

KEATON FRAZER & MILLESON PLLC  
56 E MAIN ST  
ROMNEY WV 26757-1817

Grant County  
Seymour V. Fisher, Clerk  
Instrument 202100000329  
02/08/2021 @ 12:45:01 PM  
RIGHT OF WAY  
Book 297 @ Page 327  
Pages recorded is 27th  
Recording Cost \$ 11.00

**DONNA C. IDLEMAN**

THIS DEED RIGHT OF WAY was recorded on the 27th day of January, 2021, by and between

**TO: DEED RIGHT OF WAY**

Donna C. Idleman, Grantor, party of the first part (Idleman herein), and Scherr Agricultural Enterprises, Inc., a West Virginia Corporation, Grantee, party of the second part.

**SCHERR AGRICULTURAL  
ENTERPRISES, INC., A WEST  
VIRGINIA CORPORATION**

WHEREAS, Idleman is the owner of that certain parcel of real estate containing 42 acres, more or less, situate in Union District of Grant County, West Virginia, which was acquired by her by deed dated September 19, 2006, and of record in the Office of the Clerk of the County Commission of Grant County, West Virginia, in Deed Book No. 233, at page 139.

WHEREAS, Scherr Agricultural Enterprises, Inc., is the owner of those certain parcels of real estate as follows:

1. 1 acre, Tax Map 228, Parcel 2.1, Deed Book No. 242, Page 564
2. 131 acres, Tax Map 228, Parcel 1, Deed Book 242, Page 564
3. 316.43 acres, Tax Map 207, Parcel 20, Deed Book 251, Page 19
4. 123.93 acres, Tax Map 228, Parcel 2, Deed Book 242, Page 564;

and,

WHEREAS, Idleman does now desire to grant and convey a right of way across her above described real estate unto the party of the second part, it's heirs, successors and assigns, under the following terms and conditions.

NOW, THEREFORE, THIS RIGHT OF WAY, TO WIT:

WITNESSETH: That for and in consideration of the sum of One Dollar (\$1.00) cash in hand paid, receipt whereof being hereby acknowledged, and other good and valuable consideration deemed valid at law, the said grantors and parties of the first part do, by these presents, grant and convey unto the party of the second part, it's heirs and assigns, a non-exclusive right of way over their above described 42 acre parcel of real estate.

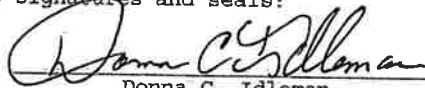
Said right of way shall be over the existing roadway, and shall be generally where the existing roadway lies over the property of Idleman. This shall be a general use right of way, for ingress, egress and utilities, and shall be for the benefit of the above set forth parcels of Scherr Agricultural Enterprises, Inc.

This right of way shall be 12 feet wide, and shall not be expanded upon in size without the written permission of the grantor, her heirs, successors or assigns. The grantor shall not be responsible for any maintenance or upkeep of this right of way.

Said right of way is non-exclusive, and shall also be for the benefit of that certain 10.94 acre parcel, Tax Map 288, Parcel 2.3, Deed Book 271, Page 234; that certain 8 acre parcel, Tax Map 228, Parcel 3.3, Deed Book 271, Page 548; and that certain 7.1 acre parcel, Tax Map 228, Parcel 2.2, Deed Book 269, Page 491; and is further reserved for the use of the Grantor herein, her heirs, successors and assigns.

TO HAVE AND TO HOLD the aforesaid right of way unto the grantee herein, it's heirs, successors and assigns.

WITNESS the following signatures and seals:

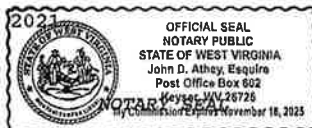
 (SEAL)  
Donna C. Idleman

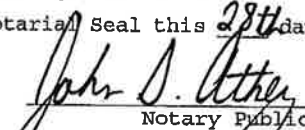
STATE OF West Virginia

COUNTY OF Grant TO WIT:

I, John S. Athey, a Notary Public in and for the county and state aforesaid, do certify that Donna C. Idleman, whose name is signed and affixed to the foregoing deed, dated the 27th day of January, 2021, has this day, after being first duly sworn, acknowledged the same before me in my said county and state.

Given under my hand and Notarial Seal this 28th day of January.



  
Notary Public

This instrument was prepared by William C. Keaton, Attorney at Law, Romney, WV, without benefit of title examination or report.  
NjhRightsofWay/Scherr Agricultural Enterprises, Inc. fr Idleman 2019