

**(LAND ONLY)**  
**NOTICE OF TAX FORECLOSURE SALE**

Under and by virtue of a Judgment entered in the action entitled "County of Durham and City of Durham vs. Ellis Road, LLC, et als," File No. 09-CVS-4638, the undersigned Commissioner will, on the 10th day of November, 2009, offer for sale and sell for cash, to the last and highest bidder at public auction, at the Main Street steps of the Durham County Judicial Building in Durham, North Carolina, at 12:00 o'clock, Noon, the following described real property, lying and being in the County of Durham, State of North Carolina, and more particularly described as follows:

**ESTIMATED MINIMUM BID \$ 73,514.00**

**1533 (sometimes 1561) Ellis Road**

**Durham County Tax Parcel ID 163370**

**(Formerly, before recombination, Parcel ID 163372 and 163434)**

**Durham County GIS PIN No. 0739-01-99-8180**

LYING on the eastern side of Ellis Road and the western side of North Carolina Highway 147 (formerly or sometimes known as the East-West Expressway), containing 42.842 acres, more or less, and being all of that property shown on a recombination plat for ELLIS ROAD, LLC, which said plat is recorded in Plat Book 182 at page 198 in the Office of the Register of Deeds of Durham County, and to which plat reference is hereby expressly made for a more particular description of same. This property is subject to all easements, restrictions and encumbrances as set forth on the aforesaid plat. This property was conveyed to Ellis Road, LLC by deeds recorded in Book 5910 at page 229 and Book 5932 at page 6, Durham County Registry.

This sale will be made subject to city and county property taxes for the year 2010 and subsequent years and all local improvement assessments against the above-described property not included in the judgment in the above-entitled cause. A deposit of ten percent (10%) of the successful bid will be required.

This the 20th day of October, 2009.

R. Douglas Davis, Commissioner  
3600 N. Duke Street, STE 110  
Durham, NC 27704-1709  
Phone: 919-477-0280