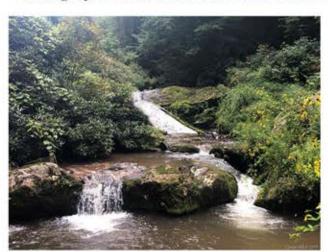
# Over 1/2 Mile of Trout Creek on 110 Acres





Welcome to this special 110 acres with over a half mile of majestic Spillcorn creek and waterfalls. New well-built artistic cabin overlooks the white-water trout creek! You can fish right on the property! You might just want to come back to the cabin and relax on the expansive screen porch and take it all in.



Spillcorn Falls with soaking pool



Cabin has a chef's kitchen, cathedral ceilings in great room and beautiful heart pine floors.









2 BR 1.5 BA

Trails for hiking and ATV throughout property. Garden site down by the old historic mountain cabin. Fruit trees. Easy access. This is a true mountain retreat of whitewater creek and pristine woodland.

A place to escape and re-connect with the peace and beauty of the natural world!





Offered for \$549,900 MLS#3436925





Mountain Home Properties www.mountaindream.com
Contact: Steve DuBose - <u>sdubose@mountaindream.com</u> 828-622-3222
Cindy DuBose - cdubose@mountaindream.com 828-734-9158

#### **Residential Property Client Full**

2876 Spillcorn Road, Marshall NC 28753

3436925 Single Family Parcel ID 9812-72-6771 MLS#: Category:

Tax Location: County: Madison Status: Active Madison Subdivision: \$414,262 Zoning: R-A none Tax Value: Zoning Desc: Deed Ref326-495 Lot/Unit + Legal Desc: 9812-72-6771

Approx Acres: 110.37 Approx Lot Dim:

Elevation 2500-3000 ft. Elev., 3000-3500 ft. Elev. Creekfront, Fruit Trees, Natural Waterfall, Paved Frontage, Lot Desc: Stream/Creek, Water view, Wooded

General Information		School Information	
Type:	1 Story Basement	Elem:	<b>Brush Creek</b>
Style:	Cabin	Middle:	Madison
Construction Type:	Site Built	High:	Madison

List Price: \$549,900

HLA Unheated Sqft **Bldg Information** 960 Main: Main: 0 Beds: Upper: 0 Baths: 1/1 Upper: 0 2012 Third: 0 Third: 0 Year Built: 0 0 New Const: Lower: Lower: No Prop Compl Date: Bsmnt: 0 Bsmt: 320

Above Grade: 960 Construct Status: Complete Total: 960 320

Total: Builder: Model:

**Additional Information** 

Prop Fin: Cash, Conventional

Assumable: No

Ownership: Seller owned for at least one year

Special Conditions: None

Road Responsibility: Publicly Maintained Road

Recent: 08/13/2019: DECR: \$599,000->\$549,900

Room Information -

Beds Baths Room Level Room Type

Main 1/1 Bathroom(s), Bedroom(s), Dining Area, Great Room, Kitchen, Laundry, Utility

Features

Waterbody Name: Creek - unspecified

Lake/Water Amenities: None

Parking: Parking Space - 2 Main Level Garage: No Doors/Windows: g-Insulated Door(s), g-Insulated Windows Driveway: Gravel

Laundry: Main Fixtures Exceptions: No

Foundation: Basement

Fireplaces: NoWood Burning, Woodstove

Floors:

Ceiling Fan(s), Dishwasher, Dryer, Gas Range/Electric Oven, Microwave, Propane, Range/Hood, Refrigerator Equip:

Cathedral Ceiling(s) Interior Feat:

Deck, Fire pit, Satellite Internet Available, Storage Shed/Outbuilding Exterior Feat:

**Exterior Const:** 

Porch: Back, Covered, Screened Roof: Metal

Paved Street:

Utilities

Sewer: Septic Tank Well Water:

HVAC: Heat Pump - AC, Heat Pump - Heat Wtr Htr: Gas, Propane

Subject To HOA: Subj to CCRs: HOA Subj Dues:

