

FILED
GREENVILLE CO. S. C.

STATE OF SOUTH CAROLINA) DEC 22 11 28 AM '78
COUNTY OF GREENVILLE) BONNIE S. TANKERSLEY
R.M.C.

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WHEREAS, Duncan R. LaGarde and Shirley J. LaGarde are the owners of a tract of land situate, lying and being on the Southwestern side of Hammett Road, near the City of Greenville, County of Greenville, State of South Carolina, the greater portion of said tract being more particularly shown on a plat prepared by Webb Surveying & Mapping Co., entitled "Plat for Duncan R. & Shirley J. LaGarde", dated June, 1976, and recorded in the R.M.C. Office for Greenville County, South Carolina, in Plat Book 5-2 at page 43, hereinafter referred to as the LaGarde tract; and

WHEREAS, Adam Fisher, Jr., is, simultaneously with the execution of this document, acquiring a tract of land from the said Duncan R. LaGarde and Shirley J. LaGarde, said tract adjoining the tract referred to in the preceding paragraph on the Southerly side thereof and being more particularly shown on a plat prepared by Webb Surveying & Mapping Co., entitled "Plat for Adam Fisher, Jr.", dated June 25, 1976, and recorded in the R.M.C. Office for Greenville County, South Carolina, in Plat Book 5-2 at page 44, hereinafter referred to as the Fisher tract; and

WHEREAS, there is a well on the tract of land acquired by Adam Fisher, Jr., simultaneous with the execution of this agreement; and

WHEREAS, the well was dug with the intention of providing water for both tracts of land described herein.

NOW, THEREFORE, in consideration of One and No/100 (\$1.00) Dollar each to the other paid, the receipt and sufficiency of which is hereby acknowledged, Duncan R. LaGarde and Shirley A. LaGarde for themselves, their heirs, executors, administrators and assigns, forever, hereby covenant and agree with Adam Fisher, Jr., his heirs and assigns, that:

1. The well located on the property conveyed to Adam Fisher, Jr., shall be kept and maintained as a water source for the use, benefit and enjoyment of the parties hereto and their respective heirs, executors,

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