

Preparer: \_\_\_\_\_

DEED OF DEDICATION

STATE OF NORTH CAROLINA

COUNTY OF BRUNSWICK

THIS DEED OF DEDICATION, made and entered into this the \_\_\_\_ day of March, 2011, by and between \_\_\_\_\_, a \_\_\_\_\_, with an office and place of business in \_\_\_\_\_ County and conducting business in Brunswick County, North Carolina, party of the first part, hereinafter referred to as “Developer,” and BRUNSWICK REGIONAL WATER AND SEWER H2GO, a governmental entity created and existing under the laws of the State of North Carolina, party in the second part, herein after referred to as Grantee and with the mailing address of P.O. Box 2230, Leland, NC 28451;

WITNESSETH:

THAT WHEREAS Developer is the owner and developer of a tract or parcel located in \_\_\_\_\_ Township, Brunswick County, North Carolina, known as “\_\_\_\_\_” (the “Property”);

AND WHEREAS Developer has caused to be installed water distribution lines and sewer lines under and along the road rights-of-way hereinafter described and referenced;

AND WHEREAS Developer wishes to obtain water and sewer service from Grantee for the Property and to make water and sewer from Grantee's system available to individual owners;

AND WHEREAS Grantee has adopted through appropriate resolution stated policy regarding water distribution and sewer systems under the terms of which, among other things, in order to obtain water and sewer service for said subdivision Developer must convey title to the water and sewer distribution system to Grantee through an instrument of dedication acceptable to Grantee;

NOW, THEREFORE, Developer, in consideration of Grantee accepting said water and sewer lines and making water and sewer available to said subdivision, has conveyed by these presents and does hereby convey to Grantee, its lawful successors and assigns, the following described Property:

ITEM ONE

All of the sewer lines and water lines and equipment located under, along, and within the road, street, and cul-de-sac rights-of-way shown on the map recorded in Map Book \_\_\_\_ at Page \_\_\_\_ of the Brunswick County Registry, being those designated "\_\_\_\_\_" which includes certain roads and streets known as "\_\_\_\_\_" and "\_\_\_\_\_" which covers Lots \_\_\_\_ through \_\_\_\_, and which is incorporated herein by reference as if set forth fully within. A copy of the above-referenced map is attached hereto as Exhibit A.

TO HAVE AND TO HOLD said water and sewer lines and equipment above described together with the privileges and appurtenances thereto belonging to Grantee forever; and

Non-exclusive easements over, along, and upon the entire area of the streets and cul-de-sacs depicted on the maps and serving the areas referenced above for purposes of entry into the subdivision for maintenance, repair, and upkeep of the water and sewer distribution systems and for connecting the same to the individual lots developed or to be developed lying adjacent to said streets and cul-de-sacs reserving unto Developer, its successor and assigns, equal rights of easement and easement over, in, along, and upon said streets and cul-de-sacs for purposes of installing and maintaining such utilities as may be required for the development of said subdivision, including, but not limited to, electric, gas, telephone, cable, and sewer;

And Developer does hereby covenant that it is seized of said water and sewer lines and equipment described above in fee simple and has the right to convey the same in fee simple, that the same are free and clear of encumbrances, and that it will warrant and defend the title to the same against all persons whomsoever.

IN WITNESS WHEREOF, the Grantor has caused this instrument to be duly executed, the day and year first above written.

\_\_\_\_\_  
a North Carolina \_\_\_\_\_

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

STATE OF NORTH CAROLINA

COUNTY OF BRUNSWICK

I, A Notary Public of the County and State aforesaid, do hereby certify that \_\_\_\_\_ personally came before me this day, and I have seen satisfactory evidence of the principal's identity, by a current state or federal identification with the principal's photograph in the form of a \_\_\_\_\_; and he has acknowledged that he or she is the \_\_\_\_\_ of \_\_\_\_\_, a North Carolina \_\_\_\_\_, and that he or she, as \_\_\_\_\_, being authorized to do so, executed the foregoing on behalf of \_\_\_\_\_.

Witness my hand and official seal, this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Signature of Notary Public

(NOTARY SEAL)

\_\_\_\_\_  
Printed Name of Notary Public

My Commission Expires: \_\_\_\_\_

**ACCEPTANCE OF DEED**

**This Deed of Dedication and accompanying Affidavit for \_\_\_\_\_ was accepted by the Brunswick Regional Water and Sewer H2GO Board of Commissioners on the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.**

**Brunswick Regional Water and Sewer H2GO  
Board of Commissioners**

\_\_\_\_\_  
\_\_\_\_\_, **Chairman**

\_\_\_\_\_ **Clerk to the Board**

\_\_\_\_\_

AFFIDAVIT

STATE OF NORTH CAROLINA

COUNTY OF BRUNSWICK

\_\_\_\_\_, a North Carolina \_\_\_\_\_, with an office and place of business in \_\_\_\_\_ County and conducting business in Brunswick County, North Carolina, hereinafter referred to as Affiant, being first duly sworn, hereby deposes and says under oath as follows:

1. That it is the owner of certain property located in \_\_\_\_\_ Township, Brunswick County, North Carolina, known as \_\_\_\_\_ Subdivision, containing lots numbered \_\_\_ through \_\_\_, as more particularly described in a Deed of Dedication in favor of Brunswick Regional Water and Sewer H2GO of even date herewith.

2. That it has caused to be installed water distribution lines and sewer lines under and along the road right-of-ways for the property hereinafter described and referenced:

ITEM ONE

All of the sewer lines and water lines and equipment located under, along, and within the road, street, and cul-de-sac rights-of-way shown on the map recorded in Map Book \_\_\_ at Page \_\_\_ of the Brunswick County Registry, being those designated “\_\_\_\_\_” which includes certain roads and streets known as “\_\_\_\_\_” and “\_\_\_\_\_,” which covers Lots \_\_\_ through \_\_\_, and which is

incorporated herein by reference as if set forth fully within. A copy of the above-referenced map is attached hereto as Exhibit A.

3. All the work which has been performed in the construction and installation of said water distribution lines and sewer lines described in paragraph 2, above, has been fully paid for and there are now no liens of any kind, including any lien for labor or material, against the subdivision property which would in any way jeopardize title of Affiant to the property in said subdivision nor are there any legal actions pending against Affiant or any contractor arising out of any work performed in said subdivision or the water lines and sewer lines installed therein which would in any way jeopardize title to the subdivision or the water distribution lines and sewer lines located therein.

IN WITNESS WHEREOF, the Affiant has caused this instrument to be duly executed by its authorized officer, this the \_\_\_\_ day of \_\_\_\_\_, 20\_\_.

\_\_\_\_\_  
a North Carolina \_\_\_\_\_

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

STATE OF NORTH CAROLINA

COUNTY OF BRUNSWICK

Signed and sworn to before me this day by \_\_\_\_\_.

\_\_\_\_\_  
Signature of Notary Public

(NOTARY SEAL)

\_\_\_\_\_  
Printed Name of Notary Public

My Commission Expires: \_\_\_\_\_