Remarks Public Remarks: Welcome to this special 110 acres with over a half mile of majestic Spillcorn creek and waterfalls. New well-built

artistic cabin overlooks the white water trout creek! You can fish right on the property! You might just want to come back to the cabin and relax on the expansive screen porch and take it all in. Cabin has a chef's kitchen, cathedral ceilings in great room and beautiful heart pine floors. Trails for hiking and ATV throughout property. Garden site down by the old historic mountain cabin. Fruit trees. Easy access. This is a true mountain retreat of whitewater creek and pristine woodland. A place to escape and re-connect with the peace and beauty of the

From Asheville take I-26 north to exit 19A. Follow Hwy. 25-70 towards Marshall. Turn right on Walnut Creek Rd. and follow out to left on Big Laurel Rd. to Right on SpillCorn Rd. Go 2.8 miles to property on right. Directions:

Listing Information

DOM: Closed Dt: 293 CDOM: SIr Contr: 293 DDP-End Date: Close Price: UC Dt: LTC:

Prepared By: Jill Warner

©2019 CarolinaMLS, All rights reserved, Information herein deemed reliable but not guaranteed, Generated on 08/14/2019 10:54:49 AM

# **Cross Property Photo Gallery**

2876 Spillcorn Road, Marshall NC 28753 List Price: \$549,900



MLS#: 3436925





Spillcorn Falls on property

Great trout fishing the State stocked creek!







































