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STATE OF SOUTH CAROLINA ')

: RELEASE & WAIVER OF RESTRICTIONS

COUNTY OF GREENVILLE )

WHEREAS, the undersigned property owners are the sole owners of Lots Nos. 22, 23, 24, 25, 26, 27, 27A, 25A, 56, 57, 58, 39A, 38A, 37, 36, 35, 54, 55, 38 and 39 on plat of property of the Estate of Tully P. Babb, dated August 1954, made by Dalton and Neves, Engineers, and revised as of July, 1958, and recorded in Plat Book at Page 1024, R.M.C. Office for Greenville County; and Lots Nos. 4, 5, 6 and 7 on Plat No. 2 of the Estate of Tully P. Babb, recorded in Plat Book MM at Page 37; and

WHEREAS, these lots are bounded by S. C. Highway 291, Cleveland Street, Parkins Mills Road, Skyview Drive and Montrose Drive (formerly Babb Avenue); and

WHEREAS, these lots are subject to the Restrictive

Covenants applicable to Cavalier Heights, recorded in Deed Book

447 at Page 149 in the R. M. C. Office for Greenville County, dated

December 10, 1951; and

WHEREAS, as a part of these restrictions, Restriction
No. 1, Sub-Section "C" states: "It shall be on a lot having a
depth of not less than 250 feet and a frontage on a public road
of not less than 150 feet, or if the lot does not front on a public
road, it shall have an area of not less than one (1) acres;" and

WHEREAS, Catherine F. Merritt, Willis S. Hood, Kathryn Miller Edwards, George W. Smith, Jr. and Dorothy M. Smith are the owners of Lots Nos. 37, 36, 35 and 38A; and

WHEREAS, the said Catherine F. Merritt, Willis S. Hood, Kathryn Miller Edwards, George W. Smith, Jr. and Dorothy M. Smith are desirous of conveying a portion of Lots Nos. 37, 36, 35 and (CONTINUED ON NEXT PAGE)