

Haywood County Register of Deeds
Amy R. Murray
Inst# 609927 Book 605 Page 1957
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DO NOT WRITE OUTSIDE BOXES

Return to: Haywood Electric Membership Corporation
1560 Asheville Road
Waynesville, NC 28786

STATE OF North Carolina

COUNTY OF Haywood

UNDERGROUND
UTILITY EASEMENT

KNOW ALL MEN BY THESE PRESENTS that

John R. Edwards Jr & Margaret S Edwards
hereinafter called Grantor, in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant to HAYWOOD ELECTRIC MEMBERSHIP CORPORATION, its successors and assigns, hereinafter called "Grantee", the perpetual right and easement to enter upon the lands ("premises") of Grantor located in said county and state, Cecil Township; said lands ("premises") described in Deed Book 582, Page 135, and over and across said premises, with a right-of-way and easement strip having a width of ten (10) feet on each side of a centerline determined by the centerline of the electrical facilities as installed, transformers and other necessary apparatus and appliances, underground lines for the purpose of transporting electricity. The following rights are also granted to Grantee: to enter said premises to inspect said line and facilities, to necessary maintenance and repairs, and to make alterations and additions thereto. This easement also includes the right to prohibit the construction of buildings or other facilities over any electric line or within such proximity to an above-the-ground electric facility that would endanger the operation or prevent the maintenance of the or system. Grantee may relocate its electrical facilities and right-of-way strip over the premises to conform to any future highway of street relocation, widening or improvement. The failure of Grantee to exercise any of the rights herein acquired shall not be construed as a waiver or abandonment of the right thereafter at any time and from time to time to exercise any of all of them. All ditches for cable over 600 volts shall be a minimum of 36 (thirty-six) inches deep. Cable 600 volts or less shall be a minimum of 24 (twenty-four) inches deep. All ditches shall be backfilled and compacted to original ground level. Member is responsible for opening and closing all ditches.

The rights granted to Grantee herein for ingress and egress shall extend over and across the other lands of the Grantor by means of any existing roads thereon, adjacent thereto, or crossing said easement; otherwise by such route or routes as shall occasion the least practicable damage and inconvenience to the Grantor; provided, that such right of ingress and egress shall not extend to any portion of said lands which is separated from said easement by any public road or highway, now crossing or hereafter crossing said lands.

Grantor shall retain all other rights to easement not inconsistent with the rights and easement herein contained, but Grantor cannot interfere with or endanger the construction, operation or maintenance of the Grantee's facilities. The undersigned Grantor agrees that all poles, wires and other facilities, installed on the above-described lands at Grantee's expense, shall remain the property of the Grantee, removable at the option of the Grantee. Grantor covenants that the premises over which this easement is granted is free and clear of encumbrances and liens excepting as follows: _____.

Words used in this instrument in the singular shall when necessary, be constructed to read in the plural and words used in the masculine gender, when necessary, shall be constructed to read in the feminine.

Grantor has hereunto set his hand and seal, this 19th day of April, 2004.

[Signature] (SEAL)
(Signature)
John Edwards Jr
(Print Name)

Margaret S Edwards (SEAL)
(Signature)
Margaret S Edwards
(Print Name)

STATE OF Florida

COUNTY OF Monroe

I, Gayle A. McCall a Notary Public of the Count and State aforesaid, do hereby certify that John Edwards Jr and Margaret S. Edwards Personally appeared before me this day and acknowledged the execution of the foregoing instrument, Witness my hand and official seal, this 19th day of April, 2004.

Gayle A. McCall
NOTARY PUBLIC SIGNATURE
Gayle A. McCall
Print Name



Gayle A. McCall
MY COMMISSION # DD183901 EXPIRES
April 30, 2007
BONDED THRU TROY FAIN INSURANCE, INC.

My Commission Expires: 04/30/2007

State of North Carolina, Haywood County
The Foregoing Certificate(s) of
GAYLE A MCCALL /NP
is (are) Certified to be Correct.
This Instrument was filed for Registration on this
16th Day of August, 2004 in the Book and Page shown
on the First Page hereof.

Amy R. Murray By: [Signature]
Deputy