

NORTH CAROLINA
MACON COUNTY

THIS RIGHT OF WAY DEED, made and entered into this the 4th day of March, 1969, by HARRIET SETSER, widow, of Macon County, North Carolina, party of the first part, to SILER SLAGLE, of Macon County, North Carolina, party of the second part,

WITNESSETH:

That for and in consideration of the sum of One Dollar and other valuable consideration to her in hand paid, receipt of which is hereby acknowledged, the party of the first part does hereby bargain, sell and convey unto the party of the second part, his heirs and assigns, a perpetual easement for a road right of way fifteen feet in width together with sufficient additional land to construct ditches, slopes, banks and fills to be used in construction of said road. The land over which said right of way extends is in Cartoogechaye Township and the center line of said right of way is described as follows:

Beginning at a point in the center of U. S. Highway No. 64, said point being situated 20 feet East of the West boundary line of the property of party of the first part, and 20 feet East of the Northeast corner of the Esther Freas property, and Southeast corner of the Rufus Morgan property, runs thence as follows: South 8 degrees East 78 feet; South 54 degrees West 100 feet; South 61 degrees West 100 feet; South 60 degrees West 100 feet; South 36 degrees West 50 feet; South 5 degrees West 50 feet; South 46 degrees East 50 feet; South 75 degrees East 100 feet; East 100 feet; North 84 degrees East 100 feet; North 80 degrees East 100 feet; North 72 degrees East 100 feet; North 77 degrees East 70 feet; South 59 degrees East 100 feet; South 67 degrees East 100 feet; South 49 degrees East 41 feet; South 20 degrees East 221 feet; South 32 degrees East 100 feet; South 38 degrees East 100 feet; South 51 degrees East 100 feet; South 43 degrees East 100 feet; South 49 degrees East 100 feet; and South 25 degrees East 25 feet to the terminus of said right of way, said point being in the South boundary line of the land of party of the first part and the North boundary line of the property of party of the second part, and the same being situated North 60

degrees East 115 feet from a white oak, corner common to H. A. Wilhide, Siler Slagle and Harriet Setser property.

The above described right of way shall be for the use and benefit of all parties to this deed and their heirs and assigns.

And as a part of the consideration for the granting of this easement, the party of the second part agrees to construct in a workmanlike manner a road over said right of way by grading the same, ditching the sides of said road, sloping the banks and graveling the same.

TO HAVE AND TO HOLD said easement and all privileges and appurtenances thereunto belonging or in anywise thereunto appertaining unto the said party of the second part and his heirs and assigns, to their only use and behoof in fee simple forever.

And the said party of the first part covenants with said party of the second part, his heirs and assigns, that she is seized of said premises in fee and has the right to convey the same in fee simple; that the same are free and clear from all liens and encumbrances, and that she will warrant and defend the said title to the same against the lawful claims of all persons whomsoever.

IN TESTIMONY WHEREOF, the said party of the first part has hereunto set her hand and seal, the day and year first above written.

Harriet S. Setser (SEAL)

NORTH CAROLINA
MACON COUNTY

Personally appeared before me this day HARRIET SETSER
who acknowledged the due execution of the foregoing agreement
for the purposes therein expressed.

WITNESS my hand and notarial seal, this ____ day of
March, 1969.

(SEAL)

Jess E. Shope
Notary Public, Macon County, N. C.
My Commission Expires: 10-25-70

NORTH CAROLINA
MACON COUNTY

The foregoing certificate of Jess E. Shope,
a notary public of Macon County, State of North Carolina, attested
by her seal, is certified to be correct. Presented for registra-
tion and recorded in this office in Book D-8, Page 231, this
22 day of April, 1969, at 4:30 o'clock, P. M.

Lake V. Shope
Registrar of Deeds, Macon County, N. C.

D-8

232

STATE OF NORTH CAROLINA, MACON COUNTY.

