

GREENVILLE CO. S. C.

APR 8 11 57 AM 1935

BOOK 771 PAGE 19

COLLECTOR NORTH
R.M.C.

STATE OF SOUTH CAROLINA) DECLARATION OF EASEMENT
COUNTY OF GREENVILLE) FOR DRIVEWAY

WHEREAS, Andrew R. Jensen, Paul T. Peck and James N. Wilson are the owners of certain property located at the northeasterly corner of the intersection of Glenwood Road and Spartanburg Road, near the City of Greenville, S. C., which property is more particularly shown as Lots 1 and 2 on plat of the property of Paul T. Peck, et al., recorded in the RMC Office for Greenville County, S. C. in Plat Book III, page 83, to which reference is hereby craved; and

WHEREAS, the owners have this day entered into a construction loan with C. Douglas Wilson & Co., which loan is secured by a mortgage covering Lot No. 1 as shown on said plat; and

WHEREAS, upon completion of two, two story apartment buildings containing thirty-two units on said mortgaged property, said construction loan shall be replaced by a permanent mortgage loan with John Hancock Mutual Life Insurance Company, pursuant to the terms of a loan commitment by said Company dated March 2, 1965; and

WHEREAS, one of the terms and conditions of said commitment requires that a driveway be established along the northerly edge of Lot No. 1 and the southerly edge of Lot No. 2, said driveway to be 24 feet in width, 12 feet being located on Lot No. 1 and 12 feet on Lot No. 2, all as more particularly shown on the recorded plat referred to above.

NOW, THEREFORE, for and consideration of the making of the two mortgage loans hereinabove mentioned, the undersigned owners do hereby establish and declare the strip of land described below as a common driveway for the joint and common use of present and future occupants of Lots Nos. 1 and 2 of the above described property, and do bind themselves to maintain said strip in good condition and repair as a driveway, but for only so long as the property, or any portion thereof, shall be encumbered by either of the two mortgages above mentioned.

DESCRIPTION OF DRIVEWAY:

All that certain piece, parcel or strip of land lying and being on the easterly side of Glenwood Road, near the City of

(Continued on next page)