COMMITMENT FOR TITLE INSURANCE

STEWART TITLE GUARANTY COMPANY

SCHEDULE C

The Land is described as follows:

ALL THAT TRACT OR PARCEL OF LAND LYING AND BEING IN LAND LOTS 7 AND 169, 8TH AND 9TH DISTRICTS, CITY OF GAINESVILLE, HALL COUNTY, GEORGIA, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

TO FIND THE POINT OF BEGINNING. COMMENCE AT THE INTERSECTION OF THE EASTERLY RIGHT-OF-WAY LINE FOR BROWNS BRIDGE ROAD (A/K/A STATE ROUTE 369: 80-FOOT RIGHT-OF-WAY) WITH THE CENTERLINE OF DIXIE DRIVE; THENCE ALONG SAID EASTERLY RIGHT-OF-WAY LINE FOR BROWNS BRIDGE ROAD, IN A NORTHEASTERLY DIRECTION, A DISTANCE OF 559.85 TO A POINT, SAID POINT BEING THE POINT OF BEGINNING. THENCE ALONG SAID RIGHT-OF-WAY LINE NORTH 38 DEGREES 33 MINUTES 55 SECONDS EAST. A DISTANCE OF 363.45 FEET TO A POINT: THENCE LEAVING SAID RIGHT-OF-WAY LINE SOUTH 46 DEGREES 40 MINUTES 20 SECONDS EAST, A DISTANCE OF 175.62 FEET TO A POINT; THENCE SOUTH 29 DEGREES 16 MINUTES 08 SECONDS EAST, A DISTANCE OF 68.10 FEET TO A POINT; THENCE NORTH 64 DEGREES 43 MINUTES 00 SECONDS EAST, A DISTANCE OF 75.30 FEET TO A POINT; THENCE SOUTH 29 DEGREES 15 MINUTES 00 SECONDS EAST, A DISTANCE OF 73.29 FEET TO A POINT: THENCE NORTH 59 DEGREES 19 MINUTES 13 SECONDS EAST, A DISTANCE OF 60.20 FEET TO A POINT; THENCE SOUTH 29 DEGREES 24 MINUTES 54 SECONDS EAST, A DISTANCE OF 472.12 FEET TO A POINT; THENCE SOUTH 28 DEGREES 55 MINUTES 57 SECONDS EAST, A DISTANCE OF 340.56 FEET TO A POINT; THENCE SOUTH 60 DEGREES 49 MINUTES 14 SECONDS WEST, A DISTANCE OF 409.57 FEET TO A POINT; THENCE SOUTH 29 DEGREES 12 MINUTES 00 SECONDS EAST, A DISTANCE OF 0.99 FEET TO A POINT; THENCE SOUTH 79 DEGREES 18 MINUTES 47 SECONDS WEST, A DISTANCE OF 247.19 FEET TO A POINT; THENCE NORTH 31 DEGREES 08 MINUTES 00 SECONDS WEST, A DISTANCE OF 27.72 FEET TO A POINT; THENCE NORTH 60 DEGREE 48 MINUTES 27 SECONDS WEST, A DISTANCE OF 229.28 FEET TO A POINT; THENCE NORTH 29 DEGREES 12 MINUTES 00 SECONDS WEST, A DISTANCE OF 218.08 FEET TO A 1/2-INCH REBAR FOUND; THENCE SOUTH 39 DEGREES 00 MINUTES 56 SECONDS WEST, A DISTANCE OF 14.79 FEET TO A 1/2-INCH REBAR FOUND: THENCE NORTH 31 DEGREES 58 MINUTES 29 SECONDS WEST, A DISTANCE OF 144.42 FEET TO A POINT: THENCE NORTH42 DEGREES 02 MINUTES 30 SECONDS EAST, A DISTANCE OF 127.65 FEET TO A 1/2-INCH REBAR FOUND: THENCE NORTH 42 DEGREES 15 MINUTES 00 SECONDS EAST, A DISTANCE OF 239.81 FEET TO A 5/8-INCH REBAR FOUND: THENCE NORTH 51 DEGREES 26 MINUTES 00 SECONDS WEST, A DISTANCE OF 230.00 FEET TO AN AFOREMENTIONED POINT ON THE SOUTHEASTERLY RIGHT-OF-WAY LINE FOR BROWNS BRIDGE ROAD (80-FOOT RIGHT-OF-WAY), SAID POINT BEING THE POINT OF BEGINNING.

