

9215 MARKSWOOD RD

14126107

1/3/2008

duponbj

Groundwater and Wastewater Services File Imaging Project
May 2007
Barcode Font = IDAutomationHC39M

CERTIFICATE OF COMPLETION/OPERATION PERMIT

HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
700 NORTH TRYON ST., SUITE 211
CHARLOTTE, NC 28202
PHONE (704) 336-5102

FILE: 3955B DATE: 2/25/98
TC: 141-113-07 ☒ L ☐ CRT
SERIAL Nº 17478

Name of Owner Wallace Neel Juris.:
Address of Property 9215 Marksmood Rd.

Inspection Data:

Tank Material PCC
Total Length of Drainfield 300
Number of Lines 3 @ 100
Cover Depth
Water Supply Source MUNICIPAL
Distance to Water Source 10'
Excavation Inspected 2/25/98
Tank(s) Inspected
Wash Line Inspected —
High Water Alarm Inspected —

PLOT

Design 1500ST, 900 SQ FT, 25% REDUCTION EZZ-LAY CTR# LARRY ROOP

The undersigned has inspected the Septic Tank System described above, and certifies it has been

☐ installed or constructed ☐ altered or repaired
☒ in accordance with the permit issued ☐ as detailed in the plot above

and meets the provisions of I5A NCAC 18A. 1900, "Laws And Rules For Sewage Treatment and Disposal Systems" in effect on the date of issuance of the permit. This issuance of this

☐ Certificate of Completion ☒ Operation Permit

does not in any way guarantee that the system will operate properly or relieve any person now or hereafter owning, controlling, or using such system from any liability resulting from the failure of the system to operate properly. This document is issued subject to those restrictions and conditions shown on the permit(s) and the provisions of I5A NCAC 18A. 1990 in addition to those listed below under "COMMENTS." This document shall be null and void if any information contained in the application is untrue or if any additions are made to the property which would increase the requirements for said system.

Notice: Disturbance of the designated repair area may result in the suspension/revocation of this permit.

COMMENTS: Type III - 3 bedroom per homeowner request. See letter on file.

John E Riggs, R.S.
Environmental Health Specialist

Mecklenburg County services are available without regard to ethnic origin, sex, or disability.

INSTALLATION, CONSTRUCTION, ALTERATION, AND/OR REPAIR APPROVAL

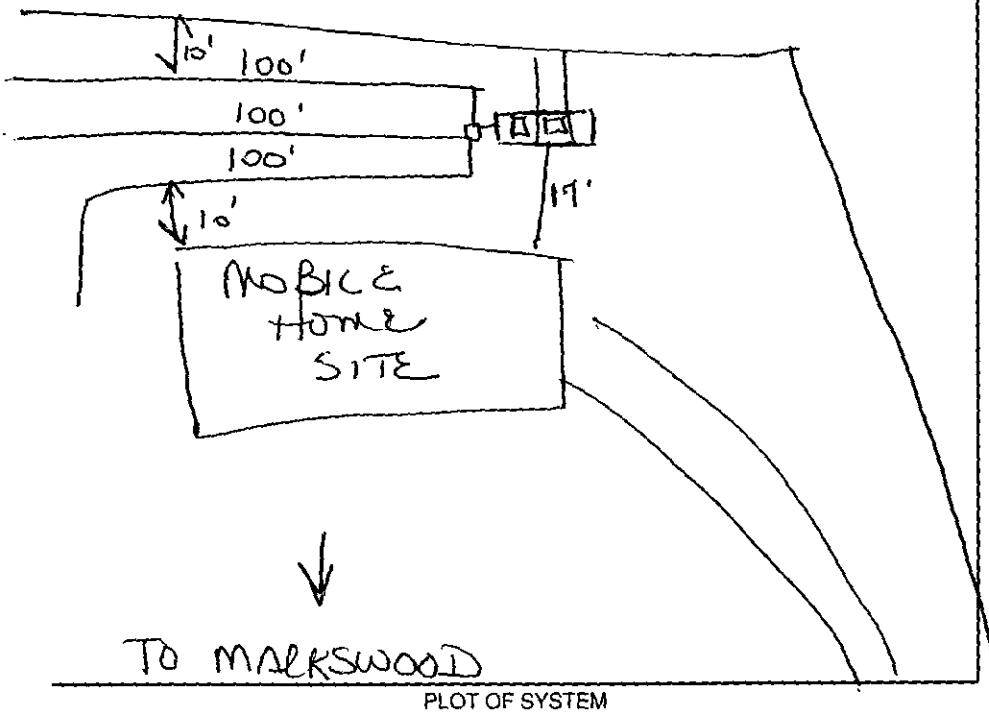
HEALTH DEPARTMENT
ENVIRONMENTAL HEALTH DIVISION
700 NORTH TRYON ST., SUITE 211
CHARLOTTE, NC 28202
PHONE (704) 336-5102

