

STATE OF NORTH CAROLINA
COUNTY OF TRANSYLVANIA

RIGHT OF WAY AGREEMENT

309

179

This Right of Way Agreement made this 22nd day of August, 1988, by and between CALLIE PERKINS, Widow, and CHRISTENE J. BAGLIO, Single;

WHEREAS, CALLIE PERKINS is the owner of that tract described in Deed Book 94, Page 257 of the Transylvania County Registry; and

WHEREAS, Christene J. Baglio is the owner of that property described in Deed Book 306, Page 174 of the Transylvania County Registry, and

WHEREAS, the tracts described in the aforementioned deeds are adjacent tracts of property located on Park Avenue in the City of Brevard; and

WHEREAS, the parties hereto desire to establish a right of way agreement with respect to an existing drive which lies on both the CALLIE PERKINS tract and the CHRISTENE J. BAGLIO tract;

The parties hereto agree that CALLIE PERKINS, her heirs and assigns, and CHRISTENE J. BAGLIO, her heirs and assigns may use the existing driveway, which existing drive has a maximum width of approximately ten feet;

NOW, THEREFORE, in consideration of the mutual rights and advantages above set out, the parties hereto do give, grant and convey one to the other and their heirs and assigns, the right of way of ingress, egress and regress over and across the existing drive as described above for purposes of access to and from Park Avenue and their respective properties;

To have and to hold the rights and easements hereby granted to the respective grantees and their successors in title forever; it being agreed that the rights and easement hereby granted are for the common use of, are appurtenant to and run with the two parcels of land bordering thereon and above referred to;

IN TESTIMONY WHEREOF, said parties have hereunto set their hands and seals the day and year first above written.

061526
25190

Callie Perkins (SEAL)
CALLIE PERKINS, Widow

Christene J. Baglio (SEAL)
CHRISTENE J. BAGLIO, Single

STATE OF NORTH CAROLINA
COUNTY OF TRANSYLVANIA

I, a Notary Public of the County and State aforesaid, certify that CALLIE PERKINS, Widow, personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this 22nd day of August, 1988.

My Commission Expires: 2/4/92

Elizabeth W. Mize
Notary Public

* * * * *

STATE OF NORTH CAROLINA
COUNTY OF TRANSYLVANIA

I, a Notary Public of the County and State aforesaid, certify that CHRISTENE J. BAGLIO, Single, personally appeared before me this day and acknowledge the execution of the foregoing instrument. Witness my hand and official stamp or seal, this 30th day of August, 1988.

My Commission Expires: 2/4/92

Elizabeth W. Mize
Notary Public

STATE OF NORTH CAROLINA, COUNTY OF TRANSYLVANIA
The foregoing certificate of ELIZABETH W Mize

Notar(y) Public is/are certified to be correct. This instrument was presented for registration and recorded in this office in Book 309, Page 179.
This 31 day of August, 1988, at 4:30 o'clock P.M.

Fred N. Israel
Register of Deeds