

 Return to: Dennis W. McNames Box - 117

DRAWN BY: Norman L. Nifong

NORTH CAROLINA)
FORSYTH COUNTY)

DEED OF EASEMENT

THIS DEED OF EASEMENT, made this the 10th day of December, 1985, by and between W & M INVESTMENT COMPANY, a North Carolina Partnership of Forsyth County, North Carolina; WAYNE D. DUNCAN, Trustee; and FIRST-CITIZENS BANK & TRUST COMPANY, parties of the first part and LA PETITE ACADEMY, INC., a Delaware corporation, party of the second part;

W I T N E S S E T H:

THAT the parties of the first part in consideration of One (\$1.00 & OVC) Dollar and Other Valuable Considerations to them paid by the said party of the second part, receipt of which is hereby acknowledged, have bargained and sold and by these presents do bargain, sell and convey unto the said party of the second part and its successors and assigns, a perpetual right and easements of egress, ingress and regress over and upon a certain tract or parcel of land located in the County of Forsyth, State of North Carolina, in Winston Township and bounded as follows:

For description see Exhibit A attached hereto and incorporated herein by reference as if fully set forth in its entirety.

TO HAVE AND TO HOLD the rights and easements hereby granted to the party of the second part and its successors and assigns in title forever.

Wayne D. Duncan, Trustee and First-Citizens Bank & Trust Company join in the execution of this easement for the purpose of releasing the rights herein granted from the lien of Deed of Trust in favor of First-Citizens Bank & Trust Company recorded in Book 1384, Page 525 in the Office of the Register of Deeds of Forsyth County, North Carolina.

IN WITNESS WHEREOF, the General Partners of M & W INVESTMENT COMPANY, a North Carolina partnership have hereunto set their hands and adopted seals; and the said WAYNE D. DUNCAN, Trustee has hereunto set his hand and adopted seal; and

BOOK 1523 P 2028

FIRST-CITIZENS BANK & TRUST COMPANY has caused these presents to be signed by its Vice President, attested by its Assistant Secretary and has caused its Common Seal to be affixed hereto.

W & M INVESTMENT COMPANY
a North Carolina Partnership

BY: Bobby G. Wooten [SEAL]
Partner

BY: Alex E. Moser [SEAL]
Partner

Wayne D. Duncan Trustee [SEAL]
WAYNE D. DUNCAN

FIRST-CITIZENS BANK & TRUST COMPANY

BY: Harold Duncan
Vice President

(CORPORATE SEAL)

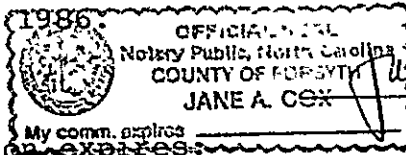
ATTEST:

Thomas H. Guba
Assistant Secretary

STATE OF NORTH CAROLINA-Forsyth County

I, Jane A. Cox, a Notary Public of the County of Forsyth and State of North Carolina, do hereby certify that Bobby G. Wooten and Alex E. Moser, Partners of W & M Investment Company, a North Carolina Partnership, each personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my hand and notarial stamp or seal, this the 17th day of January, 1986.



Jane A. Cox
NOTARY PUBLIC

My commission expires
June 22, 1990

1523P2029

STATE OF NORTH CAROLINA-Forsyth County

I, Lisa D. Cagle, a Notary Public of the County of Forsyth and State of North Carolina, do hereby certify that WAYNE D. DUNCAN, Trustee, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

WITNESS my hand and notarial stamp or seal, this the 16 day of January, 1986.

Lisa D. Cagle
NOTARY PUBLIC

My commission expires:
10-30-89



OFFICIAL SEAL
Notary Public, North Carolina
County of Forsyth
LISA D. CAGLE
My Commission Expires 10-30-89

STATE OF NORTH CAROLINA-Forsyth County

I, Lisa D. Cagle, a Notary Public of said county, certify that Thomas H. Gardner personally came before me this day and acknowledged that he is Assistant Secretary of FIRST-CITIZENS BANK & TRUST COMPANY, a North Carolina corporation, and that by authority duly given and as the act of the corporation, the foregoing instrument was signed in its name by its Vice President, sealed with its corporate seal and attested by Thomas H. Gardner as its Assistant Secretary.

WITNESS my hand and notarial stamp or seal, this the 16 day of January, 1986.

Lisa D. Cagle
NOTARY PUBLIC

My commission expires:
10-30-89



OFFICIAL SEAL
Notary Public, North Carolina
County of Forsyth
LISA D. CAGLE
My Commission Expires 10-30-89

STATE OF NORTH CAROLINA-Forsyth County

The foregoing certificate(s) of Lisa D. Cagle Notary Public Forsyth Co. N.C. is (are) certified to be correct. This the 17 day of Jan, 1986.

L. E. SPEAS, REGISTER OF DEEDS

PROBATE FEE \$1.00 PAID

PRESENTED FOR
REGISTRATION
AND RECORDED
BY Jessie Golden
Deputy Assistant

JAN 17 4 11 PM '86

L.E. SPEAS
REGISTER OF DEEDS
FORSYTH CTY. N.C.

\$8.50 pd D. G.

1523P2030

Jonestown Road
Winston-Salem N.C.
LGL83

EXHIBIT "A"

INGRESS-EGRESS EASEMENT

LEGAL DESCRIPTION

A tract of land situated in Forsyth County, North Carolina, more particularly described as follows:

Beginning at an existing iron pin in the Western right-of-way of Jonestown Road, said point being the Southeastern corner of property to be acquired by La Petite Academy, Inc., said point also being the Northeastern corner of W & M Investment Company properties, thence with the right-of-way of Jonestown Road South 05 degrees 59 minutes 23 seconds West 28 feet to the Southern edge of an existing driveway, thence along said drive North 82 degrees 30 minutes West 62 feet to a point, thence North 05 degrees 59 minutes 23 seconds East 28 feet to a point in the Southern line of the La Petite Academy, Inc. property, thence with said line South 82 degrees 30 minutes East 62 feet to the POINT OF ORIGIN.

1523P2031