

FILED
GREENVILLE CO. S. C.

Nov 2 3 47 PM '73

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DONNIE S. TANKERSLEY
R.M.C.

THIS AGREEMENT, made and entered into this 25th day September

1973, between

GEORGIA INDUSTRIAL REALTY COMPANY, a Georgia corporation, party of the first part; and

MARVIN A. MILLS and EARL B. MILLS, party of the second part;

W I T N E S S E T H:

WHEREAS, by instrument dated January 11, 1972, party of the first part granted to the party of the second part an option to purchase three (3) parcels of land consisting of 43.90 acres of land located in Greenville, South Carolina, for a consideration of \$101,586;

WHEREAS, party of the second part has given notice under said agreement of January 11, 1972, of intention to exercise said option;

WHEREAS, certain covenants by party of the second part under said agreement of January 11, 1972, have not been fulfilled by party of the second part;

WHEREAS, it is the intention of the party of the first part to waive the performance of such covenants as were not fulfilled;

NOW, THEREFORE, in consideration of the payment of THIRTY THOUSAND DOLLARS (\$30,000) by party of the second part to party of the first part, receipt whereof is hereby acknowledged, party of the first part hereby waives all conditions of said agreement of January 11, 1972, which have not been fulfilled by party of the second part and releases said party of the second part from all covenants and agreements under said agreement of January 11, 1972; and the party of the second part as a further consideration for the foregoing release of covenants agrees to convey to party of the first part a one-acre parcel of land located substantially as shown outlined in red on print of Drawing No. TB-73-0158, dated September 13, 1973, which is annexed hereto and made a part of this instrument, for use in constructing a sewage treatment plant or sewage pumping station thereon; said one-acre parcel is a part of a 46.59-acre tract conveyed by party of the first part to party of the second part by deed dated January 11, 1972, and recorded in Book _____, page _____.
The said conveyance of said one-acre tract shall convey fee simple title

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