



FILED
GREENVILLE CO. S. C.

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MAR 11 11 45 AM '69

File No. 7033-4

STATE OF SOUTH CAROLINA

GREENVILLE COUNTY

OLLIE FARNSWORTH IN THE COUNTY COURT
R. M. C.

RIGHT OF WAY AGREEMENT

TO ALL TO WHOM THESE PRESENTS MAY COME:

~~THIS INSTRUMENT BEING A COPY OF THE ORIGINAL FILED IN THE OFFICE OF THE CLERK OF THE COUNTY COURT OF GREENVILLE COUNTY, SOUTH CAROLINA, ON MARCH 11, 1969, AT 11:45 AM.~~

I, Frank P. McGowan, Jr., Master in and for the County aforesaid, SEND GREETINGS:

WHEREAS, Maggie B. Young, Petitioner, instituted action on or about Sept. 30, 1968, as shown by her verified petition, in the County Court, against Lewis Young, Lorene Young and Luster Young, minors, praying judgment in relation to real estate hereinafter identified, and the cause came on to be heard on January 27, 1969, resulting in a Decree of the said Court dated March 7, 1969, authorizing and directing that the said right-of-way and easement herein described be sold by the Master for and on behalf of said minor respondents as set forth in said Decree as by reference thereto on file in said Court will appear;

NOW THEREFORE, KNOW ALL Men by these Presents, that I, Frank P. McGowan, Jr., Master in and for the County of Greenville,

hereinafter called "Grantor" and DUKE POWER COMPANY, a North Carolina corporation, hereinafter called "Grantee";

WITNESSETH:

That Grantor, in consideration of \$ 769.29 paid by Grantee, the receipt of which is hereby acknowledged, does grant and convey unto Grantee, its successors and assigns, subject to the limitations hereinafter described, the right to erect, construct, reconstruct, replace, maintain and use towers, poles, wires, lines, cables, and all necessary and proper foundations, footings, crossarms and other appliances and fixtures for the purpose of transmitting electric power and for Grantee's communication purposes, together with a right of way, on, along and in all of the hereinafter described tract(s) of land lying and being in Greenville County, South Carolina, and more particularly described as follows:

Being a strip of land 88 feet wide extending 44 feet on the northwesterly side and 44 feet on the southeasterly side of a survey line which has been marked on the ground and is approximately 1008.3 feet long and lies across the land of the Grantor (in one or more sections).

County Stamps Paid \$ 1.10
See Act No. 330 Section 1

The land of the Grantor over which said rights and easements are granted is a part of the property described in the following deed(s) from Elizabeth Calhoun recorded in Book 292, page 417, and Estate of Willie James Young, recorded in Apartment 601, File 34, office of the Probate Judge for Greenville County, South Carolina.

Said strip is shown on map of Duke Power Company Rights of Way for Laurel Creek Retail Transmission Line, dated May 9, 1968, marked File No. 37-199, copy of which is attached hereto and made a part hereof.

Grantor, for the consideration aforesaid, further grants to Grantee (1) the right at any time to clear said strip and keep said strip clear of any or all structures, trees, fire hazards, or other objects of any nature; (2) the right at any time to make relocations, changes, renewals, substitutions and additions on or to said structures within said strip; (3) the right from time to time to trim, fell, and clear away any trees on the property of the Grantor outside of said strip which now or hereafter may be a hazard to said towers, poles, wires, cables, or other apparatus or appliances by reason of the danger of falling thereon; (4) the right of ingress to and egress from said strip over and across the other lands of the Grantor by means of existing roads and lanes thereon, adjacent thereto, or crossing said strip; otherwise by such route or routes as shall occasion the least practicable damage and inconvenience to Grantor; provided, that such right of ingress and egress shall not extend to any portion of said lands which is separated from said strip by any public road or highway, now crossing or hereafter crossing said lands.

M11.2-2-1

(Continued on next page)

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