THIS DEED, Made this, the 4th day of March 1969, by

SILER SLAGLE and wife NINA RAE SLAGLE

of Macon County and State of North Carolina, of the first part, to
HARRIET SETSER

of Macon County and State of North Carolina, of the second part:

WITNESSETH, That the said parties of the first part,

in consideration of Ten Dollars and other valuable consideration,
the receipt of which is hereby acknowledged, ha ~~ve~~ bargained and sold, and by these presents do
bargain, sell and convey unto said party of the second part

and her heirs and assigns, ~~as shown on plat of survey of land~~

~~in and to the same premises, together with all and singular~~

~~rights and appurtenances in anywise by law in anywise~~

A perpetual easement for a road right of way fifteen feet in width together with sufficient additional land to construct ditches, slopes, banks and fills to be used in construction of said road. The land over which said right of way extends is in Cartoogechaye Township and the center line of said right of way is described as follows: Beginning at a point situated North 60 degrees East 115 feet from a white oak, corner common to H. A. Wilhide, Harriet Setser and Siler Slagle, said point being in the Northern boundary line of the land of parties of the first part and the Southern boundary line of the lands of party of the second part, and said point also being at the terminus of a right of way this day deeded by party of the second part to Siler Slagle; running thence as follows: South 25 degrees East 25 feet; South 1 degree East 100 feet; South 27 degrees East 100 feet; South 30 degrees East 72 feet; North 78 degrees East 82 feet; North 41 degrees East 100 feet; North 34 degrees East 100 feet; North 20 degrees East 100 feet; North 28 degrees East 100 feet; North 41 degrees East 100 feet; and North 18 degrees West 150 feet to the line of the land owned by the parties to this deed.

The above described right of way shall be for the use and benefit of all parties to this deed and their heirs and assigns.

To HAVE AND TO HOLD the aforesaid tract . . . of parcel . . . of land and all privileges and appurtenances thereunto belonging, or in anywise thereunto appertaining, unto the said party of the second part

and her heirs and assigns, to their only use and behoof, in fee simple forever.

And the said parties of the first part covenant with said party of the second part,

his heirs and assigns, that they are seized of said premises in fee, and have the right to convey the same in fee simple; that the same are free and clear from all liens and encumbrances, and that they will warrant and defend the said title to the same against the lawful claims of all persons whomsoever.

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

Silva Slagle (SEAL)
Nina Rae Slagle (SEAL)

STATE OF NORTH CAROLINA, MACON COUNTY.
I, a Notary Public
of the aforesaid County and State, hereby certify that SILVER SLAGLE
and NINA RAE SLAGLE.

his wife, appeared before me this day, and acknowledged the due execution of the annexed deed of conveyance.
Let the same with this certificate be registered.

WITNESS my hand and Notarial seal, this day of March, 1969
(SEAL) My Commission Expires: June 6 Slagle
Notary Public, Macon County, N. C.
10-25-70

NORTH CAROLINA, MACON COUNTY
The foregoing or annexed certificate(s) of Jess E. Slagle, a
N. P. of Macon County, State of N.C.; and
a N. P. of Macon County, State of N.C.; attested by my seal(s)
certified to be correct. Presented for registration and recorded in
this office in Book 272, Page 272; This 22 day of April, 1969
at 11:30 o'clock P. M.
Lela V. Slagle
Register of Deeds, Franklin, N. C.

This instrument prepared by
Fred H. Jones
Jones, Key, Melvin & Patton, P.A.

BOOK M-24
PAGE(S) 934-937

NORTH CAROLINA
MACON COUNTY

RECIPROCAL DEED OF EASEMENT

THIS DEED, Made this the 16th day of January, 2001, by and between **CHARLES S. SLAGLE and wife, CLYDIE O. SLAGLE, THOMAS DAVID NOLEN and wife, ELIZABETH NOLEN, RUTH NOLEN WILLIAMS and husband, ALFRED JAMES WILLIAMS, and CHARLES EDWIN NOLEN, JR., unmarried;**

WHEREAS, Charles S. Slagle is the owner of the lands inherited by him under the Last Will and Testament of C.S. Slagle, which Will is of record in Will Book 6, Page 124, Office of the Clerk of Superior Court for Macon County, North Carolina, said lands being located in Cartoogechaye Township, Macon County, and being adjacent to and East of the lands of Charles Edwin Nolen, Jr.; and

WHEREAS, Charles Edwin Nolen, Jr. is the owner of the lands described in the deed from Jo Ann W. Hurst, unmarried, dated October 6, 2000, and recorded in Book F-24, Pages 1704 - 1705, Macon County Registry, said lands being located between the Slagle lands to the East and the Williams and Thomas David Nolen lands to the West; and

WHEREAS, Thomas David Nolen and Ruth Nolen Williams are the owners of the lands described in the deed from Horace Thomas Nolen and Ruth Elizabeth Nolen, dated July 16, 1985, and recorded in Book L-16, Page 1, said lands being located to the West of the Charles Edwin Nolen, Jr. lands and South of the Clydie O. Slagle lands; and

WHEREAS, Clydie O. Slagle is the owner of the lands described in the deed from Charles S. Slagle dated January 14, 1999, and recorded in Book B-23, Page 429, Macon County Registry; said lands being located North of the Williams and Thomas David Nolen tract described hereinabove; and

WHEREAS, the parties herein named desire to grant to each other, their heirs, successors and assigns, the easements and rights of way described herein, for their mutual benefit and enjoyment.

