

STATE OF SOUTH CAROLINA
COUNTY OF GREENVILLE

KNOW ALL MEN BY THESE PRESENTS , That We, Phyllis Miller, Ola Turner and Eula Dawkins of said County and State, for and in consideration of the premises, and of the sum of Fifty Nine and 20/100 Dollars to us in hand paid by the City of Greenville, South Carolina, the receipt whereof is hereby acknowledged, do hereby grant unto the said City of Greenville, its successors and assigns, subject to existing leases, if any, the right, privileges and easement to go in and upon that tract of land, situated in Bates Township, in said County and State, bounded by lands of Ben Coleman on the North by other lands of grantors on the East; by C. E. Clark on the South and by James and W. L. Duncan on the West.

To construct and maintain in, upon and thorough said premises, in a proper manner, pipe lines, air vents, blow off connections, manholes and other necessary apparatus incident thereto, using the necessary appliances and machinery for such work for the purpose of conveying water through the premises above described, together with the right at all times to enter upon said premises for the purpose of inspecting said lines and making necessary repairs and alterations thereon, together with the right to cut away and keep clear of said pipe lines all trees and other obstructions that may in anyway endanger the proper operation of same, and together with the right of laying other pipes as may from time to time become necessary.

It is understood and agreed that the right-of-way to be used under this contract is to be sixty feet in width throughout the entire length which is approximately 296 feet, and the damage, which the City of Greenville, is to be liable for, is to be confined to this strip and nothing beyond. The location of the first pipe line, when laid, will determine the definite location of the right-of-way. The center of the first pipe line shall be accepted as lying ten feet from the west boundary line of this right-of-way. The remaining fifty feet of said right-of-way shall lie east of the center ^{of said first pipe line} and the entire right-of-way may be used for the purpose of installing pipe lines in the future and/or for the maintenance and up-keep thereof. The location of said first pipe line is to be approximately along the line as now located and staked out by the engineers, subject to a variation of not exceeding 5 feet either way.

It is further understood that the owner is to have the same privileges and rights to cultivate and use this right-of-way strip of land as he had prior to this agreement, provided such use thereof will not interfere with the construction of future pipe lines by the City and the proper maintenance of its lines now or hereafter located thereon.

It is further agreed that in case of future damages to property or crop, due from an accident on pipe lines, that the City of Greenville, shall pay all damages, and in the event of the City laying other pipe lines, that the owner shall then be paid for all crop and property damages on the right-of-way.

The payment above specified covers compensation for the easement or right-of-way and also covers all claims for damages along said right-of-way resulting from construction of the first pipe line to be laid.

The undersigned agree to release and give to the City of Greenville, S. C. Actual physical possession of the above described premises not later than the 29 day of January, 1939.

IN WITNESS WHEREOF, the said grantor or grantors herewith set their hands and seals this 26th day of January 1939.

In the Presence of:
T. C. Gower
Geo W. Johnson

her
Phyllis x Miller (SEAL)
mark
Eula Dawkins (SEAL)
Ola Turner (SEAL)

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Personally appeared before me T. C. Gower and made oath that he saw the within named Phyllis Miller, Eula Dawkins, Ola Turner sign, seal and as their act and deed deliver the within written instrument, and that he with Geo. W. Johnson witnessed the execution thereof.

Sworn to before me this day of
27th January, 1939.

Geo. W. Johnson (IS)
Notary Public for S. C.

T. C. Gower
Construction Account
PWA Docket S. C. 1289-F

Approved by Commission
1-16-39

No Stamps

Recorded this the 28th, day of July, 1939, at 3:50 P.M. #9584 BY:N.S.