

BK 1563 PG 666

THIS INSTRUMENT WAS PREPARED BY:  
Gary R. Ferdee  
Attorney at Law  
318 Craven Street  
New Bern, North Carolina 28560

STATE OF NORTH CAROLINA

WATER LINE EASEMENT

COUNTY OF CRAVEN

THIS WATER LINE EASEMENT, dated APRIL 7, 1957, is made by and between **PLANTATION HARBOR PROPERTY OWNERS ASSOCIATION, INC.**, a non profit corporation organized and existing under the laws of the State of North Carolina (herein called the "Grantor"); and **EAST CRAVEN WATER AND SEWER DISTRICT**, a North Carolina body corporate and politic (herein called the "Grantee"), whose address is c/o Superintendent of Water and Sewer, 406 Craven Street, New Bern, North Carolina 28560.

The designation Grantor and Grantee as used herein mean the parties indicated and their respective heirs, successors, legal representatives and assigns, and shall include singular, plural, masculine, feminine, or neuter as required by the context.

**W I T N E S S E T H:**

That Grantor, for a valuable consideration, the receipt of which is hereby acknowledged, has and by these presents does, grant, bargain, sell and convey unto Grantee an easement for purposes of installing and maintaining a water line within the rights-of-way of the roads located within the Plantation Harbor Subdivision as the same are shown and designated on the plats recorded in Plat Cabinet E at Slides 209 through 216 in the Office of the Craven County Register of Deeds, which roads include, but are not limited to, Vicksburg Court, Vicksburg Lane, Antebellum Drive, Augusta Court, Augusta Lane, Shreveport Court, Sumter Drive,

Sumter Court and any other roads located within said Plantation Harbor which are owned by the Grantor.

TO HAVE AND TO HOLD said easement and all privileges and appurtenances thereunto belonging to Grantee.

And Grantor covenants with Grantee that Grantor is seized of the easement and has the right to convey said easement, that the title is free and clear of all encumbrances, and that Grantor will warrant and defend the title to the easement against the lawful claims of all persons whomsoever.

As part of the consideration for this grant of easement and by the acceptance of this grant of easement, Grantee shall indemnify and hold Grantor harmless from any and all loss, cost or other expense incurred by Grantor by reason of the installation and/or maintenance of said water line and further agrees to repair the road to the condition existing prior to the installation of such water line.

IN WITNESS WHEREOF, Grantor has caused this instrument to be signed in its corporate name by its duly authorized officers and its corporate seal to be affixed hereto, all by order of its Board of Directors, as of the day and year first above written.

PLANTATION HARBOR PROPERTY  
OWNERS ASSOCIATION, INC.

By: *Robert J. McLeod*  
Title: \_\_\_\_\_ President

Attest: *Ruby T. Schwandt*  
Title: \_\_\_\_\_ Secretary

(Corporate Seal)

STATE OF NORTH CAROLINA

COUNTY OF Craven

I, Anthony E Michalek, a Notary Public, certify that ALLEN J. McCarthy + RUDY T. Schwanda personally appeared before me this day and acknowledged that he /she is the \_\_\_\_\_ Secretary of Plantation Harbor Property Owners Association, Inc., a non profit corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its \_\_\_\_\_ President, sealed with its corporate seal, and attested by himself/herself as its \_\_\_\_\_ Secretary.

WITNESS my hand and official stamp or seal, this 7 day of April, 1997.

Anthony E Michalek  
NOTARY PUBLIC

My Commission Expires:

5 Feb 2001

ANTHONY E. MICHALEK  
NOTARY PUBLIC  
CRAVEN COUNTY, N.C.  
Commission Expires 2-5-2001

The foregoing certificate is certified to be correct. This instrument was presented for registration this day and hour and duly recorded in the Office of the Register of Deeds of Craven County, North Carolina, in Book 1563 at Page 666.

This the 24 day of April, 1997, at 4:25 o'clock P.m.

Becky Johnson  
REGISTER OF DEEDS

BY: Debra Barnes  
DEPUTY REGISTER OF DEEDS