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GREENVILLE CO. S. C.

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OLLIE FARRISWORTH  
R. M. G.

Plat Recorded in Deed Book 823 Page 63  
WYCHE, BURGESS, FREEMAN & PARHAM  
BOX 10207, GREENVILLE, S. C.

THE STATE OF SOUTH CAROLINA  
COUNTY OF GREENVILLE

THIS INDENTURE, Made and entered into this \_\_\_\_\_ day of \_\_\_\_\_  
A. D. 1967, between Jack Finlay, minor over 14 (By Margaret W. Ross, Clerk of Court of Common Pleas), Lannie T. Finlay, Alexander Finlay, III, and Abraham Finlay, of the County of Greenville, State of South Carolina, parties of the first part, and the ATLANTIC COAST LINE RAILROAD COMPANY, a corporation organized and existing under the laws of the State of Virginia, party of the second part,

WITNESSETH, That the parties of the first part, for and in consideration of Forty-one Thousand and no/100 (\$41,000.00) Dollars to them in hand paid by the party of the second part at or before the sealing and delivery of these presents, the receipt of which is hereby acknowledged, have granted, bargained, sold and conveyed and by these presents do grant, bargain, sell and convey unto the party of the second part, its successors and assigns, a right of way and easement for a railroad spur track on and over their lands

\_\_\_\_\_ situate, lying and being \_\_\_\_\_  
in the County of Greenville, State of South Carolina, and described as follows, to-wit:

ALL That certain piece, parcel or strip of land situate, lying and being on the southerly side of Woodruff Road and the easterly side of Miller Road (and extending to the Old Woodruff Road and the Old Miller Road), as shown on plat of property attached hereto, dated June 14, 1967, marked Exhibit B, incorporated herein by reference, said strip of land being 70 feet in width and being 35 feet on either side of the center line, being more particularly described as follows:

BEGINNING at a point in the center of Old Woodruff Road in line of property now or formerly of Garrison and running thence a straight line 430 feet from the center of Miller Road, crossing Woodruff Road, S. 70-56 W. 455.23 feet; thence continuing in a southerly and south-westerly direction a 6 degree curve crossing Miller Road 1071.12 feet to a point in line of property now or formerly of Boyce Miller in center of Old Miller Road.

As shown by inset on said plat, the courses and distances at the westerly terminus of said strip of land go along the center line of Old Miller Road as follows: BEGINNING at a point on the Old Miller Road in line of property now or formerly of Boyce Miller and running thence N. 14-18 E. 31.5 feet; thence turning and running N. 30-23 E. 4 1/2 feet to point in center line; thence continuing said course, 42.97 feet to a point.

It is the intention of grantors to convey a right of way and easement over their property from property now or formerly of Boyce Miller to property now or formerly of Garrison.

In addition to the use for railroad purposes in general, the easement and right of way granted is for the following uses and purposes, to-wit:

The right to enter said strip of land above described and, within the limits thereof, to erect, construct, reconstruct, replace, maintain and use a railroad track or tracks and to operate railroad cars, engines and other equipment thereon, together with the right to cut down, clear away and keep free any and all structures, trees and other objects of any nature within said strip; together with the right for ingress to and egress from said strip of land for the purpose of exercising the rights hereby acquired. The failure of Atlantic Coast Line Railroad Company to exercise any of the rights herein acquired shall not be construed as a waiver or abandonment of the right thereafter at any time and from time to time to exercise any or all of them.

TO HAVE AND TO HOLD all and singular, the said right of way and easement as hereinbefore mentioned, unto the said ATLANTIC COAST LINE RAILROAD COMPANY, its successors and assigns, so long as same shall be used for railroad purposes, or so long as a railroad track shall remain along the above-described property.

Grantors may use the above-described strip of land subject to and in a manner not inconsistent with the rights herein granted, including the right to construct streets or roads at right angles across but not lengthwise or otherwise across or along said strip.

As part of the consideration for this conveyance Atlantic Coast Line Railroad Company agrees that it shall not, without the written