#### [BLANK SPACE ABOVE THIS LINE IS FOR THE SOLE USE OF THE CLERK OF SUPERIOR COURT]

#### \*\*\* THIS DOCUMENT MAY BE RECORDED ONLY BY PERSONNEL OF THE FULTON COUNTY LAND DIVISION \*\*\*

Return Recorded Document to: Fulton County Land Division 141 Pryor Street, S.W. – Suite 8021 Atlanta, Georgia 30303

Project Name :	Medley Johns Creek Phase 1
Tax Parcel Identification No.:	11 106003990399
Land Disturbance Permit No.:	WFUN24-070
Zoning/Special Use Permit No.:	
(if applicable)	

For Fulton County Use Only
Approval Date:
Initials:

# WATER LINE EASEMENT (Corporate Form)

STATE OF GEORGIA, COUNTY OF FULTON

This indenture entered into this _	17th	day of	April			20_25,	between
Medley Johns Creek Phase 1	Owner, LLC			a	limited	liability	company
duly organized under the laws of	the State of	Delaware_		v=u====			, party
of the first part (hereinafter referre			TON CO	רדאנ	/, a Polit	ical Subo	division of
the State of Georgia, party of the se	cond part and	d Grantee.					

Medley Johns Creek Phase 1

Project Name

### [ See Exhibit "A" attached hereto and made a part hereof |

This right and easement herein granted being to occupy such portion of my property as would be sufficient for the construction, access, maintenance and upgrade of a water line through my property according to the location and size of said water line as shown on the map and profile now on file in

Water Line Easement Corporate Revised 08-20-2007 the office of the Public Works Department of Fulton County, and which size and location may be modified from time to time including in the future after the date of this document to accommodate said water line within the aforesaid boundaries of the above-described easement.

For the same consideration, Grantor hereby conveys and relinquishes to FULTON COUNTY a right of access over Grantor's remaining lands as necessary for FULTON COUNTY to perform maintenance and repairs on said water line on both a routine and emergency basis.

Said Grantor hereby warrants that it has the right to sell and convey said water line easement and right of access and binds itself, its successors and assigns forever to warrant and defend the right and title to the above described water line easement unto the said FULTON COUNTY, its successors and assigns against the claims of all persons whomever by virtue of these presents.

Said Grantor hereby waives for itself, its successors and assigns all rights to any further compensation or claim to damages on account of the construction, access, upgrade or maintenance of said water line for the use of the property as herein agreed.

IN WITNESS HEREOF said party of the first part has hereunto affixed his/her hand and seal on the day and year first above written.

Signed, sealed and delivered this $\frac{1}{25}$	GRANTOR:	Medley Johns Creek Phase 1 Owner, LLC a Delaware limited liability company
in the presence of:  Tyle Hencel	By:	Jedun 7
Witness	Print Name:	Vicky Bøyce
	Title:	Authorized Signatory
May Chrothe Olars	By:	
Notary Public	Print Name:	
HARISTINE ELANT	Title:	
[NOTARIAL SEAL] NOTARY PUBLIC Agrich 31 208 00 1		[CORPORATE SEAL]
COUNTY COUNTY		

#### **EXHIBIT "A"**

The Waterline Easement granted herein pertains only to that portion of the Water Easement Plan which is located on the Property described below:

