

GRW

Far Title ... 31 ... 55

File No. 7075-161

FILED
GREENVILLE CO. S. C.

STATE OF SOUTH CAROLINA

GREENVILLE COUNTY

Mar 20 4 01 PM '69
OLLIE FARNSWORTH
R. H. C.

RIGHT OF WAY AGREEMENT

THIS INDENTURE, made and entered into this 18th day of March, 1969, by and between

ROBERT L. BROWNLEE

County Street No. #1.10
See Act No. 560 Section 1



Plat Recorded in Deed Book 864 Page 338

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

WITNESSETH:

That Grantor, in consideration of \$10.00 and other valuable considerations 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:

Tract I: Being a strip of land 200 feet wide extending 100 feet on the northerly side and 100 feet on the southerly side of a survey line which has been marked on the ground and is approximately 65.8 feet long and lies across the land of the Grantor (in one or more sections).

Tract II: Beginning at the intersection of the southerly line of the W. C. Coker property and the center line of a road and runs thence with the center line of said road S 49-17 E 131.7 ft.; thence N 89-32 W 284.7 ft.; thence with the southerly line of the W. C. Coker property N 65-40 E 202.9 ft. to the Beginning.

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 Sallie B. Young and Hattie B. Harmon, recorded in Book 104, page 496; and from Sallie B. Young, recorded in Book 114, page 5.

Said strip is shown on map of Duke Power Company Rights of Way for Oconee - Newport Transmission Line, dated March 12, 1969, marked File No. 43-61, 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.

(Continued on next page)

-70-563.1-1-30 (NOTED)