

it may be attributable to any extent to the negligence of the Utilities Company or otherwise and this covenant shall run with the license herein granted.

Fifth: That in the event the Licensee shall be at fault in the performance of any one of more of its covenants in this agreement contained, or in the event that the said pipes, or either of them, shall, by reason of improper maintenance or otherwise, become a source of danger, or be likely to interfere with the operation of the Utilities Company on its said line of railroad, then at or in either of such events the license hereby granted may at the option of the Utilities Company be deemed to be forfeited and the Licensee shall at its own cost and expense, upon being notified by the Utilities Company in writing so to do, forthwith remove the said pipes, or either of them, from the right of way of the Utilities Company and restore said right of way to its condition existing prior to the construction of the said pipes, or either of them, thereupon, in default thereof the Utilities Company may itself remove the same and restore the condition of said right of way at the expense of the Licensee.

Sixth: The Licensee agrees to pay to the Utilities Company the expenses of its representatives in supervising the laying of said pipe lines promptly upon receipt of bill rendered by the Utilities Company therefor.

In Witness Whereof, the parties hereto have executed these presents, in duplicate, each part being an original, the day and year first above written.

In the presence of:

J. W. Anderson
A. V. Harrill



Southern Public Utilities Company,
By E. L. Marshall, President.

Attest:
L. H. Adams,
Asst. Secretary.

In the presence of:

E. D. Fry
Louise Purcell



Greater Greenville Sewer District Commission,
By J. C. Kover, Chairman.

As to Licensee
Attest:
DuPont Quarry,
Secretary.

next Page.

State of North Carolina,
County of Mecklenburg.

Personally appeared before me J. W. Anderson who being duly sworn says that he saw Southern Public Utilities Company by E. L. Marshall, President and L. H. Adams, Asst. Secretary sign, seal and deliver the within written instrument for the uses and purposes therein stated, and that he with A. V. Harrill witnessed the execution thereof.

Sworn to and subscribed

before me this 20th day of

J. W. Anderson

February 1928.

D. L. Barnichael, L. S.
Notary Public for North Carolina,
Notary Public, Mecklenburg County, N. C.
Commission Expires August 11, 1928.



State of South Carolina,
County of Greenville.

Personally appeared before me E. D. Fry who being duly sworn says that he saw Greater Greenville Sewer District Commission by J. C. Kover, Chairman, and DuPont Quarry, Secretary, sign, seal and deliver the within written instrument for the uses and purposes therein stated, and that he with Louise Purcell witnessed the execution thereof.

Sworn to and subscribed

before me this 4 day of

E. D. Fry

January 1928.
A. H. Kover, L. S.
Notary Public for S. Carolina



Recorded April 5th 1928 at 12 m.

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