SAID TRACT OR PARCEL OF LAND CONTAINS 15.023 ACRES, OR 654,402 SQUARE FEET, MORE OR LESS, AND IS SHOWN AS "OVERALL TRACT" ON THAT CERTAIN ALTA/ACSM LAND TITLE SURVEY FOR SRPF A/BROWNS BRIDGE, L.L.C., A10 CAPITAL, LLC, AND FIRST AMERICAN TITLE INSURANCE COMPANY, PREPARED BY URBAN ENGINEERS, INC., BEARING THE SEAL AND CERTIFICATION OF PABLO M. GARCIA, G.R.L.S. NO. 3104, DATED JUNE 29, 2015, AND AS LAST REVISED OCTOBER 15, 2015.

> SCHEDULE C (Continued)



Those easement rights arising under that certain Easement Agreement by and between William D. Brunstad, nominee, and Wal-Mart Properties, Inc., a Delaware corporation, dated December 29, 1982, filed for record January 10, 1983 at 9:00 a.m., recorded in Deed Book 785, Page 340, Hall County, Georgia records; as amended by that certain First Amendment to Easement Agreement by and between William D. Brunstad, nominee, and Wal-Mart Properties, Inc., a Delaware corporation, dated January 28, 1983, filed for record January 28, 1993 at 9:00 a.m., recorded in Deed Book 787, Page 3, aforesaid records.

TRACT 2:

Those easement rights arising under that certain Easement Agreement by and between Wal-Mart Stores. Inc., a Delaware corporation, the successor by merger of Wal-Mart Properties, Inc. and Net 1 Gainesville L.P., a Delaware limited partnership, dated February 22, 1996, filed for record February 27, 1996 at 3:35 p.m., recorded in Deed Book 2555, Page 69, Hall County, Georgia records.

Those easement rights arising under that certain Easement and Restrictive Covenant Agreement by and between Gainesville Associates, a New Jersey limited partnership whose sole general partner is Kenbee Management, Inc., a Delaware corporation, JDN Enterprises, Inc., a Georgia corporation, Lamb And Associates, Inc., a Georgia corporation, and Wal-Mart Properties, Inc., A Delaware corporation, dated September 24, 1984, filed for record November 9, 1984 at 10:45 a.m., recorded in Deed Book 860, Page 421, Hall County, Georgia records; as amended by that certain Amendment to Easement and Restrictive Covenant Agreement by and between Gainesville Associates, a New Jersey limited partnership having Kenbee Management, Inc., a Delaware corporation as its sole general partner, JDN Enterprises, Inc., a Georgia corporation, Lamb & Associates, Inc., a Georgia corporation, trustee of Merit Profit Sharing Plan under plan dated October 29, 1984 and Wal-Mart Properties, Inc., a Delaware corporation, dated as of December 2, 1987, filed for record January 27, 1988 at 4:00 p.m., recorded in Deed Book 1180, Page 174, aforesaid records; as affected by that certain Consent by the Rock Ministries, Inc., dated as of February 24, 2004, filed for record April 14, 2004 at 4:00 p.m., recorded in Deed Book 4937, Page 483, aforesaid records.