NOW, THEREFORE, WITNESSETH, That in consideration of the mutual covenants contained herein and other good and valuable consideration, the receipt of which is hereby acknowledged, each party described hereinabove has bargained and sold and by these presents does bargain, sell and convey unto each other a perpetual easement over their respective properties as described above said easement and right of way being more particularly described as follows:

000934

A perpetual easement and right of way, for access and utilities, with a travel surface fifteen feet (15') in width, together with sufficient additional land to construct ditches, slopes, banks, and fills necessary for the construction and maintenance of said road and right of way.

The easement and right of way herein granted shall begin in the North boundary of the Clydie O. Slagle property at the point where the existing roadway intersects the right of way described in the instrument from Harriet Setser, widow, to Siler Slagle, dated March 4, 1969, and recorded in Book D-8, Page 231, Macon County Registry, and shall continue in its present location, in a generally southeasterly direction through the lands of Williams and Nolen, and through the lands of Charles Edwin Nolen, Jr., to the Western boundary of the Charles S. Slagle lands as described hereinabove.

TO HAVE AND TO HOLD the aforesaid easement over said tract or parcel of land and all privileges and appurtenances thereunto belonging, or in anywise thereupon appertaining, unto each other, their heirs, successors and assigns, to their only use and behoof, in fee simple forever, subject to those exceptions, reservations and limitations following the description hereinabove set forth.

And each of the parties to this instrument covenants with each other, their heirs, successors and assigns, that they are seized of said premises in fee, and have the right to convey the same in fee simple; that the same are free and clear from all liens and encumbrances and that they will warrant and defend the said title to the same against the lawful claims of all persons whatsoever, subject to those exceptions, reservations and limitations following the description hereinabove set forth.

IN TESTIMONY WHEREOF, we have hereunto set our hands and seals, the day and year first above written.

Charles S. Slagle (SEAL)
Charles S. Slagle

Clydie O. Slagle (SEAL)
Clydie O. Slagle

Thomas David Nolen (SEAL)
Thomas David Nolen

Elizabeth Nolen (SEAL)
Elizabeth Nolen

Ruth Nolen Williams (SEAL)
Ruth Nolen Williams

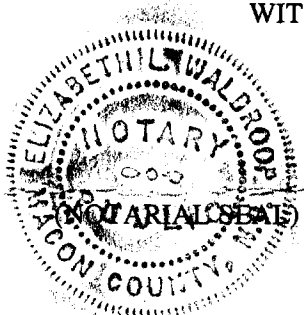
Alfred James Williams (SEAL)
Alfred James Williams

Charles Edwin Nolen, Jr. (SEAL)
Charles Edwin Nolen, Jr.

NORTH CAROLINA
MACON COUNTY

I, Elizabeth L. Waldroop, a Notary Public of the aforesaid County and State hereby certify that **Charles S. Slagle and Clydie O. Slagle** personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purposes therein expressed.

WITNESS my hand and Notarial seal, this the 19th day of January, 2001.

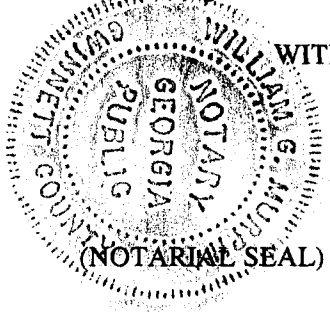


Elizabeth L. Waldroop
Notary Public, Macon County, N.C.
My Commission Expires: Sept. 19, 2001

NORTH CAROLINA
MACON COUNTY

I, Thomas David Nolen, a Notary Public of the aforesaid County and State hereby certify that **Thomas David Nolen and Elizabeth Nolen** personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purposes therein expressed.

WITNESS my hand and Notarial seal, this the 27 day of January, 2001.



