

2.

Messer, as shown on a plat prepared by Piedmont Engineering Service, December 3, 1958, which plat is attached to and made a part of the Notice of Condemnation.

The location of the center of the said pipe line or lines as the said pipe line or lines pass through the property of Mrs. Agnes M. Messer according to said plat will be as follows:

Entering the Northeastern boundary line of the property of Mrs. Agnes M. Messer at a point approximately 745 feet in a Southeastern direction from the East bank of the North Saluda River at Station 140+ 36.7 of the survey of the North Saluda River pipe line and running thence through the property of Mrs. Agnes M. Messer, S. 43-55 W., 251.0 feet, more or less to Station 142+ 87.7 in the Southeastern boundary line of the said Mrs. Agnes M. Messer tract at a point 673 feet, more or less, in a Southeastern direction from the West bank of the North Saluda River.

The property affected by this right of way is the same property conveyed to Mrs. Agnes M. Messer by deed of Mrs. L. C. Neloms, et al, dated March 9, 1944, recorded in the RMC Office for Greenville County, S.C., in Deed Book 262, page 43.

and to construct and maintain in, upon and through said premises, in a proper manner, a pipe line or 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 line or lines and making necessary repairs and alterations thereon, together with the right to cut away and keep clear of said pipe line or lines all trees and other obstructions that may in any way endanger or interfere with the proper operation of or access to the same.

It is understood and agreed that the right of way to be used under this contract during construction is to be seventy-five feet in width throughout the entire length which is approximately 251 feet, and the damage, which The City of Greenville, South Carolina, is to be liable for during construction, is to be confined to this strip and nothing beyond. The location of the pipe line or lines, when laid, will determine the definite location of the right of way. The center of the pipe line or lines shall be accepted as lying twenty-five feet from the West boundary line of this right of way. The remaining fifty feet of said right of way during construction shall lie East of the center of said pipe line or lines and the entire right of way may be used for the purpose of installing the pipe line or lines. The location of said pipe line or lines is to be approximately along the line as now located and staked out by the engineers, subject to a variation of not exceeding five feet either way. The permanent right of way, after the pipe line or lines are installed, shall be fifty feet in width measuring twenty-five feet from the center on each side of said pipe line as laid, and no obstruction shall hereafter be placed on said fifty foot right of way.

If in laying the pipe line or lines, it is necessary to cut any timber from the right of way, such timber shall be placed at the edge of the right of way on the land of the landowner and shall be the property of the landowner.

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