#1.25

STATE OF NORTH CAROLINA DB 76 PG 33 PROJECT 9-256

COUNTY OF Cleveland SURVEY LINE

RIGHT OF WAY AGREEMENT

Adelaide R. Austell and Husband, C. B. Austell

Minnie Eddins R. Carpenter and Husband, George Carpenter

the undersigned owners of that certain property known as

on State Highway Project 9-256,

recognizing the benefits to said property by reason of the construction of the proposed highway development in accordance with the survey and plans proposed for the same, and in consideration of the construction of said project, hereby grants to the STATE HIGHWAY AND PUBLIC WORKS COMMISSION the right-of-way for said highway project as hereinafter described and releases the Commission from all claims for damages by reason of said right-of-way across the lands of the undersigned, and of the past and future use thereof by the Commission, its successors and assigns, for all purposes for which the Commission is authorized by law to subject such right-of-way; said right-of-way being the width indicated and between the approximate survey stations as follows:

LEFT OF SURVEY CENTER LINE			RIGHT OF SURVEY CENTER LINE		
	STATION	STATION		STATION	STATION
30 ft. wide	100+50	and 159+30	30 ft. wide	100+50	and 159+30
ft. wide		and	ft. wide		and
ft. wide		and	ft. wide		and

as shown in said survey, and in accordance with plans for said project in the office of the State Highway and Public Works Commission in Raleigh, N. C.; subject to the following provisions only:

This agreement also includes additional right of way at intersection located at approximate Survey Station 114+95, described as follows:

Beginning at the intersection of the Center line of the project with the center line of county road, measure 200 ft. along center line of the project in a Southeasterly direction, setting Point A.

Beginning again at said intersection measure 200 ft. Northeasterly along center line of county road, setting Point B.

The additional right of way comprises the triangle bounded by the two roads and a straight line from A to B.

It is agreed that the Undersigned assume the responsibility of moving the frame privey located to the right of Station 115+53 from the Right of Way.

The Highway Commission agrees to pay the Undersigned $1,000.00 for damage to property by Right of Way and construction and moving frame privey.

There are no conditions to this agreement not expressed herein. The undersigned hereby covenant and warrant that they are the sole owners of said property; that they solely have the right to grant this right-of-way, and that they will forever warrant and defend the title to the same against the lawful claims of all persons whomsoever.

IN WITNESS WHEREOF, we have hereunto set our hands and affixed our seals this the 3

day of February, 19 55.

WITNESS:

S. B. Wilson	Adelaide R. Austell	(SEAL)
S. B. Wilson	C. B. Austell	(SEAL)
S. B. Wilson	Minnie Eddins R. Carpenter	(SEAL)
S. B. Wilson	George Carpenter	(SEAL)

ACCEPTED: State Highway and Public Works Commission

By R. B. Petus
General Counsel

Form R/W2 (Rev. 11-10-47)