

## TITLE TO REAL ESTATE

STATE OF SOUTH CAROLINA )  
 COUNTY OF GREENVILLE )

KNOW ALL MEN BY THESE PRESENTS, That Victor-Monaghan Company, a corporation duly organized and incorporated under and by virtue of the laws of the State of South Carolina, for and in consideration of the sum of One (\$1.00) Dollar and other valuable considerations accruing to it, in hand paid by the Duke Power Company, the receipt whereof is hereby acknowledged, does hereby grant unto the said Duke Power Company, its successors and assigns, the right, privilege and easement to go in and upon that certain tract or lot of land situated in said County and State, near the City of Greenville, and lying on both side of Smythe Street through Victor-Monaghan Company Mill village, and to construct and maintain upon and through said premises, in a proper manner, a line of poles along each side of Smythe Street from the Western boundary line of the property of the grantor herein, near Parker Road to Cedar Lane Road; thence along the southern side of Cedar Lane Road in an easterly direction to the eastern boundary of the property of the grantor, and to construct and operate necessary wires, spans, trolleys, brackets, guy wires and other equipment, for the operation of trackless trolley coaches, and with consent, so far as the grantor's rights are concerned, to the use by the grantee of the streets and roads herein designated for the operation of said trackless trolley coaches: PROVIDED, no poles, wires and/or other obstruction be constructed and maintained in such a way as to interfere with grantor's use and enjoyment of its houses, buildings and power lines.

The grantor further grants the right, privilege and easement to grantee, its successors and assigns, to use grantor's poles where convenient, and to attach necessary wires, guys, brackets and other equipment thereto, proper clearance between the wires of the grantor and the wires and equipment of the grantee to be maintained; and with the consent of the proper officers of the grantor to move at grantee's expense, poles of the grantor, so as to make them more accessible to and for the uses aforesaid of the grantee, its successors and assigns: PROVIDED, in the event grantor's poles are pulled over or broken off as a result of the grantee's wires being attached thereto, the grantee, its successors and assigns will at its own expense replace said pole or poles or otherwise remedy the trouble.

As a part consideration hereof, the grantor reserves the right to use at all times any pole or poles erected by the grantee, its successors and assigns, for the purpose of constructing and operating the grantor's power lines, wires and equipment of the grantor, in such case, however, the grantor will save harmless the grantee from any damage or liability which may arise from said use.

The grantee, its successors and assigns, by the acceptance of the rights, privilege and easement herein, agrees to indemnify and save harmless the grantor from all damage and liability accruing and/or to accrue to the grantor and arising and/or growing out of the negligent construction, maintenance or operation by the grantee, its agents and employees, of aforesaid poles, wires and equipment.

In witness whereof the said granting corporation has caused its corporate seal to be hereunto affixed and these presents to be subscribed by its duly authorized officers, T. M. Marchant President and Herbert Lindsay Secretary, on this the 24th day of February, in the year of our Lord one thousand nine hundred and thirty seven and in the one hundred and sixty first year of the Sovereignty and Independence of the United States of America.

SIGNED, SEALED AND DELIVERED

IN THE PRESENCE:

H. L. Moseley  
 Alice L. Gleason

VICTOR-MONAGHAN COMPANY

BY T. M. Marchant

President

AND Herbert Lindsay

Secretary



STATE OF SOUTH CAROLINA  
 COUNTY OF GREENVILLE

PERSONALLY appeared before me H. L. Moseley and made oath that he saw T. M. Marchant, as President, Herbert Lindsay as Secretary of Victor Monaghan Company, a corporation chartered under the laws of the State of South Carolina, sign, seal with its corporate seal, and as the act and deed of said corporation deliver the within written deed, and that he with  
 witnessed the execution thereof.

SWORN to before me this

24th day of February, 1937.

B. O. Woodward (LS)  
 Notary Public for S. C.

H. L. Moseley.



Recorded April 24, 1937 at 11 A. M.