

This exhibit is given to you as notice of the necessity of obtaining a right-of-way on your property so that sanitary sewer service may be provided in your area.

I. Rights Being Acquired:

Western Carolina will acquire only the right within the right-of-way to construct, maintain and operate pipelines, manholes and other adjuncts necessary for the purpose of conveying sewage. Western Carolina will have the right of ingress and egress over the right-of-way in order to exercise these rights. Failure to exercise these rights shall not be construed as an abandonment or waiver of these rights.

The right-of-way will be twenty-five (25') feet wide for the length shown upon the attached drawing. In addition, twelve and one-half (12.5') feet on each side of the right-of-way will be acquired during the construction. As soon as the construction is completed, this additional twelve and one-half (12.5') feet on either side of the twenty-five (25') feet right-of-way shall cease.

This acquisition is a taking of a right for the purposes stated above and is not a taking of your land.

II. Rights You Still Have:

You still own the land over which the right-of-way lies. You are entitled to seek a reduction in real estate taxes if any diminution in the value of your property occurs by the acquiring of this right-of-way. The availability of a sewer line may, however, increase the value of your property.

As long as you do nothing to damage or endanger the sewer line or to render the sewer line inaccessible, you may freely use your land. For example, you may plant a garden, have a lawn, a patio, or a paved or unpaved roadway, a tennis court, driveway or parking area. With the approval of Western Carolina you may build on the right-of-way, or even over the line itself. Western Carolina must review your plans, however, to make sure that the necessary precautions are taken so that the sewer lines will not be injured or ingress or egress blocked.

You will have a right to tap or taps on to the sewer line across your property. The connection must be made in accordance with regulations of Western Carolina and must be made at an existing manhole or a new manhole. While you will not have to pay a Western Carolina tap fee to utilize the sewer line, you will have to pay for the cost of construction for connection to the sewer line. Once you have connected and use the sewer line, you will have to pay the standard user service charges.

III. Rights During Construction:

Western Carolina will engage an independent contractor to do the work according to a contract which sets forth specifications and plans. The contractor has agreed in his contract to restore your property as nearly as practical to its natural state. Such restoration generally includes filling, cleaning, clearing and grassing the right-of-way. The contractor will tell you, upon request, who you may contact within his company, should any of the contractor's agents or employees do injury or damage to any of your property outside of the construction of the right-of-way or the right-of-way itself. In the event the contractor fails to perform the conditions of his contract within the right-of-way, you should immediately contact the contractor or his employees who are on the site. You should be advised that the contractor is responsible to you as the landowner for any injury or damage done by his agent or employees, which are the result of a lack of proper care.

The contractor, upon reasonable and timely request by you, will cut any usable timber within the right-of-way into standard length and stack it on the edge of the right-of-way so that you may remove it for your own use.

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