#### Tract 1

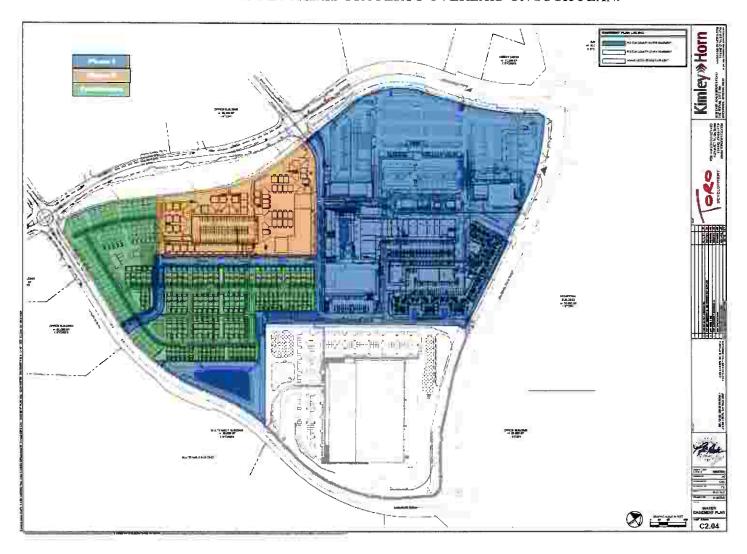
All that tract or parcel of land lying and being in Land Lots 398, 399, 400, 403, 404 and 405 of the 1st District, 1st Section, City of Johns Creek, Fulton County, Georgia and being more particularly described as follows:

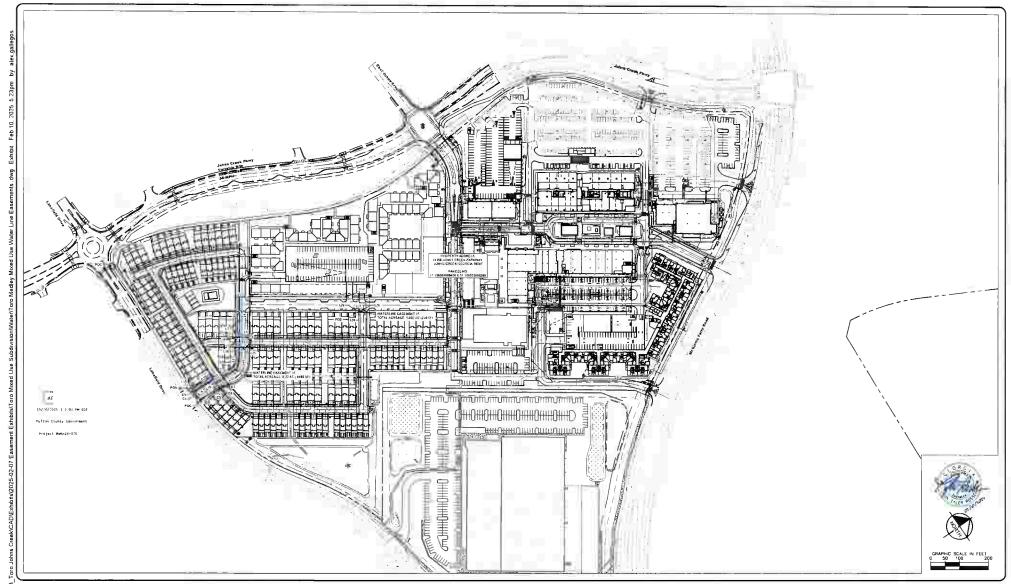
To reach the True Point of Beginning, commence at a Right of Way Monument found at the easternmost mitered point of the intersection of the southwesterly Right of Way of McGinnis Ferry Road (Variable R/W) and the southeasterly Right of Way of Johns Creek Parkway (Variable R/W), thence running along said miter South 67° 41' 45" West a distance of 38.05 feet to an iron pin set and the TRUE POINT OF BEGINNING, from point thus established and running along the southwesterly proposed Right of Way of McGinnis Ferry Road the following courses: thence running along a curve to the right an arc length of 434.61 feet, (said curve having a radius of 1005.00 feet, with a chord bearing of South 40° 55' 29" East, and a chord length of 431.23 feet) to a point; thence South 28° 32' 10" East a distance of 160.00 feet to an iron pin set; thence North 61° 27' 50" East a distance of 13.00 feet to an iron pin set; thence South 28° 32' 10" East a distance of 444.22 feet to an iron pin set; thence leaving said proposed Right of Way and running South 58° 15' 59" West a distance of 38.07 feet to an iron pin set; thence South 35° 28' 20" West a distance of 873.20 feet to a mag nail set; thence South 54° 47' 00" East a distance of 460.71 feet to an iron pin set on the northerly proposed Right of Way of Lakefield Drive; thence running along said proposed Right of Way along a curve to the left an arc length of 242.74 feet, (said curve having a radius of 752.20 feet, with a chord bearing of South 66° 37' 31" West, and a chord length of 241.69 feet) to a point; thence South 57° 24' 04" West a distance of 107.97 feet to a point; thence running along a curve to the right an arc length of 233.61 feet, (said curve having a radius of 782.51 feet, with a chord bearing of South 65° 57' 13" West, and a chord length of 232.75 feet) to an iron pin set; thence leaving proposed Right of Way and running North 34° 57′ 50″ East a distance of 458.80 feet to an iron pin set; thence North 34° 56′ 27″ East a distance of 3.50 feet to a point; thence running along a curve to the left an arc length of 23.56 feet, (said curve having a radius of 15.00 feet, with a chord bearing of North 10° 02' 11" West, and a chord length of 21.21 feet) to a point; thence North 55° 02' 11" West a distance of 93.00 feet to a point; thence South 34° 57' 49" West a distance of 19.01 feet to a point; thence North 55° 02' 11" West a distance of 125.00 feet to a point; thence North 34° 57' 49" East a distance of 270.50 feet to a point; thence North 55° 02' 11" West a distance of 198.00 feet to a point; thence South 34° 57' 49" West a distance of 682.50 feet to a point; thence South 55° 02' 11"

