


2008004533


 TRANSYLVANIA CO, NC FEE \$17.00  
 PRESENTED & RECORDED:  
 07-29-2008 01:08:23 PM  
 CINDY M OWNBEY  
 REGISTER OF DEEDS  
 BY: BETH C SALES  
 ASSISTANT  
 BK: DOC 467  
 PG: 319-320

WR No. 1404945 Resp. 5533 Project CIPINC  
 Drawn By: D E REECE  
 Project Description: UG PRIMARY TO NEW HOUSE AND  
 BARN SITE ON SLICK ROCK

Return Address: Duke Energy Carolinas  
 Attn: EDDIE REECE  
 400 CASHIERS VALLEY ROAD  
 BREVARD, NC 28712

STATE OF NORTH CAROLINA  
 COUNTY OF TRANSYLVANIA

RIGHT OF WAY AGREEMENT

**KNOW ALL MEN BY THESE PRESENTS**, That Michael G McShane & Genette D McShane hereinafter called "Grantor" (whether one or more), in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations, does hereby grant unto DUKE ENERGY CAROLINAS, LLC, and its successors and assigns, subsidiaries and divisions, hereinafter called "Grantee," the perpetual right, privilege and easement to go in and upon that certain land of Grantor (hereinafter "premises") situated in said County and State, property described as:

DB# 367  
PG# 262  
PIN# 8593-46-0113-000

and over and across said premises within a right-of-way strip (check applicable):

having a width of 15 feet on each side of a centerline determined by the centerline of the electrical facilities and/or the lighting facilities, as installed, to construct, maintain and operate with poles, lighting fixtures, crossarms, wires, guys, anchors, cables, transformers and other apparatus and appliances, overhead lines for the purpose of transporting electricity and/or providing lighting services and for the communications purposes of the Grantee and regulated telephone utilities and other telecommunications services. The following rights are also granted to Grantee: to enter said premises to inspect said lines, equipment and facilities, to perform maintenance and repairs, and to make alterations and additions thereto, to remove from the right-of-way strip, now or at any time in the future, trees, structures or other obstructions that may endanger the proper maintenance and operation of said lines or other facilities or equipment and trees of any species that Grantee determines will grow at maturity to a height that will endanger the proper maintenance and operation of said lines or other facilities or equipment ; to trim or remove and to keep trimmed or remove dead, diseased, weak or leaning trees or limbs outside of the right-of-way strip which, in the opinion of the Grantee, might interfere with or fall upon the electric, lighting, telecommunications or other communications facilities within the right-of-way strip; and to install guy wires and anchors extending beyond the limits of the right-of-way strip.

having a width of 10 feet on each side of a centerline determined by the centerline of the electrical facilities and/or the lighting facilities, as installed, to construct, maintain and operate underground lines and conduits with other apparatus and appliances, either above ground or below ground, to include transformers and service connections, for the purpose of transporting electricity, providing lighting services and for the communications and telecommunications purposes of Grantee and its licensees. The following rights are also granted to Grantee: to enter said premises to inspect said lines, equipment and facilities, to perform maintenance and repairs, and to make alterations and additions thereto; and to clear the land within the right-of-way strip and to keep it clear of trees, structures or other obstructions; and to clear that land outside the right-of-way strip within ten feet of the service door of any transformer or cabinet located within the right-of-way strip and to keep the area within ten feet of said door clear of trees, structures or other obstructions. Grantor, for itself and its successors and assigns, agrees to hold Grantee, its successors and assigns, harmless for replacement and/or repair of paving, landscaping and fences as a result of future system maintenance and repair. All underground facilities are to be installed in accordance with the provisions of Grantee's Underground Distribution Installment Plan, NCUC Docket E-7, Sub 828, receipt of a copy of which is acknowledged by Grantor.

