

Mailed: 4/2/82.
To: Thomas Dickinson, Esq., Atty.
Box 2760, Winchester, Va.

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TMD/as
10/9/81
#162-82

THIS RIGHT OF WAY, made and dated this 9th day of October, 1981, by and between JOAN S. HUFF, Single, and KENNETH J. HERRON and BARBARA V. HERRON, his wife, hereinafter called the grantors, and DOUBLE E LAND & CATTLE CO., a Virginia corporation, hereinafter called the grantee.

WHEREAS, the grantee is the owner of that certain tract of land situate in Chapel Magisterial District, Clarke County, Virginia, known as Calmes Neck Estates, being a portion of the same property acquired by the grantee from Clifford H. Brincefield, et al, by deed dated January 20, 1960, recorded in the Office of the Clerk of the Circuit Court of Clarke County, Virginia, in Deed Book 58 at Page 242; and

WHEREAS, the grantee also is the owner of those certain parcels of land located in Chapel Magisterial District, Clarke County, Virginia, containing 322.0189 acres acquired from W. S. C. Burwell, et ux, dated July 11, 1960, recorded in the aforesaid Clerk's Office in Deed Book 59 at Page 252, and 280.66 acres acquired from Gordon H. MacDougall, Single, by deed dated October 15, 1969, recorded in the aforesaid Clerk's Office in Deed Book 85 at Page 422; and

WHEREAS, some question has been raised by the grantee as to the access and/or right of way serving the aforesaid tracts to and from State Route 606, and the grantors, being the owners of the properties located in Chapel Magisterial District, Clarke County, Virginia, situate between State Route 606 and the aforesaid parcels, and over which extends an existing roadway providing access from State Route 606 to the aforesaid parcels, and are desirous of eliminating any such question.

NOW THEREFORE, WITNESSETH: That for and in consideration of the sum of Ten Dollars (\$10.00) cash in hand paid by the grantee to the grantors, the receipt of which is hereby acknow-

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ledged, the grantors do hereby remise, remit and quitclaim unto the grantee, its successors and assigns, a right of way of ingress and egress, fifty (50) feet in width from State Route 606 across the land of the grantors to the lands of the grantee located in Chapel Magisterial District, Clarke County, Virginia, being designated as Lot 1 and Lot 4 on that certain plat of the Shepherd Subdivision, dated July 5, 1978, recorded in the aforesaid Clerk's Office in Deed Book 129, beginning at Page 666. Said right of way is more particularly described on the aforesaid plat and designated thereon as "existing travelway." It is agreed that the right of way is to be for the use and benefit of, and to be appurtenant to, the grantee's above-mentioned property acquired by deeds of record in the aforesaid Clerk's Office in Deed Book 58 at Page 242, Deed Book 59 at Page 252 and Deed Book 85 at Page 422 and for the benefit of any portion of the property acquired by the grantee by the aforesaid deeds recorded in the aforesaid Clerk's Office in Deed Book 58 at Page 242, Deed Book 29 at Page 252 and Deed Book 85 at Page 422, which has heretofore been conveyed by the grantee to others.

It is specifically agreed by the parties hereto, their heirs, successors and assigns, that the right of way established herein shall be for the joint use of the parties hereto, their heirs, successors and assigns, and for the benefit of the owners of the remaining lots in the aforesaid Shepherd Subdivision.

The grantee, for and in consideration of the sum of Ten Dollars (\$10.00), cash in hand paid by the grantors to the grantee, the receipt of which is hereby acknowledged, does hereby remise, remit, release and quitclaim unto the grantors, their heirs, successors and assigns, any right of way across the aforesaid Lots 1 and 4 of the Shepherd Subdivision, other than granted herein.

WITNESS the following signatures and seals:

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Joan S. Huff (SEAL)
Joan S. Huff

Kenneth J. Herron (SEAL)
Kenneth J. Herron

Barbara V. Herron (SEAL)
Barbara V. Herron

DOUBLE E LAND & CATTLE CO.

By James E. Edgett

STATE OF VIRGINIA

County OF Clarke, To-wit:

I, J.H. Wood, Jr., Clerk of the Circuit Court, ~~Notary Public~~

in and for the State and County aforesaid, hereby certify that Joan S. Huff, whose name is signed to the foregoing right of way dated the 9th day of October, 1981, has this day personally appeared before me and acknowledged the same.

Given under my hand this 1st day of ~~October~~ ^{March, 1982} 1981.

My Commission expires ----

J.H. Wood, Jr., Clerk
~~Notary Public~~

STATE OF VIRGINIA

County OF Clarke, To-wit:

I, J.H. Wood, Jr., Clerk of the Circuit Court in Clarke, ~~Notary Public~~

and for the State and County aforesaid, hereby certify that Kenneth J. Herron and Barbara V. Herron, his wife, whose names are signed to the foregoing right of way dated the 9th day of October, 1981, have this day personally appeared before me and acknowledged the same.

Given under my hand this 1st day of ~~October~~ ^{March, 1982} 1981.

My Commission expires -----

[Signature], Clerk
Notary Public

STATE OF SOUTH CAROLINA

City OF Greenville, To-wit:

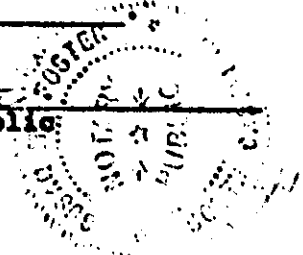
The foregoing instrument was acknowledged before me by James M. Eudicott, who is president of Double E Land & Cattle Co., a Virginia corporation, on behalf of the corporation.

Given under my hand and notarial seal this 6th day of ~~October, 1981~~ MARCH, 1982

My Commission expires 1-26-91

(S E A L)

[Signature]
Notary Public



Clarke Co., SCT.
This instrument of writing was produced to me on the 12 day of March, 1982 at 2:10 P. M. and with certificate of acknowledgment thereto attached was admitted to record.

Teste: [Signature], Clerk