East a distance of 165.81 feet to a point; thence running along a curve to the right an arc length of 105.66 feet, (said curve having a radius of 84.50 feet, with a chord bearing of South 19° 12' 53" East, and a chord length of 98.91 feet) to a point; thence along a curve to the left an arc length of 114.03 feet, (said curve having a radius of 375.50 feet, with a chord bearing of South 07° 54' 24" West, and a chord length of 113.60 feet) to a point; thence South 00° 47' 35" East a distance of 11.63 feet to a point on the northerly proposed Right of Way of Lakefield Drive; thence running along said proposed Right of Way along a curve to the right an arc length of 49.01 feet, (said curve having a radius of 782.51 feet, with a chord bearing of South 89° 12' 26" West, and a chord length of 49.00 feet) to a point; thence leaving the proposed Right of Way and running North 00° 47' 35" West a distance of 11.63 feet to a point; thence running along a curve to the right an arc length of 128.91 feet, (said curve having a radius of 424.50 feet, with a chord bearing of North 07° 54' 24" East, and a chord length of 128.42 feet) to a point; thence along a curve to the left an arc length of 44.39 feet, (said curve having a radius of 35.50 feet, with a chord bearing of North 19° 12' 53" West, and a chord length of 41.55 feet) to a point; thence North 55° 02' 11" West a distance of 218.81 feet to a found; thence North 34° 57' 49" East a distance of 745.51 feet to an iron pin set; thence North 55° 02' 11" West a distance of 272.98 feet to an iron pin set; thence North 58° 52' 25" West a distance of 82.18 feet to an iron pin set; thence North 55° 02' 11" West a distance of 44.68 feet to an iron pin set; thence running along a curve to the left an arc length of 106.79 feet, (said curve having a radius of 153.00 feet, with a chord bearing of North 75° 01' 53" West, and a chord length of 104.63 feet) to an iron pin set; thence South 84° 58' 25" West a distance of 20.15 feet to an iron pin set on the easterly proposed Right of Way of Johns Creek Parkway; thence running along said proposed Right of Way the following courses: North 05° 01' 35" West a distance of 263.98 feet to a point; thence running along a curve to the right an arc length of 353.06 feet, (said curve having a radius of 349.39 feet, with a chord bearing of North 23° 58' 36" East, and a chord length of 338.23 feet) to a point; thence North 53° 01' 31" East a distance of 169.35 feet to a point; thence running along a curve to the left an arc length of 227.99 feet, (said curve having a radius of 991.75 feet, with a chord bearing of North 46° 26' 01" East, and a chord length of 227.48 feet) to a point; thence along a curve to the left an arc length of 144.76 feet, (said curve having a radius of 991.71 feet, with a chord bearing of North 35° 39′ 57" East, and a chord length of 144.63 feet) to a point on the aforementioned miter; thence running along said miter North 67° 41' 45" East a distance of 31.97 feet to the TRUE POINT OF BEGINNING.

