

STATE OF SOUTH CAROLINA
COUNTY OF GREENVILLE

S. C.
1983
BLEY

1132-811
AGREEMENT

WHEREAS, the Town of Simpsonville was heretofore granted a sewer right-of-way over that certain lot known and designated as Lot No. 774, Westwood, Section VI, such right-of-way being shown on a Plat designated as "Property of Stephen J. Cuzzone and Patricia A. Cuzzone, dated February 15, 1983, and being attached hereto and made a part of this Agreement, and

WHEREAS, in the construction of a dwelling on said lot, the driveway was so constructed that it encroaches to the extent that it is located twelve and one-half feet into the right-of-way at the rear of the dwelling and angles off to 7.5 feet at the front property line, and

WHEREAS, Stephen J. Cuzzone and Patricia A. Cuzzone are desirous of keeping and maintaining said driveway in its present location and desire that their rights be defined.

NOW, THEREFORE, for and in consideration of the mutual covenants herein expressed and the further sum of One (\$1.00) Dollar the receipt whereof is hereby acknowledged, the parties hereto do agree as follows:

(1) We acknowledge that the Town of Simpsonville has heretofore granted, as shown by Agreement dated 7-28-81 with Donald E. and Jeanette Hoffman recorded in Deed Book 1152 at Page 885, a license to allow and permit the driveway constructed on lot 774, Westwood, Section VI, to remain in its present position. Provided, however, that should it hereafter be necessary or desirable that maintenance or repairs be made to the sewer line, the Town of Simpsonville, or its successors and assigns, shall not be responsible for any damage or liability to Stephen J. Cuzzone and Patricia A. Cuzzone, their heirs and assigns, by reason of the location of the driveway within the right-of-way, and should any repairs or modification of said sewer line be hereinafter carried out by the Town of Simpsonville, Stephen J. Cuzzone and Patricia A. Cuzzone, their heirs and assigns, shall be responsible for any additional costs incurred by reason of the encroachment of the dwelling into said right-of-way.

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