

PRESENTED

FBI

REGISTRATION

HOLD FOR: YEARGAN, THOMPSON & MITCHNER ON

NORTH CAROLINA 000932

95 NOV 30 PM 3:59

JOINT ACCESS EASEMENT

WAKE COUNTY

KENNETH C. WILKINS
REGISTER OF DEEDS
WAKE COUNTY

THIS JOINT ACCESS EASEMENT was made and entered into this 30th day of ~~December~~ ^{November}, 1995, by and between KIP DELL HOMES, A North Carolina corporation, hereinafter referred to as "KIP-DELL", and WORTH P. GURLEY and wife, ELIZABETH B. GURLEY, of Wake County, North Carolina, hereinafter referred to as "GURLEY";

W I T N E S S E T H:

THAT WHEREAS, KIP-DELL is the owner of that certain parcel of real estate located in Raleigh, North Carolina, being known as 1104 Watauga Street, said real estate being more particularly described on Exhibit A attached hereto; and

WHEREAS, GURLEY is the owner of that certain parcel of real estate located in Raleigh, North Carolina, being known as 1106/1106½ Watauga Street, said real estate being more particularly described on Exhibit B attached hereto; and

WHEREAS, KIP-DELL and GURLEY have agreed to establish a permanent joint access easement for vehicular and pedestrian traffic for the benefit of themselves, their heirs, assigns and successors in title of the real estate described on Exhibit A and Exhibit B attached;

NOW, THEREFORE, in consideration of the premises and the sum of Ten Dollars (\$10.00) paid by each to the other, the receipt of which is hereby acknowledged, KIP-DELL and GURLEY do hereby grant to each other, and to their heirs, assigns and successors in title, a joint access easement for vehicular and pedestrian traffic ten (10') feet in width the centerline of which is the common property line of KIP-DELL and

GURLEY, such common property line being the northern property line of the parcel of real estate described on Exhibit A attached hereto and the southern property line of the parcel of real estate described on Exhibit B attached hereto.

TO HAVE AND TO HOLD the aforesaid joint access easement for vehicular and pedestrian traffic over the parcel of real estate described above and all privileges and appurtenances thereunto belonging to KIP-DELL and GURLEY, their heirs, assigns and successors in title forever.

This joint access easement for vehicular and pedestrian traffic will run with the title to the real estate described above, and shall be for the mutual benefit of the current and future owners of the real estate described on Exhibit A and Exhibit B attached.

IN WITNESS WHEREOF, the parties hereto have properly executed this Joint Access Easement and affixed their seals as set forth below, all effective the day and year first above written.

KIP-DELL HOMES, INC.

BY: *Carl P. Young*
President



[Signature]
Secretary

Worth P. Gurley [SEAL]
WORTH P. GURLEY

Elizabeth B. Gurley [SEAL]
ELIZABETH B. GURLEY

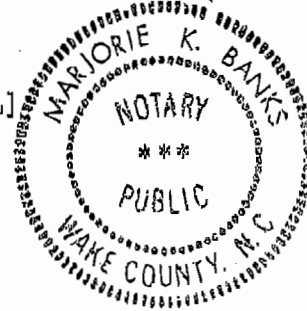
NORTH CAROLINA
WAKE COUNTY

I, the undersigned, a Notary Public of the County and State aforesaid, certify that Jenny K. Kelling, personally came before me this day and acknowledged that she is Secretary of KIP-DELL HOMES, a North Carolina corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its President, sealed with its corporate seal and attested by her as its Secretary.

Witness my hand and official stamp or seal, this 30th day of ~~December~~, 1995.
~~November~~ ~~1995~~

Marjorie K. Banks
Notary Public

[SEAL]



My commission expires: August 1, 1999

NORTH CAROLINA
WAKE COUNTY

I, the undersigned, a Notary Public of the County and State aforesaid, certify that WORTH P. GURLEY and wife, ELIZABETH B. GURLEY, personally appeared before me this day and acknowledged the execution of the foregoing instrument.

Witness my hand and official stamp or seal, this 30th day of ~~December~~, 1995.
~~November~~

Lorrinda Janik
Notary Public

[SEAL]

LORRINDA JANIK
NOTARY PUBLIC
WAKE COUNTY, N. C.
My Commission Expires 4-18-99

My commission expires: 4-19-99

NORTH CAROLINA — WAKE COUNTY

The foregoing certificate 5 of Marjorie K. Banks
Lorrinda Janik

Notary(ies) Public is

(are) certified to be correct. This instrument and this certificate are duly registered at the date and time and in the book and page shown on the first page hereof.

KENNETH C. WILKINS, Register of Deeds

By P. Anne Redd
Asst./Deputy Register of Deeds

EXHIBIT A

BEGINNING at a stake on the east side of Watauga Street, said stake being 70 feet in a northerly direction from the northeast corner of the intersection of Watauga and Glascock Streets, and runs thence in a northerly direction along the east side of Watauga Street 52 feet to a stake, the southwest corner of Hubert A. Jones' lot; thence in an easterly direction along the Jones line and parallel with the northern line of Glascock Street 120 feet to a stake, the southeast corner of Hubert A. Jones' lot; thence in a southerly direction in a line parallel with the east line of Watauga Street 52 feet to a stake, the northeast corner of a lot belonging to W. Clarence Howell; thence in a westerly direction along the north line of the Howell lot and parallel with the north line of Glascock Street 120 feet to the BEGINNING, and being parts of Lots Nos. 33 and 34 of the Rogers Land Subdivision according to map recorded in the office of the Register of Deeds for Wake County, North Carolina, in Book of Maps 1915, at page 100.

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EXHIBIT B

BEGINNING at an iron stake on the East side of Watauga Street, said stake being located 172 feet North of the intersection of Watauga and Glascock Streets, and being in the line of the Norris Property, and runs thence along the Norris Line South 81° 30' East 120 feet to an iron pipe stake; runs thence South 8° 30' West 50 feet to a pipe; runs thence North 81° 30' West 120 feet to a pipe on the East side of Watauga Street; runs thence along Watauga Street North 8° 30' East 50 feet to the BEGINNING.