Said tract contains 24.533 Acres (1,068,642 Square Feet).

THE PORTION LABELED AS "PHASE II" AND SHADED ACCORDINGLY IN THE BELOW DEPICTION REFLECTS THE APPROXIMATE LOCATION OF THE ABOVE-DESCRIBED PROPERTY OVERLAID ON SUCH PLAN.





Kimley Horn

1930 E.S.T. JONES BRIDGE ROAD THE FORUM SUITE 350 NORCROSS GEORGIA 30052

PHONE. TO \$250 0733 www.hmillow-brin.com

TORO MEDLEY
MIXED-USE WATER
LINE EXHIBIT

MEDLEY-JOHNS CREEK TOWN CENTER TORO DEVELOPMENT COMPANY

1	JOB NUMBER	014602003
ı	SCALE	1" = 100
ı	DATE	02/10/2025
	SHEET	EXHIBIT A

LINE AND CURVE TABLE				
NO.	DELTA OR BRG	RADIUS	LENGTH	
C1	Δ=1° 36' 03"	604.84	16.90'	
C2	Δ=10' 16' 49"	424.50'	76.17'	
С3	Δ=0° 38' 41"	764.99'	8.61'	
C4	Δ=0° 50′ 47″	782.51	11.56'	
C5	Δ=1° 52' 44"	885.83	29.05'	
C6	Δ=3° 07' 37"	375.50'	20.49	
C7	Δ=1° 04' 52"	695.02	13.11'	
L1	N 34°57'49" E		24.37'	
L2	N 55°02'11" W		20.00'	
L3	S 34*57'49" W		24.31'	
L4	N 54*52'59" W		130.50'	
L5	S 34*57'49" W		20.00'	
L6	S 54°52'59" E		130.50'	
L7	S 34*57'49" W		4.69'	
L8	S 55*02'11" E		20.00'	
L9	N 34 <b>'</b> 57'49" E		4.63'	
L10	S 54*52'59" E		48.54'	
L11	S 44°33'24" E		42.53'	
L12	S 1°52'00" E		75.22'	
L15	S 0°47'35" E		11.61'	
L18	N 0°03'13" W		31.20'	
L19	N 4*52'17" E		36.47	
L23	N 1°52'00" W		83.31	
L24	N 44°33'13" W		52.16	
L25	N 54*52'59" W		50.40'	

LINE AND CURVE TABLE				
NO.	DELTA OR BRG	RADIUS	LENGTH	
L26	N 55°02'06" W		14.52'	
L27	S 34°57′54" W		20.00'	
L28	S 55*02'06" E		14.52'	
L29	N <b>34</b> °57'50" E		20.00'	

BS

05/20/2025 | 3:00 PM EDT

Fulton County Government

Project #WRN24-070



3930 EAST JONES BRIDGE ROAD
THE FORUM, SUITE 350
NORCROSS, GEORGIA 30092
PHONE: 770.825.0744 www.kimley-horn.co

PROJECT:

MEDLEY-JOHNS CREEK TOWN CENTER ITLE

TORO MEDLEY MIXED-USE WATERLINE L&C TABLE CLIENT:

