

170019267

Prepared by and
Return to:
Caroline Browder (VA Bar #43874)
Roth Jackson
919 E. Main St., Suite 2110
Richmond, VA 23219

GPIN: 3843500086

Consideration: \$.00

**MODIFICATION OF EASEMENT
VILLAGE WALK AT NEW TOWN (PHASE II)**

THIS MODIFICATION OF EASEMENT AGREEMENT (this "Agreement"), dated September 28, 2017 by and among ME SETTLERS, LLC, a Virginia limited liability company, and its successors and assigns ("ME Settlers"), to be indexed as grantor and grantee, and NEW TOWN ASSOCIATES, LLC, a Virginia limited liability company, its successors and assigns ("Developer"), to be indexed as grantor, and NEW TOWN RESIDENTIAL ASSOCIATION, INC., a Virginia non-stock corporation, its successors and assigns ("Association"), to be indexed as grantor and grantee, recites and provides as follows.

In connection with the development of Village Walk at New Town, Phase II, a plat entitled "PLAT OF CORRECTION, NEW TOWN, SECTION 9, PARCEL 2B, LOT 1, VILLAGE WALK AT NEW TOWN, PHASE II" prepared by AES Consulting Engineers and dated November 30, 2016 was recorded in the Clerk's Office, Circuit Court City of Williamsburg and County of James City on December 19, 2016 as Document #160022564 (the "Plat"). Sheet 3 of the Plat shows a Variable Width Drainage Easement located on Lot 86 (the "Easement"). The parties hereby agree that the location of the Easement shall be adjusted as shown on the plat entitled "PLAT OF EASEMENT LINE ADJUSTMENT ON LOT 86, VILLAGE WALK AT NEW TOWN" prepared by AES Consulting Engineers and dated September 1, 2017, a copy of which is attached hereto as Exhibit A and made a part hereof (the "Adjustment Plat").

[SIGNATURES ON FOLLOWING PAGE]

Witness the following signatures:

ME Settlers, LLC
a Virginia limited liability company

By: ME Bucket, LLC
a Virginia limited liability company
Its Manager

By: Markel|Eagle Partners Fund II, LLC
a Delaware limited liability company
its Manager

By: Markel|Eagle Partners, LLC
a Virginia limited liability company
its Manager

By: *Richard E. Core, Jr.*
Richard E. Core, Jr., Vice President

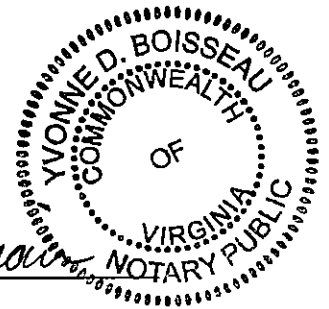
STATE OF VIRGINIA
CITY / COUNTY OF Henrico, to-wit:

I, the undersigned, a Notary Public in and for the jurisdiction aforesaid, do hereby certify that Richard E. Core, Jr., whose name is signed to the foregoing instrument, in his capacity as Vice-President of Markel|Eagle Partners, LLC, a Virginia limited liability company, as Manager of Markel|Eagle Partners Fund II, LLC, a Delaware limited liability company, as Manager of ME Bucket, LLC, a Virginia limited liability company, as Manager of ME Settlers, LLC, a Virginia limited liability company, executed and acknowledged the same in such capacity on behalf of said company before me in my jurisdiction aforesaid.

Given under my hand this 2nd day of October, 2017.

My commission expires: 2 / 28 / 2019
Reg. # 148498

Yvonne D. Boisseau
Notary Public



NEW TOWN ASSOCIATES, LLC, a Virginia limited liability company

By:

Name:

Title:

[Signature]
LAURENCE SALZMAN
PRESIDENT

COMMONWEALTH OF VIRGINIA,

CITY/COUNTY OF James City

I, Corina C Paulsen, a Notary Public in and for the County and State aforesaid, do hereby certify that this day personally appeared before me in my jurisdiction aforesaid, by Lawrence Salzman Pres. of NEW TOWN ASSOCIATES, LLC, a Virginia limited liability company, whose name is signed to the foregoing writing and acknowledged the same before me on behalf of the company.

Given under my hand Sept 28, _____, 2017.

My commission expires: 7-31-2020.

Registration Number: 7199494.

[Signature]
NOTARY PUBLIC



NEW TOWN RESIDENTIAL
ASSOCIATION, INC., a Virginia nonstock
corporation

By: *cl*
Name: Lawrence Salzman
Title: VICE-PRESIDENT

COMMONWEALTH OF VIRGINIA,
CITY/COUNTY OF James City - wit:

I, Corina C Paulsen, a Notary Public in and for the County and State
aforesaid, do hereby certify that this day personally appeared before me in my jurisdiction aforesaid,
Lawrence Salzman Pres of NEW TOWN RESIDENTIAL ASSOCIATION, INC.,
a Virginia nonstock corporation, whose name is signed to the foregoing writing and acknowledged
the same before me on behalf of the corporation.

Given under my hand 9-28, 2017.

My commission expires: 7-31-2020.

Registration Number: 71990044.

