

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.

4231

RECORDED AUG 7 1984 AT 4:27 P.M.

4328 RV 21