

its successors and assigns, a line of poles, with wire or wires thereon, together with the full and free right and privilege of entering upon and passing over said lands and premises for the purpose of erecting and maintaining said line of poles and wire or wires, together with every other right and privilege which may be or become necessary for the full and free transmission, use and enjoyment of the said power to be delivered to the said parties, their heirs and assigns, as aforesaid, provided, however, that in the event the South Carolina Power Company, its successors and assigns, in the erection of said plant or plants, shall raise or cause to be raised the water of said Saluda River to such height or extent that the same shall overflow and damage lands belonging, on the 28th day of May, 1903, to other persons than the said Julius D. Dreher, Bachman Dreher, Thad. W. Dreher, William Dreher, E. L. Dreher, Charles B. Dreher, Heber R. Dreher, Ernest S. Dreher and Martha E. Dreher, lying about and above Dreher's Ferry, hereinbefore mentioned, and the South Carolina Power Company, its successors and assigns, shall be compelled to pay or to suffer damages on account of back water, overflowing and flooding the same, then for each and every sum of Five Hundred (500) Dollars, which the South Carolina Power Company, its successors and assigns, shall pay or suffer as damages on account of said back water overflowing and flooding, one horsepower shall be deducted from the amount of the horsepower herein reserved to be delivered to the said parties, their heirs and assigns as aforesaid; the said tract of land, together with the rights, privileges and easements and stipulations herein described, referred to and reserved, having been heretofore conveyed to L. I. Guion and G. A. Guignard by Martha E. Dreher, Julius D. Dreher, Bachman L. Dreher, Thaddeus W. Dreher, William C. Dreher, Edwin L. Dreher, H. R. Dreher, Charles B. Dreher and E. S. Dreher, by deed dated the 28th day of May, 1903, and recorded in the Office of the Clerk of Court of Lexington County on the 18th day of July, 1903, in Deed Book "VV", page 282.

17. Also, all that piece, parcel or strip of land lying and being situate in Lexington Township, County of Lexington and State aforesaid, containing two acres, more or less, and bounded by lands of C. M. Hendrix on the West, Saluda River on the North, Mrs. Scott Hendrix on the East and W. B. Roberts on the South; the same being a strip of land along said river wide enough to make the said area of two acres, together with all and singular the water rights and privileges in and along said river, the same having been heretofore conveyed to L. I. Guion and G. A. Guignard by W. B. Roberts, by deed dated the 29th day of May, 1903, and recorded in the Office of the Clerk of Court of Lexington County on the 30th day of May, 1903, in Deed Book "UU", on page 497; provided, however, that the use and occupation of said land is reserved to West B. Roberts, his heirs and assigns, until covered by back or flood water, by reason of the erection of a dam or dams in and across Saluda River in the development of a water power thereon by South Carolina Power Company, its successors or assigns.

18. Also, all that piece, parcel, tract or island of land, lying and being situate in Lexington Township, County of Lexington and State aforesaid, containing three acres, more or less, and surrounded by and being within the waters of the Saluda River, near Rauch's Shoals and about seven miles from Lexington Court House, together with all the water rights, titles and interest in and to the Saluda River in and around said island; the same having been heretofore conveyed to L. I. Guion and G. A. Guignard by Julian E. Kaufmann, by deed dated the 10th day of June, 1904, and recorded in the Office of the Clerk of Court of Lexington County on the 10th day of June, 1904, in Book "WW", page 459; provided, however, that the free use and occupation of the said island is reserved to Julian E. Kaufmann, his heirs and assigns, until said South Carolina Power Company, its successors and assigns, need and use the same in the development of a water power in and along Saluda River, or for backing water, overflowing and flooding the same by the erection of a dam or dams in and across said river.

19. Also, all that piece, parcel, tract or strip of land lying and being situate in Saluda Township, in the County of Lexington and State aforesaid, containing two acres, more or less, and bounded by the lands of Wingard on the West; James F. Kelly Wyse on the North; Swygert on the East, and by the waters of the Saluda River on the South; the same being a strip of land along and bordering on said river and parallel thereto; together with all and singular the water rights and privileges in and along said river; the same having been heretofore conveyed to L. I. Guion and G. A. Guignard by James F. Kelly Wyse, by deed dated the 20th day of June, 1903, and recorded in the Office of the Clerk of Court of Lexington County on the 1st day of July, 1903, in Deed Book "UU", on page 531; provided, however, that the ferry on said river, known as Wyse's Ferry, shall not be disturbed or interfered with by reason of the erection and maintenance of a dam or dams, power plant or plants, house or houses, on said river.

