

STATE OF SOUTH CAROLINA) FILED
 COUNTY OF GREENVILLE) GREENVILLE CO. S. C.)

IN THE COURT OF COMMON PLEAS

Western Carolina Regional Sewer Authority,)
 Respondent,)

vs)

Roy L. Stansell,)

Appellant.)

78-CP-23-969
 CONSENT ORDER

SEP 5 4 13 PM '78

FILED CLERK OF COURT
 GREENVILLE CO. S. C.
 NACHEL W. TOLLY

This action is one in condemnation under the provisions of Section 33-833 through 33-840 of the Code of Laws, State of South Carolina, 1962, as amended, wherein the Respondent is attempting to acquire a right of way for constructing and maintaining a power line to service a sewer pump station which right of way will be assigned to Duke Power Company, the utility who is to furnish the utility service. The scope and extent of the right of way is set forth in that certain Exhibit A, Notice of Condemnation, the rights gained by the condemnor will be the same rights assigned to Duke Power as required by them and as set forth in the right of way agreement.

It appears to this Court that the parties have mutually consented to the taking of the right of way across the property identified in the right of way notice by Western Carolina Regional Sewer Authority and the land owner has waived a hearing before members of the Western Carolina Regional Sewer Authority as provided by statute, but expressly reserve the right to trial, de nova, before a jury for the purpose of determining compensation damage, if any, due to the Appellant for this taking and further appears that the parties hereto have agreed that for all purposes, the date of the taking of the property described shall be the date of this Order.

The respective parties have agreed as to this procedure and now on motion of Leo H. Hill of the firm of Hill & Wyatt, Attorneys for the Respondent, consented to by Roy L. Stansell, Appellant herein,

IT IS HEREBY ORDERED that the Respondent be and it hereby is awarded a right of way giving unto it the right, privilege and easement to go in and upon that certain tract of land situated in said County and State, bounded by lands of Billy Lee Herman and others and being shown on the Greenville County Tax Map records on Sheet B3.1, Block 1, Lot 3, and to construct, maintain and operate in, upon and through said premises,

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