

STATE OF SOUTH CAROLINA)
 COUNTY OF GREENVILLE)

IN WITNESS WHEREOF

THIS AGREEMENT, made and entered into this 29th day of September, 1961 by and between Piedmont Natural Gas Company, Inc., a corporation incorporated under the laws of the State of New York, and the Greenville County Soil Conservation District, Greenville, South Carolina,

WITNESSETH:

WHEREAS, Piedmont Natural Gas Company, Inc. is the owner and holder of a certain easement over and across lands of Elijah Hawthorne for the purpose of laying, constructing, maintaining, operating, repairing, altering and replacing and removing of pipe lines for the transportation of gas, oil, petroleum products and any other liquid gases and substances which can be transported through a pipe line, said easement being recorded in the office of the Register of Mesne Conveyance for Greenville County in Deed Book 445, Page 391; and

WHEREAS, the Greenville County Soil Conservation District desires to construct and maintain a flood retarding structure as a part of its program to reduce the hazards of flood damage within what is known as the Huff Creek Watershed, said structure being more specifically shown on a sketch map designated "Flood Retarding Structure No. 5-3, Huff Creek Watershed," a copy of which sketch map is recorded in the office of the Register of Mesne Conveyance for Greenville County in Plat Book MM, Page 173, and a copy of which is attached to, incorporated into and made a part of this agreement; and

WHEREAS, the construction of said structure will cause the inundation of portions of the pipe line of Piedmont Natural Gas Company, Inc. on its easement over the lands of the above-named land owner; and

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