TORO DEVELOPMENT COMPANY | JOB NO.: 014602003 | SCALE N.T.S | DATE. 02/10/2025 | SHEET: EXHIBIT B

#### **WATERLINE EASEMENT 3E:**

BEGINNING AT THE SOUTHWESTERN PROPERTY CORNER OF THE PROPERTY LOCATED AT 11350 JOHNS CREEK PARKWAY WITH THE PARCEL NUMBERS 11 106003980408& 11 106003990399, THENCE ALONG THE ARC OF A CURVE HAVING A RADIUS OF 782.51 FEET, AN ARC LENGTH OF 34.15 FEET, BEING SUBTENDED BY A CHORD BEARING OF NORTH 87°44′56" WEST FOR A CHORD DISTANCE OF 34.14 FEET TO A POINT; THENCE NORTH 86°28'45" WEST FOR A DISTANCE OF 460.84 FEET TO A POINT; SAID POINT BEING THE POINT OF BEGINNING. THENCE SOUTH 00°47'35" EAST FOR A DISTANCE OF 11.61 FEET TO A POINT; THENCE ALONG THE ARC OF A CURVE HAVING A RADIUS OF 764.99 FEET, AN ARC LENGTH OF 8.61 FEET, BEING SUBTENDED BY A CHORD BEARING OF SOUTH 89°09'26" EAST FOR A CHORD DISTANCE OF 8.61 FEET TO A POINT; THENCE ALONG THE ARC OF A CURVE HAVING A RADIUS OF 782.51 FEET, AN ARC LENGTH OF 11.56 FEET, BEING SUBTENDED BY A CHORD BEARING OF NORTH 89°56'51" EAST FOR A CHORD DISTANCE OF 11.56 FEET TO A POINT; THENCE NORTH 00°03'13" WEST FOR A DISTANCE OF 31.20 FEET TO A POINT; THENCE NORTH 04°52'17" EAST FOR A DISTANCE OF 36.47 FEET TO A POINT; THENCE ALONG THE ARC OF A CURVE HAVING A RADIUS OF 885.83 FEET, AN ARC LENGTH OF 29.05 FEET, BEING SUBTENDED BY A CHORD BEARING OF NORTH 88°03'28" EAST FOR A CHORD DISTANCE OF 29.05 FEET TO A POINT; THENCE ALONG THE ARC OF A CURVE HAVING A RADIUS OF 375.50 FEET, AN ARC LENGTH OF 20.49 FEET, BEING SUBTENDED BY A CHORD BEARING OF NORTH 09°21'23" EAST FOR A CHORD DISTANCE OF 20.49 FEET TO A POINT; THENCE ALONG THE ARC OF A CURVE HAVING A RADIUS OF 695.02 FEET, AN ARC LENGTH OF 13.11 FEET, BEING SUBTENDED BY A CHORD BEARING OF SOUTH 87°04'55" WEST FOR A CHORD DISTANCE OF 13.11 FEET TO A POINT; THENCE NORTH 01°52'00" WEST FOR A DISTANCE OF 83.31 FEET TO A POINT: THENCE NORTH 44°33'13" WEST FOR A DISTANCE OF 52.16 FEET TO A POINT: THENCE NORTH 54°52'59" WEST FOR A DISTANCE OF 50.40 FEET TO A POINT; THENCE NORTH 34°57'49" EAST FOR A DISTANCE OF 24.37 FEET TO A POINT; THENCE NORTH 55°02'11" WEST FOR A DISTANCE OF 20.00 FEET TO A POINT; THENCE SOUTH 34°57'49" WEST FOR A DISTANCE OF 24.31 FEET TO A POINT; THENCE NORTH 54°52'59" WEST FOR A DISTANCE OF 130.50 FEET TO A POINT; THENCE SOUTH 34°57'49" WEST FOR A DISTANCE OF 20.00 FEET TO A POINT; THENCE SOUTH 54°52'59" EAST FOR A DISTANCE OF 130.50 FEET TO A POINT; THENCE SOUTH 34°57'49" WEST FOR A DISTANCE OF 4.69 FEET TO A POINT; THENCE SOUTH 55°02'11" EAST FOR A DISTANCE OF 20.00 FEET TO A POINT; THENCE NORTH 34°57'49" EAST FOR A DISTANCE OF 4.63 FEET TO A POINT; THENCE SOUTH 54°52'59" EAST FOR A DISTANCE OF 48.54 FEET TO A POINT; THENCE SOUTH 44°33'24" EAST FOR A DISTANCE OF 42.53 FEET TO A POINT; THENCE SOUTH 01°52'00" EAST FOR A DISTANCE OF 75.22 FEET TO A POINT; THENCE ALONG THE ARC OF A CURVE HAVING A RADIUS OF 604.84 FEET, AN ARC LENGTH OF 16.90 FEET, BEING SUBTENDED BY A CHORD BEARING OF SOUTH 89°33'48" WEST FOR A CHORD DISTANCE OF 16.90 FEET TO A POINT: THENCE ALONG THE ARC OF A CURVE HAVING A RADIUS OF 424,50 FEET, AN ARC LENGTH OF 76.17 FEET, BEING SUBTENDED BY A CHORD BEARING OF SOUTH 04°20'49" WEST FOR A CHORD DISTANCE OF 76.06 FEET TO A POINT; SAID POINT BEING THE POINT OF BEGINNING. SAID TRACT CONTAINING 0.22 ACRES (9490 SF) MORE OR LESS.

