

38A for residential lots, said lots to have a minimum frontage on Montrose Drive (formerly Babb Avenue) as follows: Lot No. 37 240.2 feet; Lot No. 36 260.7 feet; Lot No. 35 227.9 feet; Lot No. 38A 269.6 feet, with each of the lots to have a minimum depth of 200 feet; and

WHEREAS, this violates Restriction No. 1, Sub-Section "C" of Cavalier Heights Restrictions in that the depth of said lots will be only 200 feet rather than 250 feet; and

WHEREAS, it will be to the mutual benefit of all the property owners named herein to have houses constructed on these lots facing Montrose Drive (formerly Babb Avenue), and will increase the value of all land owned by the property owners named herein;

NOW, THEREFORE, we the undersigned property owners for and in consideration of the sum of One Dollar, receipt of which is hereby acknowledged, and the mutual benefits which will accrue to our property, do hereby release and waive Restriction No. 1, Sub-Section "C" of the Restrictive Covenants applicable to Cavalier Heights, recorded in Deed Book 447 at Page 149, R.M.C. Office for Greenville County, with reference to a portion of Lots 37, 36, 35 and 38A, which will be cut facing Montrose Drive by the said Catherine F. Merritt, Willis S. Hood, Kathryn Miller Edwards, George W. Smith, Jr. and Dorothy M. Smith from the rear of Lots 37, 36, 35 and 38A, said lots to have a minimum width as set out hereinabove and a depth of not less than 200 feet each.

This release and waiver of Restriction No. 1, Sub-Section "C" of Cavalier Heights Restrictions shall run to Catherine F. Merritt, Willis S. Hood, Kathryn Miller Edwards, George W. Smith, Jr., and Dorothy M. Smith, their heirs and assigns forever, and shall be binding on our successors and assigns forever.

(CONTINUED ON NEXT PAGE)