

WHEREAS, Thomas F. Ozburn, Jr. is the legal owner of the house and lot located at 213 Azalea Court in the City and County of Greenville, State of South Carolina, more specifically shown as lot number 20 on a Plat of Pleasantburg Forest made by Dalton and Neves, Engineers, dated December 1956, recorded in the R.M.C. Office for Greenville County, S. C., in Plat Book GG, Page 163. Deed to said property is recorded in the R.M.C. Office for Greenville County, S.C. in Book 623 of Deeds, at Page 32. The said Thomas F. Ozburn, Jr. is also the legal owner of a small part of lot number 21 shown on the same Plat of Pleasantburg Forest, Deed to said part of lot number 21 being recorded in Book 634 of Deeds at Page 335.

WHEREAS, The house on the above described property was constructed during the year 1958, and was standing completed for approximately one year prior to purchase by said Thomas F. Ozburn, Jr. on May 1, 1959. The said house was constructed with the rear eave of the carport encroaching on lot number 21, which encroachment resulted in the purchase by the said Thomas F. Ozburn, Jr. of the aforesaid small part of lot number 21.

WHEREAS, the said house and carporte has stood for several years without being considered objectionable by any property owner in the said Pleasantburg Forest subdivision, and WHEREAS, the said Thomas F. Ozburn, Jr. is now desirous of improving and beautifying the aforesaid carport to the extent of enclosing it into a family room and occupying it as a part of his home.

NOW, THEREFORE, we, the undersigned, do hereby bind ourselves, our heirs and assigns in consent to the enclosure of the aforesaid carport, and do hereby waive all rights given us under the protective covenants applicable to Pleasantburg Forest, as recorded in the R.M.C. Office for Greenville County, S. C., in Deed Book 573, Page 427, insofar as they apply to paragraph "F" of said covenants, and insofar as they apply to the aforesaid property of Thomas F. Ozburn, Jr., his heirs and assigns.

IN WITNESS WHEREOF, we have hereunto set our hands and affixed our seals this 6th day of March, AD, 1961

Signed and Sealed in the presence of:

Carril Montjoy Paul Montjoy (SEAL)
Thomas F. Ozburn Thomas F. Ozburn (SEAL)
AFFIDAVIT

State of South Carolina
County of Greenville

Personally appeared before me Morton P. Ozburn who after being duly sworn, says that he saw the within named Paul Montjoy and Carril M. Montjoy sign, seal and as his act and deed deliver the within written instrument of writing, and that deponent with Carril Montjoy witnessed the execution thereof

Subscribed and sworn to before me this 27 day of March, A.D., 1961

J. Harlan Hudson
Notary Public, State of South Carolina
My Commission expires at the will of the Governor.

IN WITNESS WHEREOF, we have hereunto set our hands and affixed our seals this 6 day of March, AD, 1961

Signed and Sealed in the presence of:

Sarah Sexton Ralph W. Swain (SEAL)
Thomas F. Ozburn Betty S. Swain (SEAL)
AFFIDAVIT

State of South Carolina
County of Greenville

Personally appeared before me Morton P. Ozburn who after being duly sworn, says that he saw the within named Ralph W. Swain and Betty S. Swain sign, seal and as his act and deed deliver the within written instrument of writing, and that deponent with Sarah Sexton witnessed the execution thereof:

Subscribed and sworn to before me this 27 day of March, A.D., 1961

J. Harlan Hudson
Notary Public, State of South Carolina
My Commission expires at the will of the Governor.