

STATE OF SOUTH CAROLINA

DEC 5 2 37 PM 1967

BOOK 834 PAGE 49

COUNTY OF GREENVILLE

RECORDED

AGREEMENT

WHEREAS, by instrument dated July 17, 1959, and recorded in the R. M. C. Office for Greenville County in Deed Book 630, Page 45, Protective Covenants were made applicable to Botany Woods Subdivision, First Sector as shown on a plat thereof recorded in the R. M. C. Office for Greenville County in Plat Book QQ, Page 78, and

WHEREAS, said Protective Covenants provide in Section III, Paragraph 2, that "No detached garage or other outbuilding shall be nearer than 75 feet from the front lot line nor nearer than 5 feet from any side or rear lot line" and in Section V, Paragraph 1, that "an easement is reserved over the rear and side lot lines 5 feet in width on each lot for the installation, operation and maintenance of utilities and for drainage purposes", and

WHEREAS, by deed dated October , 1967, and recorded in the R. M. C. Office for Greenville County in Deed Vol. Page , Botany Woods, Inc. conveyed to Dr. Jim F. Hicks, Lot No. 103, Botany Woods Sector I and an area of land adjacent to the southern side of Lot No. 103 as is more fully shown on a plat prepared by R. K. Campbell, Reg. L. S., dated September 18, 1967; and recorded in the R. M. C. Office for Greenville County in Plat Book , Page , and

WHEREAS, said Dr. Jim F. Hicks intends to build a residence to be located partially on Lot No. 103 and partially on the said area to the south of Lot No. 103 and to avoid any question as to violations of the said protective covenants applicable to Lot No. 103, Dr. Jim F. Hicks desires to have the architectural committee, created under Section IV of said protective covenants, to approve the location of the proposed residence and to waive any violations of said protective covenants caused by the location of said residence, and

WHEREAS, said Dr. Jim F. Hicks desires that the said property adjacent to Lot No. 103 be made subject to said protective covenants,

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS that in consideration of the mutual covenants and promises herein contained, the parties hereto agree as follows:

(Continued on next page)