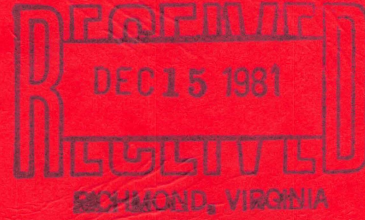


CLERK
SUPREME COURT OF VIRGINIA



226 VAI25

IN THE SUPREME COURT OF VIRGINIA

ALFRED BROWN, et al.

v.

#801634

TAZEWELL COUNTY WATER AUTHORITY

SUPPLEMENTAL APPENDIX VOL. III

SUPREME COURT OF VIRGINIA

ALFRED BROWN, CLYDE B. RATCLIFF,
JOHN DOE and JANE DOE, along with
other residents of College View
Addition, Wardell, Virginia,

Appellants,

against Record No. 801634
 Circuit Court No. C-40-7864

Tazewell County Water and Sewerage
Authority,

Appellee

APPELLANTS SUPPLEMENTAL APPENDIX J

VOLUME III

EXHIBITS FILED

AT HEARING

INDENTURE

1 THIS INDENTURE, made this 2nd day of June, 1980, by
2 and between WESTERN COAL CORPORATION, Grantors, and TAZEWELL
3 COUNTY WATER AND SEWERAGE AUTHORITY, Grantee:

4 WITNESSETH:

5 THAT FOR and in consideration of the sum of ONE DOLLAR
6 (\$1.00), and other good and valuable consideration, receipt
7 of which is hereby acknowledged, the Grantors do hereby
8 grant and convey to the Grantee the perpetual right and ease-
9 ment to construct, replace, remove, operate and maintain a
10 water line for the purpose of supplying water service in and
11 near the community of Claypool Hill/Wardell, Tazewell County
12 Virginia, to construct, replace, remove, operate and main-
13 tain underground pipeline and/or mains for the purpose of
14 conveying sewage upon, across and under the land of the
15 Grantors, and including the right of egress and ingress to
16 same. The center of said water lines and sewer lines follows
17 or is to follow the courses located and marked on Sheet(s)
18 S-1 & W-1 of plans prepared by Dewberry, Nealon & Davis and
19 intended to be recorded in the Circuit Court of Tazewell
20 County, simultaneous with this Agreement or upon completion
21 of the project.

22 The Grantors covenant and agree for themselves, their
23 heirs, assigns and successors, that the consideration afore-
24 mentioned shall be in lieu of any and all claims to compen-
25 sation and damages by reason of location, construction,

1 WITNESS the following seals and signatures:

2 WESTERN COAL CORPORATION

3 by s/ J. W. Clifton
4 President

5 STATE OF KENTUCKY
6 COUNTY OF JOHNSON

7 The foregoing instrument was acknowledged by me this
8 the 21st day of May, 1980, by J. W. Clifton.

9 s/ Linda Blanton (?)
Notary Public

10 My Commission expires:

11 8/30/82

12 TAZEWELL COUNTY WATER AND SEWERAGE AUTHORITY

13 By s/Larry W. Smith
14 Administrator

15 STATE OF VIRGINIA
16 COUNTY OF TAZEWELL

17 The foregoing instrument was acknowledged by me this
18 the 2nd day of June, 1980 by Larry W. Smith.

19 s/Susan Findley
Notary Public

20 My Commission expires:

21 July 29, 1983
22
23
24
25

SUPREME COURT OF VIRGINIA

ALFRED BROWN, CLYDE B. RATLIFF,
JOHN DOE and JANE DOE, along with
other residents of College View
Addition, Wardell, Virginia,

Appellants,

against Record No. 801634
 Circuit Court No. C-40-7864

Tazewell County Water and Sewerage
Authority,

Appellee.