IN WITNESS WHEREOF, this instrument is executed on this 7<sup>th</sup> day of April, 2008

GRANTOR

Michael G. McShane  
(Name of Grantor(s))

Genette D. McShane  
(Name of Grantor(s))

By: Michael G. McShane  
(Signature of Grantor(s))

By: \_\_\_\_\_  
(Signature of Grantor(s))

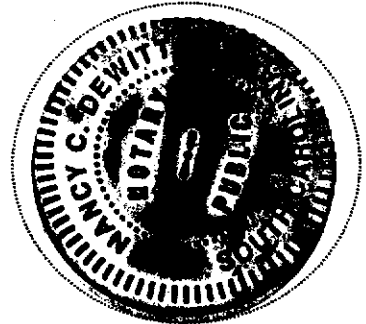
STATE OF ~~NORTH~~ <sup>SOUTH</sup> CAROLINA  
COUNTY OF CHARLESTON

I certify that the following person(s) personally appeared before me this day, each acknowledging to me that he or she signed the foregoing document: Michael G. McShane and Genette D. McShane

Date: April 7, 2008

My Commission Expires: January 28, 2014

Nancy C. DeWitt  
Notary Public



Affix (Notary or Corporation) Seal

The foregoing certificate(s) of \_\_\_\_\_  
\_\_\_\_\_ is/are certified to be correct.

This \_\_\_\_\_ day of \_\_\_\_\_, A.D., \_\_\_\_\_.

\_\_\_\_\_ CLERK OF COURT FOR \_\_\_\_\_ COUNTY

By \_\_\_\_\_ Deputy/Assistant-Clerk of Court.

2008004829

TRANSLYVANIA CO, NC FEE \$14.00  
PRESENTED & RECORDED:  
08-12-2008 02:01:27 PM  
CINDY M OWNBEY  
REGISTER OF DEEDS  
BY: KARIN SMITH  
DEPUTY REGISTER OF DEEDS  
BK: DOC 469  
PG: 52-52

UTILITY EASEMENT

STATE OF NORTH CAROLINA

COUNTY OF TRANSLYVANIA

KNOW ALL MEN BY THESE PRESENTS THAT GENETTE D MCSHANE & MICHAEL G MCSHANE

of said County and State, in consideration of the sum of \_\_\_\_\_ to us in hand paid by **CITIZENS TELEPHONE COMPANY**, the receipt of which is hereby acknowledged, does hereby grant unto **CITIZENS TELEPHONE COMPANY**, its Successors and Assigns, the right, privilege and easement to go in and upon that certain tract or lot of land situated in said County and State, bounded by lands of on the North by VIRGINIA P HUCKABEE; East- PERRY ETAL PATTERSON; South- MAR M FLEMING TRUSTEE and on the West - JEAN R BALLENTINE; at a location mutually acceptable to all parties to construct and/or pour a \_\_\_\_\_ foot concrete pad for the placement of electronic equipment for the operation of telephone and cable transmission; to maintain and operate on, in a proper manner. **CITIZENSTELEPHONE COMPANY** has the right to enter on said premises for the purpose of inspecting said electronic equipment; to make any necessary repairs and alterations thereon, together with the right at all times to cut away and keep clear of said line and/or equipment all trees and other obstruction that may, in any way, endanger or interfere with the proper maintenance and operation of same.

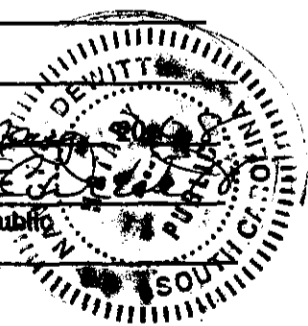
IN WITNESS WHEREOF, the said Grantor(s) do hereunto set their hands(s) and seal(s) this the 21 day of May, 2008.

WITNESS: [Signature] [Signature] (SEAL) [Signature] (SEAL)

STATE OF South Carolina, Charleston COUNTY

I, Nancy C Dewitt, a Notary Public for the above State and County, hereby certify that Genette D McShane & Michael G. McShane personally appeared before me this day and being duly sworn, stated that in his/her presence \_\_\_\_\_

signed the foregoing instrument. Witness my hand and official seal, this the 21 day of May, 2008. My Comission Expires January 28, 2014. Nancy C Dewitt Notary Public



STATE OF \_\_\_\_\_, COUNTY OF \_\_\_\_\_

The foregoing certificate of \_\_\_\_\_

Notar(y) (es) Public is/are certified to be correct. This instrument was presented for registration and recorded in this office in Book \_\_\_\_\_, page \_\_\_\_\_.

This \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

Register of Deeds

BY: \_\_\_\_\_ Deputy Register of Deeds