IREDELL COUNTY NC
Book 1195
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BRENDA D. BELL
Register Of Deeds

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COPY

STATE OF NORTH CAROLINA

COUNTY OF IREDELL

ENCROACHMENT AGREEMENT

THIS ENCROACHMENT AGREEMENT, Made and entered into this the 19th day of April, 2000, by and between **JEFFERY F. HORNE** and wife, **CAROLYN P. HORNE**, of Iredell County, North Carolina, Parties of the First Part, hereafter called **"GRANTORS"**, and **RICKY B. BREWER** and wife, **TERRI H. BREWER**, of Iredell County, North Carolina, Parties of the Second Part, hereafter called **"GRANTEES"**;

W I T N E S S E T H :

THAT WHEREAS the grantors have hereby sold and conveyed to the grantees a certain 1.72 acre tract of land from the eastern end of an 11.478 acre tract of land which they acquired by deed recorded in Book 924, Page 1418, Iredell County Registry. The grantors retained and currently own the property which lies West of and adjacent to the 1.72 acre tract conveyed to the grantees. The grantees have installed a septic tank system on their property which has a leach line which is on the grantees property but is only approximately 2 feet East of the common dividing line between the properties of the grantors and the grantees. The grantees have requested that the grantors consent to the location of the septic tank line on the property described by metes and bounds as follows:

> **BEGINNING** at a ½-inch iron rod set on the northern margin of the right of way of a dedicated easement which point is the southwestern corner of the grantees and the southeastern corner of the grantors, and runs from the beginning with the common dividing line of the grantors and the grantees respective properties, North 08° 03' 13" East 499.97 feet to an iron rod set marking the common northern corners of the grantors and grantees respective properties; thence with the line of Lynn S. Niblock as described in Deed Book 816, Page 388, South 80° 58' 52" East 25.0 feet to a point in said Niblock's line; thence South 08° 03' 13" West 499.97 feet to a point in the southern line of the property of the grantees, and being on the northern margin of the right of way of the aforementioned dedicated roadway; thence North 80° 58' 52" West 25 feet to the point of **BEGINNING**, and being a strip of land 25 feet in width from the western side of the 1.72 acre tract described in deed to the grantees recorded in Record Book 924, Page 1418, Iredell County Registry.

The grantors hereby grant to the grantees a right to install and maintain a waste water sewage system on the above described property which shall