20. Also, all that piece, parcel or strip of land lying and being situate in Lexington Township, County of Lexington and State aforesaid, containing two and one-half acres, more or less, adjoining lands of G. Jacob Wingard, fronting on the south side of Saluda River, adjoining lands of S. H. Lever up said river and the Efrid lands down said river; the same being a strip of land twenty-two (22) yards wide running along said river and surveyed by Samuel B. George, Surveyor, and shown upon a plat thereof made by him; the same having been heretofore conveyed to L. I. Guion and G. A. Guignard by G. Jacob Wingard, by deed dated the 3rd day of April, 1903, and recorded in the Office of the Clerk of Court of Lexington County on the 25th day of April, 1903, in Deed Book "UU", on page 467; provided, that the right to use said strip of land is reserved to G. Jacob Wingard until needed by South Carolina Power Company, its successors and assigns, in the erection and maintenance of a dam or dams, power plant or plants, house or houses in, along and upon Saluda River; provided further, that when said power plant has been erected and in operation the South Carolina Power Company, its successors and assigns shall furnish to said G. Jacob Wingard five (5) horse-power of power electrically developed.

21. Also, all that piece, parcel or strip of land lying and being situate in Lexington Township, in the County of Lexington and State aforesaid, containing three and one-third (3 1/3) acres, more or less, and bounded by the lands of W. B. Roberts on the West; J. S. Roberts on the East; and Scott Hendrix, formerly Ethelyn R. Hendrix, on the South, and the waters of the Saluda River on the North; the same being a strip of land lying along said river and parallel thereto; and having been heretofore conveyed to L. I. Guion and G. A. Guignard by Ethelyn R. Hendrix and Scott Hendrix, by deed dated the 29th day of June, 1903, and recorded in the Office of the Clerk of Court of Lexington County on the 18th day of July, 1903, in Deed Book "UU", on page 550; provided, that the absolute use and control of the strip of land is reserved to Scott Hendrix until the same is covered, overflowed or damaged by the development of a water power in and along said river by South Carolina Power Company, its successor and assigns.

22. Also, all that piece, parcel or strip of land, lying and being situate in Lexington Township, County of Lexington and State aforesaid, containing one and one-half acres, more or less, and adjoining lands of S. H. Lever down the Saluda River; L. B. Boozer up said river and the lands of Jacob Wingard, and fronting on the south edge of Saluda River; the same being a strip of land twenty-two yards wide along said river, and shown upon a plat thereof made by Samuel B. George, Surveyor, dated 2nd day of April, 1903; said strip of land having been heretofore conveyed to L. I. Guion and G. A. Guignard by Jacob Wingard by deed dated 3rd day of April, 1903, and recorded in the Office of the Clerk of Court of Lexington County on the 25th day of July, 1903, in Deed Book "UU", on page 468; provided, that the use of said strip of land is reserved to Jacob Wingard until needed by South Carolina Power Company, its successors and assigns, in the development of a water power in and along said Saluda River.

23. Also, all that piece, parcel and strip of land lying and being situate in Lexington Township, in the County of Lexington and State aforesaid, containing one acre, more or less, and adjoining lands of Samuel H. Lever, bounded on North by Saluda River, and adjoining lands of Jacob Wingard up said river and G. Jacob Wingard down said river; the same being a strip of land twenty-two yards wide and having been heretofore conveyed to L. I. Guion and G. A. Guignard by Samuel H. Lever by deed dated the 3rd day of April, 1903, and recorded in the Office of the Clerk of Court of Lexington County on the 25th day of April, 1903, in Deed Book "UU", on page 459; provided, however, that the right to cultivate and use this strip of land is reserved to Samuel H. Lever until needed for developing a water power on the Saluda River.

24. Also, all that piece, parcel or strip of land lying and being situate in Lexington Township, County of Lexington and State aforesaid, and containing one-third of one acre, more or less, and adjoining the lands of L. Baylis Boozer, running on the south side of Saluda River and adjoining lands down said river of Jacob Wingard, and up said river of Mary J. Roberts and separated therefrom by the Eighteen Mile Creek; the same being a strip of land twenty-two yards wide along said river as surveyed and laid out by Samuel B. George, Surveyor, and shown on a plat thereof; the same having been heretofore conveyed to L. I. Guion and G. A. Guignard by L. Baylis Boozer, by deed dated the 3rd day of April, 1903, and recorded in the Office of the Clerk of Court of Lexington County, on the 25th day of April, 1903, in Deed Book "UU," on page 441; provided, that the right to use said strip of land is reserved to L. Baylis Boozer until needed by South Carolina Power Company, its successors and assigns, for the purpose of backing water upon, overflowing or flooding the same by reason of a dam or dams erected in the development of a water power along the Saluda River.

25. Also, all that piece, parcel, strip or tract of land lying and being situate in Fork Township, County of Lexington and State aforesaid, containing six and three-fourths acres, more or less, and adjoining lands of E. L. Dreher and H. R. Dreher on the North; John A. Dreher on the East and John W. Dreher on the West; and the waters of Saluda River on the South; the same being surveyed on the 31st day of April, 1903, by G. A. Derrick, Surveyor, and shown upon a plat thereof; the said strip of land having been heretofore conveyed to L. I. Guion and G. A. Guignard by H. R. Dreher and E. L. Dreher by deed dated the 3rd day of April, 1903, and recorded in the Office of the Clerk of Court of Lexington County on the 25th day of April, 1903, in Deed Book "UU," on page 448; provided, that the right to use this land in any way E. L. Dreher and H. R. Dreher may see fit is reserved to them until demand and needed for the purpose of developing a water power upon and along the Saluda River by South Carolina Power Company, its successors and assigns.