APPELLANTS SUPPLEMENTAL APPENDIX K

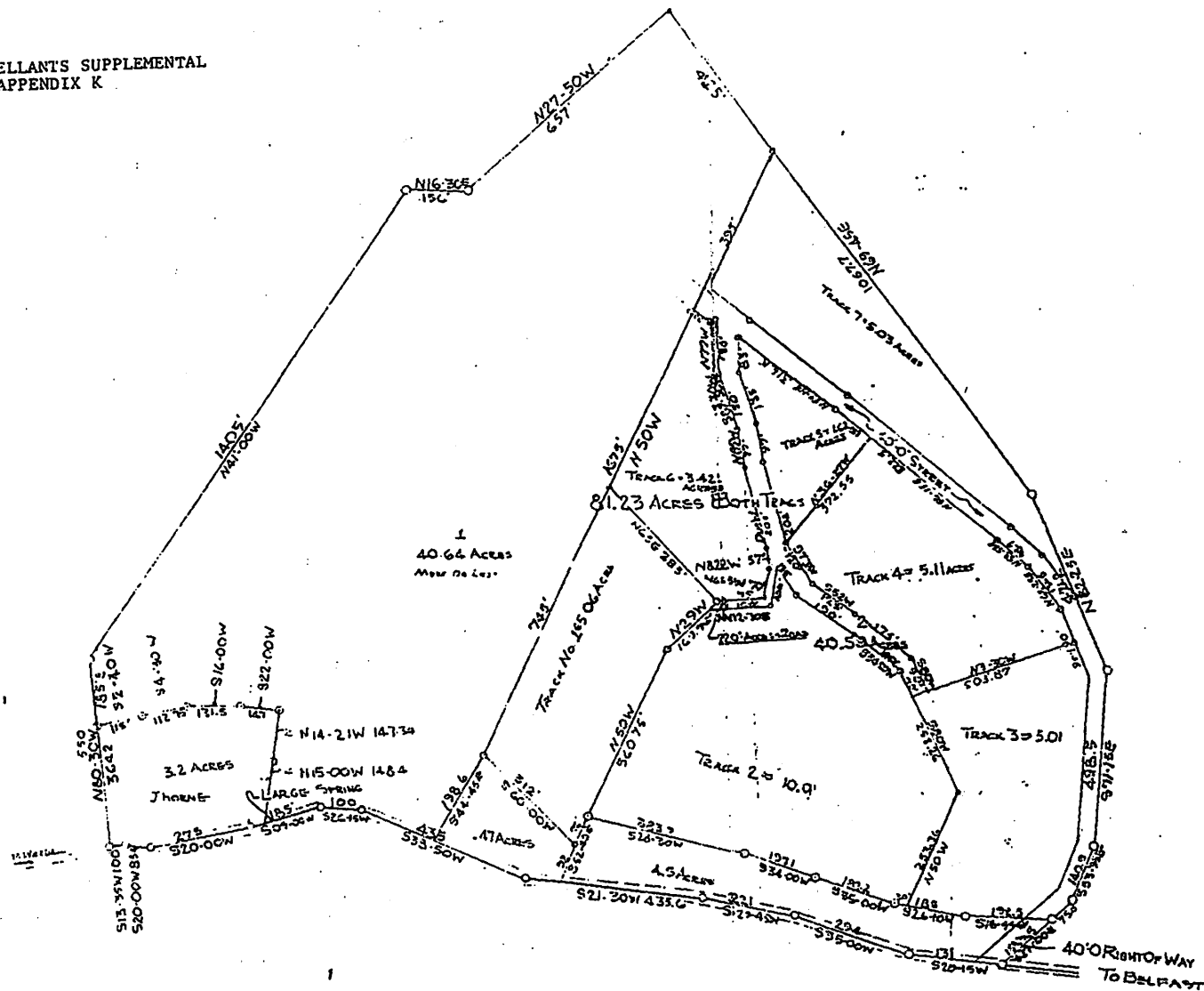
VOLUME III

EXHIBITS FILED

AT HEARING

COPY OF PLAT

APPELLANT'S SUPPLEMENTAL
APPENDIX K



SCALE: 1" = 200'-00"
PROP. LAYOUT BY: WARD, VA.
HORNS ESTATE

ARCADE MICROFILM