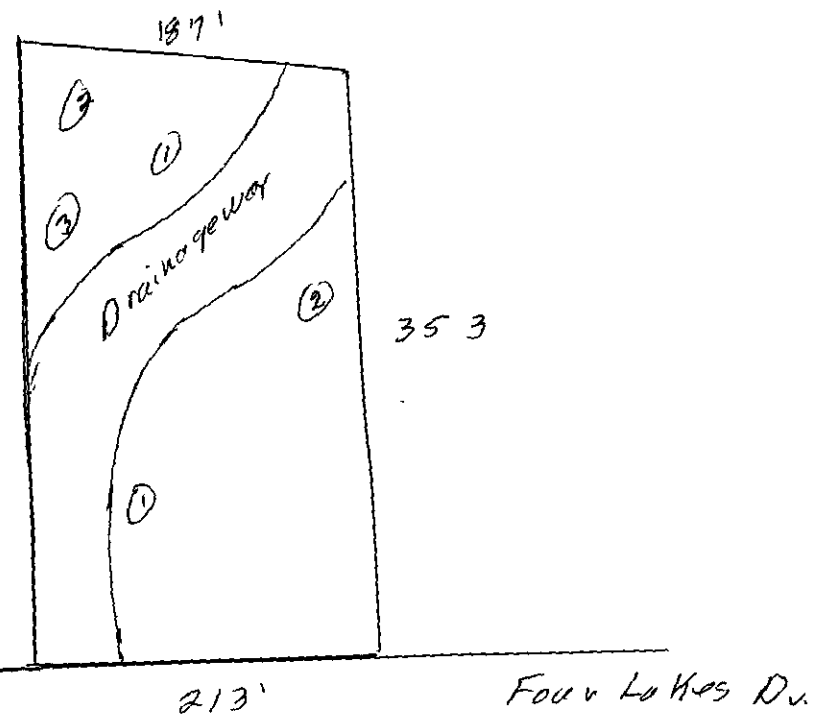
OTES

ORIZON DEPTH	In inches below natural soil surface
EPTH OF FILL	In inches from land surface
ESTRICTIVE HORIZON	Thickness and depth from land surface
APROLITE	S(suitable) or U(unsuitable)
OIL WETNESS	Inches from land surface to free water or inches from land surface to soil colors with chroma 2 or less - record Munsell color chip designation
LASSIFICATION	S (Suitable), PS (Provisionally Suitable), or U (Unsuitable)

valuation of saprolite shall be by pits.
ong-term Acceptance Rate (LTAR): gal/day/ft²

Show profile locations and other site features (dimensions, reference or benchmark, and North).

1725B



PRECISION MACHINE TOOLS CORPORATION
10820-C INDEPENDENCE POINTE PARKWAY
MATTHEWS, NORTH CAROLINA 28105
(704) 841-8799 • FAX (704) 841-8324
HENRY S. RABINOVICH
PRESIDENT

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