

INDEXED



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Recorded: 08/23/2007 at 10:42:36 AM  
Fee Amt: \$630.00 Page 1 of 3  
Excise Tax: \$510.00  
WAYNE COUNTY, NC  
LOIS J MOORING REGISTER OF DEEDS

Rev 610.00  
3-20.00

BK 2556 PG 181-183

Revenue Stamps \$ 610.00

DEED FOR HIGHWAY RIGHT OF WAY

THIS INSTRUMENT DRAWN BY W.C. Fourn CHECKED BY Joyce White

RETURN TO: R M Abbott Jr. Division Right of Way Agent  
225 Green St Suite 503 Systel Bldg.  
Fayetteville, NC 28301

NORTH CAROLINA  
COUNTY OF Wayne  
TAX MAP AND LOT 3601619573

T.I.P. No.: R-2554BA  
WBS ELEMENT: 34461.2.7  
PARCEL NUMBER: 017  
ROUTE: US 70 (Goldsboro Bypass)

THIS FEE SIMPLE DEED, made and entered into this the April day of 24 20 07  
by and between William Winston White Jr. and Joyce Collins White

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 \$ 305,000. 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 (together with any provisions relating to abutter's rights of access which may be hereinafter stated), that certain property located in Stoney Creek Township, Wayne County, North Carolina, which is particularly described as follows:

Right of Way Left

Point of beginning being a point in the northwest line of the undersigned, and being N 08°12'03" E, 46.17 meters from of a Point in the Center Line of -L-, Sta. 12+80; thence to a point on a bearing of N 85°15'20" E, a distance of 165.85 meters (544.1 feet); thence to a point on a bearing of S 19°12'43" E, a distance of 3.15 meters (10.3 feet); thence to a point on a bearing of S 23°46'57" E, a distance of 28.81 meters (94.5 feet); thence to a point on a bearing of S 21°56'14" E, a distance of 21.99 meters (72.1 feet); thence to a point on a bearing of S 33°20'09" E, a distance of 6.84 meters (22.5 feet); thence to a point on a bearing of S 03°28'30" E, a distance of 27.49 meters (90.2 feet); thence to a point on a bearing of S 20°18'36" W, a distance of 5.76 meters (18.9 feet); thence to a point on a bearing of S 85°15'20" W, a distance of 226.23 meters (742.2 feet); thence to a point on a bearing of N 21°02'11" E, a distance of 99.95 meters (327.9 feet); returning to the point and place of beginning.

The property hereinabove described was acquired by the GRANTORS by instrument(s) recorded in the Wayne County Registry in Deed Book 1945 Page 491

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.

County: Wayne

WBS Element: 34461.2.7

Parcel No.: 017

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

**Exist Deed Draft Permanent Drainage Easement Left**

Point of beginning being a northwest corner of the permanent drainage easement, and being, S 71°56'05" E, 116.08 meters from of a Point in the Center Line of -L-, Sta. 12+80; thence to a point on a bearing of N 85°15'20" E, a distance of 17.00 meters (55.8 feet); thence to a point on a bearing of S 15°48'42" W, a distance of 34.18 meters (112.1 feet); thence to a point on a bearing of S 75°18'16" E, a distance of 36.06 meters (118.3 feet); thence to a point on a bearing of S 78°47'57" E, a distance of 14.56 meters (47.8 feet); thence to a point on a bearing of S 05°41'35" W, a distance of 38.64 meters (126.8 feet); thence to a point on a bearing of N 81°44'59" W, a distance of 13.34 meters (43.8 feet); thence to a point on a bearing of N 57°10'33" W, a distance of 16.40 meters (53.8 feet); thence to a point on a bearing of N 14°26'04" E, a distance of 24.14 meters (79.2 feet); thence to a point on a bearing of N 75°36'39" W, a distance of 43.32 meters (142.1 feet); thence to a point on a bearing of N 15°06'39" E, a distance of 38.28 meters (125.6 feet); returning to the point and place of beginning.

