

track, 421 feet, more or less, to the west line of Falls Street; thence northwardly 23.7 feet to the point of beginning; containing 0.22 of an acre, more or less; also

Together with such additional width on either side of the center line of said railroad track as may be necessary for the proper sloping of earth banks in the event it becomes necessary to excavate a portion of said property for proper leveling of the railroad tracks.

Tract 2

All that certain piece, parcel or lot of land containing 1675 square feet, more or less, fronting 35 feet along the easterly line of Falls Street and being bounded on the north by property of the Atlantic Coast Line Railroad Company and on the south by a line making a northeasterly angle of 115° 44' with the east line of Falls Street and extending eastwardly 164.0 feet to a point in the southerly boundary line of the right of way of said Railroad Company distant 18 feet southwardly, measured radially, from the center line of main lead track of said Railroad Company at its point of intersection with the present track of said Railroad Company; both parcels of land hereby conveyed by City being shown outlined in red on the white print attached hereto and made a part hereof.

Also the right and privilege to lay its railroad tracks across Falls Street as shown on said plat.

Together with all and singular the rights, members, hereditaments and appurtenances to the said premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD all and singular the right of way and easement before mentioned unto Company, its successors and assigns, forever, so long as the same shall be used for the purpose of constructing and maintaining a railroad track or tracks thereon.

And the City does hereby bind itself and its successors to warrant and forever defend all and singular the said premises unto Company, and its successors and assigns, against itself and its successors.

(2) Company has granted, bargained, sold and released, and by these presents does grant, bargain, sell and release unto the City, its successors and assigns, a right of way and easement in perpetuity solely for street purposes into and across so much of the aforesaid property of Company as lies within the proposed 50-foot right of way of Murphy Street, as more particularly shown on plat attached hereto, containing 0.09 acre, more or less.

Together with all and singular the rights, members, hereditaments and appurtenances to the said premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD all and singular the right of way and easement before mentioned unto City, its successors and assigns, forever.

And the said Company does hereby bind itself and its successors to warrant and forever defend all and singular the said premises unto City against itself and its successors.

(3) Company agrees, within fifteen (15) days after the right of way herein granted to Company has been cleared and written notification