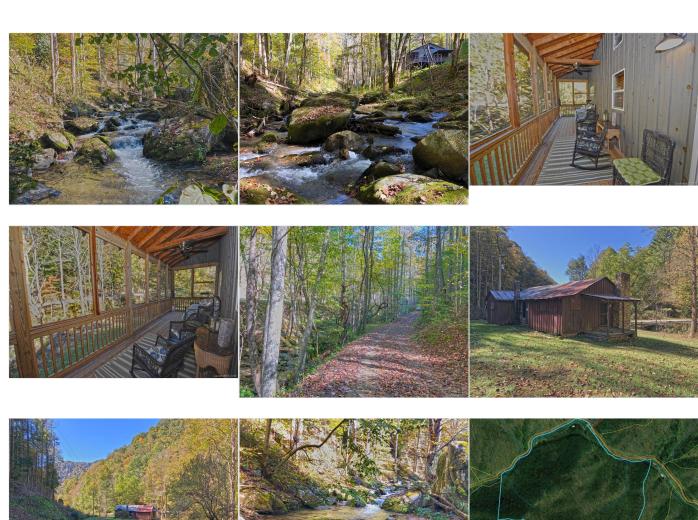














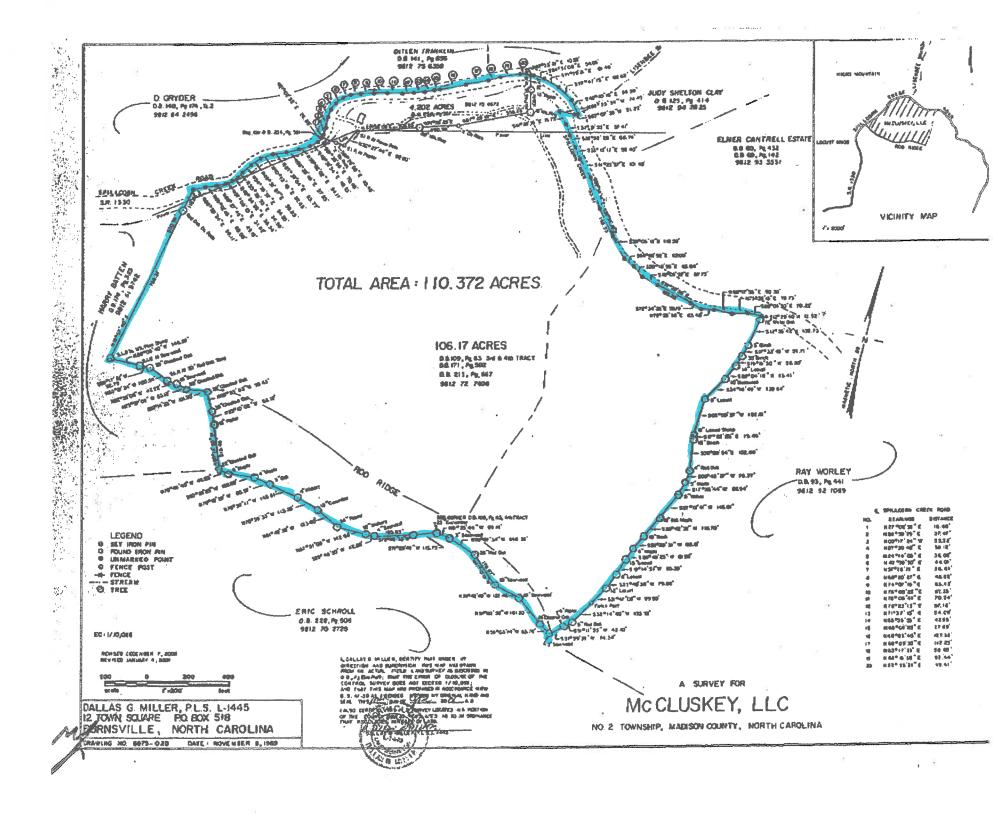














### STATE OF NORTH CAROLINA MINERAL AND OIL AND GAS RIGHTS MANDATORY DISCLOSURE STATEMENT

#### **Instructions to Property Owners**

- 1. The Residential Property Disclosure Act (G.S. 47E) ("Disclosure Act") requires owners of certain residential real estate such as single-family homes, individual condominiums, townhouses, and the like, and buildings with up to four dwelling units, to furnish purchasers a Mineral and Oil and Gas Rights Disclosure Statement ("Disclosure Statement"). This form is the only one approved for this purpose.
- 2. A disclosure statement is not required for some transactions. For a complete list of exemptions, see G.S. 47E-2(a). <u>A DISCLOSURE STATEMENT IS REQUIRED FOR THE TRANSFERS IDENTIFIED IN G.S. 47E-2(b)</u>, including transfers involving the first sale of a dwelling never inhabited, lease with option to purchase contracts where the lessee occupies or intends to occupy the dwelling, and transfers between parties when both parties agree not to provide the Residential Property and Owner's Association Disclosure Statement.
- 3. You must respond to each of the following by placing a check  $\sqrt{\ }$  in the appropriate box.

#### MINERAL AND OIL AND GAS RIGHTS DISCLOSURE

Mineral rights and/or oil and gas rights can be severed from the title to real property by conveyance (deed) of the mineral rights and/or oil and gas rights from the owner or by reservation of the mineral rights and/or oil and gas rights by the owner. If mineral rights and/or oil and gas rights are or will be severed from the property, the owner of those rights may have the perpetual right to drill, mine, explore, and remove any of the subsurface mineral and/or oil or gas resources on or from the property either directly from the surface of the property or from a nearby location. With regard to the severance of mineral rights and/or oil and gas rights, Seller makes the following disclosures:

		Yes	No	No Representation
Buyer Initials	1. Mineral rights were severed from the property by a previous owner.			X
<b>Buyer Initials</b>	2. Seller has severed the mineral rights from the property.		X	
Buyer Initials	3. Seller intends to sever the mineral rights from the property prior to transfer of title to the Buyer.		X	
Buyer Initials	4. Oil and gas rights were severed from the property by a previous owner.			X
<b>Buyer Initials</b>	5. Seller has severed the oil and gas rights from the property.		X	
Buyer Initials	6. Seller intends to sever the oil and gas rights from the property prior to transfer of title to Buyer.		X	
	Note to Purchasers			
may under you must p calendar da whichever transaction	the property, or exercise an option to purchase the property pursuant to a lease we certain conditions cancel any resulting contract without penalty to you as the purersonally deliver or mail written notice of your decision to cancel to the owner or ys following your receipt of this Disclosure Statement, or three calendar days following first. However, in no event does the Disclosure Act permit you to cancel a or (in the case of a sale or exchange) after you have occupied the property, which 2876 Spillcorn Rd, Marshall, 28753	chaser. the ow lowing contrac ever oc	To ca ner's a the dan t after curs fi	ncel the contract, gent within three te of the contract, settlement of the
1 2	John E Helms			
	edgephousingasyamined this Disclosure Statement before signing and that all info John E Helms Dat			-
Owner Signature:	Dat	e		
Purchaser(s) ackn nderstand that th wner's agent(s) o	nowledge receipt of a copy of this Disclosure Statement; that they have exame is is not a warranty by owner or owner's agent; and that the representations are r subagent(s).	ined it e made	before by th	e signing; that they e owner and not the
urchaser Signatu	rre: Dat	e		
urchaser Signatu	ire: Dat	e		

