

## IV.

Second Party through the Zoning Board of Adjustment in conformity with Section 26-121 of the 1962 Greenville City Code is willing to permit the erection of the second story under the conditions hereinafter set forth.

## V.

Permission is hereby granted First Party by Second Party to erect a second story on said building and in consideration of the variance and agreement by the Second Party to the erection of a second story on said building, the First Party agrees:

- (a) That so long as the setback line established by Ordinance 281 is of force and effect, First Party, at its own expense, will agree to remove the second story from said building at no cost whatsoever to the Second Party in the event the Second Party or the South Carolina State Highway Department, or any other authorized public agency finds it necessary or desirable to demolish any portion of the second story of said building for the purpose of widening or otherwise improving Thompson Street and that the first party, its successors or assigns, will have no right to claim any compensation from second party or said Highway Department or any other governmental agency because of any injury or damage First Party may sustain because of the demolition of the second story of said building, including the roof thereof and that the demolition of the building will be carried out by the first party at its own cost and expense promptly or without any delay upon notice from the Second Party.

## VI.

It is understood and agreed that in the event of the widening or improving of Thompson Street this agreement does not apply to any injury, claim or damage First Party may have for its real estate or for the first story of the building now situate on said lot minus the roof.

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