

State of South Carolina,

County of Greenville.

Whereas, Thomas M. Walker Company is the owner of lots 4 and 7, subdivision as shown on plat recorded in R.M.C. Office, Greenville County, City of Greenville, and Wilton H. Earle, is the owner of lots 5 and 6 of said subdivision, and

Whereas, said Thomas M. Walker Company is erecting buildings on lots 4 and 7, and as a part of said building is erecting a brick wall along the dividing line between lots 4 and 5 and a brick wall on the dividing line between lots 6 and 7, and said lots having been excavated to the level of Main Street, to a depth of approximately seventy feet from Main Street, but the rear portion has not been excavated, and it is proposed to build the rear portion from a foundation of approximately one and one-half feet below the present surface to the level of a proposed new Street,

Now, therefore, Thomas M. Walker Company, for value received, does hereby agree that in the event said Wilton H. Earle, or his heirs or assigns, should determine to excavate the rear portion of said lots 5 and 6, the said Thomas M. Walker Company will protect it's walls from falling on account of said excavation by supporting in some manner it's buildings on lots 4 and 7,

Provided, however, that said Thomas M. Walker Company, it's successors or assigns shall first have received sixty days notice of the intention to make such excavation.

Provided, further, that after said notice the said Thomas M. Walker Company, it's successors or assigns, shall have the right to enter upon the lots and premises of said Wilton H. Earle, or his heirs or assigns, in order to more conveniently do said work where necessary to support the walls of the said Thomas M. Walker Company, or it's successors or assigns, and the said work is to be completed within ninety days after the notice is given which said work is to be done at the expense of said Thomas M. Walker Company, or it's successors or assigns.

Witness our hands and seals this 12th, day of December 1919.

Witnesses:

W.E. Grover,

Mary Berry.

Thomas M. Walker Company

By Thos. M. Walker (L.S.)
President.

Wilton H. Earle. -

State of South Carolina,

County of Greenville.

Personally comes Mary Berry, who upon oath says: That she saw Thomas M. Walker Company, by Thomas M. Walker, it's president and Wilton H. Earle, sign and seal the foregoing instrument for the uses and purposes as therein stated, and that she with W.E. Grover witnessed the execution thereof.

Sworn to before me this 12th, day of December 1919.

J.J. McSwain (L.S.)

Notary Public, South Carolina.

Mary Berry.

Recorded December 17th, 1919.