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HAL V. WORTH & WIFE, T.G.
MCALISTER, C.C. MCALISTER & WIFE,
CHAS.G.ROSE TRUSTEE, THE PEOPLES
SAVINGS BANK & TRUST COMPANY &
MURRAY G.JAMES, TRUSTEE.

TO
THE CITY OF FAYETTEVILLE.

Trustee, of Cumberland County, THE PEOPLES SAVINGS BANK & TRUST COMPANY, a corporation, and
MURRAY G.JAMES, TRUSTEE, of the City of Wilmington, and A.W.McAlister, of the City of Greensboro,
all of the State of North Carolina, of the first part, and the CITY OF FAYETTEVILLE, a muni-
cipal corporation duly organized and existing under the laws of the State of North Carolina,
of the second part,

WITNESSETH: That the parties of the first part, for and in consideration of the sum
of One Dollar, to them in hand paid by the party of the second part, as well as for other
good and valuable considerations, and especially the covenants and agreements hereinafter
set forth, have bargained and sold, and by these presents do bargain, sell and convey unto the
party of the second part, and its successors, an easement or right-of way for street and
highway purposes upon and over that strip of land located in Cross Creek Township,
Cumberland County, North Carolina, in the southeast portion of the City of Fayetteville, be
bounded and more particularly described as follows:

FIRST RIGHT-OF-WAY

Station 00+00 which is located on the center line of the right-of-way or easement, is
also on the western line of the property conveyed to the City of Fayetteville by certain of the
parties of the first part by deed registered in Book 378, page 161, and is South 5*
40' West 30 feet from the Southwest corner of the tract of land belonging to the Atlantic
Coast Line Railroad Company, and the northwest corner of the property described in the
above deed, the said property corner is marked with a railroad "T" iron, with two pine pointers;

Beginning at a point 20 feet from and at right angles to the center of line of
the right-of-way or easement, and on the North side of said center line, and in the western
line of the tract conveyed to the City of Fayetteville, and runs thence South 89* 37' West 20
feet from and parallel with the center line of said right-of-way 428.10 feet to a stone
station marked 4+ 28.10; thence with a 41* 42' curve to the right, 20 feet from and parallel
to the center line of said right-of-way 191.60 feet to a stone station marked 6+19.70;
thence North 10* 29' West, 20 feet from and parallel with the center line of the said
right-of-way, 798 feet to the northern line of the property belonging to T.G. McAlister and
Hal V. Worth, it also being the southern line of the Atlantic Coast Line Railroad Company property
thence at right angles to said right-of-way line, South 79* 30' West 20 feet to the center
line of said right-of-way, it being also the center line of King Street extended; thence
along the center line of said right-of-way and the center line of King Street extended,
South 10* 29' East 187 feet to a corner of the property belonging to McAlister and
Worth, in the center of King Street extended; thence South 79* 31' West 20 feet to a stake
in the line of the property belonging to Worth and McAlister; thence South 10* 29' East
20 feet from and at right angles to the center line of said right-of-way, and parallel
with said center line 611 feet to a stone station marked 6+19.70, the point of a 41*
42' curve; thence with the curve reversed to the left, 191.60 feet to a stone station
marked 4+28.10, the beginning of the curve; thence parallel with and 20 feet from the center

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line of said right-of-way, North 89° 37' East 428.10 feet to a stone in the Western line of the property conveyed to the City of Fayetteville; thence with the western line of *said property crossing the center line of the* the right-of-way, North 5° 30' East 40 feet to the beginning.

SECOND RIGHT-OF-WAY:

BEGINNING at the stone station marked 6+19.70 in the above description of the first right-of-way above described, known as the right-of-way of King Street extended and on the west edge of said right-of-way, and runs thence South 10° 29' East 275 feet to a stake; thence South 4° East 1305 feet to the southern boundary of the City of Fayetteville; thence with the southern boundary line of the City of Fayetteville, in a southeasterly direction, about 45 feet to a stake in said southern boundary line so as to provide a right-of-way 40 feet wide; thence North 4° West about 1355 feet to a stake; thence North 10° 29' West 165 feet to the intersection with the Southern boundary line of the right-of-way #1, described above on a portion of the curve above described; then with a 41° 42' curve in an a northwesterly direction along the boundary line of right-of-way #1, described above to the beginning.