FILE: 3955B DATE: 2/10/98

TC: 141-113-07 ☐ L

SERIAL Nº 17593

Permission is hereby given to ✓ Install or Construct, _____ Alter or Repair the individual septic tank wastewater treatment system with subsurface, soil absorption, effluent discharge as specified herein at the described location. This permit is granted based upon the information supplied in the application dated _____. All work shall be completed on or before _____, after which date this permit shall be null and void. The system shall meet all of the construction requirements of 15A NCAC 18A. 1900 which are in effect on the date of the granting of this permit. A Certificate of Completion or an Operation Permit must be obtained from the Mecklenburg County Health Department before any system can be covered up or placed into service. The issuance of this permit does not in any way guarantee that the system anticipated to be constructed will operate properly, or relieve any person now or hereafter owning, controlling or using such system from any liability resulting from the failure of the system to operate properly.



PLOT OF SYSTEM

Liquid Capacity of Septic Tank 1500 gallons

Liquid Capacity of Dosing Tank — gallons

Tank Construction PCC

Trench Depth 36"

Absorption and/or Nitrification Lines:

Trench Width 3 feet

Trench Walls Scored and Porous yes

Total Line Length 300 feet

Number of Lines 3

Depth of Stone N/A inches

Distance from House 5' feet

Distance from Property Line 10 feet

Distance from Well N/A feet

NOTICE: This system shall not be installed while soils are in a wet condition.

NAME OF OWNER Wallace Neel

LOCATION OF PROPERTY 9215 Markswood Rd

Comments: Homeowner & septic contractor, Larry Reep, requested to use EZ-Lay System due to space limitations on the lot. 1500 ST, 300' LINEAR 25% reduction system.

Dan E. Hayes, R.S.

Environmental Health Specialist

WHITE - HEALTH DEPARTMENT's COPY • CANARY - E.H.S. COPY • PINK - OWNER OR AGENT's COPY

Ck # 3794 DEHO

FEE: 200.00 **AUTHORIZATION FOR WASTEWATER SYSTEM CONSTRUCTION** DEHCT
DATE: 8/21/97 **VOID SIXTY (60) MONTHS FROM DATE OF ISSUANCE**

DATE: 8/21/97 PERMIT NO: 3955B
PARCEL NO: 141-113-07

JOB LOCATION ADDRESS: 9215 Marlkswood Rd.
PROPERTY OWNER: Wallace V. Neal
BUILDING CONTRACTOR:
SUBDIVISION NAME: Marlkswood
AUTHORIZATION ISSUED BY: [signature] DATE: 8/20/97
DEHNR AUTHORIZED AGENT

AUTHORIZATION CONDITIONS

1. WASTEWATER SYSTEM CONSTRUCTION AND INSTALLATION MUST MEET ALL CONDITIONS AND SPECIFICATIONS AS SET FORTH IN IMPROVEMENT PERMIT NO. 3955B, AND THE ATTACHED SITE PLAN WITH SYSTEM DETAILS. CONSTRUCTION AND INSTALLATION MUST ALSO MEET ALL REQUIREMENTS SET FORTH IN THE RULES GOVERNING SANITARY SEWAGE COLLECTION, TREATMENT, AND DISPOSAL AND ANY OTHER APPLICABLE RULES AND LAWS.

