

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE) RIGHT OF WAY AND RELEASE AGREEMENT

KNOW ALL MEN BY THESE PRESENTS that The Town of Fountain Inn, South Carolina, of said County and State, for and in consideration of the premises, and of the sum of One (\$1.00) Dollar, to me in hand paid by the Commissioners of Public Works of the City of Greenville, South Carolina, the receipt whereof is hereby acknowledged, does hereby grant unto the said Commissioners of Public Works of the City of Greenville, South Carolina, their successors and assigns, the right, privilege and easement to go in and upon that tract of land situated at the northern side of the intersection of Givens Street and Georgia Road, in the County and State aforesaid, described as follows:

ALL those pieces, parcels and lots of land being known and designated as a portion of Lots 33 and 34 and all of Lots 35 and 36 of the Estate of J.W. Givens, the plat of which is recorded in the RMC Office of Greenville County, South Carolina in Plat Book E, page 281, which lots were conveyed to the Grantor herein by deeds recorded in Deed Book 40, page 82, and Deed Book 45, page 322. Said portion of Lots Nos. 33 and 34 were heretofore conveyed away by the Grantor herein, but said lots have been re-conveyed to the Grantor herein by deed of the City of Greenville, South Carolina of even date herewith.

and to construct and maintain, in, upon and through said premises, in a proper manner, a pipe line or lines, air vents, blow off connections, manholes and other necessary apparatus incident thereto, using the necessary appliances and machinery for such work for the purpose of conveying water through the premises above described, together with the right at all times to enter upon said premises for the purpose of inspecting said line or lines and making necessary repairs and alterations thereon, together with the right to cut away and keep clear of said pipe line or lines all trees and other obstructions that may in any way endanger or interfere with the proper operation of or access to the same.

It is understood and agreed that the right of way to be used under this Contract is to be such width and measuring from the center on each side of said pipe line as indicated on the sketch attached hereto and made a part hereof, and the damage, which the Commissioners of Public Works of the City of Greenville, South Carolina, are to be liable for during construction is to be confined to this strip and nothing beyond. The location of the present pipe line as laid will determine the definite center line of the right of way. The entire right of way may be used for the purpose of installing the pipe lines.

It is further understood that the owner is to have the right to use this right of way strip of land provided such use thereof shall not interfere with the proper maintenance and free access to the pipe line or lines to be installed under this agreement. No buildings or other structures shall be placed on said right of way.

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