REC 4.25 1/1/15 Helms



## STATE OF NORTH CAROLINA RESIDENTIAL PROPERTY AND OWNERS' ASSOCIATION DISCLOSURE STATEMENT

#### **Instructions to Property Owners**

- 1. The Residential Property Disclosure Act (G.S. 47E) ("Disclosure Act") requires owners of residential real estate (single-family homes, individual condominiums, townhouses, and the like, and buildings with up to four dwelling units) to furnish buyers a Residential Property and Owners' Association Disclosure Statement ("Disclosure Statement"). This form is the only one approved for this purpose. A disclosure statement must be furnished in connection with the sale, exchange, option, and sale under a lease with option to purchase where the tenant does not occupy or intend to occupy the dwelling. A disclosure statement is not required for some transactions, including the first sale of a dwelling which has never been inhabited and transactions of residential property made pursuant to a lease with option to purchase where the lessee occupies or intends to occupy the dwelling. For a complete list of exemptions, see G.S. 47E-2.
- 2. You must respond to each of the questions on the following pages of this form by filling in the requested information or by placing a check () in the appropriate box. In responding to the questions, you are only obligated to disclose information about which you have actual knowledge.
  - a. If you check "Yes" for any question, you must explain your answer and either describe any problem or attach a report from an attorney, engineer, contractor, pest control operator or other expert or public agency describing it. If you attach a report, you will not be liable for any inaccurate or incomplete information contained in it so long as you were not grossly negligent in obtaining or transmitting the information.
  - b. If you check "No," you are stating that you have no actual knowledge of any problem. If you check "No" and you know there is a problem, you may be liable for making an intentional misstatement.
  - c. If you check "No Representation," you are choosing not to disclose the conditions or characteristics of the property, even if you have actual knowledge of them or should have known of them.
  - d. If you check "Yes" or "No" and something happens to the property to make your Disclosure Statement incorrect or inaccurate (for example, the roof begins to leak), you must promptly give the buyer a corrected Disclosure Statement or correct the problem.
- 3. If you are assisted in the sale of your property by a licensed real estate broker, you are still responsible for completing and delivering the Disclosure Statement to the buyers; and the broker must disclose any material facts about your property which he or she knows or reasonably should know, regardless of your responses on the Disclosure Statement.
- 4. You must give the completed Disclosure Statement to the buyer no later than the time the buyer makes an offer to purchase your property. If you do not, the buyer can, under certain conditions, cancel any resulting contract (See "Note to Buyers" below). You should give the buyer a copy of the Disclosure Statement containing your signature and keep a copy signed by the buyer for your records.

Note to Buyers: If the owner does not give you a Residential Property and Owners' Association Disclosure Statement by the time you make your offer to purchase the property, you may under certain conditions cancel any resulting contract without penalty to you as the buyer. To cancel the contract, you must personally deliver or mail written notice of your decision to cancel to the owner or the owner's agent within three calendar days following your receipt of the Disclosure Statement, or three calendar days following the date of the contract, whichever occurs first. However, in no event does the Disclosure Act permit you to cancel a contract after settlement of the transaction or (in the case of a sale or exchange) after you have occupied the property, whichever occurs first.

