

Easement
V.S.O.

ROUTING SLIP
PUBLIC WORKS DEPARTMENT
MARINE CORPS BASE, CAMP LEJEUNE, N. C.

No. 247

Date 23 May 58

From OICC to Mr. Carl Venters

Subject Proposed grant of easement - road purposes

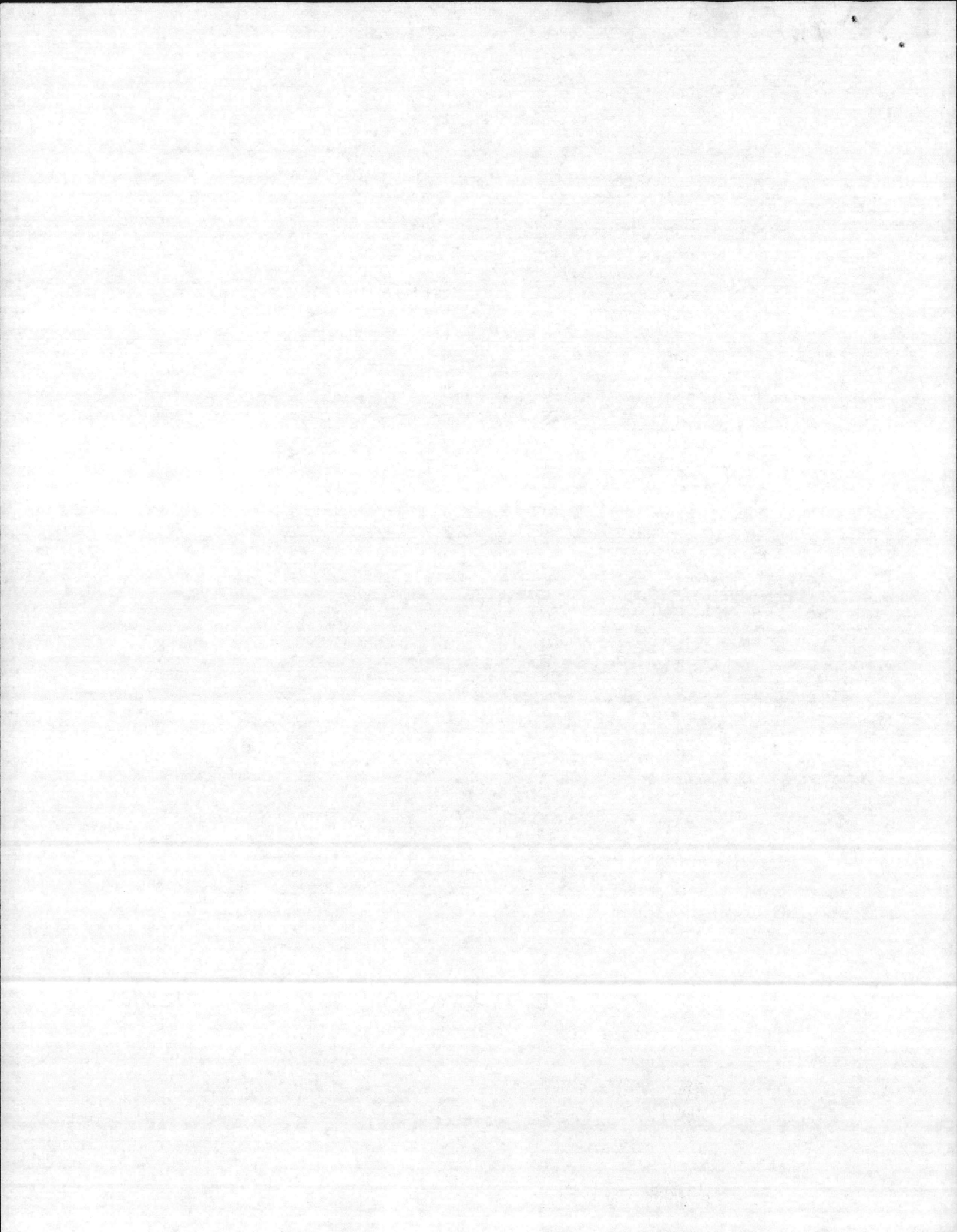
-CODE-

- | | |
|-------------------------------|--------------------------|
| 1. Action | 6. Investigate |
| 2. Info. | 7. Retain copy |
| 3. Prepare reply for PWO-OinC | 8. File |
| 4. Prepare reply for ROinCC | 9. |
| 5. Prepare estimate | 10. Prepare reply for CG |