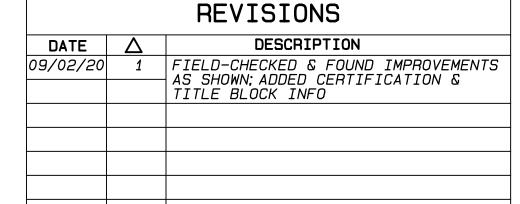
Those easement rights arising under certain General Warranty Deed from Frank Morris and Morris-Smith Buick-GMC, Inc. a Georgia corporation, to William D. Brunstad, Nominee, dated September 16, 1982, filed for record September 27, 1982 at 9:00 a.m., recorded in Deed Book 777, Page 80, Hall County, Georgia records; as re-recorded October 8, 1982 at 4:30 p.m., recorded in Deed Book 777, Page 605, aforesaid records.

UTILITY LOCATIONS ARE FROM FIELD OBSERVATION, AND/OR DOCUMENTATION FURNISHED BY THE OWNER AND/OR OWNER'S REPRESENTATIVE.NEITHER ACCURACY NOR COMPLETENESS OF UNDERGROUND UTILITIES ARE GUARANTEED.

STANDARD SURVEY NOTES:

- 1.) THE FIELD DATA UPON WHICH THIS PLAT IS BASED HAS A CLOSURE PRECISION OF ONE FOOT IN **113,829** FEET AND AN ANGULAR ERROR OF **5 secs.** PER ANGLE POINT, AND ADJUSTED USING THE **COMPASS** RULE.
- 2.) THIS PLAT HAS BEEN CALCULATED FOR CLOSURE AND FOUND TO BE ACCURATE WITHIN ONE FOOT IN 32,807 FEET.
- 3.) THE MEASUREMENT FOR FIELD DATA USED FOR PREPARING THIS PLAT WAS TAKEN BY A TOPCON GTS-311.

THIS PROPERTY IS LOCATED ON PANEL <u>13039C0188F</u> OF THE F.I.A.FLOOD INSURANCE RATE MAP DATED <u>09/29/06</u> FOR <u>HALL COUNTY. GA & INCORP. AREAS</u> AND IS NOT IN AN AREA HAVING SPECIAL FLOOD HAZARDS. **ZONE** X



TITLE EXCEPTIONS (2293 & 2275 BROWNS BRIDGE RD.):

XXXXXXXXXXXXX, EFFECTIVE DATE: JULY 01,2020 AT 8:00 A.M., IN
THE PREPARATION OF THIS SURVEY. ALL EASEMENTS OR OTHER ENCUMBRANCES, RECORDED OR
UNRECORDED, ARE SHOWN BASED ON THAT POLICY.

THE POLICY WILL NOT INSURE AGAINST LOSS OR DAMAGE RESULTING FROM THE TERMS AND PROVISIONS OF ANY LEASE OR EASEMENT IDENTIFIED IN SCHEDULE A, AND WILL INCLUDE THE FOLLOWING EXCEPTIONS UNLESS CLEARED TO THE SATISFACTION OF THE COMPANY:

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*WHAT WAS ONCE AN EASEMENT IS NOW WALMART PROPERTY.

22.DB 6653, PG 413 - MEMORANDUM OF LEASE......NOT A SURVEY ITEM;
DB 7635, PG 683 - AMENDMENT TO MEMORANDUM OF LEASE....NOT A SURVEY ITEM;
DB 7626, PG 425 - SUBORDINATION, ATTORNMENT, AND NON-DISTURBANCE AGREEMENT
23.INTENTIONALLY DELETED 24. INTENTIONALLY DELETED

777, PG 605 - AS (ABOVE INSTRUMENT) RE-RECORDED

1. BEARINGS ARE TO GRID NORTH.

CONSTRUCTION OR REPAIRS.

- 2. ALL PINS SET ARE 5/8 "REBAR AND YELLOW-CAPPED, UNLESS SPECIFIED OTHERWISE.
- 3. PROPERTY ADDRESSES ARE: 2275 BROWNS BRIDGE RD.