#### WATERLINE EASEMENT 3F:

BEGINNING AT THE SOUTHERN CORNER OF THE PROPERTY LOCATED AT 11350 JOHNS CREEK PARKWAY WITH THE PARCEL NUMBERS 11 106003980408& 11 106003990399, THENCE NORTH 00°47'35" WEST FOR A DISTANCE OF 11.64 FEET TO A POINT; THENCE ALONG THE ARC OF A CURVE HAVING A RADIUS OF 375.50 FEET, AN ARC LENGTH OF 114.03 FEET, BEING SUBTENDED BY A CHORD BEARING OF NORTH 07°54'24" EAST FOR A CHORD DISTANCE OF 113.60 FEET TO A POINT; THENCE ALONG THE ARC OF A CURVE HAVING A RADIUS OF 84.50 FEET, AN ARC LENGTH OF 105.66 FEET, BEING SUBTENDED BY A CHORD BEARING OF NORTH 19°12'53" WEST FOR A CHORD DISTANCE OF 98.91 FEET TO A POINT; THENCE NORTH 55°02'11" WEST FOR A DISTANCE OF 165.81 FEET TO A POINT; THENCE NORTH 34°57'50" EAST FOR A DISTANCE OF 368.20 FEET TO A POINT; SAID POINT BEING THE POINT OF BEGINNING. THENCE NORTH 55°02'06" WEST FOR A DISTANCE OF 14.52 FEET TO A POINT; THENCE NORTH 34°57'50" EAST FOR A DISTANCE OF 14.52 FEET TO A POINT; THENCE NORTH 34°57'50" EAST FOR A DISTANCE OF 14.52 FEET TO A POINT; THENCE NORTH 34°57'50" EAST FOR A DISTANCE OF 14.52 FEET TO A POINT; THENCE NORTH 34°57'50" EAST FOR A DISTANCE OF 14.52 FEET TO A POINT; THENCE NORTH 34°57'50" EAST FOR A DISTANCE OF 14.52 FEET TO A POINT; THENCE NORTH 34°57'50" EAST FOR A DISTANCE OF 14.52 FEET TO A POINT; THENCE NORTH 34°57'50" EAST FOR A DISTANCE OF 14.52 FEET TO A POINT; THENCE NORTH 34°57'50" EAST FOR A DISTANCE OF 14.52 FEET TO A POINT; THENCE NORTH 34°57'50" EAST FOR A DISTANCE OF 14.52 FEET TO A POINT; THENCE NORTH 34°57'50" EAST FOR A DISTANCE OF 14.52 FEET TO A POINT; THENCE NORTH 34°57'50" EAST

BS

05/20/2025 | 3:00 PM EDT

Fulton County Government

Project #WRN24-070



3930 EAST JONES BRIDGE ROAD THE FORUM, SUITE 350 NORCROSS, GEORGIA 30092 PHONE: 770.825.0744 www.kimley-hom.com PROJECT:

MEDLEY-JOHNS CREEK TOWN CENTER TITLE:

TORO MEDLEY
MIXED-USE
WATERLINE LEGAL
DESCRIPTIONS

CLIENT:

TORO
DEVELOPMENT
COMPANY

 JOB NO.
 014602003

 SCALE
 N.T.S

 DATE
 02/10/2025

EXHIBIT C

## CONSENT JOINDER TO WATERLINE EASEMENT

The Development Authority of Fulton County (the "DAFC") is the owner of the fee simple interest in the property subject to Lease Agreement by and between DAFC and Medley Johns Creek Phase 1 Owner, LLC dated December 1, 2024 (the "Lease") as evidenced by that Short Form Lease Agreement recorded in Deed Book 68498, page 97 of the Fulton County Georgia records. DAFC hereby consents and joins in the execution of the within and foregoing Waterline Easement for purposes of evidencing its agreement thereto.

Notwithstanding the foregoing or anything to the contrary contained herein or in the Waterline Easement, nothing in this Consent or the Waterline Easement shall be deemed to (i) increase the liability of DAFC or (ii) restrict or subordinate the Unassigned Rights (as defined in the Lease) of DAFC. Further notwithstanding anything to the contrary contained herein or in the Waterline Easement, DAFC makes no representations or warranties regarding the status of its title in the Project (as defined in the Lease) or any encumbrances thereon.

[Signature on the following page.]

IN WITNESS WHEREOF, this Consent is signed, sealed and delivered by the DAFC this 22 day of 2025.

Signed, sealed and delivered in the presence of:

Unofficial Witness

Notary Public

My commission expires: 01/31/26

[NOTARIAL SEAL]

DEVELOPMENT AUTHORITY OF FULTON COUNTY

By: Name: Kwanza Hall

Title: Chairman

[CORPORATE SEAL]



## CONSENT JOINDER TO WATERLINE EASEMENT

Synovus Bank ("Synovus") is the Grantee of that Deed to Secure Debt, Assignment of Rents and Leases and Security Agreement granted by Development Authority of Fulton County dated December 1, 2024 and recorded in Deed Book 68498, page 108 of the Fulton County Georgia records. Synovus hereby consents and joins in the execution of the within and foregoing Waterline Easement for purposes of evidencing its agreement thereto.

IN WITNESS WHEREOF, this Consent is signed, sealed and delivered by the Synovus this 22 day of 2025.

Signed, sealed and delivered in the presence of:

Matashe

SYNOVUS BANK

By:\_\_\_ Name:

Title:

[CORPORATE SEAL]

Notary Public

My commission expires:

[NOTARIAL SEAL]

JANICE VAGNER Notary Public Alabama State at Large My Commission Expires Oct 4, 2027

### **CONSENT TO** WATERLINE EASEMENT

Banco Inbursa, S.A., Institución De Banca Múltiple, Grupo Financiero Inbursa ("Banco Inbursa") is the Grantee of that Amended and Restated Fee and Leasehold Deed to Secure Debt, Assignment of Rents and Leases, Collateral Assignment of Property Agreements, Security Agreement and Fixture Filing granted by Development Authority of Fulton County, Medley Johns Creek Phase 1 Owner, LLC, and Medley Johns Creek Phase 2 Owner, LLC dated December 5, 2024 and recorded in Deed Book 68498, page 149 of the Fulton County Georgia records. Banco Inbursa hereby consents in the execution of the within and foregoing Waterline Easement for purposes of evidencing its agreement thereto.

IN WITNESS WHEREOF, this Consent is signed, sealed and delivered by Banco Inbursa this 2 , 2025.

Signed, sealed and delivered in the presence of:

My commission expires: -6-28-2027

[NOTARIAL SEAL]

BANCO INBURSA, S.A., INSTITUCIÓN DE BANCA MÚLTIPLE, GRUPO FINANCIERO

INBURSA, an entity formed under the laws of the United Mexican States

By: TRIMONT LLC, its servicer

Name: Brad Bullock

Title: Authorized Signatory [CORPORATE SEAL]