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Recorded: 07/03/2008 at 12:16:16 PM
Fee Amt: \$46.00 Page 1 of 3
Excise Tax: \$26.00
WAYNE COUNTY, NC
LOIS J MOORING REGISTER OF DEEDS
BK 2637 PG 645-647

Rev \$26.00
3-20 00

Revenue Stamps \$ 26.00

DEED FOR HIGHWAY RIGHT OF WAY

THIS INSTRUMENT DRAWN BY

[Signature]

CHECKED BY

[Signature]

RETURN TO:

Lloyd W. Johnston, Division Right Of Way Agent
NC Department of Transportation
2416 Bedgood Drive
Wilson, NC 27893

NORTH CAROLINA

COUNTY OF

Wayne

TAX MAP AND LOT

3601 71 4258

STATE HIGHWAY PROJECT:

34461.27

PARCEL NUMBER:

R-2554BA 027

ROUTE:

US 70 (Goldsboro Bypass)

THIS FEE SIMPLE DEED, made and entered into this the

28th

day of

January

20

08

by and between

Patricia S. Gabriel, single

hereinafter referred to as GRANTORS, and the Department of Transportation, an agency of the State of North Carolina, hereinafter referred to as the Department;

WITNESSETH

That the GRANTORS, for themselves, their heirs, successors, and assigns, for and in consideration of the sum of \$ 13,000.00 agreed to be paid by the DEPARTMENT to the GRANTORS, do hereby give, grant and convey unto the DEPARTMENT, its successors and assigns, in FEE SIMPLE that certain property located in Stoney Creek Township, Wayne County, North Carolina, which is particularly described as follows:

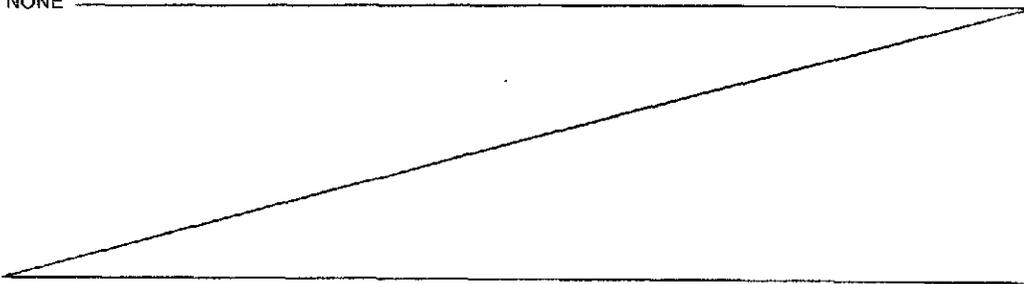
Point of beginning being the southwest corner of the undersigned, and being N 09°05'34" E, 9.34 meters from of a Point in the Center Line of -SR5-, Sta. 21+60; thence to a point on a bearing of N 87°24'10" E, a distance of 87.10 meters (285.8 feet); thence to a point on a bearing of N 47°50'56" W, a distance of 22.52 meters (73.9 feet); thence to a point on a bearing of S 87°24'10" W, a distance of 18.00 meters (59.1 feet); thence to a point on a bearing of N 07°55'00" W, a distance of 17.26 meters (56.6 feet); thence to a point on a bearing of N 21°29'02" E, a distance of 20.17 meters (66.2 feet); thence to a point on a bearing of N 05°11'56" E, a distance of 15.15 meters (49.7 feet); thence to a point on a bearing of N 07°51'27" E, a distance of 21.85 meters (71.7 feet); thence to a point on a bearing of N 85°44'59" W, a distance of 32.70 meters (107.3 feet); thence to a point on a bearing of S 21°40'22" W, a distance of 5.94 meters (19.5 feet); thence to a point on a bearing of S 18°57'39" W, a distance of 24.20 meters (79.4 feet); thence to a point on a bearing of S 15°04'06" W, a distance of 22.47 meters (73.7 feet); thence to a point on a bearing of S 09°24'57" W, a distance of 4.56 meters (15.0 feet); thence to a point on a bearing of S 24°25'33" W, a distance of 4.83 meters (15.8 feet); thence to a point on a bearing of S 39°42'36" W, a distance of 2.69 meters (8.8 feet); thence to a point on a bearing of S 11°25'12" W, a distance of 10.61 meters (34.8 feet); thence to a point on a bearing of S 07°06'01" W, a distance of 6.33 meters (20.8 feet); thence to a point on a bearing of S 20°38'49" W, a distance of 16.59 meters (54.4 feet); returning to the point and place of beginning.