2. AN INSTALLATION, CONSTRUCTION, ALTERATION AND/OR REPAIR APPROVAL MUST BE SECURED **PRIOR** TO INSTALLATION OF THE SEPTIC TANK SYSTEM. THE INSTALLER OF THE SYSTEM SHALL BE A REGISTERED SEPTIC TANK CONTRACTOR WITH MECKLENBURG COUNTY HEALTH DEPARTMENT.

3. ANY ALTERATION IN SITE OR SOIL CONDITIONS (INCLUDING LOCATION OF STRUCTURES AND APPURTENANCES) OR MODIFICATION IN USE, DESIGN WASTEWATER FLOW, OR WASTEWATER CHARACTERISTICS AS SPECIFIED IN THE ASSOCIATED IMPROVEMENT PERMIT AND APPLICATION, MAY SUBJECT THIS AUTHORIZATION AND ASSOCIATED PERMIT(S) TO REVOCATION.

4. OTHER CONDITIONS: Installation Approval Required.

OWNER CERTIFICATION

I CERTIFY THAT THERE HAVE BEEN NO ALTERATIONS IN SITE OR SOIL CONDITIONS OR MODIFICATIONS TO FACILITY, WASTEWATER FLOW, OR WASTEWATER CHARACTERISTICS FROM THOSE SPECIFIED IN THE ORIGINAL APPLICATION OR ASSOCIATED IMPROVEMENT PERMIT UNLESS AUTHORIZED IN WRITING BY THE MECKLENBURG COUNTY HEALTH DEPARTMENT. I ALSO UNDERSTAND THAT ANY SUCH ALTERATIONS, MODIFICATIONS, OR FALSE INFORMATION ARE GROUNDS FOR REVOCATION OF PERMITS AND AUTHORIZATION TO CONSTRUCT.

Wallace Victor Neal 8-21-97
SIGNATURE OF OWNER/OWNER'S REPRESENTATIVE DATE

Permit Number: 3955B

CONDITIONS OF IMPROVEMENT PERMIT

Tax Number: 141-113-07

The IMPROVEMENT PERMIT is subject to revocation if site plans or the intended use change. There is to be NO grading, filling or disturbance of the soil in the area of the septic tank system or repair area.

CONSTRUCTION AUTHORIZATION must be obtained prior to receiving a Building Permit. The Construction Authorization is NOT transferable. Do not clear, grade, fill or disturb soil prior to obtaining a Construction Authorization.

Domestic-type wastewater only. No industrial process wastewater may be discharged into the system.

Basement: ___ Yes ✓ No ___ Partial Basement

Type Primary Wastewater System Type (circle one): I II III IV V VI

- ✓ Conventional
- ___ Prefabricated, permeable block panel system
- ___ Shallow Placed Conventional
- ___ Low Pressure Pipe
- ___ Large Diameter Pipe
- ___ Fill
- ___ Other
- ___ Innovative or Experimental:
  - ___ IWWS-93-1
  - ___ IWWS-93-2
  - ___ IWWS-94-1

.3 Long-term acceptance rate	360 Max gallons/day wastewater flow	1200 Absorption Area (sq ft)	9 Trench spacing (min. on centers)
NO Serviced by private well	1500 Gallon septic tank	400 Total trench length (ft)	36" Maximum trench depth (At least 12" of provisionally suitable soil must remain between trench bottom and unsuitable soil conditions)
3 Bedrooms in residence	1000 Gallon pump tank	12" Depth of stone	

Any surface waters present: NO Type: Minimum separation distance:

Site modifications required:

Additional Conditions:
1. This permit is valid for 5 years from date of issuance.
2. There is no changes to the house site or drainfield location.
3. Survey or copy of deed required part of permit to satisfy rule .1945. for repair.
4. Pump will be required if gravity flow can not be established at time of installation approval.

