

PRESENTED TO LAND RECORDS
DATE 11-7-07 BY CRG

EASEMENT AGREEMENT

HAYWOOD COUNTY
NORTH CAROLINA

This instrument prepared by:
Brown, Ward & Haynes, PA

Return: Frank G. Queen, Attorney

THIS AGREEMENT is made the 20th day of September, 2007, between Joseph Wycokoff Lokerson and wife, Peggy Morgan Lokerson, ("Joseph Lokerson"), William A. Lokerson and wife, Patsy S. Lokerson ("William Lokerson") and David E. Mosteller and wife, Marianne Mosteller, ("Mosteller") (The designations "Joseph Lokerson," "William Lokerson," and "Mosteller" mean the parties, their heirs, successors and assigns and as used herein the singular shall include the plural) and witnesses that

Joseph Lokerson is the owner of a certain tract of land described in Deed Book 410, page 120, Haywood County Registry, North Carolina;

William Lokerson is the owner of a certain tract of land described in Deed Book 410, page 122;

Mosteller is the owner of a certain tract of land described in Deed Book 525, page 1284;

The parties desire to describe their joint responsibilities and rights concerning an easement described hereafter.

NOW, THEREFORE, in consideration of the promises of the parties to each other, they agree as follows:

1) Joseph Lokerson and William Lokerson hereby convey to Mosteller an easement for access and utility purposes across the property of Joseph Lokerson and William Lokerson



2007669128

HAYWOOD CO, NC FEE \$23.00

PRESENTED & RECORDED:

11-06-2007 04:35:32 PM

AMY R. MURRAY

REGISTER OF DEEDS

BY BRITTON JORDAN

DEPUTY

BK: RB 721

PG: 218-221

described above. To have and to hold, forever. The location of this easement is more particularly described as:

BEGINNING at a point in the center of Little East Fork Road (NCSR 1129) and runs thence S. 70° 24 min. 24 sec. E. 51.50 feet to a point (which point is located S. 76° 33 min. 53 sec. W. 147.44 feet from the terminus of the 24th call recited in Deed book 410, page 120 and which point is further located N. 76° 33 min. 53 sec. E. 84.29 feet from an existing iron pin, the terminus of the 25th call recited in Deed book 410, page 120); S. 53° 12 min. 57 sec. E. 30.92 feet; S. 26° 37 min. 38 sec. E. 31.35 feet; S. 12° 40 min. 45 sec. E. 52.26 feet; North 70° 51 min. 29 sec. E. 30.37 feet; North 39° 48 min. 14 sec. E. 35.91 feet; North 25° 33 min. 22 sec. E. 86.04 feet; N. 14° 36 min. 39 sec. E. 17.17 feet; North 24° 36 min. 05 sec. E. 104.77 feet; North 9° 25 min. 41 sec. E. 32.30 feet; North 9° 24 min. 36 sec. W. 30.10 feet; North 22° 01 min. 35 sec. W. 79.87 feet; North 17° 56 min. 16 sec. W. 50.87 feet; North 11° 40 min. 12 sec. W. 66.33 feet; North 04 degrees 33 min. 15 sec. W. 35.55 feet; N. 18° 34 min. 53 sec. E. 43.46 feet; North 35° 57 min. 07 sec. E. 45.21 feet; North 44° 15 min. 42 sec. E. 51.83 feet (which point is located S. 22 deg. 42 min. 32" E. 120.44 ft. from an existing iron pin in the western line of William Lokerson's tract described in Deed Book 410, page 122 (see also Deed Book 362, page 1103, Tract 2) in the eastern line of the Joseph Lokerson tract described in Deed Book 410, page 120); North 70° 22 min. 40 sec. E. 22.44 feet; S. 9° 03 min. 24 sec. E. 31.13 feet; S. 20° 31 min. 58 sec. W. 21.98 feet; S. 20° 31 min. 58 sec. W. 44.66 feet; S. 8° 45 min. 16 sec. E. 30.74 feet; S. 35° 30 min. 17 sec. E. 28.51 feet; S. 48° 23 min. 57 sec. E. 38.36 feet; S. 61° 35 min. 29 sec. E. 16.89 feet (which point is located N. 19 deg. 29 min. 49 sec. W. 29.51 ft. from an existing iron pipe at the terminus of the 21st call contained in the deed recorded in Book 410, page 120); S. 61° 35 min. 29 sec. E. 66.17 feet; S. 72° 36 min. 12 sec. E. 87.36 feet; S. 66° 02 min. 19 sec. E. 52.60 feet; S. 50° 04 min. 00 sec. E. 37.15 feet; S. 28° 20 min. 22 sec. E. 30.46 feet; S. 9° 32 min. 41 sec. E. 79.78 feet; S. 76° 35 min. 21 sec. E. 18.97 feet; North 24° 07 min. 08 sec. E. 32.52 feet; North 00° 09 min. 12 sec. W. 78.12 feet; North 12° 47 min. 50 sec. W. 36.95 feet; North 27° 54 min. 40 sec. W. 33.35 feet; North 35° 28 min. 56 sec. W. 104.05 feet; N. 15° 46 min. 38 sec. W. 38.46 feet; North 52° 49 min. 29 sec. E. 22.45 feet; North 74° 10 min. 55 sec. E. 36.26 feet; North 87° 59 min. 33 sec. E. 100.84 feet; North 78° 39 min. 45 sec. E. 194.97 feet; North 87° 51 min. 18 sec. E. 95.01 feet and S. 86° 18 min. 10 sec. E. 29.31 feet to a point in the Western boundary of the Mosteller tract described in Deed book 525, page 1284, which point is further located N. 09° 33 min. 56 sec. E. 70.42 feet from an iron pipe found in the Western line of the Mosteller tract.