**Conservation Easement Left**

Point of beginning being a northwest corner of the temporary construction easement, and being S 78°02'43" E, 156.60 meters from of a Point in the Center Line of -L-, Sta. 12+80; thence to a point on a bearing of S 19°48'59" W, a distance of 42.99 meters (141.1 feet); thence to a point on a bearing of S 75°18'16" E, a distance of 14.71 meters (48.3 feet); thence to a point on a bearing of S 78°47'57" E, a distance of 14.56 meters (47.8 feet); thence to a point on a bearing of S 05°41'35" W, a distance of 38.64 meters (126.8 feet); thence to a point on a bearing of N 81°44'59" W, a distance of 13.34 meters (43.8 feet); thence to a point on a bearing of N 57°10'33" W, a distance of 16.40 meters (53.8 feet); thence to a point on a bearing of N 14°26'04" E, a distance of 24.14 meters (79.2 feet); thence to a point on a bearing of N 75°36'39" W, a distance of 7.19 meters (23.6 feet); thence to a point on a bearing of S 19°48'59" W, a distance of 58.11 meters (190.6 feet); thence along a circular curve 0.24 meters (0.8 feet) and having a radius of 190.86 meters (626.2 feet). The chord of said curve being on a bearing of N 87°28'18" E, a distance of 0.24 meters (0.8 feet); thence to a point on a bearing of N 87°24'10" E, a distance of 46.65 meters (153.0 feet); thence to a point on a bearing of N 20°38'49" E, a distance of 16.59 meters (54.4 feet); thence to a point on a bearing of N 07°06'01" E, a distance of 6.33 meters (20.8 feet); thence to a point on a bearing of N 11°25'12" E, a distance of 10.61 meters (34.8 feet); thence to a point on a bearing of N 39°42'36" E, a distance of 2.69 meters (8.8 feet); thence to a point on a bearing of N 24°25'33" E, a distance of 4.83 meters (15.8 feet); thence to a point on a bearing of N 09°24'57" E, a distance of 4.56 meters (15.0 feet); thence to a point on a bearing of N 15°04'06" E, a distance of 22.47 meters (73.7 feet); thence to a point on a bearing of N 18°57'39" E, a distance of 24.20 meters (79.4 feet); thence to a point on a bearing of N 21°40'22" E, a distance of 5.94 meters (19.5 feet); thence to a point on a bearing of N 20°18'36" E, a distance of 13.15 meters (43.1 feet); thence to a point on a bearing of S 85°15'20" W, a distance of 43.10 meters (141.4 feet); returning to the point and place of beginning.

SPECIAL PROVISIONS. This deed is subject to the following provisions only:  
none

IT IS UNDERSTOOD AND AGREED between the parties hereto that this conveyance is made for the purpose of constructing and establishing upon the right of way hereby conveyed a road or highway designated as State Highway Project 34461.2.7, Wayne County, which road or highway is a controlled access facility as defined by law and the GRANTORS shall have no right of access to said road or highway, except such access as may be provided by way of local service or frontage roads and streets or specific access points as shown and designated as such on the right of way plans for said State Highway Project on file in the office of the DEPARTMENT in Raleigh, North Carolina and to be recorded in the Register of Deeds Office of Wayne County pursuant to NCGS 136-19.4.

The access as provided is more particularly described as follows:  
NONE

As to such local service or frontage roads and streets or specific points of access, the GRANTORS reserve unto themselves, their heirs, successors, executors and assigns for the benefit of their remaining property abutters' rights of access thereto as at common law; subject, however, to the right of the DEPARTMENT to reasonably regulate said abutters' rights of access in order to protect and safeguard the traveling public.

This deed is subject to the following provisions only:  
none

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:

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)

William Winston White Jr (SEAL)

BY: \_\_\_\_\_  
(President)

William Winston White Jr (SEAL)

ATTEST: \_\_\_\_\_  
(Secretary)

Joyce Collins White (SEAL)

Joyce Collins White (SEAL)

Corporate Seal

ACCEPTED FOR THE DEPARTMENT OF  
TRANSPORTATION BY:

[Signature]

	STATE OF <u>North Carolina</u> COUNTY OF <u>Wayne</u> I, <u>William C Foreman Jr</u> a Notary Public for said County and State, so hereby certify that <u>William Winston White Jr and Joyce Collins White</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>24</u> day of <u>April</u> , 20 <u>07</u> . My commission expires <u>7/12/2009</u> <u>William C Foreman Jr</u> 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 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

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. REGISTER OF DEEDS FOR \_\_\_\_\_ COUNTY BY: \_\_\_\_\_ Deputy/Assistant - Register of Deeds