Repair Area System Type Type (circle one): I II III IV V VI

- ___ Conventional
- ___ Prefabricated, permeable block panel system
- ___ Shallow Placed Conventional
- ___ Low Pressure Pipe
- ___ Large Diameter Pipe
- ___ Fill
- ___ Other
- ___ Innovative or Experimental:
  - ___ IWWS-93-1
  - ___ IWWS-93-2
  - ___ IWWS-94-1

___ Absorption Area (Sq ft) ___ Total Trench Length (Ft)	___ Depth of Stone Trench	___ Trench spacing (min. on centers)	___ Maximum Trench Depth

For existing system, enter the year originally installed:

The undersigned, an authorized agent of the MECKLENBURG COUNTY HEALTH DEPARTMENT, certifies that the Department has approved the Request for the Job Location contained in this document. This approval is granted in accordance with the provisions of Laws and Rules For Sewage, Treatment and Disposal in effect at the time of issuance of the permit and is subject to the following provisions:

- No work shall be conducted on the septic tank system until an Installation, Construction, Alteration and/or Repair Approval is granted by this Department.
- This Improvement permit is transferable.

Lori Heggins Bunn 8/20/97
DEHNR Authorized Agent Date

Wallace Victor Mack
Owner/Agent Signature Date

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

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

DIVISION OF ENVIRONMENTAL HEALTH
ON-SITE WASTEWATER SECTION

COUNTY:

SOIL/SITE EVALUATION
for ON-SITE WASTEWATER SYSTEM

#2 3955 B
141-113-017
L 39

OWNER: Robert B. Carpenter APPLICANT:
ADDRESS: 2203 O'Barr Dr, Thom APPLICATION DATE: DATE EVALUATED:
PROPOSED FACILITY: residence PROPOSED DESIGN FLOW (.1949): 360gpd/ PROPERTY SIZE: .74
LOCATION OF SITE: Markswood Road PROPERTY RECORDED:
WATER SUPPLY: ☐ Private ☑ Public ☐ Well ☐ Spring ☐ Other
EVALUATION METHOD: ☑ Auger Boring ☐ Pit ☐ Cut
TYPE OF WASTEWATER: ☑ Sewage ☐ Industrial Process ☐ Mixed

PROFILE #	1940 LAND-SCAPE POSITION/ SLOPE %	HORIZON DEPTH (IN.)	SOIL MORPHOLOGY (.1941) STRUCTURE/ TEXTURE	SOIL MORPHOLOGY (.1941) CONSISTENCE/ MINERALOGY	OTHER PROFILE FACTORS .1942 SOIL WETNESS/ COLOR	OTHER PROFILE FACTORS .1943 SOIL DEPTH	OTHER PROFILE FACTORS 1956 SAPRO CLASS	OTHER PROFILE FACTORS .1944 RESTR HORIZ	PROFILE CLASS & LTAR
1	5% LS	0-5"	gr l cl	Fr l s Exp l ss/ss	>45"	45"	N/A	None	PS .39 (F2 IV
		5-30"	sbk l c	Fi l s Exp l s/p	TO soil wetness				
		30-45"	sbk l cl	Fr l s Exp l ss/s					
2	5% LS	0-12"	gr l cl	Fr l s Exp l ss/sp	>48"	48"	N/A	None	PS .39 F2 IV
		12-48"	sbk l c	Fi l s Exp l s/p	TO soil wetness				
3	5% LS	0-6"	gr l cl	Fr l s Exp l ss/sp	>48" TO soil wetness	48"	N/A	None	PS .39 F2 IV
		6-40"	sbk l c	Fi l s Exp l s/p					
		40-48"	sbk l cl	Fr l s Exp l ss/sp					
4	10% LS	0-3"	gr l cl	Fr l s Exp l ss/sp	>20" TO soil wetness	20"	N/A	None	US
		3-15"	sbk l c	Fi l s Exp l s/p					
		15-20"	sbk l cl	Fr l s Exp l ss/sp					

