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Franklin County North Carolina
Linda H. Stone Register of Deeds
BK **1405** PG **185-186**

EASEMENT

NORTH CAROLINA

FRANKLIN COUNTY

RETURN TO: M. MASON, PROGRESS ENERGY, PO BOX 1551, PER 404, RALEIGH, NC 27602

THIS EASEMENT made this 7th day of April, 2004, from JAMES B. WEST and wife, LISA A. WEST, hereinafter referred to as GRANTOR (whether one or more), to PROGRESS ENERGY CAROLINAS, INC., a North Carolina public service corporation, hereinafter referred to as PEC;

WITNESSETH:

THAT GRANTOR, for and in consideration of the sum of ONE DOLLAR (\$1.00) and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, does hereby grant unto PEC, its successors and assigns, the right, privilege, and easement to go in and upon the land of GRANTOR situated in Dunn Township of said County and State, described as follows: containing 33.48 acres, more or less, and being the land described in a deed from Carl D. Southard, et ux to James B. West, et ux, dated February 14, 2003, and recorded on Book 1316, page 177, Franklin County Registry, LESS AND EXCEPT any prior out-conveyances, and to construct, maintain, and operate electric and/or communication facilities thereon consisting of poles, cables, wires, guys, anchors, underground conduits, and other pertinent facilities within an easement area thirty (30) feet wide, with the right to do all things necessary, including, but not being limited to, the right: (a) to enter said easement area at all times over the adjacent land to inspect, repair, maintain, and alter said facilities; (b) to keep said easement area cleared of trees, shrubs, undergrowth, buildings, structures, and obstructions; (c) to trim or cut any tree adjacent to said easement area that may, in the opinion of PEC, endanger the overhead facilities or hinder the maintenance, operation, and use of the same; and (d) to install, at angle points of the overhead facilities, guy wires and anchors outside of said easement area. The center line of the facilities shall be the center line of said easement area. **PEC shall not install facilities outside of said easement area without obtaining another EASEMENT, except for those facilities that may be installed as set forth in item (d) above.**

TO HAVE AND TO HOLD said rights, privilege, and easement unto PEC, its successors and assigns, forever. IN WITNESS WHEREOF this EASEMENT has been executed under seal by GRANTOR, as of the date first above written.

Witnesses:

James B. West (SEAL)
James B. West
Lisa A. West (SEAL)
Lisa A. West

NORTH CAROLINA, Wake COUNTY
I, Terry P. Williams, a Notary Public of Wake County,
North Carolina, certify that James B. West and Lisa A. West
_____ personally
appeared before me this day and acknowledged the due execution of the foregoing EASEMENT.
Witness my hand and notarial seal, this 7 day of April, 2004.

(Notary Seal) TERRY P WILLIAMS
NOTARY PUBLIC
WAKE COUNTY, N.C.
My commission expires: 6-16-2008

NORTH CAROLINA, _____ COUNTY
I, _____, a Notary Public of _____ County,
North Carolina, certify that _____ personally appeared before
me this day, and being duly sworn, stated that, in his(her) presence _____
_____ acknowledged the due execution of the foregoing EASEMENT.
Witness my hand and notarial seal, this _____ day of _____, 20____.

(Notary Seal) _____
Notary Public
My commission expires: _____

North Carolina-Franklin County
The foregoing certificate of Terry P. Williams, a Notary Public _____ is certified to be correct.
This EASEMENT and this certificate are duly registered at the date and time and in the book and page shown on the first
page hereof.

Linda H. Stone Linda H Stone
Register of Deeds for Franklin County
By: Betty Sharrington Deputy/Assistant