GAINESVILLE, GA 30501. (TRACTS 1 & 5) 2283 BROWNS BRIDGE RD. GAINESVILLE, GA 30501. (TRACT 2) 2165 BROWNS BRIDGE RD.
GAINESVILLE, GA 30501. (TRACTS 3 & 4)

- THE TAX PARCEL FOR 2275 BROWNS BRIDGE RD.IS: 01127 003060 (TRACT 1. WHICH INCLUDES TRACT 5); THE TAX PARCEL FOR 2283 BROWNS BRIDGE RD. IS: 01127 003075 (TRACT 2); THE TAX PARCEL FOR 2165 BROWNS BRIDGE RD. IS: 01127 003058 (TRACT 3, WHICH INCLUDES TRACT 4).
- THE OVERALL LEGAL DESCRIPTION FOR THE SITE ON THIS SURVEY IS NOT VERBATIM TO THE LEGAL DESCRIPTIONS SET FORTH IN THE LIMITED WARRANTY DEEDS; HOWEVER, IT DESCRIBES THE SAME EXACT TRACTS OF LAND DESCRIBED IN SAID LIMITED WARRANTY DEEDS.
- 6. THERE IS NO OBSERVED EVIDENCE OF CURRENT EARTH-MOVING WORK. BUILDING CONSTRUCTION, OR BUILDING ADDITIONS.
- 7. THERE IS NO OBSERVED EVIDENCE OF RECENT STREET OR SIDEWALK
- 8. THERE IS NO OBSERVED EVIDENCE OF SITE BEING USED AS A SOLID WASTE DUMP, SUMP, OR SANITARY LANDFILL.
- 9. TRACTS 1 & 2 HAVE DIRECT ACCESS TO BROWNS BRIDGE RD.AT ONE PLACE: TRACTS 3, 4, & 5 HAVE NO DIRECT ACCESS TO A PUBLIC ROAD
- 10. ALL OBSERVABLE ENCROACHMENTS, BOUNDARY ISSUES, AND OTHER PROPERTY MATTERS ARE SHOWN ON THE SURVEY.

25.NOTED; 26.NOT A SURVEY ITEM; 27.DB 777,PG 80 -777, PG 80 - TERMS, PROVISIONS, & EASEMENTS IN GENERAL WARRANTY DEED NOTES:

Said tract or parcel of land contains 15.023 acres, or 654,402 square-feet, more or less. PER A XXXXXXXXXXXXXXXXXXX REPORT FOR:

BROWNS BRIDGE CROSSING (2275-2299 BROWNS BRIDGE ROAD, GAINESVILLE, GEORGIA 30501) PREPARED FOR: MR. SALAH NAFAL & O-MART.LLC. a Delaware limited liability company (2600 McCREE ROAD, SUITE 100; GARLAND, TEXAS 75041; DRAFT DATE OF REPORT: 08/21/20; DATE OF REVISION: 08/27/20, THE SUBJECT PROPERTY IS ZONED "G-B", GENERAL BUSINESS DISTRICT. SOME CONDITIONS OF SAID ZONING ARE:

LEGAL DESCRIPTION

2165, 2275, & 2283 BROWNS BRIDGE ROAD

TRACTS 1, 2, 3, 4, & 5

ALL THAT TRACT OR PARCEL OF LAND LYING and being in Land Lot 7; 8th District and

Land Lot 169; 9th District; City of Gainesville; Hall County, Georgia, and being more

TO FIND THE POINT OF BEGINNING, COMMENCE at the intersection of the easterly right-

of-way line for Browns Bridge Road (a/k/a State Route 369; 80-foot right-of-way) with the

centerline of Dixie Drive; THENCE along said easterly right-of-way line for Browns Bridge

Road, in a northeasterly direction, a distance of 559.85 to a point, said point being the POINT

OF BEGINNING. THENCE along said right of way line North 38 degrees 33 minutes 55

seconds East, a distance of 363.45 feet to a point; THENCE leaving said right of way line South

