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GREENVILLE CO. S.

File No. 7585-1

STATE OF SOUTH CAROLINA }
GREENVILLE COUNTY }

RIGHT OF WAY AGREEMENT

VOL 1088 PAGE 787

THIS INDENTURE, made and entered into this 22nd day of September, 1978,
by and between

FRED G. HATHAWAY

For True Consideration See Affidavit
Book 40 Page 637

hereinafter called "Grantor" (whether one or more), and DUKE POWER COMPANY, a North Carolina corporation, hereinafter called "Grantee";

WITNESSETH:

That Grantor, in consideration of Ten Dollars and other valuable considerations 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 tract (s) of land lying and being in the aforesaid county, as shown on map of Duke Power Company Rights of Way dated

June 13, 1968, Revised August 30, 1978, marked File No. 157-121,
copy of which is attached hereto and made a part hereof.

The land of the Grantor over which said rights and easements are granted is a part of the property which was acquired by:

- Deed recorded in Book 1060 at page 239
- Deed recorded in Book at page
- Deed recorded in Book at page
- Will recorded in Book at page
- Intestate succession from

By accepting this instrument Duke Power Company agrees to release its right of way for that portion of its line shown on the attached print and thereon indicated "Existing R/W To Be Released".

Also granted herewith is the right to erect, construct, reconstruct, replace, maintain and use one 40' guy wire, as shown on the attached print. *XHP*

The right of way and easement herein granted by Grantor to Company, its successors and assigns, consist of the following:

1. The right to enter Grantor's land above described, and on, in, and along the strip(s) above described, the right to construct, reconstruct, inspect, maintain, alter, remove, and replace electric transmission lines and parts and components of such lines. A "transmission line" shall consist of a line of towers, poles, or other supporting structures (all of which shall be hereinafter called "Company's structures") spaced at necessary and proper intervals, for holding, either above or below ground level, wires, cables, conductors, pipes, lines, conduits, together with guy wires, structure foundations, crossarms, insulators, fixtures, and appropriate hardware for the purpose of transmitting electric energy and for Company's communication purposes.

- 519-222.1-1-77 (NOTE)

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