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Book 1319 Page 1877
Date: 2/11/02
Time:
Brenda D. Bell Register of Deeds

This Instrument Prepared by
& after Recording Mail to: Todd J. Farlow, Attorney
P.O. Box 4328
Mooresville, N.C. 28117

STATE OF NORTH CAROLINA)
)
COUNTY OF IREDELL)

DEED OF EASEMENT

This declaration of easement is made this the 11th day of February, 2002 by Raymond Richard White & wife Kay H. White (hereinafter referred to as "Declarants or Grantors") unto Raymond R. White Jr. & Connie B. White (hereinafter referred to as "Grantees");

WITNESSETH:

FOR TEN DOLLARS and Other Valuable Consideration, Declarant hereby states and gives the following;

That whereas, said Grantors are the owners of a certain lot of land described as:

ATTACHED as EXHIBIT "A"

in the City of Statesville, the same being the land conveyed to them by Julian R. & wife Sara Nell L. Bowles by deed recorded in Book 768, Page 928 in the office of the Register of Deeds of Iredell County; and whereas, said Grantees are the owners of a certain lot adjoining said land of Grantors; the same being the land conveyed to them by Raymond Richard White & Kay H. White by deed recorded in Book 1189, Page 349 in the office of the Register of Deeds of Iredell County; both of said deeds are hereby referred to for greater certainty of description; and whereas, said Grantees desire to erect a dwelling upon their said land and to connect the same with a septic tank emplaced upon the property of Grantor; and whereas, it is necessary that in so doing they lay a pipeline for said septic across said lands of said Grantors;

Now, therefore, said Grantors, for and in consideration of the sum of Ten Dollars, and other good and valuable consideration, to them in hand paid, do hereby grant, bargain, sell, and convey unto said Grantees a perpetual right and easement to construct and maintain across and upon said land of Grantors an underground septic line extending from said land of Grantees onto said land of Grantor; to connect said pipe to the aforementioned septic system and to go upon said lands whenever the same is reasonably necessary for the purpose of inspecting, maintaining, and repairing said septic line; provided, that said septic line shall be placed as near the boundary line of said Grantors

as is reasonably possible, and that in constructing and repairing said septic line said Grantees remove all surplus earth, make level the surface of the ground above said septic line, and interfere as little as is reasonably possible with any plants, fences or other improvements upon the land of Grantors.

To have and to hold said right and easement to them the said Grantees 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 Grantees and hereinabove referred to.

{REMAINDER OF PAGE LEFT BLANK INTENTIONALLY}

IN TESTIMONY WHEREOF, Declarants have caused this Declaration to be signed and have hereunto set their seals as of the day and year first above written.

This 11th day of February, 2002.

Raymond R White (SEAL)
Raymond R. White

Kay H White (SEAL)
Kay H. White

State of: North Carolina

County of: Mecklenburg

I, Todd J. Farlow, a Notary Public of the county and state aforesaid, certify that Raymond R. White and Kay H. White personally appeared before me this day and acknowledged execution of the foregoing declaration.

Witness my hand and official stamp or seal this the 11th day of February, 2002.

(AFFIX SEAL/STAMP)

TODD J. FARLOW NOTARY PUBLIC MECKLENBURG CO., N.C.

Notary Public

My Commission Expires: 2/4/06

EXHIBIT "A"

BEGINNING at a point in the center of N.C. Secondary Road No. 2583, Overcash corner (Deed Book 749, page 92) and running thence with Overcash's line North 84 deg. 24 min. 39 sec. West (passing through an iron pin at 30.77 feet) a total distance of 1,221.34 feet to an iron pin, Overcash's corner in Beaver's line (Deed Book 657, page 76); thence with Beaver's line North 04 deg. 39 min. 29 sec. East 215.00 to an iron pin, southwest corner of Lot No. 12 of the Bowles property; thence with the southern lines of lots n said subdivision and passing through an iron pin at 100.0 feet intervals and passing through an iron pin at 1137.72 feet, a total distance of 1,168.85 feet to a point in the center of Secondary Road No. 2583, southeast corner of Lot No. 2; thence with the center of said road South 09 deg. 56 min. 14 sec. East 87.67 feet; South 8 deg. 50 min. 58 sec. East 97.14 feet; and South 7 deg. 14 min. 35 sec. East 37.35 feet to the point of Beginning, containing approximately 5.093 acres, and being all of Lot No. 1 as shown on a plat of property of Julian R. Bowles property prepared by Robert J. Lackey, Registered Surveryor, dated June 5, 1987.