46 degrees 40 minutes 20 seconds East, a distance of 175.62 feet to a point; THENCE South 29

degrees 16 minutes 08 seconds East, a distance of 68.10 feet to a point; THENCE North 64

degrees 43 minutes 00 seconds East, a distance of 75.30 feet to a point; THENCE South 29

degrees 15 minutes 00 seconds East, a distance of 73.29 feet to a point; THENCE North 59

degrees 19 minutes 13 seconds East, a distance of 60.20 feet to a point; THENCE South 29

degrees 24 minutes 54 seconds East, a distance of 472.12 feet to a point; THENCE South 28

degrees 55 minutes 57 seconds East, a distance of 340.56 feet to a point; THENCE South 60

degrees 49 minutes 14 seconds West, a distance of 409.57 feet to a point; THENCE South 29

degrees 12 minutes 00 seconds East, a distance of 0.99 feet to a point; THENCE South 79

degrees 18 minutes 47 seconds West, a distance of 247.19 feet to a point; THENCE North 31

degrees 08 minutes 00 seconds West, a distance of 27.72 feet to a point; THENCE North 60

degree 48 minutes 27 seconds West, a distance of 229.28 feet to a point; THENCE North 29

degrees 12 minutes 00 seconds West, a distance of 218.08 feet to a 1/2-inch rebar found;

THENCE South 39 degrees 00 minutes 56 seconds West, a distance of 14.79 feet to a 1/2-inch

rebar found; THENCE North 31 degrees 58 minutes 29 seconds West, a distance of 144.42 feet

to a point; THENCE North 42 degrees 02 minutes 30 seconds East, a distance of 127.65 feet to a

1/2-inch rebar found; THENCE North 42 degrees 15 minutes 00 seconds East, a distance of

239.81 feet to a 5/8-inch rebar found; THENCE North 51 degrees 26 minutes 00 seconds West, a

distance of 230.00 feet to an aforementioned point on the southeasterly right-of-way line for

Browns Bridge Road (80-foot right-of-way), said point being the POINT OF BEGINNING.

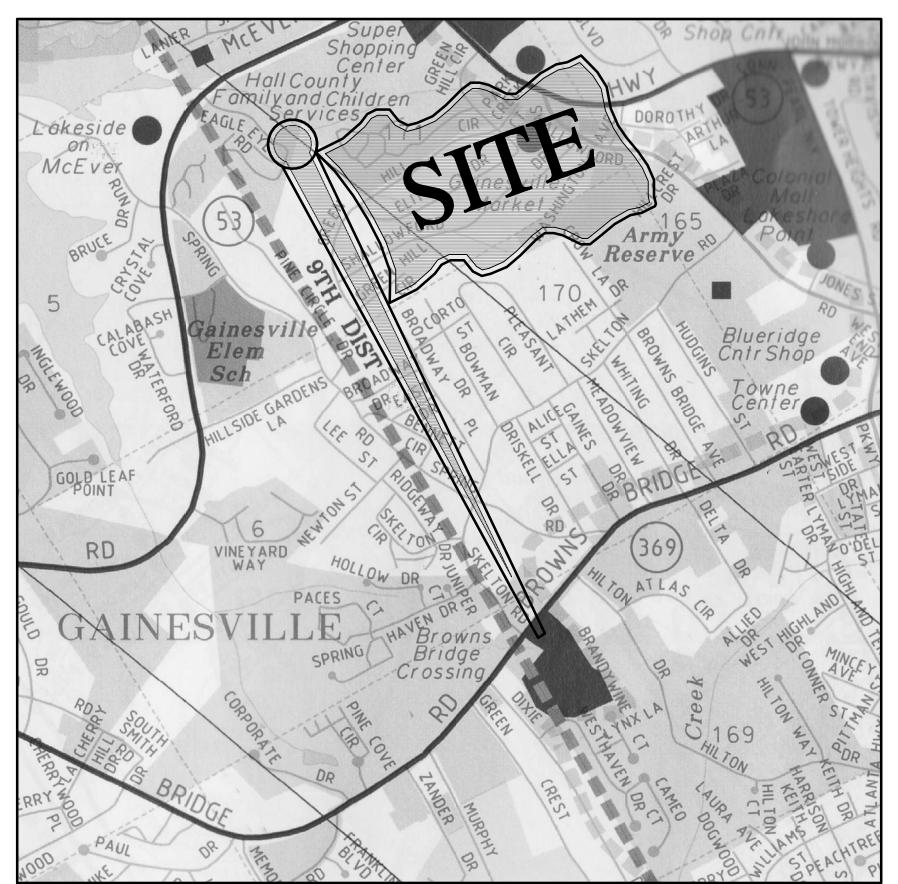
SETBACKS: FRONT: 40 FEET;

