

of rights by Grantor is a specific condition to all the rights and privileges conveyed herein to Grantee.

2. The right and privilege of entering the aforesaid tract of land, and to construct, maintain and operate within the limits of same, feeder lines, retention ponds, drainage lines and any other adjuncts deemed by the Grantee to be necessary for a storm drainage system serving property of the Grantee and of The Great Atlantic & Pacific Tea Company, Inc., containing 15 acres, more or less, situate at the Northwestern corner of the intersection of Haywood-Howell Road (S-273) and Old Spartanburg Road (S-94), near the City of Greenville, County of Greenville, State of South Carolina.

3. The failure of the Grantee to exercise any of the rights herein granted shall not be construed as a waiver or abandonment of the right thereafter at any time and from time to time to exercise any or all of the same.

4. In the event the Grantee desires to convey the sewer system hereinabove described to a public authority, the Grantor herein agrees to cooperate and to execute, without compensation, the necessary documents to accomplish said conveyance.

The within easements and rights of way may be assigned in whole or in part by the Grantee, its successors and assigns.

IN WITNESS WHEREOF, the undersigned has hereunto set his hand and seal this 5<sup>th</sup> day of July, 1977.

In the Presence of:

Jerry D. [Signature]  
Nancy H. Turner

T. C. Vaughn

T. C. VAUGHN