DEPARTMENT	CODE	SEQUENCE	INITIAL	DATE
PWO-OinCC-ROinCC	2		<i>[Signature]</i>	
Asst. PWO	2		<i>[Signature]</i>	
Asst. to PWO				
Asst. ROinCC				
Chief Inspector				
Design Dir.	2			
Master Mechanic				
Attorney-Advisor	2		<i>[Signature]</i>	
Adm. Officer				
Contract Branch				
Util.-Reports Br.				
Central File	8			

Remarks:

(Routing Slip will be returned to Central Office with correspondence attached unless otherwise indicated)



DEPARTMENT OF THE NAVY
DISTRICT PUBLIC WORKS OFFICE
AND
OFFICER IN CHARGE OF CONSTRUCTION
FIFTH NAVAL DISTRICT
NAVAL BASE, NORFOLK 11, VA.

64-520

IN REPLY REFER TO:
DP-2108:BLICK
15-26
10-

21 MAY 1958

Mr. Carl Venters
City Attorney
Jacksonville, North Carolina

Dear Sir:

Pursuant to your telephone conversation on April 28, 1958 with Mr. A. R. Young of this office, we are sending you for review a copy of the proposed grant of easement to the City of Jacksonville covering the right of way required by the City for road purposes over a portion of the Government-owned U.S.G. property on Tallman Street.

Please advise us whether the enclosed draft meets with the approval of the City, or if any of the provisions therein are objectionable, please state which are objectionable and the reason or reasons for such objections.

Upon receipt of your reply to this letter, the proposed easement will be forwarded to the Department of the Navy, Washington, D. C. for the necessary approvals and execution.

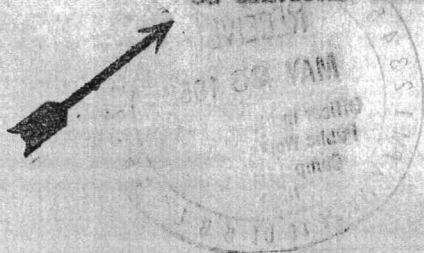
Very truly yours,

F. J. CROOKS
Director, Real Estate Division
By direction of the
District Public Works Officer

Encl:
(1) Copy of proposed grant of easement

WVA 55 3 55 bK 28

Copy to:
CG MARCORB CAMLEJ (with encl)



GRANT OF EASEMENT

THIS INDENTURE, made the ___ day of _____ 195_ between the United States of America, acting by and through the Department of the Navy, hereinafter referred to as the Government, and the City of Jacksonville, North Carolina, hereinafter referred to as the Grantee.

WHEREAS, the Government owns in fee simple a parcel of land situate on the northern side of Tallman Street in the City of Jacksonville, North Carolina, under the cognizance of the Department of the Navy; and

WHEREAS, the Grantee proposes to construct a municipal street extending from U. S. Highway 17A in a southerly direction along New River, intersecting with Chaney Avenue and Tallman Street, and connecting with New Bridge Street; and

WHEREAS, a portion of the proposed street will traverse the northwestern corner of the aforesaid Government property and the Grantee has requested an easement therefor as hereinafter described; and