BOOK 2637 PAGE 646

County: Wayne Project: 34461.2.7 Parcel: R-2554 BA 027

IN ADDITION, and for the aforesated consideration, the GRANTORS further hereby convey to the DEPARTMENT, its successors and assigns the following described areas and interests:

NONE



SPECIAL PROVISIONS. This deed is subject to the following provisions only:

It is understood and agreed that the Department of Transportation shall have the right to construct and maintain the cut and/or fill slopes in the above described areas until such time that the property owners alter the adjacent lands in such a manner that the lateral support of the cut and/or fill slopes are no longer needed. Any additional construction areas lying beyond the right of way limits will terminate upon completion of the project.

The property hereinabove described was acquired by the GRANTORS by instrument(s) recorded in the Wayne County Registry in Deed Book 1930 Page 169

The final right of way plans showing the above described right of way are to be certified and recorded in the Office of the Register of Deeds for said County pursuant to N.C.G.S. 136-19.4, reference to which plans is hereby made for purposes of further description and for greater certainty.

The GRANTORS by the execution of this instrument, acknowledge that the plans for the above referenced project as they affect their remaining property have been fully explained to them or their authorized representative, and they do hereby release the Grantee, its successors and assigns from any and all claims for damages resulting from the construction of said project or from the past, present or future use of said premises herein conveyed for any purpose for which the said Department is authorized by law to subject the same.

TO HAVE AND TO HOLD the aforesaid premises and all privileges and appurtenances thereunto belonging to the DEPARTMENT, its successors and assigns in FEE SIMPLE, or by easement as indicated, for the past, present and future use thereof and for all purposes which the said Department is authorized by law to subject the same.

And the GRANTORS covenant with the DEPARTMENT, that the GRANTORS are seized of the premises in fee simple, have the right to convey the same in fee simple, or by easement as indicated, that the title thereto is marketable and free and clear of all encumbrances, and that the GRANTORS will warrant and defend the title against the lawful claims of all persons whomsoever except for the exceptions hereinafter stated. Title to the property hereinabove described is hereby conveyed subject to the following exceptions:

NONE

IN WITNESS WHEREOF, the GRANTORS have hereunto set their hands and seals (or if corporate, has caused the instrument to be signed in its corporate name by its duly authorized officers and its seal to be hereunto affixed by authority of its Board of Directors) the day and year first above written.

(Corporate Name)

Signature of Patricia S. Gabriel (SEAL) PATRICIA S. GABRIEL (SEAL)

BY: (President)

(SEAL)

(SEAL)

ATTEST: (Secretary)

(SEAL)

Corporate Seal

ACCEPTED FOR THE DEPARTMENT OF TRANSPORTATION

BY:

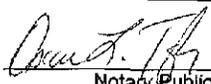
Signature of Department Representative

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County: Wayne

Project: 34461.2.7

Parcel: R-2554 BA 027

 <p>(Notary Seal) PUBLIC</p>	STATE OF <u>North Carolina</u> COUNTY OF <u>Wayne</u> I, <u>Oscar L. Taylor</u> a Notary Public for said County and State, so hereby certify that <u>Patricia S. Gabriel, Single</u>
	GRANTORS, personally appeared before me this day and acknowledged the execution of the foregoing instrument. Witness my hand and official stamp or seal, this the <u>28th</u> day of January, 20 <u>08</u> .
	My commission expires <u>10/07/08</u>  Notary Public
(Stamp/Seal)	STATE OF _____ COUNTY OF _____ I, _____ a Notary Public for said County and State, certify that personally came before me this day and acknowledged that he/she is _____ of _____ a corporation, and that he/she, as _____ being authorized to do so, executed the foregoing on behalf of the corporation. Witness my hand and official stamp or seal, this the _____ day of _____, 20____.
	My commission expires _____ Notary Public
	STATE OF _____ COUNTY OF _____ I, _____ a Notary Public for said County and State, certify that _____ personally came before me this day and acknowledged that in his/her presence _____ Grantors, signed the foregoing instrument. Witness my hand and official stamp or seal, this the _____ day of _____, 20____.
(Stamp/Seal)	My commission expires _____ Notary Public

The foregoing Certificate(s) of _____ is/are certified to be correct. This instrument and this certificate are duly registered on the _____ day of _____, 20____ in Book _____, Page _____ at _____ o'clock _____ M.

BY: _____ REGISTER OF DEEDS FOR _____ COUNTY
 Deputy/Assistant - Register of Deeds