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

OTHER FACTORS (.1946):
SITE CLASSIFICATION (.1948): Unsuitable
EVALUATED BY: W. R. Marks 8-18-97
OTHER(S) PRESENT: LSS

DIVISION OF ENVIRONMENTAL HEALTH
ON-SITE WASTEWATER SECTION

COUNTY: _____

SOIL/SITE EVALUATION
for ON-SITE WASTEWATER SYSTEM

3955B

OWNER: _____ APPLICANT: _____
ADDRESS: _____ APPLICATION DATE: _____ DATE EVALUATED: _____
PROPOSED FACILITY: _____ PROPOSED DESIGN FLOW (.1949): _____ PROPERTY SIZE: _____
LOCATION OF SITE: _____ 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	PROFILE CLASS & LTAR
5	LS 10%	0-6"	gr/cl	Fr/sEXPl SS/SP	7.5YR To soil wetness	48"	N/A	None	PS IV .39 IP2
		6-48"	sBK/c	Fi/sEXPl SLP					
2									
3									
4									

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

OTHER FACTORS (.1946): _____
SITE CLASSIFICATION (.1948): _____
EVALUATED BY: _____
OTHER(S) PRESENT: _____

COMMENTS: Does not appear to be 100% Repair

LEGEND

use the following standard abbreviations

LANDSCAPE 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)		SIC (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

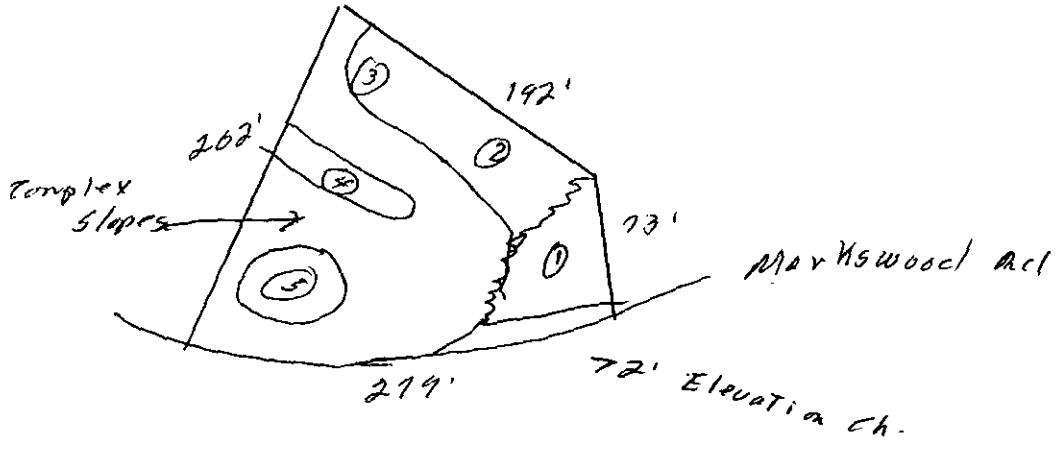
ORIZON DEPTH	In inches below natural soil surface
EPTH OF FILL	In inches from land surface
ESTRICTIVE HORIZON	Thickness and depth from land surface
PROLITE	S(suitable) or U(unsuitable)
OIL WETNESS	Inches from land surface to free water or inches from land surface to soil colors with chroma 2 or less - 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).

