(j) The entire wastewater sewage system shall be on property owned or controlled by the person owning or controlling the system. Necessary easements, right of ways, or encroachment agreements, as applicable, shall be obtained prior to the issuance of a Construction Authorization for the system installation or repair. Terms of the easement, right-of-way or encroachment agreement shall provide that the easement, right-of-way, or encroachment agreement:

(1) is appurtenant to specifically described property and runs with the land and is not affected by change of ownership or control

(2) is valid for as long as the wastewater system is required for the facility that it is designed to serve;

(3) describes and specifies the uses being granted and shall include ingress and egress, system installation, operation, maintenance, monitoring, and repairs;

(4) specifies by metes and bounds description or attached plat, the area or site required for the wastewater system and appurtenances including a site for any required system replacement; and

(5) shall be recorded with the register of deeds in the county where the system and facility is located.

History Note: *Authority G.S. 89C; 89E; 89F; 90A; 130A-335(e),(f);*
Eff. July 1, 1982;
Amended Eff. January 1, 1990; April 1, 1985;
Temporary Amendment Eff. January 20, 1997;
Amended Eff. November 1, 1999; August 1, 1998.

Easement to be recorded on property identification number 4797283117.000 Runs with land, valid as long as needed, allows ingress and egress for maintenance, etc...for the entire property described in deed book 726 page 545.

Owner/Grantor: Mary Lee Johnson Date: 8-30-07

Grantee: ~~Judy Edwards Byrd~~ Walter Scott Byrd Date: 8-30-07

Mary Lee Johnson and Judy Edwards Byrd Appeared

before me on August 30, 2007.

Notary: Jennifer Elkin

My commission expired on: Dec 08, 2007