	occurs first.
5.	In the space below, type or print in ink the address of the property (sufficient to identify it) and your name. Then sign and date.
	Property Address: 2876 Spillcorn Rd , Marshall, 28753
	Owner's Name(s): John E Helms
	Owner(s) acknowledge(s) having examined this Disclosure Statement before signing and that all information is true and correct as of the date signed.  Owner Signature:  Date  Date  Date
	Owner Signature: John E Helms Date 0 , 201
	Owner Signature: Date,
	Buyers acknowledge receipt of a copy of this Disclosure Statement; that they have examined it before signing; that they understand that this is not a warranty by owners or owners' agents; that it is not a substitute for any inspections they may wish to obtain; and that the representations are made by the owners and not the owners' agents or subagents. Buyers are strongly encouraged to obtain their own inspections from a licensed home inspector or other professional. As used herein, words in the plural include the singular, as appropriate.
	Buyer Signature: Date,
	Buyer Signature:
REC	7.7/18 Page 1 of 4

Mountain Home Properties, 14545 NC 209 HWY Hot Springs NC 28743

Phone: (828)622-3518 Fax: (828)622-3210 Cynthia Dubose

	operty Address/Description: 2876 Spillcorn Rd , Marshall, 28753  Houses on 110.37 acres	<u> </u>				
T	The following questions address the characteristics and condition of the property identified above about which the owner has actual knowledge. Where the question refers to "dwelling," it is intended to refer to the dwelling unit, or units if more than one, to be conveyed with the property. The term "dwelling unit" refers to any structure intended for human habitation.					
1.	In what year was the dwelling constructed? 2012.  Explain if necessary:	Yes	No Rep	No presentation		
2.	Is there any problem, malfunction or defect with the dwelling's foundation, slab, fireplaces/chimneys, floors, windows (including storm windows and screens), doors, ceilings, interior and exterior walls, attached garage, patio, deck or other structural components including any modifications to them?			-		
3.	The dwelling's exterior walls are made of what type of material?   Brick Veneer   Wood   Stone   Vinyl  Synthetic Stucco   Composition/Hardboard   Concrete   Fiber Cement   Aluminum   Asbestos  (Check all that apply)					
4.	In what year was the dwelling's roof covering installed? 20(2 (Approximate if no records are available) Explain if necessary:					
5.	Is there any leakage or other problem with the dwelling's roof?		U/			
6.	Is there any water seepage, leakage, dampness or standing water in the dwelling's basement, crawl space, or slab?					
7.	Is there any problem, malfunction or defect with the dwelling's electrical system (outlets, wiring, panel, switches, fixtures, generator, etc.)?					
8.	Is there any problem, malfunction or defect with the dwelling's plumbing system (pipes, fixtures, water heater, etc.)?		W/	$\square^{i}$		
9.	Is there any problem, malfunction or defect with the dwelling's heating and/or air conditioning?					
10	. What is the dwelling's heat source?   Furnace Heat Pump Baseboard Other  (Check all that apply) Age of system:	ک				
11.	. What is the dwelling's cooling source?  Central Forced Air  Wall/Window Unit(s)  Other (Check all that apply) Age of system:					
12.	What are the dwelling's fuel sources? Wellectricity Natural Gas Propane Oil Other  (Check all that apply) If the fuel source is stored in a tank, identify whether the tank is above ground or below ground, and whether the tank is leased by seller or owned by seller. (Check all that apply)					
13.	What is the dwelling's water supply source? City/County Community System Private Well Shared Well Other (Check all that apply)					
14.	The dwelling's water pipes are made of what type of material?  Copper Galvanized Plastic Polybutylene Check all that apply)					
15.	Is there any problem, malfunction or defect with the dwelling's water supply (including water quality, quantity, or water pressure)?			П		
16.	What is the dwelling's sewage disposal system?		_	_		
17.	If the dwelling is serviced by a septic system, do you know how many bedrooms are allowed by the septic system	_/	_			
18.	permit? If your answer is "yes," how many bedrooms are allowed?   No records available  Is there any problem, malfunction or defect with the dwelling's sewer and/or septic system?					
	Is there any problem, malfunction or defect with the dwelling's central vacuum, pool, hot tub, spa, attic fan, exhaust fan, ceiling fans, sump pump, irrigation system, TV cable wiring or satellite dish, garage door openers, gas logs, or other systems?					
20.	Is there any problem, malfunction or defect with any appliances that may be included in the conveyance (range/oven, attached microwave, hood/fan, dishwasher, disposal, etc.)?					
	yer Initials and Date Owner Initials and Date Owner Initials and Date	81				

