

EASEMENT

NORTH CAROLINA
WAKE COUNTY

Return To: Duke Energy Progress, LLC
Attn: Mary Beth McRainey
1020 West Chatham Street
Cary, NC 27511

THIS EASEMENT ("Easement") is made this _____ day of _____, 20_____
("Effective Date"), from WAKE COUNTY, a body politic and corporate, ("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 Holly Springs Township, described as follows: containing 20 acres, more or less, and being a majority of the land described in a deed from William H. Burke, Sr. et al. to Wake County, dated October 31, 1990, and recorded in Deed Book 4803, Page 67, also shown as Lot A on plat, dated March 25, 1998, entitled "Proposed Subdivision and Recombination of Properties of Wake County" and recorded in Book of Maps 1998, Page 782, all Wake 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, and other appurtenant apparatus and equipment (the "Facilities") within an easement area being thirty (30) feet wide (the "Easement Area"), for the purpose of transmitting and distributing electrical energy and for communication purposes of DEP and Incumbent Local 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.

It is understood and agreed that said overhead facilities shall be approximately located as shown on the attached Exhibit A entitled "Duke Energy Progress, LLC Easement Area/Corridor Crossing the Property of Wake County", and dated November 9, 2018.

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.

WAKE COUNTY, a body politic and corporate

By: _____
Jessica N. Holmes, Chair
Wake County Board of Commissioners

ATTEST:

Denise Hogan, County Clerk

(Affix Official Seal)

NORTH CAROLINA, _____ COUNTY

I, _____, a Notary Public of _____ County, North Carolina, certify that Denise Hogan personally appeared before me this day and acknowledged that she is County Clerk of WAKE COUNTY, and that by authority duly given and as the act of said COUNTY, the foregoing EASEMENT was signed in its name by its Chairman, sealed with its official seal, and attested by herself as its County Clerk.

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



Notary Public

My commission expires: _____