NORTH CAROLINA

IREDELL COUNTY

SEWER EASEMENT

THIS SEWER EASEMENT, Made this the 24th day of October, 1983, by and between FLOYD O. COLLINS and wife, CARMEL B. COLLINS, parties of the first part, and DAVID R. PARKER and wife, LISA R. PARKER, parties of the second part, all of Iredell County, North Carolina;

WITNESSETH:

THAT WHEREAS, the said parties of the first part are owners of a certain tract of land lying on the East side of North Carolina State Road 1109 in Davidson Township, Iredell County, North Carolina, the same being the land conveyed to them by deed recorded in Deed Book 572, Page 134, Iredell County Registry, which said deed is hereby referred to for greater certainty of description; and

WHEREAS, the parties of the second part are the owners of a certain tract of land adjoining the land of the parties of the first part which said tract having been conveyed to the parties of the second part by deed of the parties of the first part dated February 9, 1983, which said deed is recorded in the Iredell County Registry; reference is hereby made to that certain survey recorded with the aforesaid deed showing a 1.246 acre tract which is the property conveyed to the parties of the second part; and

WHEREAS, the parties of the second part do desire to construct upon their land a general sewage disposal consisting of septic tank and drain lines; and whereas, it appears that it will be necessary for the drain lines of said sewage to extend onto the property of the parties of the first part; and

WHEREAS, the parties of the first part have agreed that the parties of the second part shall have the right to extend said drain lines as may be necessary to construct the sewage disposal system.

NOW, THEREFORE, said parties of the first part, for and in consideration of the sum of ONE DOLLAR, to them in hand paid, do hereby give, grant and convey unto said parties of the second part a perpetual right and easement to construct and maintain under, across and upon said land of the parties of the first part an underground sewer line extending from said land of the parties of the second part, and more particularly described as follows:

Prepared by: T. C. Homesley, Jr.
Return to: David R. Parker, Rt. 7, Box 849, Mooresville, N. C.

BEGINNING at an iron pin, the northwest corner of the property conveyed to the parties of the second part by the aforesaid deed dated February 9, 1983, and running thence South 85 deg. 22 min. 40 sec. West 40 feet to a point; thence North 4 deg. 37 min. 20 sec. West 150 feet to a point; thence North 85 deg. 22 min. 40 sec. East 60 feet to a point; thence South 4 deg. 37 min. 20 sec. East 150 feet to a point in the David Parker line; thence with the line of David Parker South 85 deg. 22 min. 40 sec. West 20 feet to the point of Beginning, the same being according to a survey made by Donald Ray Allen, Registered Surveyor, dated October 11, 1983.

And the parties of the second part further agree and covenant that said sewer line shall be placed as near the southern boundary line of said parties of the first part as is reasonably possible and that in constructing and repairing said sewer line said parties of the second part will remove all surplus earth, make level the surface of the ground above said sewer line and interfere as little as is reasonably possible with any plants, fences or other improvements upon the land of the parties of the first part.

TO HAVE AND TO HOLD said right and easement to them the said parties of the second part and their successors in title, it being agreed that the right and easement hereby granted is appurtenant to and runs with the land now owned by the parties of the second part and hereinabove referred to.

IN TESTIMONY WHEREOF, said parties of the first part have hereunto set their hands and seals, the day and year first above written.

Floyd O. Collins (Seal)
Floyd O. Collins

Carmel B. Collins (Seal)
Carmel B. Collins

BOOK 691 PAGE 896

NORTH CAROLINA

IREDELL COUNTY

I, Selena J. Sawyer, Notary Public in and for the State and County aforesaid, do hereby certify that Floyd O. Collins and wife, Carmel B. Collins, each personally appeared before me this day and acknowledged the execution of the foregoing instrument for the purposes therein expressed.

WITNESS my hand and notarial seal, this 24th day of October, 1983.

Selena J. Sawyer
Notary Public

SELENA J. SAWYER NOTARY PUBLIC IREDELL COUNTY, N.C.

My commission expires: 3/18/86

STATE OF NORTH CAROLINA -- Iredell County

The foregoing certificate (s) of Selena J. Sawyer a Notary Public of Iredell County N.C.

is (are) certified to be correct. This instrument was presented for registration this day and hour and duly recorded in the office of the Register of Deeds of Iredell County, North Carolina in Book 691, Page 894.

This 25 day of October, A.D., 19 83 at 3:35 o'clock P .M.

L. L. Nesbit
REGISTER OF DEEDS

By: Beatrice D. Weston
Deputy Register of Deeds

IC-1

Bee-Car PRINTING CO., INC. STATESVILLE, N.C.