

Book 1151-782

For True Consideration See Plat
Book 41 Page 201

RIGHT OF WAY

STATE OF SOUTH CAROLINA) S.C.
COUNTY OF GREENVILLE)
Greenville County Block Book Designation of:
District , Sheet WG6.3, Block 4, Lot 20
WATERSLEY

1. KNOW ALL MEN BY THESE PRESENTS: That we, Pinkney Eli Barnette and Shirley Ruth Barnette, grantors, in consideration of Ten (\$10.00) Dollars and other valuable considerations paid by Robert Lee Drake and Hazel B. Drake, hereinafter called grantees, receipt of which is hereby acknowledged, do hereby grant and convey unto said grantees, their heirs and assigns forever, a right-of-way and easement in and over our tract of land situate in the above State and County and deed to which is recorded in the office of the RMC of said State and County in Deed Book 893, at Page 545, encroaching on our land as the furthest point a distance of 52.7 feet, more or less, and being on that portion of our said land 25 feet extending 12.5 feet on each side of the center line as same as shown in Plat prepared by K.T. Gould, Surveyor, dated July 8, 1981, and recorded in the RMC Office for Greenville County, South Carolina, in Plat Book 8-S, at Page 8, and having according to said Plat the following metes and bounds, to-wit:

BEGINNING at a point in the center of the existing sanitary sewer line and running thence N. 62.30 E. 40 feet to a point on the line of property of the grantees herein; thence along property line of the grantees herein for a distance of 25 feet, more or less, to a point; thence S. 62.30 E. 52.7 feet, more or less, to a point in the center of the existing sanitary sewer line; thence along the center of the existing sewer line 25 feet, more or less, including an extension of 50 feet wide, 25 feet on each side during construction, to the point of beginning.

The grantors herein by these presence warrant there are no liens, mortgages, or other encumbrances to a clear title to these lands, except as follows:

SRB P.E.B. None
which is recorded in the RMC of the above said State and County in Mortgage Book _____, at Page _____, and that they are legally qualified and entitled to grant a right-of-way with respect to the lands described herein.

The expression or designation "Grantor" wherever used herein shall be understood to include the Mortgagee, if any there be.

2. The right-of-way is to and does convey to the grantees, their successors and assigns the following: The right and privilege of entering the aforesaid strip of land and to construct, maintain and operate within the limits of same, pipe lines, manholes, and any other adjuncts deemed by the grantees to be necessary for the purpose of conveying sanitary sewage and industrial waste, and to make such relocations, changes, renewals, substitutions, replacements and additions of or to the same from time to time as said grantees may deem desirable; the right of all times to cut away and keep clear of said pipe lines any and all vegetation that might, in the opinion of the grantees, endanger or injure the pipe lines or their appurtenances, or interfere with their proper operation or maintenance; the right of ingress to and egress from said strip of land across the land referred to above for the purpose of exercising the rights herein granted; provided that the failure of the grantees to exercise any of the rights herein granted 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 same. No buildings shall be erected over said sewer pipe line nor so close thereto as to impose any load thereon.

3. It is Agreed: That the grantors may plant crops, maintain fences and use this strip of land provided: That crops shall not be planted over any sewer pipes where the tops of the pipes are less than eighteen (18) inches under the surface of the ground; that the use of said strip of land by the grantors shall not, in the opinion of the grantees interfere or conflict with the use of said strip of land by the grantees for the purpose herein mentioned, and that no use shall be made of said strip of land that would, in the opinion of the grantees injure, endanger or render inaccessible the sewer pipe line or their appurtenances.

4. It is further agreed: That in the event a building or other structure shall be erected contiguous to said sewer pipe line, no claim for damages shall be made by the grantors, their heirs or assigns, on account of any damage that might occur to such structure, building or contents thereof due to the operation or maintenance, or negligence of operation or maintenance, of said pipe lines or their appurtenances, or any accident or mishap that might occur therein on thereto.

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