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and their heirs and assigns that they, and their heirs and assigns, will not reconstruct, construct or restore a dam ~~or similar structure~~ across Grassy Branch near the Town of Travelers Rest in the County of Greenville, State of South Carolina unless having first obtained the services of a registered and competent engineer to provide them with plans and specifications and further that they will only make any such reconstruction, construction or restoration based upon and following such plans and specifications. This agreement is for the benefit of William Joe Butler and Margie R. Butler, their heirs and assigns, lower riparian owners affected by the stream known as Grassy Branch near Travelers Rest, South Carolina and is for the protection of the said William Joe Butler and Margie R. Butler, their heirs and assigns, forever. Any breach of this agreement shall give rise to a cause of action unto the said William Joe Butler and Margie R. Butler, their heirs and assigns for damages and injunctive relief.

IN WITNESS WHEREOF, we have hereunto set our hands and seals this 29 day of November, 1969.

IN THE PRESENCE OF:

[Signature]
[Signature]
[Signature]

[Signature]
 Robert W. Kelly

[Signature]
 Elizabeth B. Kelly

[Signature]
 Roy Farnham

[Signature]
 Elizabeth D. Farnham

(CONTINUED ON NEXT PAGE)