

FILED
GREENVILLE CO. S. C.

Nov 9 1 00 PM '71

Vol. 929 Page 273

STATE OF SOUTH CAROLINA ^{OLIVE FARMISWORTH}
R.M.C.

RIGHT OF WAY

COUNTY OF GREENVILLE)

1. KNOW ALL MEN BY THESE PRESENTS: That CHARLES H. IVEY, JR. AND JOE W. KELLY, Grantors, in consideration of Two Thousand Two Hundred and Fifty (\$2,250.00) Dollars, paid by G. Sidney Garrett, Frank S. Leake, Jr. and J. Calvin Summey, hereinafter called the Grantees, receipt of which is hereby acknowledged, do hereby grant and convey unto said Grantees a right of way in and over our tract of land situate in the above State and County and deed to which is recorded in the RMC Office for said State and County in Deed Book 872 at page 423 and Deed Book 865 at page 285, and encroaching on our land a distance of 144.5 feet at one point and 60 feet at the other point, and being that portion of our said land N/A feet wide during construction and 25 feet wide thereafter as same has been marked out on the ground, and being shown on a print on file in the RMC Office for State and County aforesaid in Plat Book 44 at page 127.

The Grantors herein by these presents warrants that there are no liens, mortgages, or other encumbrances to a clear title to these lands, except the following: None.; and that they are legally qualified to grant a right of way with respect to the lands described herein.

The expression or designation "Grantors" 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, man-holes, and any other adjuncts deemed by the Grantees to be necessary for the purposes of conveying sanitary sewage and industrial wastes 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 at 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 of same. No building 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 purposes herein mentioned and that no use shall be made of the said strip of land that would, in the opinion of the Grantee, injure, endanger or render inaccessible the sewer pipe lines or their appurtenances.



(Continued on next page)

275

for Assignment to town of Mauldin See Deed Book 929 Page 333