

APR 3 2 03 PM 1962

JILLIE FAARSBORTH
P.H.C.

STATE OF SOUTH CAROLINA)
 : RELEASE OF EASEMENT
COUNTY OF GREENVILLE)

WHEREAS, on October 22, 1935, E. A. Gilfillin granted to the State Highway Department a right-of-way 150 feet in width along U. S. Highway No. 29, which right-of-way is measured 75 feet on each side of the center line of the said highway and further provides that where a greater width is necessary the State Highway Department shall have the right to make cuts and fills between State Highway Department Station 69 plus 26.3 to Station 70 plus 24.3, and from Station 70 plus 24.3 to Station 71 plus 65, located on U. S. Highway No. 29 within the limits of the City of Greenville, South Carolina; and

WHEREAS, D. E. Galway has purchased a tract of land adjacent to said right-of-way where the same extends to a width greater than the normal width of 75 feet from the center line, but proposes to fill in a ravine or gully situate upon this extended portion of the right-of-way in order to bring said extended portion to the approximate level of the highway bed, and has further agreed to take such measures as may be necessary to save the State Highway Department harmless from any loss or damage which might result from any change in the drainage of the highway bed in this location; and

WHEREAS, in view of the foregoing, the State Highway Department no longer deems it necessary to maintain its easement over the extended portion of said right-of-way aforementioned; and

WHEREAS, by Section 9 of Act No. 329 of the 1951 acts of this State, all property and assets of the State Highway Department or the State Highway Commission are vested in the South Carolina State Highway Department, and said South Carolina State Highway Department is given the right and power of disposing of surplus property by Section 48 of said act and has decided after negotiations to sell and transfer to D. E. Galway all its right, title and interest in an easement over the property described below.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that the South Carolina State Highway Department has released, demised, quitclaimed and conveyed unto D. E. Galway, his heirs and assigns forever, all its right, title and interest in and to the following described real estate:

"All that certain piece, parcel or strip of land situate, lying and being in the State of South Carolina, County of Greenville, and within the corporate limits of the City of Greenville, on the southeast side of U. S. Highway No. 29, and having the following metes and bounds, to-wit:

"BEGINNING at an iron pin on the southeast side of U. S. Highway No. 29, the present northwest corner of a lot belonging to J. T. Melton Co., Inc., and running thence along the line of that property, S. 37-30 E. 25 feet to an iron pin at the original joint front corner of said J. T. Melton Co., Inc. and Elizabeth G. Austin; thence along the property now or formerly of Elizabeth G. Austin, S. 52-30 W. 140.7 feet to an iron pin; thence S. 37-50 E. 20 feet to an iron pin; thence S. 50-50 W. 98 feet to an iron pin; thence N. 37-50 W. 45 feet, more or less, to a point; thence N. 52-30 E. 238.7 feet to the beginning corner."

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