		W	NT.	-	NO
21	. Is there any problem with present infestation of the dwelling, or damage from past infestation of wood destroying insects or organisms which has not been repaired?	Yes	No /	/ Repr	esentation
22	. Is there any problem, malfunction or defect with the drainage, grading or soil stability of the property?		EV		
	Are there any structural additions or other structural or mechanical changes to the dwelling(s) to be conveyed with the property?	П	<u>ب</u>	/	
24	. Is the property to be conveyed in violation of any local zoning ordinances, restrictive covenants, or other land- use restrictions, or building codes (including the failure to obtain proper permits for room additions or other changes/improvements)?	e e	□ <b>/</b>	/	
25	Are there any hazardous or toxic substances, materials, or products (such as asbestos, formaldehyde, radon gas, methane gas, lead-based paint) which exceed government safety standards, any debris (whether buried or covered) or underground storage tanks, or any environmentally hazardous conditions (such as contaminated soil or water, or other environmental contamination) which affect the property?		[2/	/	
26	Is there any noise, odor, smoke, etc. from commercial, industrial, or military sources which affects the property?		<b>U</b>	1	П
27	Is the property subject to any utility or other easements, shared driveways, party walls or encroachments from or on adjacent property?			/	
28.	Is the property the subject of any lawsuits, foreclosures, bankruptcy, leases or rental agreements, judgments, tax liens, proposed assessments, mechanics' liens, materialmens' liens, or notices from any governmental agency that could affect title to the property?	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	<u>u</u> /	/	
29.	Is the property subject to a flood hazard or is the property located in a federally-designated flood hazard area?		_ \[\bar{a}\]	/	П
	Does the property abut or adjoin any private road(s) or street(s)?				
	If there is a private road or street adjoining the property, is there in existence any owners' association or maintenance agreements dealing with the maintenance of the road or street?		_ u/	/	
Th	gineer, land surveyor, geologist, pest control operator, contractor, home inspector, or other expert, dealing with matters valic agency's functions or the expert's license or expertise.  The following questions pertain to the property identified above, including the lot to be conveyed and any dwelling unages, or other buildings located thereon.				tached
	Is the property subject to governing documents which impose various mandatory covenants, conditions, and restrictions upon the lot or unit?	Yes	No I		entation
	ou answered "yes" to the question above, please explain (attach additional sheets if necessary):				
	Is the property subject to regulation by one or more owners' association(s) including, but not limited to, obligations to pay regular assessments or dues and special assessments? If your answer is "yes," please provide the information requested below as to each owners' association to which the property is subject [insert N/A into any blank that does not apply]:  •(specify name) whose regular assessments ("dues") are \$ The name, address, and telephone number of the president of the owners' association or the association manager are		<b>\$</b>	/	
	•(specify name) whose regular assessments ("dues") are \$ The name, address, and telephone number of the president of the owners' association or the association manager are				
wch	you answered "Yes" to question 33 above, you must complete the remainder of this Disclosure Statement. If you are sentation to question 33 above, you do not need to answer the remaining questions on this Disclosure Statement he last page and initial and date the page.	nswer ıt. Ski	ed ") ip to	No" o the b	or "No ottom
Buy	er Initials and Date Owner Initials and Date				
Buy	er Initials and Date Owner Initials and Date			94.55	

