

Prepared by: Max K. Holland, Attorney
P. O. Box 1905
Sylva, North Carolina 28779

STATE OF NORTH CAROLINA
COUNTY OF JACKSON

THIS WATER RIGHT AND PIPELINE EASEMENT, made and entered into this the 17 day of April, 1997, by and between Richard Stevens and wife, Margaret M. Stevens, parties of the first part, and Jack L. Webb and Margaret S. Webb, Trustees of the Jack L. Webb and Margaret S. Webb Revocable Trust, u/d/a March 25, 1994, parties of the second part.

W I T N E S S E T H:

THAT WHEREAS, Richard Stevens and wife, Margaret M. Stevens, are the owners of that certain parcel of land lying in Savannah Township, Jackson County, North Carolina, as more particularly described in deed recorded in Book 948, page 355, Jackson County Public Registry; and,

WHEREAS, Jack L. Webb and Margaret S. Webb, Trustees of the Jack L. Webb and Margaret S. Webb Revocable Trust, u/d/a March 25, 1994, are the owners of that certain parcel of land lying in Savannah Township, Jackson County, North Carolina, as more particularly described in deed recorded in Book 865, page 483, Jackson County Public Registry; and,

WHEREAS, the parties of the second part are desirous of obtaining water from a well located on the lands of the parties of the first part; and,

WHEREAS, at the request of the parties of the second part, the parties of the first part have agreed to convey to the parties of the second part the right to take water from the well located on the lands of the parties of the first part, together with the right to lay and maintain water lines said lands together with a right of way and easement for water pipelines and for going upon said lands for the purposes of laying, inspecting, maintaining and servicing said pipelines.

NOW THEREFORE, for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable considerations, the receipt of which is hereby acknowledged, the parties of the first part, their heirs, assigns, executors and administrators do grant, bargain, sell and convey unto the parties of the second part, their heirs, assigns, executors and administrators, a joint water rights, well rights, and an easement for water pipelines as follows:

The joint right with the parties of the first part, their heirs, assigns, executors and administrators, to take water from the well and water system located on the lands of the parties of the first part, together with the a right of way and easement for ingress and egress for the laying and maintaining water pipelines from said well to the lands of the parties of the second part, and for going upon said lands for servicing, maintaining and inspecting said water system and pipelines.

Said well rights shall be limited to supplying water to one single family residence to be located on the parties of the second part's Lot #3.

The parties of the second part herein, their heirs, assigns, executors and administrators shall pay their proportionate share of the cost of maintaining the well, pump

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REGISTER OF DEEDS
JACKSON CO., N.C.

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JACKSON CO., N.C.

and water delivery system and further shall be solely responsible for installation and maintenance of the water line from Lot #3 to the main water delivery system.

In the event the party of the second part shall transfer or convey Lot #3, to which this easement serves, their grantees, their heirs, assigns, executors and administrators, shall pay to the party of the first part, their heirs, assigns, executors and administrators, the sum of Ten Dollars (\$10.00) per month with said sums increasing on the first day of January of each year by the sum of six percent (6%) or One Dollar (\$1.00) per month, whichever is less.

TO HAVE AND TO HOLD the aforesaid water rights, easement and all privileges and appurtenances thereto belonging to the parties hereto in fee simple.

IN WITNESS WHEREOF, the parties of the first part have hereunto set their hands and seals the day and year first above written.

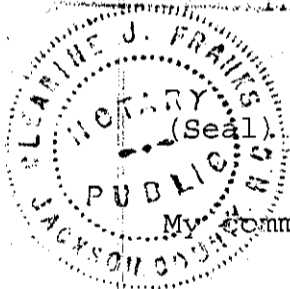
Richard Stevens (Seal)
Richard Stevens

Margaret M. Stevens (Seal)
Margaret M. Stevens

STATE OF NORTH CAROLINA
COUNTY OF JACKSON

I, *Clarine J. Franks*, a Notary Public for said county and state do hereby certify that Richard Stevens and Margaret M. Stevens, each personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

This the 17 day of April, 1997.



Clarine J. Franks
Notary Public

My Commission expires: My Commission Expires July 6, 1999

NORTH CAROLINA
JACKSON COUNTY
The foregoing certificate of *Clarine J. Franks* Notary Public is certified to be correct. This instrument was presented for registration and recorded in this office in Book 956 at page 467
This 18th April, 1997 at 11:17 A.M.
Register of Deeds *Conrad Burrill by LaRae Hooper, assr*

The purpose of the re-recording of this instrument is to show the correct property description of the lands of the parties of the first part.

Max K. Holland
Max K. Holland

NORTH CAROLINA
JACKSON COUNTY

The foregoing certificate is certified to be correct. This instrument was filed for registration and recorded in this office in Book 958 at Page _____

This the 1st day of May, 1997 at 9:45 A.M.

Conrad Burrill by LaRae Hooper, assr
REGISTER OF DEEDS