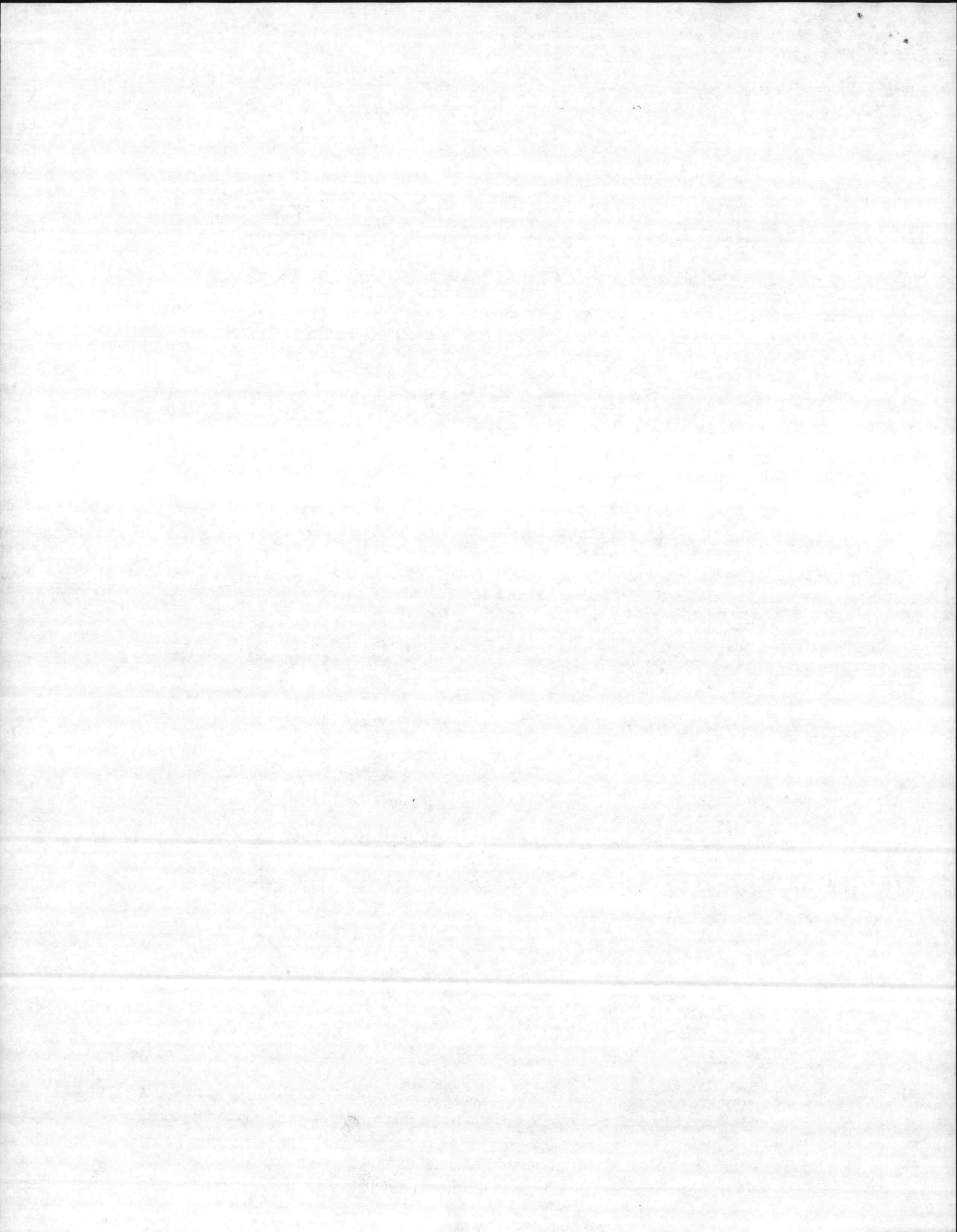
WHEREAS, the construction of this street will provide additional and improved access to the Government's property; and

WHEREAS, the Secretary of the Navy has found that the grant of an easement on the terms and conditions hereinafter stated will not be against the public interest:

NOW, this Indenture witnesseth that, in consideration of the mutual benefits to be derived therefrom, the Government, pursuant to the authority

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Article 10, U. S. Code, Section 2008, hereby grants unto the said Grantee, its successors and assigns, for a period of fifty (50) years from the date hereof, an easement for the construction, use, maintenance, operation and repair of a street, hereinafter referred to as the Street, such easement to be confined to the following described land, hereinafter referred to as the Premises:

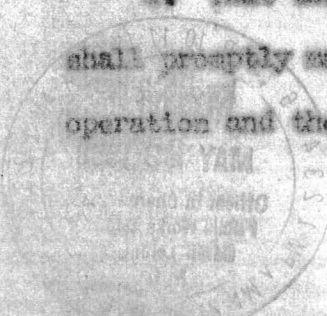
All that certain parcel of land situate in the City of Jacksonville, North Carolina, particularly described as follows:

Beginning at a point in the shore line of New River where the same intersects the northern line of Lot No. 12, as shown on a map of property subdivided for Randall Tallman, recorded in the Office of Register of Deeds for Onslow County, North Carolina, in Deed Book 160 at page 456, said point being the northwestern corner of Government property; thence, along the property line of the Government, S 66° 15' E 53 feet to a point; thence S 52° 04' 37" W 47 feet, more or less, to a point in the shore line of New River as existing on 21 October 1911; thence meandering along said shore line in a northerly direction approximately 52 feet to the point of beginning, containing 0.35 acre, as shown on District Public Works Office, Fifth Naval District, Drawing No. 52733, entitled 'Proposed Easement to the City of Jacksonville, N. C., over U.S.C. Property at Tallman Street', dated 30 April 1938, a print of which is attached hereto, marked Exhibit "A", and made a part hereof.

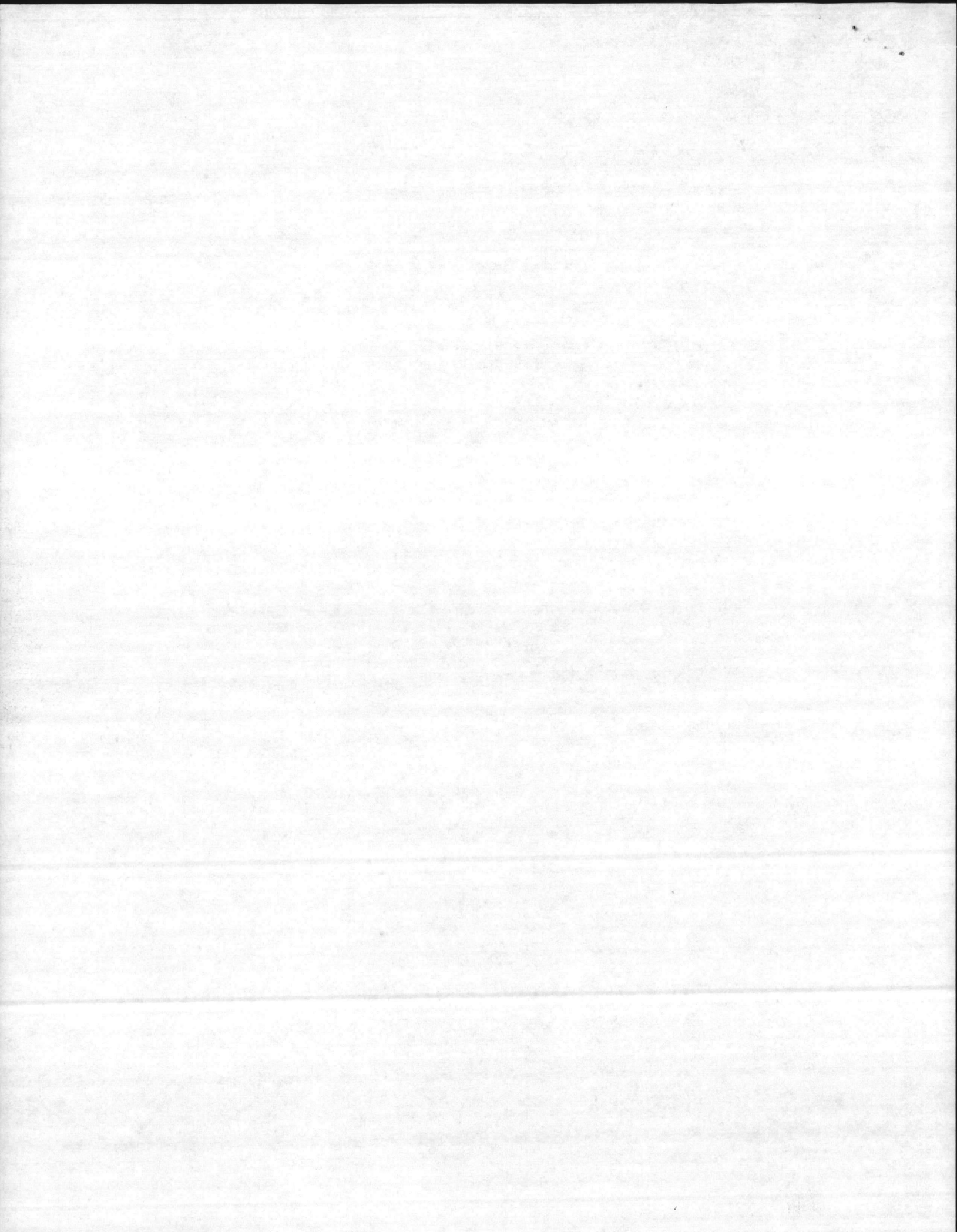
THIS EASEMENT is granted subject to the following terms and conditions:

1. That all work in connection with the construction, operation, repair and use of the Street shall be done without cost or expense to the Department of the Navy and in accordance with plans previously approved by the District Public Works Officer, Fifth Naval District, hereinafter referred to as the District Public Works Officer.

2. That the Grantee shall maintain the Street in good condition and shall promptly make all repairs thereto which may be necessary for the operation and the maintenance of the Street.



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3. That upon termination of the easement granted herein, if desired by the Government, the Grantee, at its expense, shall remove any and all improvements installed or constructed hereunder and restore the Premises to the same or as good condition as that which existed prior to the exercise by the Grantee of its rights hereunder, such restoration to be effected to the satisfaction of the District Public Works Officer.

4. That the Government reserves to itself rights of way for all purpose across, over, and/or under the right of way herein granted; provided, however, that such rights shall be used in a manner that will not unreasonably interfere with the use and enjoyment by the Grantee of the easement rights granted herein.

5. That all or any part of the right of way herein granted may be terminated for failure on the part of the Grantee to comply with any of the terms and conditions of this grant. This easement shall terminate upon abandonment of the rights granted herein or upon non-use of such rights for a period of two consecutive years.

IN WITNESS WHEREOF, the Government, acting by and through the Department of the Navy, has caused this instrument to be executed and the seal of the Department of the Navy affixed hereto the day, month and year first above written.

UNITED STATES OF AMERICA

By _____



NOV 55 3 55 PM '28
MOON HAN 800W
NOV 55 3 55 PM '28

COMMONWEALTH OF VIRGINIA
COUNTY OF ARLINGTON

} to-wit:

I, _____, a Notary Public for the
County aforesaid in the Commonwealth of Virginia, do certify that
_____, whose name is signed to the writing
annexed hereto; bearing date on the ___ day of _____, 19___,
has acknowledged the same before me in my County aforesaid.

GIVEN UNDER my hand and official seal this ___ day of _____,
19___.