3955B



N

FEE: 100.00
DATE: 8/5/97 gd
CK# 3786

APPLICATION FOR IMPROVEMENT PERMIT FOR RESIDENTIAL SITE INDIVIDUAL WATER AND WASTEWATER SYSTEMS PROGRAM

1 1 CRT

TYPE APPLICATION: __ NEW SYSTEM __ EXPANSION/ ALTERATION 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 #: 3955B

PROPERTY INFORMATION (FROM ENGINEERING FORM) FOR JOB LOCATION:

TAX/PARCEL NUMBER: 141-113-07

STREET ADDRESS: Marks Wood Rd

TYPE OF BUILDING (CHECK ONE):

__ SINGLE MOBILE HOME(S)
__ DOUBLE WIDE (D)
__ HOUSE (H)
X MODULAR HOME (M)
__ MULTIPLE FAMILY (U)
__ OTHER (O)

SUBDIVISION OR MOBILE HOME PARK NAME:

LOT NUMBER: LOT #39

TOWNSHIP (CHECK ONE):

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

HEATED SQUARE FOOTAGE: 2,000

NUMBER OF BEDROOMS: 3 NUMBER OF OCCUPANTS: 2

CLOSING DATE _____

FOUNDATION FOR RESIDENCE:

__ WITHOUT BASEMENT ON SLAB
X CRAWL SPACE
__ WITH BASEMENT /PLUMBING
__ WITH BASEMENT /NO PLUMBING

IF EXPANSION/ALTERATION OF EXISTING SYSTEM, DESCRIBE THE PROPOSED BUILDING ADDITION:

WILL THERE BE A HOME BUSINESS IN THE RESIDENCE: __ YES X NO TYPE: _____

WATER SUPPLY (CHECK ONE):

__ COMMUNITY (C)
__ SHARED WELL (S)
X MUNICIPAL (M)
__ OTHER 'SPRINGS' (O)
__ PRIVATE WELL (P)

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

BURIED CABLES, LANDFILLS, STUMPHOLES __ YES X NO
EXISTING WASTEWATER SYSTEMS __ YES X NO
EASTMENTS OR RIGHT-OF-WAYS __ YES X NO
WELL, SPRINGS OR WATERLINES __ YES X NO
DESIGNATED WETLANDS __ YES X NO

PROPERTY OWNER:

NAME: (LAST) Carpenter (FIRST) Robt (MI) B

ADDRESS: 2203 O'Hara Dr

CITY: Charlotte STATE: NC ZIP: 28273

DAYTIME PHONE: ( )

LEGAL AGENT FOR PROPERTY OWNER, IF APPLICABLE:

NAME: Neal Wallace (LAST) (FIRST) Victor (MI)

DAYTIME PHONE: ( ) 704 - 588-5868

13834 Walkers Creek Dr
Charlotte NC 28273

WHAT DATE WAS THE PROPERTY ORIGINALLY DEEDED AND RECORDED? _____

An Improvement Permit is subject to suspension or revocation if site plans or the intended use change or if information submitted in this application is falsified or changed. 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: June 7. Neal DATE: 8-05-97

