

FILED
GREENVILLE CO. S. C.

AUG 15 10 24 AM '80

1131-230

STATE OF SOUTH CAROLINA, TANKERSLEY
COUNTY OF GREENVILLE) ENCROACHMENT AGREEMENT
R.M.C.)

WHEREAS, J. C. DAVIS, is the owner of Lot No. 54, Map No. 2 of Cherokee Forest, Greenville County, South Carolina, as shown on a plat made by Dalton & Neves, Engineers, dated October, 1956, recorded in the RMC Office for Greenville County, S. C., in Plat Book EE, page 191, and GEORGE C. GETTY and LAURA H. GETTY are the owners of Lot No. 53 adjoining the same on the east.

WHEREAS, a concrete driveway on Lot No. 54 encroaches a distance of 1.6 feet onto Lot 53 and the parties desire to memorialize their respective rights and liabilities with respect to said encroachment as binding on themselves, their heirs, assigns, successors, executors and administrators, as follows:

7
2
0
0
5
4
E
A
M

The owner of Lot No. 54, his heirs and assigns, shall have the right to keep said driveway in its present location on Lot 53 as shown on the attached plat of the same made by Freeland & Associated, dated August 11, 1980, as long as they own and have legal title to Lot No. 54. The owner of Lot No. 54 undersigned further agrees that he make no claim to and have no right to the underlying title to that portion of Lot No. 53 underlying said driveway encroachment and agree not to assert ownership thereto, either at law or in equity and this covenant shall be binding upon the undersigned owner of Lot No. 54, his heirs, assigns and successors in title.

IN WITNESS WHEREOF the undersigned have caused this Agreement to be executed this 14 day of August, 1980.

IN THE PRESENCE OF:

David L. Foster

Jane B. Davis

Constance H. McBride

J. C. Davis
J. C. DAVIS

George C. Getty
GEORGE C. GETTY

Laura H. Getty
LAURA H. GETTY

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)

PROBATE

PERSONALLY appeared before me the undersigned, who on oath states that (s)he saw the within named J. C. DAVIS sign, seal and as his act and deed deliver the foregoing written instrument and that (s)he with the other witness subscribed above witnessed the execution thereof.

SWORN to before me
This 14th day of
August, 1980.

David L. Foster

Jane B. Davis (L.S.)
Notary Public for South Carolina

My Commission Expires: 3/26/89

0
2
5
0

4328 RV-2