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RECORDING \$26.00

EXCISE TAX (None)

FILED

VANCE

COUNTY NC

CAROLYN R. PECORA

REGISTER

OF DEEDS CRP

EASEMENT

NO EXCISE TAX
NORTH CAROLINA
VANCE COUNTYPrepared By: John West.
Return To: Duke Energy Progress, LLC
Attn: John West
602 Raleigh Road
Henderson, NC 27536

THIS EASEMENT ("Easement") is made this 14th day of February, 20 17
("Effective Date"), from MICHAEL V. O'DONOGHUE and wife, ELENA V. O'DONOGHUE, ("GRANTOR," whether one or
more), to Duke Energy Progress, LLC, a North Carolina limited liability company ("DEP"); its successors, licensees, and
assigns.

WITNESSETH:

THAT GRANTOR, for and in consideration of the sum of ONE DOLLAR (\$1.00), the receipt and sufficiency of which are hereby acknowledged, does hereby grant unto DEP, its successors, lessees, licensees, transferees, permittees, apportionees, and assigns, the perpetual right, privilege, and easement to go in and upon the land of GRANTOR situated in Henderson Township, described as follows: containing 23.23 acres, more or less, and being the land described in a deed from Edward Frank Spain and wife, Donna Clayton Spain to Michael V. O'Donoghue and wife, Elena V. O'Donoghue, dated March 29th, 2016, recorded in Deed Book 1307, Page 804, Vance County Registry (the "Property"), LESS AND EXCEPT any prior out-conveyances, and to construct, reconstruct, operate, patrol, maintain, inspect, repair, replace, relocate, add to, modify and remove electric and/or communication facilities thereon including but not limited to, supporting structures such as poles, cables, wires, guy wires, anchors, underground conduits, enclosures/transformers, vaults and manholes, and other appurtenant apparatus and equipment (the "**Facilities**") within an easement area being thirty (30) feet wide for the overhead portion of said facilities and ten (10) feet wide for the underground portion of said facilities together with an area ten (10) feet wide on all sides of the foundation of any DEP enclosure (the "**Easement Area**"), for the purpose of transmitting and distributing electrical energy and for communication purposes of DEP and Incumbent Exchange Carriers. The center line of the Facilities shall be the center line of the Easement Area.

The right, privilege and easement shall include the following rights granted to DEP: (a) ingress and egress over the Easement Area and over adjoining portions of the Property (using lanes, driveways and paved areas where practical as determined by DEP); (b) to relocate the Facilities and Easement Area on the Property to conform to any future highway or street relocation, widening or improvement; (c) to trim and keep clear from the Easement Area, now or at any time in the future, trees, limbs, undergrowth, structures or other obstructions, and to trim or clear dead, diseased, weak or leaning trees or limbs outside of the Easement Area which, in the opinion of DEP, might interfere with or fall upon the Facilities; (d) to install guy wires and anchors extending beyond the limits of the Easement Area; and (e) all other rights and privileges reasonably necessary or convenient for DEP's safe, reliable and efficient installation, operation, and maintenance of the Facilities and for the enjoyment and use of the Easement Area for the purposes described herein.

Notwithstanding anything to the contrary above, it is understood and agreed that: (1) the EASEMENT herein granted is for facilities to be installed at any point where needed on the above-referenced land of GRANTOR and/or where needed to serve adjoining lands, portions of which facilities may be installed immediately, and other portions installed in the future as the need develops; and (2) said facilities shall be installed at locations mutually agreeable to the parties hereto.

TO HAVE AND TO HOLD said rights, privilege, and easement unto DEP, its successors, licensees, and assigns, forever, and GRANTOR, for itself, its heirs, executors, administrators, successors, and assigns, covenants to and with DEP that GRANTOR is the lawful owner of the Property and the Easement Area in fee and has the right to convey said rights and Easement.

IN WITNESS WHEREOF, this EASEMENT has been executed by GRANTOR and is effective as of the Effective Date herein.

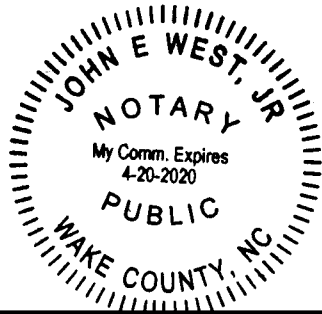
Witnesses:

Michael V. O'Donoghue (SEAL)
Michael V. O'Donoghue

NORTH CAROLINA, Vance COUNTY

I, John E. West, Jr., a Notary Public of Wake County, North Carolina, certify that Michael V. O'Donoghue personally appeared before me this day and acknowledged the due execution of the foregoing EASEMENT.

Witness my hand and notarial seal, this 8th day of February, 20 17.



John E. West, Jr. Notary Public
My commission expires: 4/20/2020

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 Public

My commission expires: _____

Notwithstanding anything to the contrary above, it is understood and agreed that: (1) the EASEMENT herein granted is for facilities to be installed at any point where needed on the above-referenced land of GRANTOR and/or where needed to serve adjoining lands, portions of which facilities may be installed immediately, and other portions installed in the future as the need develops; and (2) said facilities shall be installed at locations mutually agreeable to the parties hereto.

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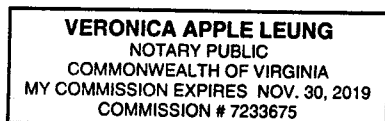
Witnesses:

Elena O'Donoghue (SEAL)
Elena V. O'Donoghue

VIRGINIA, Spry / Vani's COUNTY

I, Veronica Apple Leung, a Notary Public of Spry / Vani's County, Virginia, certify that Elena V. O'Donoghue personally appeared before me this day and acknowledged the due execution of the foregoing EASEMENT.

Witness my hand and notarial seal, this 14th day of February, 2017.



Veronica Apple Leung
Notary Public

My commission expires: 11/30/2019

VIRGINIA, _____ COUNTY

I, _____, a Notary Public of _____ County, Virginia, certify that _____ personally appeared before me this day, and being duly sworn, stated that, in his/her presence Elena V. O'Donoghue acknowledged the due execution of the foregoing EASEMENT.

Witness my hand and notarial seal, this _____ day of _____, 20____.

Notary Public

My commission expires: _____