

GEORGIA, RABUN COUNTY.

**AGREEMENT TO ESTABLISH A PERMANENT
EASEMENT FOR THE PURPOSES SET FORTH HEREIN**

This agreement made and entered into this 9th day of December, 2004,
between the City of Sky Valley, hereinafter referred to as "Sky Valley" and Kenneth Moore,
hereinafter referred to as "Moore".

Whereas, Sky Valley needs additional access exiting Sky Valley; and,

Whereas, appropriate access would necessarily cross property owned by Moore; and,

Whereas, the parties have entered into an agreement to provide Sky Valley certain access
under the terms and conditions set forth herein,

Therefore it is hereby agreed as follows:

1.

Moore does hereby grant to Sky Valley a permanent easement along a private drive
across property owned by Moore beginning at Crusher Run Road to the point where the old
private drive joins Evergreen Lane. The location of this access as traverses property of Moore
along an old private drive is shown on Exhibit "A".

2.

This permanent easement is for ingress and egress and is granted only to Sky Valley and
will be for emergency access to Crusher Run Road and for other City purposes.

3.

As a condition of this agreement Sky Valley will grade the private drive from Crusher
Run Road to the access point on Evergreen Lane. The City further agrees that if it extends water
services to the area of the easement it will grant to Moore and his successors in interest four (4)
water taps.

4.

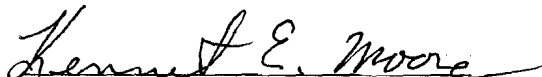
It is agreed that the City will install a gate(s) at the entrance to the Moore property and a key to the gate(s) will be provided to Moore.

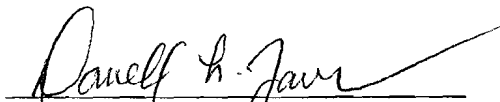
5.


This agreement is binding on the parties as well as on Moore's heirs, assigns and successors in interest. Moore agrees that he has fee simple title in the property described in this easement.

6.

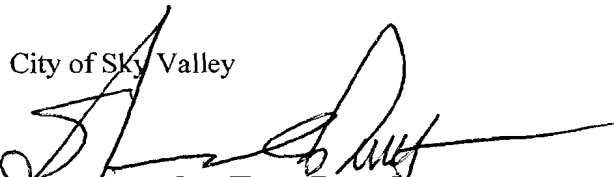
This agreement may be recorded in the deed records of Rabun County, Georgia. This agreement reflects the entire understanding of the parties.

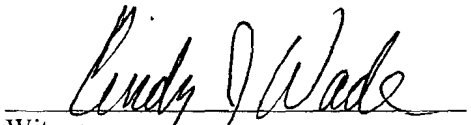

Kenneth Moore



Witness


Notary Public

My Commission Expires
September 25, 2006

City of Sky Valley
By: 
Mayor


Witness


Notary Public
My Commission Expires
September 25, 2006