34.	Are any fees charged by the association or by the association's management company in connection with the conveyance or transfer of the lot or property to a new owner? If your answer is "yes," please state the amount of the fees:		<u>No</u>	Representat
			IJ∕	
35.	As of the date this Disclosure Statement is signed, are there any dues, fees, or special assessments which have been duly approved as required by the applicable declaration or bylaws, and that are payable to an association to which the lot is subject? If your answer is "yes," please state the nature and amount of the dues, fees, or special assessments to which the property is subject:			
		П	ΓV	
6.	As of the date this Disclosure Statement is signed, are there any unsatisfied judgments against, or pending lawsuits involving the property or lot to be conveyed? If your answer is "yes," please state the nature of each pending lawsuit, and the amount of each unsatisfied judgment:	_	ш	<b>ப</b> 1%
7.	As of the date this Disclosure Statement is signed, are there any unsatisfied judgments against, or pending lawsuits involving the planned community or the association to which the property and lot are subject, with the exception of any action filed by the association for the collection of delinquent assessments on lots other than the property and lot to be conveyed? If your answer is "yes," please state the nature of each pending lawsuit, and the amount of each unsatisfied judgment:			
		<u></u>	_/	7
3.	Which of the following services and amenities are paid for by the owners' association(s) identified above out of the association's regular assessments ("dues")? (Check all that apply).			<u>No</u>
				Representation
	Management Fees			
	Exterior Building Maintenance of Property to be Conveyed			
	Master Insurance			
	Exterior Yard/Landscaping Maintenance of Lot to be Conveyed			
	Common Areas Maintenance			
	Trash Removal			
	Recreational Amenity Maintenance (specify amenities covered)			
	Pest Treatment/Extermination.			
	Street Lights			
	Water			
	Sewer			
	Storm water Management/Drainage/Ponds			
	Internet Service.			
	Cable			
	Private Road Maintenance			
	Parking Area Maintenance			
	Gate and/or Security			
	Other: (specify)			Ц
VP	er Initials and Date Owner Initials and Date			(=( 15
ıye	or Initials and Date Owner Initials and Date Owner Initials and Date Owner Initials and Date	Till the same	10	1118

11 K	ERTIFICATE OF COMPLETION	, MADISON COUNTY HEALTH DEPARTMENT
Property Owner: Elegney Helms	Phone: 628 649	140 Health Care Lane
Property Address: 2506 Scillconn Road Man	10 26 53 Date:	Marshall, NC 28753
Location: Hwy 25/00 (R) Walnut Creek (	DBickmel (K) Spills	Earn to #25% 828-649-3531
Subdivision: Seption:	Lot Number:	Water Supply:
New Septic Tank System	Manufacturer: SCM STB	Liquid Capacity: 1000 ( 1) 14 Te + (1+
Built In Place Tank: Material Inside Dimensions: Length_		d Depth Liquid Capacity
Nitrification Field: Square Footage 535 1 Lines	Length $0050$ Width $3$	Depth of Gravel NA
Other Type Disposal:	<u> </u>	
Repair To Existing System Existing Tank: Yes No Material: Cor	ncrete Block Other	New Tank Gal. Liquid Capacity
Nit. Field: Existing Square FootageSquare Footage Added	No.	Lines Length Width
	SYSTEM DESIGNED FOR:	
Residence Bedrooms Mobile Home	Bedrooms	Other Establishment Type
Basement: Yes No Y		
Nearest Distance To Water Supply Stream 350	Foundation Property Line	Installed By: Hanold Finley
Remarks: EPA Sevial distribution	<u> </u>	
	Orte	
Approved: Yes No Sanitarian	Not	ice: This approval is issued subject to all the provisions of Rules and Regu-
lations governing the design, installation, cleaning and use of sewage disposal systems in North Carolina. No person is permitted to make alterations in the design or use of the	Madison County, Section 1900 of the North Carolina A is system other than its designated use without approv	al of an authorized sanitarian. This approval indicates that this system
has been installed in compliance with the standards as set forth in the above regulat	ions, but shall in no way be taken as a guarantee that	the system will function satisfactorily for any given period of time.
	3_x90	
Spring -		_
200 - 16 /-	3_X50_	
	D A	Dulve
50 <sup>-</sup>	Repair Anoa 200	
	<u>111</u> G	
Chan		
Stream	/	
	50	
	50-	
		Stream
Not to scale		
	C 11 D1	