

JUN 18 1962

STATE OF SOUTH CAROLINA

31186

COUNTY OF PICKENS

THIS INDENTURE, made this 7<sup>th</sup> day of August, 1961, between BLUE RIDGE ELECTRIC COOPERATIVE, INC., a corporation organized and existing under the laws of the State of South Carolina, with its principal office and place of business in the City of Pickens, State of South Carolina, hereinafter called the party of the first part, and the UNITED STATES OF AMERICA, hereinafter called the party of the second part;

## : W I T N E S S E T H :

WHEREAS, pursuant to the Flood Control Acts of the Congress of the United States of America, approved December 22, 1944, and May 17, 1950, (Public Law 534, 78th Congress, and Public Law 516, 81st Congress), the Government is engaged in the construction and development of the Hartwell Dam and Reservoir Project in the State of South Carolina; and

WHEREAS, certain facilities of the party of the first part consisting of electric aerial cable and electric aerial wires and associated poles, cross-arms and appliances appurtenant thereto, interfere with the development and use of the Project by the Government; and

WHEREAS, the party of the first part has agreed to convey to the party of the second part all of its right, title and interest in and to all of their easements and rights-of-way for the construction, maintenance and operation of its electric transmission lines consisting of electric aerial cable and electric aerial wires and associated poles, cross-arms and appliances appurtenant thereto, at the locations hereinafter set forth as provided by Contract No. \_\_\_\_\_; and

WHEREAS, the party of the first part has agreed to subordinate its easement rights for the construction, maintenance and operation of

EXHIBIT 959