particularly described as follows:

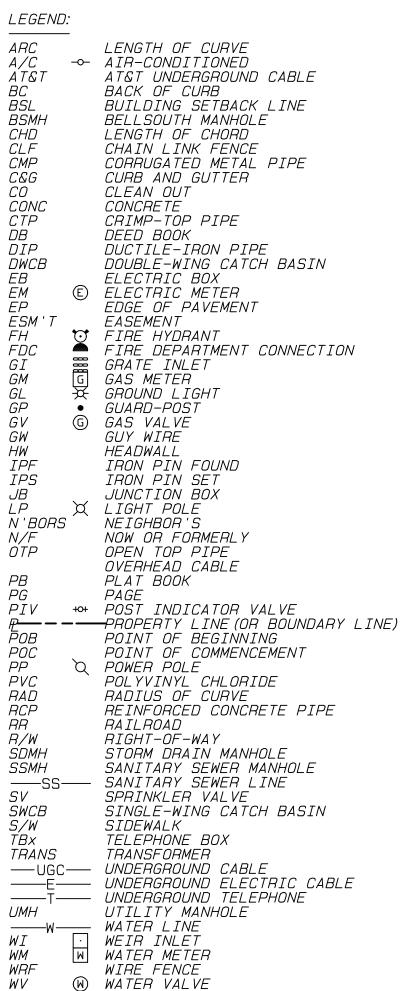
SIDE: NONE; 35 FEET, WHEN ABUTTING RESIDENTIAL; REAR: NONE; 35 FEET, WHEN ABUTTING RESIDENTIAL. MAX.BUILDING HEIGHT = 5 STORIES/75 FEET; MAX.FLOOR AREA = 60%.

PARKING REQUIRED: MIN.: 1 SPACE/275 sf (140, 942/275 = 513) MAX .: 1 SPACE/225 sf (140, 942/275 = 626) PARKING. EXISTING: 661 REGULAR SPACES

16 HANDICAPPED SPACES



LOCATION MAP



SURVEYOR'S CERTIFICATION

TO: TDB (OWNER) TBD (LENDER) TBD (TITLE COMPANY)

This is to certify that this map or plat and the survey on which it is based were made in accordance with the 2016 Minimum Standard Detail Requirements for ALTA/NSPS Land Title Surveys, jointly established and adopted by ALTA and NSPS, and includes items 1, 2, 3, 4, 6(a), 6(b), 7a, 7(b) (1), 7(c), 8, 9, 10(a), 11, 13, 14, 16, 17, 18 19, &20 of Table A thereof. The field work was completed on 08/17/20.

Date of Plat or Map: SEPTEMBER 02, 2020

Pablo M.Garcia Georgia RLS No.3104

ALTA/NSPS LAND TITLE SURVEY

TDB (OWNER) TBD (LENDER) TBD (TITLE COMPANY)

LAND LOT 7; 8th DISTRICT & LAND LOT 169; 9th DISTRICT CITY OF GAINESVILLE HALL COUNTY, GEORGIA

