



BOOK 788 PAGE 234

FILED GREENVILLE CO. S. C.

File No. 4638-67

DEC 15 1 08 PM 1965

STATE OF SOUTH CAROLINA

GREENVILLE COUNTY

RIGHT OF WAY AGREEMENT

EFFIE DUNN

THIS INDENTURE, made and entered into this 15th day of December, 1965, by and between EFFIE DUNN

Plat Recorded in Deed Book 788 Page 236

hereinafter called "Grantor" (whether one or more), and DUKE POWER COMPANY, a North Carolina corporation, hereinafter called "Grantee";

WITNESSETH:

That Grantor, in consideration of \$300.00 paid by Grantee, the receipt of which is hereby acknowledged, does grant and convey unto Grantee, its successors and assigns, subject to the limitations hereinafter described, the right to erect, construct, reconstruct, replace, maintain and use towers, poles, wires, lines, cables, and all necessary and proper foundations, footings, crossarms and other appliances and fixtures for the purpose of transmitting electric power and for Grantee's communication purposes, together with a right of way, on, along and in all of the hereinafter described tract(s) of land lying and being in Greenville County, South Carolina, and more particularly described as follows:

~~Being a strip of land, approximately 10 feet wide, extending from the side of the property of the Grantor to the side of the property of the Grantee, and containing approximately 100 square feet of land, more or less, as shown on the map of Duke Power Company Rights of Way for N. Greenville - Pisgah Forest Transmission Line, dated November 30, 1965, marked File No. 31-54, copy of which is attached hereto and made a part hereof.~~

BEGINNING at a concrete monument at the northwesterly corner of the James Norwood Cleveland, et. al. property and runs thence with the westerly line of said property S 15-45 E 245.0 ft. to a point in the northerly right of way limit of U. S. Hwy. No. 276; thence with said right of way limit S 81-15 W 42.0 ft.; thence N 15-52 W 326.6 ft. to a point in the (*description continued at bottom)

The land of the Grantor over which said rights and easements are granted is a part of the property described in the following deed(s) from Natalie P. Cleveland, et. al., recorded in Book 296, page 123; from Natalie P. Cleveland, recorded in Book 298, page 185; and from Daisy B. Cleveland, et. al., recorded in Book 298, page 181.

Said strip is shown on map of Duke Power Company Rights of Way for N. Greenville - Pisgah Forest Transmission Line, dated November 30, 1965, marked File No. 31-54, copy of which is attached hereto and made a part hereof.

Grantor, for the consideration aforesaid, further grants to Grantee (1) the right at any time to clear said strip and keep said strip clear of any or all structures, trees, fire hazards, or other objects of any nature; (2) the right at any time to make relocations, changes, renewals, substitutions and additions on or to said structures within said strip; (3) the right from time to time to trim, fell, and clear away any trees on the property of the Grantor outside of said strip which now or hereafter may be a hazard to said towers, poles, wires, cables, or other apparatus or appliances by reason of the danger of falling thereon; (4) the right of ingress to and egress from said strip over and across the other lands of the Grantor by means of existing roads and lanes thereon, adjacent thereto, or crossing said strip; otherwise by such route or routes as shall occasion the least practicable damage and inconvenience to Grantor; provided, that such right of ingress and egress shall not extend to any portion of said lands which is separated from said strip by any public road or highway, now crossing or hereafter crossing said lands.

*southwesterly line of the James F. Howard property; thence with said property line S 41-45 E 96.4 ft. to the BEGINNING.

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