

STATE OF SOUTH CAROLINA )  
                                  :  
COUNTY OF GREENVILLE )

Whereas, I, the undersigned, wish to use and occupy for residential yard purposes a certain portion of the Charleston & Western Carolina Railway Company's right of way, near Simpsonville, Greenville County, South Carolina, more particularly described as follows:

Beginning at a point on the eastern boundary line of right of way of the Railway Company, said point being 850 feet north of mile post 117, Greenville Branch Line of the Railway Company (as measured from Augusta, Georgia); running thence in a westerly direction a distance of 24 feet to a point located 76 feet, as measured radially, from centerline of main track of the Railway Company; thence in a northerly direction, concentric with and 76 feet east of said centerline of main track, a distance of 526 feet; thence in an easterly direction a distance of 24 feet to a point on said eastern boundary line of right of way; thence in a southerly direction, along said eastern boundary line of right of way, a distance of 526 feet to point of beginning; said right of way of the Railway Company at this location being 200 feet wide, that is, 100 feet on each side of centerline of main track. All more clearly shown in red on blueprint attached hereto and made a part hereof.

*Feb*

Whereas, I do not claim any interest in or any right to the use of said portion of said right of way, but have requested that I be allowed to use that portion of said right of way, as aforesaid, at the pleasure and by the sufferance of said Railway Company; and,

Whereas, said Railway Company has agreed that I may use and occupy said portion of its right of way until the actual occupation of same is desired by said Railway Company in the exercise of its lawful purposes—provided such use is at all times consistent with the use of said Railway Company—and subject to the conditions and limitations hereinafter set forth:

Now, Therefore, in consideration of the premises and other valuable considerations, I have agreed and do hereby, for myself, my executors, administrators, heirs and assigns, covenant and agree with the Charleston & Western Carolina Railway Company, its successors and assigns, as follows:-

That I will at all times keep said portion of said right of way free and clear of any and all combustible and inflammable matter and will not erect thereon any buildings or structures of a permanent nature; that I will hold and use said portion of said right of way at all times subject to the rights, uses and occupation of said Railway Company; and that I will at any time said Railway Company so elects, after thirty days notice in writing, quit and vacate said portion of right of way and remove any and all obstructions therefrom at my own expense.

Witness my hand and seal this 1 day of June, 1955.

Executed in the presence of:

*Melvin K. Gentry*  
*James J. Williams*

*George W. Webb*  
(George W. Webb)

See Plat Book 39 Page 158.