William G. Murphy
Notary Public, Macon County, N.C.
My Commission Expires: Notary Public, Gwinnett County, Georgia
My Commission Expires August 10, 2002

NORTH CAROLINA
MACON COUNTY

I, Elizabeth L. Waldroop, a Notary Public of the aforesaid County and State hereby certify that **Ruth Nolen Williams and Alfred James Williams** personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purposes therein expressed.

WITNESS my hand and Notarial seal, this the 19th day of January, 2001.

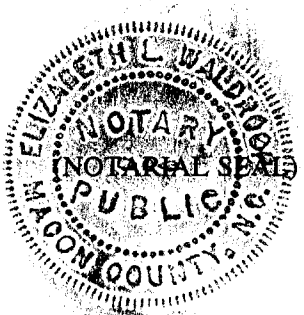


Elizabeth L. Waldroop
Notary Public, Macon County, N.C.
My Commission Expires: Sept. 19, 2001

NORTH CAROLINA
MACON COUNTY

I, Elizabeth L. Waldroop, a Notary Public of the aforesaid County and State hereby certify that **Charles Edwin Nolen** personally appeared before me this day and acknowledged the due execution of the foregoing instrument for the purposes therein expressed.

WITNESS my hand and Notarial seal, this the 3rd day of ~~January~~ FEBRUARY, 2001.

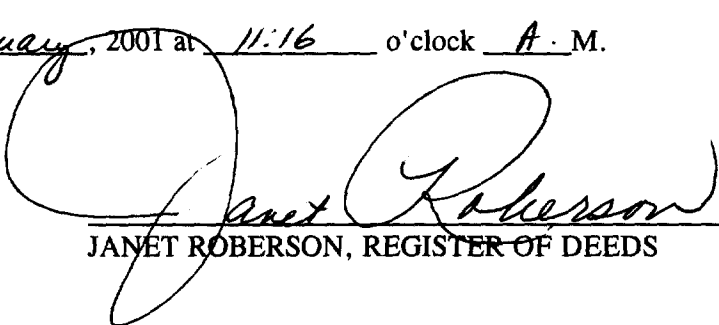


Elizabeth L. Waldroop
Notary Public, Macon County, N.C.
My Commission Expires: 9/19/01

NORTH CAROLINA
MACON COUNTY

The foregoing or annexed certificates of Elizabeth L. Waldrop,
Notary Public of Macon County, State of North Carolina; William J. Murphy,
Notary Public of ~~Macon~~^{Spina} County, State of ~~North Carolina~~, Georgia,
Notary Public of Macon County, State of North Carolina;
Notary Public of Macon County, State of North Carolina; are certified to be correct. This instrument was
presented for registration and recorded in Book M-24, Pages 934 - 937.

THIS 21st day of February, 2001 at 11:16 o'clock A. M.



JANET ROBERSON, REGISTER OF DEEDS

By: _____
Assistant/Deputy Register of Deeds
Macon County, North Carolina

NORTH CAROLINA
MACON COUNTY

THIS BOUNDARY LINE AGREEMENT, made this the 09th day
of MAY, 1986, by and between CHARLES S. SLAGLE and wife,
CLYDIE O. SLAGLE of Macon County, North Carolina, parties of the
first part, and ELMO ROGERS and wife, BETTY ROGERS of Macon County,
North Carolina, parties of the second part;

W I T N E S S E T H :

THAT WHEREAS, the parties hereto are the owners of adjoining
property situated in Cartoogechaye Township, Macon County, North
Carolina, the lands of parties of the first part being the lands
described in the deed from A. B. Slagle and wife, Addie Slagle
to C. S. Slagle, dated January 31, 1945 and recorded in the Office
of the Register of Deeds for Macon County, North Carolina in Deed
Book K-5, page 304; and the lands of parties of the second part
being the lands described in the deed from W. R. Cunningham and
wife to Elmo Rogers and Truman Rogers, dated August 22, 1958 and
recorded in the Office of the Register of Deeds for Macon County,
North Carolina in Deed Book K-6, page 422; and

WHEREAS, some question has arisen concerning the dividing
line between the parties of the first part, and that of the parties
of the second part, in that old corners are missing and/or the
property descriptions are so vague as to cause uncertainties in
the location of the dividing line between those properties; and

WHEREAS, it is the desire of the parties hereto definitely
to fix and establish the boundary line between their said properties;

NOW, THEREFORE, the said parties of the first and second
parts, in consideration of the premises and the sum of One Dollar
each to the other in hand paid, the receipt of which is hereby
acknowledged, do hereby covenant and agree that the boundary line
between their said properties shall be as follows:

BEGINNING on United States G.S. monument "Dobson" runs thence from said point of beginning with the top of the ridge as follows, North 33 degrees 50 minutes East 75.53 feet; North 08 degrees 30 minutes East 83.84 feet and North 06 degrees 18 minutes 30 seconds West 101.33 feet, North 20 degrees 58 minutes East 132.40 feet, North 21 degrees 48 minutes West 90.14 feet, North 04 degrees 02 minutes West 171.49 feet, North 04 degrees 09 minutes East 92.90 feet, North 12 degrees 56 minutes West 75.71 feet, North 31 degrees 47 minutes West 88.03 feet, North 08 degrees 31 minutes West 70.15 feet, North 22 degrees 57 minutes East 88.86 feet, North 20 degrees 12 minutes West 68.29 feet, North 26 degrees 23 minutes West 91.66 feet and North 02 degrees 11 minutes East 46.11 feet to an iron pipe set on top of the ridge, said iron pipe replacing a small chestnut oak, the beginning corner of the land described in the deed from T. M. Slagle and wife to A. B. Slagle dated March 22, 1940. and recorded in the office of Register of Deeds for Macon County, North Carolina in Deed Book D-5, page 463. The above boundary line is being described herein as surveyed by G. L. Sprinkle, Registered Land Surveyor and as shown on his unrecorded map dated March 26, 1986.

IT IS MUTUALLY UNDERSTOOD AND AGREED by and between the parties hereto that the line hereinabove fixed shall be the East boundary of the property of the parties of the first part, and the West boundary of the property of the parties of the second part, and the said parties of the first part do hereby bargain, sell, and convey unto the said parties of the second part, all of the land in which they have any interest whatsoever lying East of said line, to the extent that such lands adjoin or are encompassed by the deeds referred to hereinabove; and the said parties of the second part do hereby bargain, sell and convey unto the said parties of the first part all lands in which they have any interest lying West of said line, to the extent that such lands adjoin or are encompassed by the deeds referred to hereinabove.

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

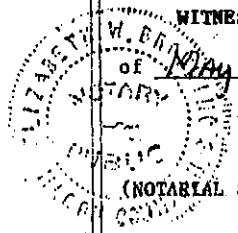
Charles S. Slagle (SEAL)
Charles S. Slagle

Clydie O Slagle (SEAL)
Clydie O. Slagle
Elmo Rogers (SEAL)
Elmo Rogers
Betty Rogers (SEAL)
Betty Rogers

STATE OF NORTH CAROLINA
COUNTY OF MACON

I, ELIZABETH W. BROWNING, a Notary Public of the
aforesaid County and State, do hereby certify that personally
appeared before me this day, CHARLES S. SLAGLE and wife, CLYDIE
O. SLAGLE who acknowledged the due execution of the foregoing
Boundary Line Agreement for the purposes therein expressed.

WITNESS my hand and Notarial Seal, this the 9th day
of May, 1986.



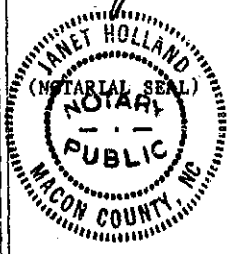
Elizabeth W. Browning
Notary Public
My Commission Expires: 8-18-86

(NOTARIAL SEAL)

STATE OF North Carolina
COUNTY OF MACON

I, Janet Holland, a Notary Public of the aforesaid
County and State, do hereby certify that personally appeared before
me this day, ELMO ROGERS and wife, BETTY ROGERS who acknowledged
the due execution of the foregoing Boundary Line Agreement for
the purposes therein expressed.

WITNESS my hand and Notarial Seal, this the 09th day of
May, 1986.



Janet Holland
Notary Public
My Commission Expires: 04-27-88

NORTH CAROLINA, MACON COUNTY

The (Applicant or proposed certificate) of Elizabeth W. Browning
N. P. of Macdon County, State of NC; and Janet Holland
N. P. of Macdon County, State of NC; certified by these Seal (s)
are certified to be correct. Presented for registration and recorded in this
office in Book V-16 Page 405 This 13th day of August 1986
at 4:05 o'clock P. M.

Milton Fouts
Register of Deeds

Elizabeth W. Browning
Janet Holland
Milton Fouts
Register of Deeds Franklin, N. C.