NOTARY PUBLIC

My Commission Expires _____

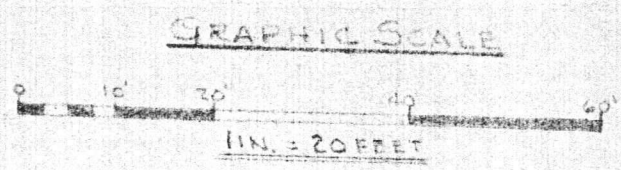
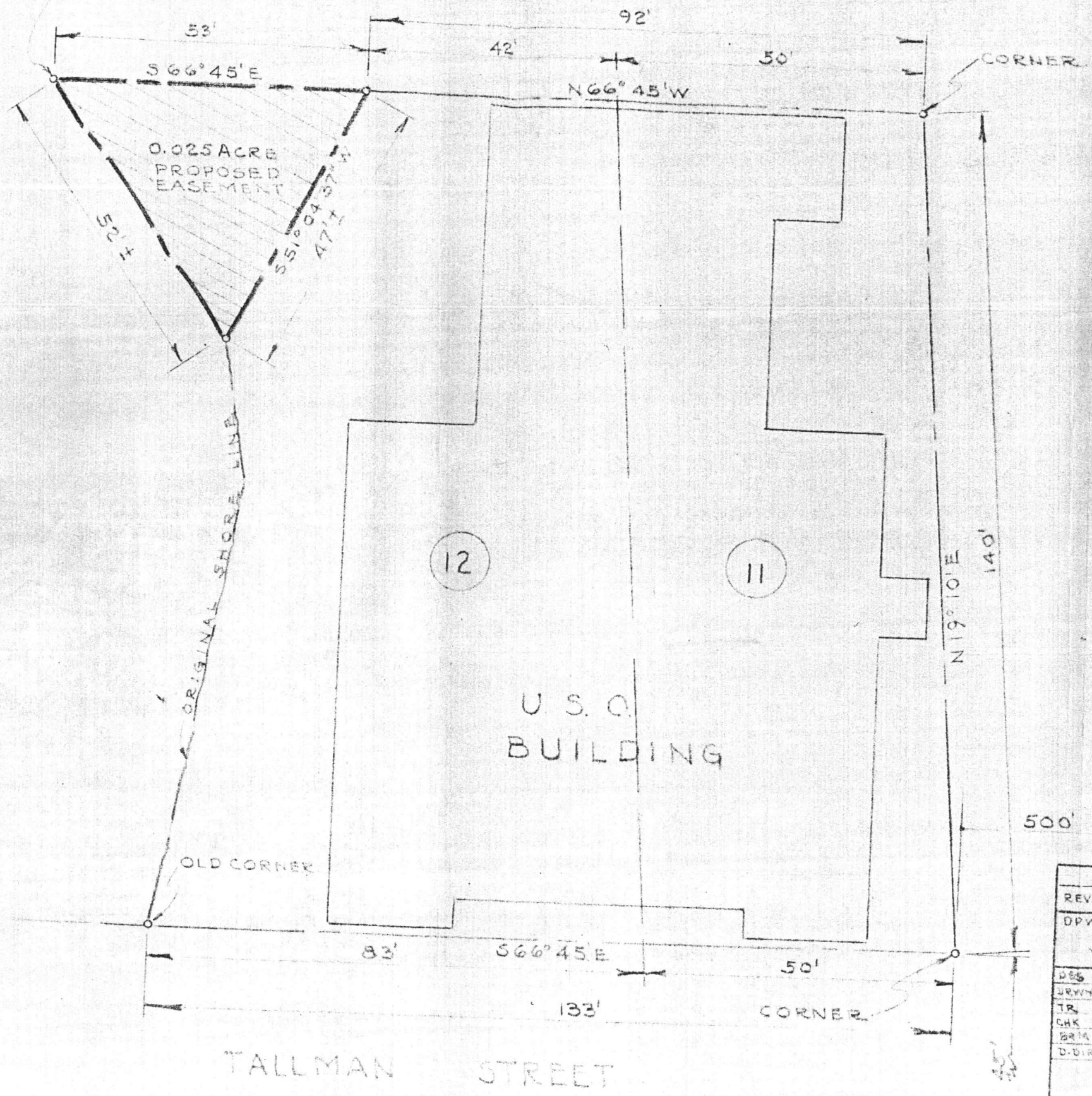


MOON JAN 800W
NOB' SAH' TETEDNE' H' C'

MAY 55 3 55 PM '55

NEW RIVER

POINT OF BEGINNING
OLD CORNER



500' TO COURT STREET

REV.	DATE	APP'D.	DESCRIPTION	BY
			DEPARTMENT OF THE NAVY BUREAU OF YARDS & DOCKS DISTRICT PUBLIC WORKS OFFICE FIFTH NAVAL DISTRICT NORFOLK, VA	
DES			U.S. MARINE CORPS BASE CAMP LEJEUNE, N.C.	
DRYV H.			PROPOSED EASEMENT	
TR			TO THE CITY OF JACKSONVILLE N.C.	
CHK			OVER U.S.O. PROPERTY	
BRI ERM.			AT TALLMAN STREET	
D-DIR				
APPROVED:			DATE: 30 Apr '58	
			DIST. PUBLIC WORKS OFFICER	

EXHIBIT "A" SCALE 1" = 20'
SHEET ___ OF ___
YED DWS NO

