

STATE OF SOUTH CAROLINA
COUNTY OF GREENVILLE

Landowners
AGREEMENT No. 191-11-867

THIS AGREEMENT between H. Carl Miles, Jr. and Betsy Bob H. Miles, hereinafter called "Landowners", and Botany Arms Apartments, a partnership, hereinafter called "Botany",

WITNESSETH:

The Landowners wish to convey to Botany a right-of-way across the property owned by them on Lake Fairfield Drive, Greenville County, South Carolina, being Lot 16 of Section 1 of Lake Forest, recorded in Plat Book GG at Page 17, in the R.M.C. Office for Greenville County, for the purpose of installing and maintaining a sewer line from an apartment project being constructed by Botany on its property located on Edwards Road to the main sewer line on Lake Fairfield Drive.

It is understood that the said sewer line will be located as close as practical to the northern property line of the Landowners.

Botany agrees to replace the soil and any shrubbery or plants and restore the premises to the same condition in which they were before the work is done, and the Landowners shall have the right to use said property for any purpose not inconsistent with the right-of-way; and Botany shall have the right to re-enter the property to make repairs at any time on condition that they restore the property to its original condition.

In consideration of the grant of this right-of-way, Botany agrees further:

1. To tie in the sewer of the Landowners from the existing line to the new sewer line; and
2. To construct for the Landowners, without cost to them, a patio on the basement level and a balcony on the first floor level, in accordance with plans and specifications to be attached hereto.

The Landowners agree to execute and deliver a deed conveying the sewer right-of-way to Botany in the performance

(Signature)

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