

STATE OF SOUTH CAROLINA  
COUNTY OF YORK

PETITION FOR ANNEXATION TO THE CITY OF ROCK HILL  
OF AUTOMALL PARKWAY AREA II  
LYING ADJACENT TO THE CITY LIMITS  
OF THE CITY OF ROCK HILL, S. C.  
AS SHOWN ON MAP DATED FEBRUARY 2, 2011

TO: The Governing Body of the City of Rock Hill, S. C.

Your Petitioners, the undersigned freeholders, respectfully show and submit:

(1) That each of your Petitioners is a freeholder owning real estate in York County, S. C., lying in an area adjacent to the City of Rock Hill, hereby proposed for annexation to the City of Rock Hill.

(2) That the area proposed to be annexed is particularly shown upon a map entitled "Automall Parkway Area II Annexation To The City Of Rock Hill", prepared by Shawn Carson, dated February 2, 2011, showing the area proposed for annexation, the affected annexation area shown thereby being also described in a narrative form upon a sheet attached hereto entitled "Description of Automall Parkway Area II Proposed For Annexation To The City Of Rock Hill, S.C."; the aforesaid map and description being hereby incorporated herein and made a part hereof by reference.

(3) That each of the undersigned hereby petitions the Governing Body of the City of Rock Hill to determine the number of signatories to this Petition, and to arrange for the adoption of an annexing ordinance as permitted by §5-3-150, Code of Laws of South Carolina (1976, as amended), if the Petition has been signed (i) by at least 75% of the freeholders owning at least 75% of the assessed valuation of the real property in the area requesting annexation, or (ii) by all of the freeholders owning property in said area.

(4) That the undersigned Petitioners hereby agree that their respective properties shall be subject to all City property taxes effective from the 1st day of January next following date of final passage of annexation ordinance, and they hereby request that all available City services be commenced in said area effective at the earliest practicable time following completion of annexation. The

undersigned Petitioners also agree to pay all other lawful City fees and charges upon annexation. Notwithstanding the above, the undersigned Petitioners request that the City, by accepting this Petition, allow the undersigned to pay the City's fire impact fee on a monthly basis without interest and over time on terms the City Manager, or his designee, may establish in his sole discretion.

(5) When it becomes practicable for City to provide services, the undersigned Petitioners understand that they will be subject to all applicable charges for such services, including charges imposed to initiate service, as fixed by City Ordinance at the time of service.

(6) That incident to annexation of the aforementioned area, your Petitioners hereby request and agree that the area to be annexed shall be classified for zoning purposes as Community Commercial (CC) as specifically shown on map attached hereto.

(7) That also incident to annexation of the aforementioned area, your Petitioners hereby request and agree that the whole of the area to be annexed shall be added to and included in Ward 6 of the 2010 Ward Plan of the City of Rock Hill, as created and established pursuant to §14-10 of the Code of the City of Rock Hill, to which Ward said annexation area is adjacent.

(8) That for the information of City Council there is attached hereto a list of the freeholders owning property within the territory proposed to be annexed and/or a list of freeholders who reside within the territory proposed to be annexed, as shown by the County tax records and voter registration records, certified as true and correct by the appropriate authority.

(9) That the within written Petition may be submitted in more than one counterpart, all of which shall nevertheless be and constitute one and only one Petition, for the purposes sought to be accomplished thereby.

Rock Hill, South Carolina

Respectfully submitted,

APRIL 4, 2011

(Signature)

(Address)

(SEE ATTACHED)

450 S. ORANGE AVE. #900,  
ORLANDO, FL. 32801

**LANDLORD:**  
NATIONAL RETAIL PROPERTIES, LP<sup>ka</sup>  
a Delaware limited partnership

By: NNN GP Corp.,  
a Delaware corporation,  
as General Partner

(M)

By: *Paul E. Bayer*  
Name: Paul E. Bayer  
Title: Executive Vice President

STATE OF FLORIDA  
COUNTY OF ORANGE

The foregoing instrument was acknowledged before me this 4<sup>th</sup> day of April,  
2011, by Paul E. Bayer, as Executive Vice President of NNN GP Corp., as General Partner of  
National Retail Properties, LP, a Delaware limited partnership, on behalf of the Partnership. He  
is personally known by me.

(NOTARY SEAL)



*Kella Schaible*  
Name: Kella Schaible  
Notary Public, State of Florida  
Commission No.: \_\_\_\_\_  
My Commission Expires: \_\_\_\_\_

Rock Hill, South Carolina

Respectfully submitted,

2/4/11, 2011

(Signature)

(Address)

William V. manager  
NSP Cherry Road, LLC

office address  
1518 E. THIRD ST., SUITE 200  
CHARLOTTE, NC 28204

Telephone 662 00 00048

Rock Hill, South Carolina

Respectfully submitted,

February 22, 2011

(Signature)

*Scott Catlett*

Scott Catlett

Attorney-in-Fact

(Address)

YUM! BRANDS, INC (Taco Bell)  
1741 Gardiner Lane, Louisville, Ky

40213

DESCRIPTION OF AUTOMALL PARKWAY AREA II  
PROPOSED FOR ANNEXATION TO THE  
CITY OF ROCK HILL, S.C.

All that certain piece, parcel or tract of land, lying, being and situate generally in an unincorporated area in the northeastern portion of the greater Rock Hill area, and specifically lying adjacent to the north and east of the existing corporate limits of the City of Rock Hill, in Ebenezer Township, York County, South Carolina, containing 4.23 acres, more or less; lying in the vicinity of Automall Parkway and Cherry Road, all as shown and delineated, and bounded as shown, upon a plat entitled "Automall Parkway Area II Annexation To The City Of Rock Hill", by Shawn Carson, dated February 2, 2011, which is attached hereto and made a part hereof for a more particular and detailed description.