The description described above is contained in the survey of L. Kevin Ensley, PLS, dated February 13, 2007 entitled "R/W survey for David R. Mosteller," drawing number A – 18 – 07, which is incorporated by this reference.

The easement is as wide as the presently existing roadway and adjacent ditches (generally shown on the Ensley survey as a fourteen-foot-wide roadbed with a four-foot wide ditch on each side), the center line of which is set out above.

2) This easement shall be maintained by the users, with each user making such repairs or improvements as it deems useful. If any tract using the easement is subdivided and this easement

is used for access to that subdivided property, then the responsibility for maintenance of the roadway shall become that of the owners of the subdivided property or their homeowners association. Neither party shall make any use of the easement area which is inconsistent with its use for access and utility purposes.

3) This agreement shall be appurtenant to and run with the title of the lands described above.

WITNESS our hands and seals this the 20 day of ~~August~~^{Sept}, 2007.

Joseph Wycokoff Lokerson (SEAL)
Joseph Wycokoff Lokerson

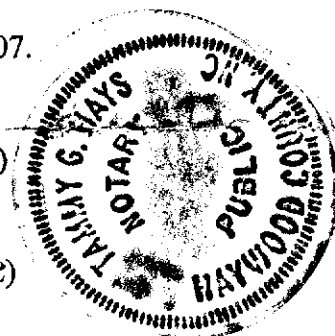
Peggy Morgan Lokerson (SEAL)
Peggy Morgan Lokerson

William A. Lokerson (SEAL)
William A. Lokerson

Patsy S. Lokerson (SEAL)
Patsy S. Lokerson

David E. Mosteller (SEAL)
David E. Mosteller

Marianne Mosteller (SEAL)
Marianne Mosteller



Haywood County – State of North Carolina

I, a Notary Public, hereby certify that Joseph Wycokoff Lokerson and wife, Peggy Morgan Lokerson, personally appeared before me this date and acknowledged the due execution of the foregoing instrument. Witness my hand and notarial stamp or seal, this 20 day of ~~August~~^{Sept}, 2007.

2-26-2011
My commission expires

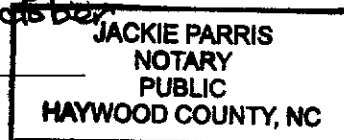
Tammy G. Hays
Notary Public

Haywood County – State of North Carolina

I, a Notary Public, hereby certify that William A. Lokerson and wife, Patsy S. Lokerson, personally appeared before me this date and acknowledged the due execution of the foregoing instrument. Witness my hand and notarial stamp or seal, this 4th day of ~~August~~ ^{October}, 2007.

8-20-2010
My commission expires

Jackie Parris
Notary Public



Caddo Parish
County – State of Louisiana

I, a Notary Public, hereby certify that David E. Mosteller and wife, Marianne Mosteller, personally appeared before me this date and acknowledged the due execution of the foregoing instrument. Witness my hand and notarial stamp or seal, this 9 day of ~~August~~ ^{Sept}, 2007.

at Shreve
My commission expires

James H. Westmoreland
Notary Public

JAMES H. WESTMORELAND
NOTARY PUBLIC 053015
CADDO PARISH, LOUISIANA
MY COMMISSION IS FOR LIFE