See plat of both of said right-of-ways hereto attached, and made a part of this deed.

The right-of-way or easement herein conveyed is intended to comply with and include the right-of-way or easement 30 feet wide, referred to in the deed from certain of the parties of the first part to the City of Fayetteville, dated February 15th, 1934, and registered in Book 378, page 161. And this conveyance is also intended to include the right-of-way or easement granted by certain of the parties of the first part to the Gulf Refining Company, by deed dated June 15th, 1935, and registered in Book 385, page 95. /

Ella B. McAlister and C.C. McAlister, her husband, and Charles G. Rose, Trustee, join in this conveyance only for the purpose of releasing any interest they may have in said right-of-way hereby granted under the terms of a deed of trust dated September 14th, 1935, and registered in Book _____, Page _____, registry of Cumberland County.

THE PEOPLES SAVINGS BANK & TRUST COMPANY and Murray G. James, Trustee, join in this conveyance only for the purpose of releasing any interest they may have in said right-of-way hereby granted under the terms of a deed of trust dated May 6th, 1932, and registered in Book 370, page 470. *Completed*

A.W. McAlister joins in this conveyance for the purpose of releasing any interest he may have in said right-of-way hereby granted under the terms of a mortgage deed dated February 27th, 1930, and registered in Book 360, page 595.

TO HAVE AND TO HOLD said right-of-way or easement to the said party of the second part, and its successors, under the following covenants and agreements:

FIRST:

Should said street or right-of-way be hereafter paved, the City of Fayetteville or its successors, shall not have the power or authority to assess the costs of such paving to the present or any future owners of the property abutting on said street or right-of-way.

SECOND : SAID street or right of way shall be kept open and maintained by the City of Fayetteville, or its successors for the use and benefit of present or any future owners of adjoining property, and for the use and benefit of the general public.

THIRD: Should the said street or right-of-way or any part thereof be hereafter abandoned and ceased to be used for the purposes herein intended, the said property shall

The said Hal V. Worth and Marguerite M. Worth, his wife, and T. G. McAlister covenant to and with the party of the second part, and its successors, that they are seized of said property in fee; that the same is free and clear from all encumbrances, and that they will warrant and defend the title to the same against the lawful claims of all persons whomsoever.

IN TESTIMONY WHEREOF, the parties of the first part, other than THE PEOPLES SAVINGS BANK & TRUST COMPANY, have hereunto set their hands and affixed their seals, the day and year first above written; and the said PEOPLES SAVINGS BANK & TRUST COMPANY has caused these presents to be signed in its name by its President, attested by its Secretary, and its corporate seal to be hereunto affixed, all by proper authority duly granted by its Board of Directors.

(Corp SEAL)
Attest: D.M. Darden
Secretary.

Hal V. Worth, (SEAL)
Marguerite M. Worth (SEAL)
T. G. McAlister (SEAL)
C. C. McAlister, (SEAL)
Ella B. McAlister (SEAL)
Chas. G. Rose, (SEAL)
Trustee.

The Peoples Savings Bank & Trust Company,
By W. S. Johnson,
President.
Murray G. James, Trustee, (SEAL)
A. W. McAlister (SEAL)

NORTH CAROLINA, WAKE COUNTY,

I, E. L. Womble, a Notary Public in and for the County of Wake, State of North Carolina, do hereby certify that Hal V. Worth and Marguerite M. Worth, his wife, personally appeared before me this day, and acknowledged the due execution of the foregoing instrument. And the said Marguerite M. Worth, being by me privately examined, separate and apart from her said husband, touching her voluntary execution of the same, doth state that she signed the same freely and voluntarily, without fear or compulsion of her said husband, or any other person, and that she doth still voluntarily assent thereto.

