

Doc ID: 004220470004 Type: CRP
Recorded: 09/08/2005 at 12:00:00 PM
Fee Amt: \$23.00 Page 1 of 4
Alamance, NC
DAVID J.P. BARBER REGISTER OF DEEDS
BK 2302 PG 645-648

NORTH CAROLINA

PERMISSIVE USE AGREEMENT

ALAMANCE COUNTY

S. Oertel

This Permissive Use Agreement made this the 25th day of August, 2005, by and between James J. Ashley III, Ann B. Ashley, Ellen F. Ashley divorced and Mary Lee S. Ashley, party of the first part and Steve Sifford and Rosemary Sifford, party of the second part, whose address is _____;

WITNESSETH:

WHEREAS, parties of the first part are the owners of a certain tract of land described as Lot Five (5), Mattie Ashley Subdivision, as recorded in the Register of Deeds in Plat Book 19 at Page 26 to which reference is hereby made; and

WHEREAS, the parties of the second part are the owners of that certain tract or parcel of land located in Alamance County, North Carolina, more particularly described as: Lot Six (6), Mattie Ashley Subdivision, as recorded in the Register of Deeds in Plat Book 19 at Page 26 to which reference is hereby made; and

WHEREAS, the Barn and Shed and access to the Barn and Shed of the Party of the Second Part encroaches onto the property of the party of the first part; and

WHEREAS, the parties of the second part have requested the parties of the first part permit them to encroach over and upon the property of the first part; and

WHEREAS, the parties of the first part have consented to and desire to grant a permissive use agreement unto the parties of the second part for that existing Barn and Shed encroachment and the encroachment of the access to said Barn and Shed, further said encroachment shall run with the land and be appurtenant to the land; and

WHEREAS, it is understood and agreed that in the event said Barn and Shed are removed or abandoned then this permissive use agreement shall be null and void and no longer in force and effect; and

N/C
23-4

WHEREAS, furthermore, the parties do hereby agree that the area governed by this agreement and said Barn and Shed and access shall not be extended or enlarged to encroach in any greater manner then already in effect.

NOW, THEREFORE, for good and valuable consideration in the sum of Ten Dollars (\$10.00) to them in hand paid, receipt of which is hereby acknowledged, the parties of the first part hereby give, grant and convey a permissive use to the party of the second part, their successors and assigns to encroach upon the property described hereinabove. Said encroachment to run with and be appurtenant to the land.

To have and to hold said permissive use to them, the parties of the second part, their successors and assigns, it being agreed that said permissive use to encroach as shown on the attached survey, it being understood and agreed that in the event that the Barn and Shed are removed or abandoned, then and in any such event this permissive use agreement shall be null and void and of no force and effect.

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



By: James J. Ashley III
James J. Ashley III

By: Mary Lee S. Ashley
Mary Lee S. Ashley

By: Ellen F. Childress
Ellen F. Childress
Ashley.

By: _____
Childress

By: Ann B. Ashley
Ann B. Ashley

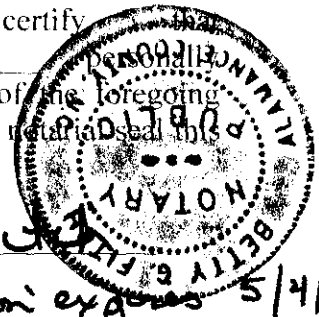
By: Steve Sifford
Steve Sifford

By: Rosemary Sifford
Rosemary Sifford

NORTH CAROLINA
ALAMANCE COUNTY

I, a Notary Public, do hereby certify that
"Jay" James J Ashley III
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 26 day of August, 2005.

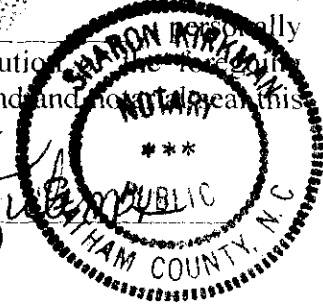
Betty A. J. Ashley
Notary Public
my commission expires 5/4/08



NORTH CAROLINA
ALAMANCE COUNTY

I, a Notary Public, do hereby certify that
Ellen F. Ashley
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 26 day of August, 2005.

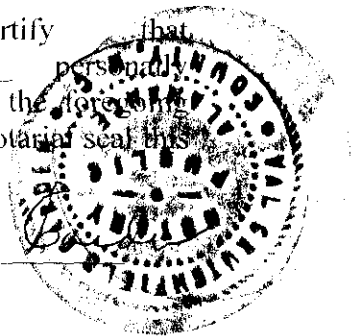
Sharon F. Ashley
Notary Public



My Commission Expires: 1-2-2007
NORTH CAROLINA
ALAMANCE COUNTY

I, a Notary Public, do hereby certify that
MARY Lee Ashley
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 26 day of August, 2005.

Val G. Butchfield
Notary Public



My Commission Expires: 2-2-06

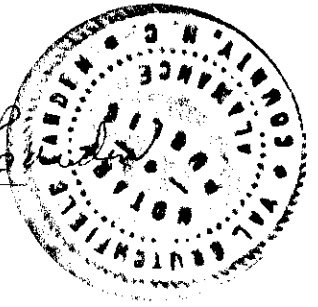
NORTH CAROLINA
ALAMANCE COUNTY

I, a Notary Public, do hereby certify that
Ann B. Ashley
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 28 day of August, 2005.

My Comm Expires 2-2-06

NORTH CAROLINA
ALAMANCE COUNTY

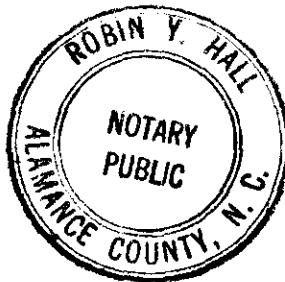
Val Brutonfield
Notary Public



I, a Notary Public, do hereby certify that
Steve Sifford and Rosemary Sifford 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 7 day of Sept, 2005.

[Signature]
Notary Public

My commission expires
Jan 7 2006



State of North Carolina Alamance County
The foregoing certificate(s) of

Robin Y. Hall, Sharon Kinton
Debbie B. Kester, Val Brutonfield

A Notary (Notaries) Public of the Designated Governmental
units is (are) certified to be correct.

This the 8 day of Sept, 2005

DAVID J. P. BARBER
Register of Deeds

[Signature]
By Assistant Deputy