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

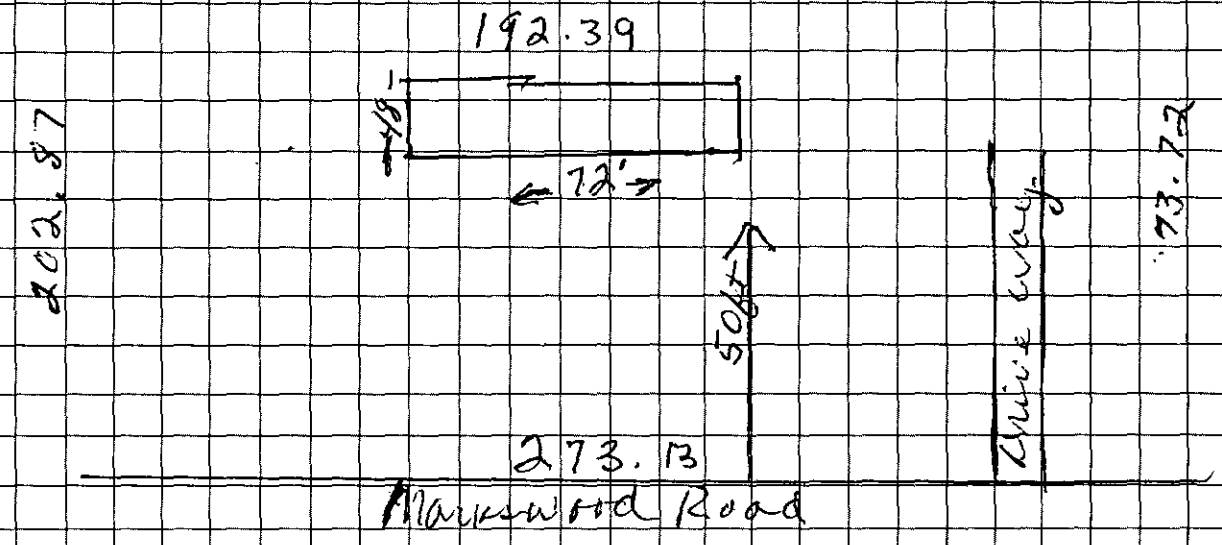
PROPOSED PLOT PLAN

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

FILE: 3955B

TC: 141-113-07

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.



June T. Neal
OWNER/AGENT SIGNATURE

DATE 8-05-97

APPROVAL DATE _____

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

STATE OF NORTH CAROLINA
COUNTY OF MECKLENBURG

KNOW ALL MEN BY THESE PRESENTS, THAT HOKE C. MARKS and wife, MILDRED L. MARKS, of Mecklenburg County, North Carolina, the owners of property known as "MARKSWOOD", do hereby covenant and agree to and with all persons, firms or corporations hereafter acquiring any of the property hereinafter described:

> That certain property known as MARKSWOOD as shown on survey by A. V. Blankenship, C. E., and duly recorded in the office of the Register of Deeds for Mecklenburg County in Map Book 9, Page 157, and being all of Lots 1 through 45 inclusive as shown on said map:

is hereby subjected to the following restrictions as to the use thereof, running with said property by whomsoever owned, to-wit:

1. All lots in the tract shall be known and described as residential lots. No structure shall be erected, altered, placed or permitted to remain on any residential building lot other than one detached single family dwelling not to exceed two and one-half stories in height, and a private garage for not more than two cars and other accessory structures customarily incidental to residential use of the lot.

2. No building shall be located nearer to the front lot line or nearer to the side street line than the building set-back lines shown on the recorded map. No building, except a detached garage or other outbuilding located one-hundred feet or more from the front lot line, shall be located nearer than seven and one-half feet to any side lot line. In the event of the unintentional violation of any of the building line restrictions herein set out the undersigned reserve the right by and with the mutual written consent of the owner, or the owners for the time being, of such lot to change the building line restrictions set forth in this instrument, provided, however; that such change shall not exceed ten per cent of the marginal requirements of such building line restrictions.

3. No residential structure shall be erected or placed on any building lot which lot has an area of less than twenty thousand square feet, or a width of less than 110 feet at the front building setback line.

4. No obnoxious or offensive trade or activity shall be carried on upon any lot, nor shall anything be done thereon which may be or become an annoyance or nuisance in the said neighborhood.

5. No trailer, basement, tent, shack, garage, barn or other outbuilding erected in the tract shall at anytime be used as a residence, temporarily or permanently, nor shall any structure of a temporary character be used as a residence.

6. No dwelling costing less than $10,000.00 shall be permitted on any lot, it being the intention to require in each instance the erection of such dwelling as would have cost not less than said minimum cost provided the same had been erected in January 1960. For a one story house where the garage is attached to the house, the ground floor area of the main structure (excluding one story open porches, carports and garages) shall not be less than 1,300 feet. For a one-story house where the garage is not attached to the house, the ground floor area of the main structure (excluding one-story open porches and carports) shall not be less than 1,400 square feet. For a one and one-half, two or two and one-half story house, the ground floor area of the main structure, (excluding one-story open porches, carports and garages) shall not be less than 950 square feet.

7. No flat roofed structures of strict modern design shall be permitted on any lot in the tract.

8. No fence or other obstruction shall be located so as to be closer to the front property line than the setback line shown on the recorded map.