WITNESS my hand and Notarial seal, this the 21 day of Oct, 1935.
(N.P. SEAL) E. L. Womble, Notary Public
Com. exps. Nov 14, 1935

NORTH CAROLINA, RANDOLPH COUNTY,

I, Mayme Bulla, a Notary Public in and for the County of Randolph, State of North Carolina, do hereby certify that T. G. McAlister, personally appeared before me this day and, acknowledged the due execution of the foregoing instrument for the purposes therein expressed.

Witness my hand and notarial seal, this the 23rd day of October, 1935.
(N.P. SEAL) Mayme Bulla, Notary Public
Com. exps. June 24th, 1937

NORTH CAROLINA, CUMBERLAND COUNTY,

I, Mary Louisa, Williams, a Notary Public in and for the County of Cumberland County, State of North Carolina, do hereby certify that C. C. McAlister and Ella B. McAlister, his wife, and Charles G. Rose, Trustee, personally appeared before me this day, and acknowledged the due execution of the foregoing instrument for the purposes therein expressed;

and the said Ella B. McAlister, wife of C. C. McAlister, being by me privately examined, separate and apart from her said husband, touching her voluntary execution of the same, doth state that she signed the same freely and voluntarily, without fear or compulsion of her said husband or any other person, and that she doth still voluntarily assent thereto.

WITNESS my hand and Notarial Seal, this the 2nd day of November, 1935.

(N.P. SEAL)

Mary Louisa Williams, Notary Public

Com. exps. May 21, 1936.

NORTH CAROLINA, NEW HANOVER COUNTY,

I, Frances Lynch, a Notary Public in and for the County of New Hanover, State of North Carolina, do hereby certify that W. S. Johnson, personally appeared before me this day who, being by me duly sworn, says that he is the President and D. M. Darden, is the Secretary of THE PEOPLES SAVINGS BANK & TRUST COMPANY: That the said affixed to the foregoing instrument is the corporate seal of said company; that the instrument was signed and sealed by him, and attested by the secretary in behalf of said Company all by its authority duly granted; and the said D. M. Darden acknowledged said instrument to be the act and deed of said corporation.

Witness my hand and notarial seal, this the 28th day of October, 1935.

(N.P. SEAL)

Frances Lynch, Notary Public

Com. exps. August 8th, 1937

NORTH CAROLINA, NEW HANOVER COUNTY,

I, Bessie L. Wiggins, a Notary Public in and for the County of New Hanover, State of North Carolina, do hereby certify that Murray G. James, Trustee, personally appeared before me this day, and acknowledged the due execution of the foregoing instrument for the purposes therein expressed.

Witness my hand and Notarial Seal, this the 1st day of November, 1935.

(N.P. SEAL)

Bessie L. Wiggins, Notary Public

Com. exps. March 10, 1936.

NORTH CAROLINA, GUILFORD COUNTY,

I, Lillian J. Carter, a Notary Public in and for the County of Guilford, State of North Carolina, do hereby certify that A. W. McAlister personally appeared before me this day, and acknowledged the due execution of the foregoing instrument for the purposes therein expressed.

Witness my hand and Notarial Seal, this the 24th day of October, 1935.

(N.P. SEAL)

Lillian J. Carter, Notary Public

Com. exps. April 25th, 1936.

NORTH CAROLINA, CUMBERLAND COUNTY,

The foregoing certificates of E. L. Womble, a Notary Public in and for the County of Wake, Mayme Bullay, a Notary Public in and for the County of Randolph, Mary Louisa Williams, a Notary Public in and for the County of Cumberland, Frances Lynch, a Notary Public in and for the County of New Hanover, Bessie L. Wiggins, a Notary Public in and for the County of New Hanover, and of Lillian J. Carter, a Notary Public in and for the County of Guilford, all of the State of North Carolina, with seals attached, are each adjudged to be correct and sufficient. Let the instrument, with the certificates be registered.

Witness my hand this the 2nd day of Dec. 1935.

C. W. Broadfoot, Clerk Superior Court.

Received: Dec, 2nd, 1935, at 4 P.M.

Recorded: Dec 3rd, 1935, at 11 A.M. & Verified:

J.W. Johnson, Reg of Deeds.

