

**RIGHT OF WAY**

This Right of Way Agreement made and entered into this 6th day of April, 2017 by and between Kenny High, Grantor and Party of the First Part and Charles L. Loving and Geraldine Loving, Grantees and Parties of the Second Part.

WHEREAS, by Deed dated November 12, 1991 of record in the Hardy County Clerk's Office in Deed Book 215 at Page 687, the Grantor and Party of the First Part received 51 acres, more or less commonly known as "The White Oak Flats", situate in Moorefield District, Hardy County, West Virginia from Cecil Haggerty, et ux.

WHEREAS, by Deed dated January 2, 2012, of record in the Hardy County Clerk's Office in Deed Book 321 at Page 77, the Grantor and Party of the First Part received 39.13 acres, more or less being located and situate along the east side of County route 2/1 and 3.3 miles northwest of U.S. Route 220 and North of Moorefield in Moorefield District, Hardy County, West Virginia from Nim F. High.

WHEREAS, by Deed dated August 31, 1995, of record in the Hardy County Clerk's Office in Deed Book 233 at Page 450, the Grantee and Party of the Second Part received 23 acres more or less, lying and being situate in what is known as the Flats of Moorefield District, Hardy County, West Virginia, from Barbara P. Welton; and

NOW THEREFORE, THIS AGREEMENT WITNESSETH, for and in consideration of the sum of Ten Dollars (\$10.00) cash in hand paid to the Grantor and Party of the First Part does hereby grant, sell and convey unto the Grantees and Parties of the Second Part a general purpose right of way for the life of the Grantees, Charles L. Loving and Geraldine L. Loving. It is understood that gates are in place and shall remain in place or may be moved. The gates are to be open or closed commensurate with livestock presence. It is also understood that the Lovings have another right of access to their real estate and this permissive use is for their lifetime only. The width of the right of way shall remain as is.

TO HAVE AND TO HOLD, the right away herein conveyed unto the Grantees for their lifetime only.

DECLARATION OF CONSIDERATION OF VALUE

Under the penalties of fine and imprisonment as provided by law the undersigned hereby declare that the total consideration paid for the real estate transferred by document to which this declaration is appended is less than \$100.00.

WITNESSETH THE FOLLOWING SIGNATURE AND SEAL:

 (SEAL)
KENNY HIGH

 (SEAL)
CHARLES L. LOVING

 (SEAL)
GERALDINE LOVING

STATE OF WEST VIRGINIA,
COUNTY OF HARDY, to-wit:

I, Karen Voelker, a Notary Public in and for the county and state aforesaid, do hereby certify that Kenny High, whose name is signed to the writing annexed hereto bearing date the 6th day of April, 2017, have this day acknowledged the same before me in my said county and state.



(AFFIX NOTARY SEAL)

under my hand this the 6th day of April, 2017.
My commission expires May 2, 2022


NOTARY PUBLIC

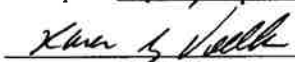
STATE OF WEST VIRGINIA,
COUNTY OF HARDY, to-wit:

I, Karen Z Voelker, a Notary Public in and for the county and state aforesaid, do hereby certify that Charles L. Loving and Geraldine Loving, whose names are signed to the writing annexed hereto bearing date the 6th day of April, 2017, have this day acknowledged the same before me in my said county and state.




(AFFIX NOTARY SEAL)

Given under my hand this the 6th day of April, 2017.
My commission expires May 2, 2022


NOTARY PUBLIC

This document presented and filed:
04/26/2017 12:14:48 PM


Gregory L. Ely, Hardy County, WV
205971 Transfer Tax: \$0.00