9. Easements for installation and maintenance of utilities are reserved along street lines, rear lines and side lines of all lots including the right to keep said facilities free and clear of obstructions.

10. That until such time as a sewage disposal system is available, sewage disposal shall only be by septic tank, meeting the approval of the North Carolina State Board of Health. As soon as a sewage system is made available by a municipality or other proper authority, no more septic tanks shall be installed and sewage disposal shall be by said system.

11. These covenants are to run with the land and shall be binding on all parties and all persons claiming under them until January 1, 1985, at which time said covenants shall be automatically extended for successive periods of ten years unless by vote of a majority of the then owners of the lots it is agreed to change said covenants in whole or in part.

12. If the parties hereto, or any of them, or their heirs or assigns, shall violate or attempt to violate any of the said covenants herein, it shall be lawful for any other person or persons owning any real property situated in said development or subdivision to prosecute any proceedings at law or in equity against the person or persons violating or attempting to violate any such covenant, and either to prevent him or them from so doing or to recover damages or other dues for such violation.

13. Invalidation of any one of these covenants by judgment or court order shall in no wise affect any of the other provisions which shall remain in full force and effect.

IN WITNESS WHEREOF, the Owners have caused these presents to be executed in their names this 11th day of February, 1960.

_____ (SEAL)
HOKE C. MARKS

_____ (SEAL)
MILDRED L. MARKS

STATE OF NORTH CAROLINA

County of Mecklenburg

I, ERA LAW, a Notary Public for said County and State, do hereby certify, that HOKE C. MARKS and wife, MILDRED L. MARKS, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my hand and notarial seal, this 11th day of February 1960.

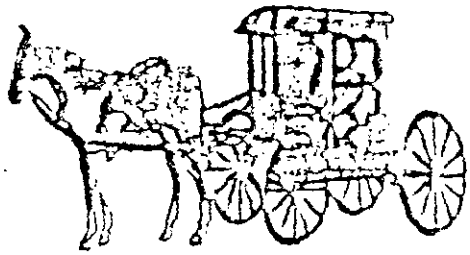
_____
NOTARY PUBLIC

My commission expires: December 7, 1961.

Prepared by:

Porter B. Byrum
Attorney at Law
604 Johnston Building
Charlotte, N. C.

First Value Homes
Field Oper Set Up Dept.
3711 East Franklin Blvd.
Gastonia, NC 28056
(704) 824-1206
Fax. (704) 824-9981



TO: Tony Bunny

COMPANY: Mecklenburg

DATE: 2-25-98

FAX #: 1-704-336-6894

FROM THE DESK OF: Pam

NUMBER OF PAGES: 1
INCLUDING THIS COVER SHEET

RE:

COMMENTS:

FIRST VALUE HOMES, INC.

3711 East Franklin Blvd. • Gastonia, North Carolina 28056 • 704-824-4325 • 1-800-825-5121 • Fax 704-824-7328

ATTN: TONY BUNNY

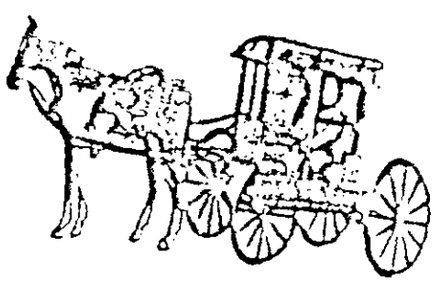
This letter is to inform you that Wallace Neal (permit #B0600028) has agreed for a easy lay septic system to be placed on his property per Wallace Neal. If you have any questions please call Russell Smith at 824-4325.

Thank You,
Pamela Sams
Pamela Sams

Feb 25 98 12:36p

P.1

First Value Homes
Field Oper'Set Up Dept.
3711 East Franklin Blvd.
Gastonia, NC 28056
(704) 824-1206
Fax: (704) 824-9981



TO: Tony Bundy