Corina Paulsen
NOTARY PUBLIC

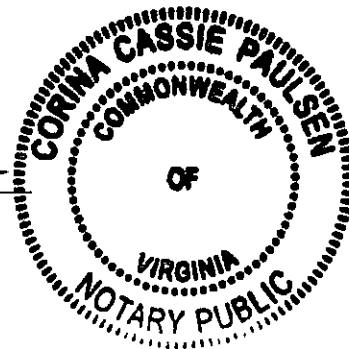


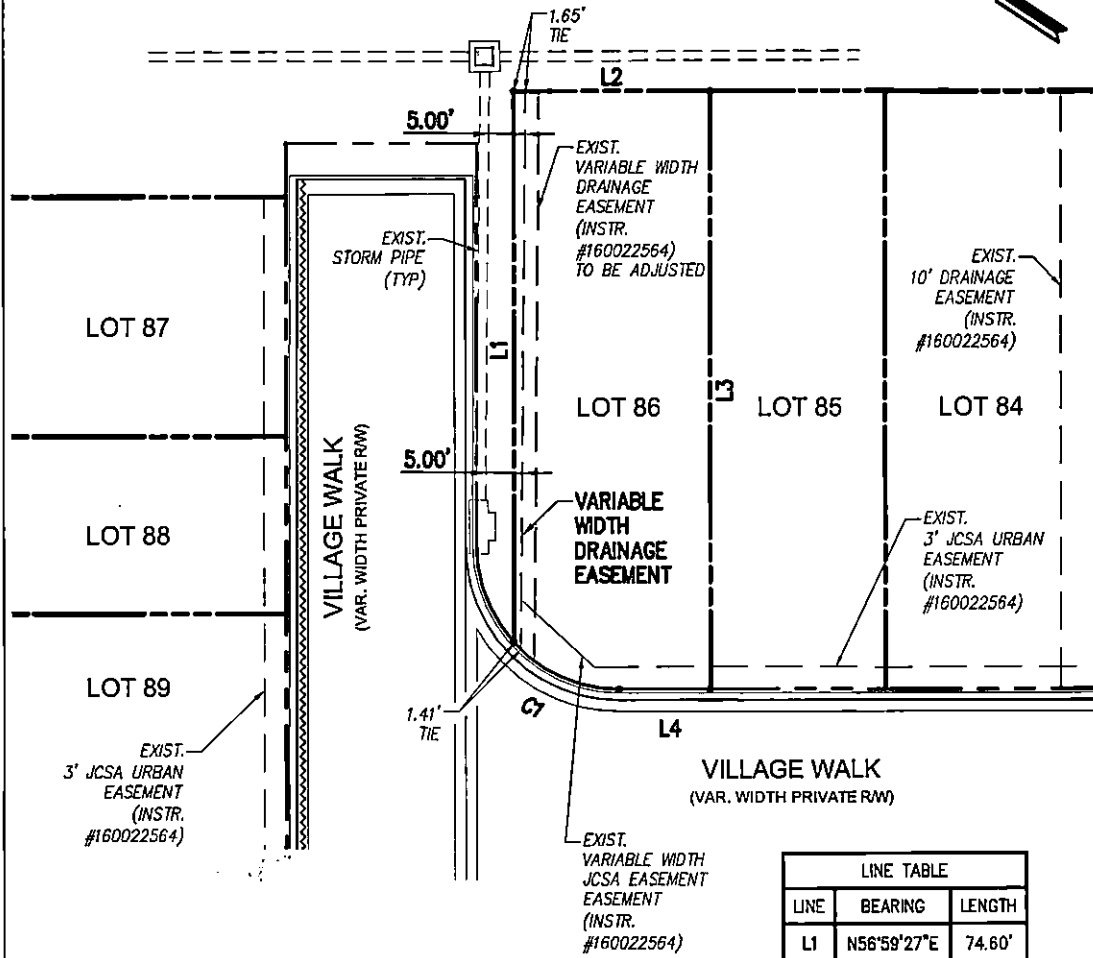
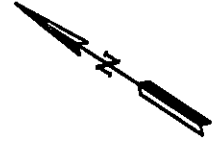
EXHIBIT A

[ATTACHED PLAT SHOWING ADJUSTED EASEMENT LINE]

PLAT ATTACHED

INSTRUMENT 170019267
RECORDED IN THE CLERK'S OFFICE OF
WMSBG/JAMES CITY CIRCUIT ON
October 4, 2017 AT 12:08 PM
MONA A. FOLEY, CLERK
RECORDED BY: JLZ

COMMON OPEN SPACE #5
(33,013 S.F. OR 0.758 AC.)



LINE TABLE		
LINE	BEARING	LENGTH
L1	N56°59'27"E	74.60'
L2	S33°00'33"E	27.00'
L3	S56°59'27"W	81.00'
L4	N33°00'33"W	12.55'

CURVE TABLE						
CURVE #	DELTA	RADIUS	LENGTH	TANGENT	CHORD	CHORD BEARING
C1	47°48'16"	19.50'	16.27'	8.64'	15.80'	S9°06'25"E



<p>PLAT OF EASEMENT LINE ADJUSTMENT ON LOT 86</p> <p>VILLAGE WALK AT NEWTOWN</p> <p>NEW TOWN, SECTION 9, PARCEL 2B, LOT 1 PHASE II</p> <p>LOTS 48-98, COS #3, COS #4 AND COS #5</p> <p>JAMESTOWN DISTRICT, JAMES CITY COUNTY, VIRGINIA</p>	Project Contacts: JAG/SDC	Scale: 1"=20'
	Project Number: W06632-9-10-E	Date: 09-01-2017
	<p>5248 Old Towne Road, Suite 1 Williamsburg, Virginia 23188 Phone: (757) 253-0040 Fax: (757) 220-6994 www.aesva.com</p> <p>Hampton Roads Central Virginia Middle Peninsula</p>	