

on the southern side of U. S. Highway #276 Right-of-Way; thence turning and running in an easterly direction along said highway Right-of-Way 40 feet to iron pin, being the point of beginning. The interest of Pearle R. Daniel having been acquired as an heir of her brother, Thomas W. Richardson who died intestate a resident of Richland County, South Carolina; the said Thomas W. Richardson having acquired same by deed from the Master, recorded in the Office of the Clerk of Court for Greenville County in Deed Book 40, at Page 69.

Said property is hereby conveyed subject to the following conditions and restrictions upon the use thereof, to-wit:

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(1) It shall not be used for any purpose, nor any activity carried on upon same, which will depreciate the value of the surrounding property of the said Pearle R. Daniel and her co-owners, for either residential, Commercial or industrial use; provided, however, it may be used for a lagoon and sewage disposal plant if so operated as not to emit or give off any offensive odor and if the entire tract, exclusive of the right-of-way, is enclosed by a substantial fence preventing entry thereon, and there is erected or otherwise provided around said tract a screen of sufficient height and density to conceal, from the view of the immediate surrounding neighborhood, the lagoon and all machinery and equipment used in connection with it and the disposal plant; provided further, if so used, that if any of the foregoing conditions are breached, said property shall cease to be used for such purposes, which prohibition is in addition to the rights hereinafter set forth.

(2) That said fence and screen shall be maintained by the Grantee, and its successors in title to the property hereby conveyed, in good, efficient and tight condition and proper repair and neat appearance at all times during use of the property for a lagoon and sewage disposal plant.

(3) That the said Pearle R. Daniel, her co-owners, their heirs and assigns, or any person, firm or corporation hereafter owning or occupying any portion of the large contiguous tract from which the tract hereby conveyed is carved, and this day owned by Pearle R. Daniel and her co-owners, may connect with, tap on, or connect to any sewer lines laid or constructed by the Grantee to furnish sewerage disposal for any portion of said retained land of Grantor through any lagoon or sewerage plant erected upon the property hereby conveyed, with the same charges as made to outside of the city users; however, it is specifically understood that the Town shall not have the right to refuse service as they do to out of the city users, and if no adequate line has been laid that all such persons, firms, or corporations may connect direct to such lagoon or sewerage plant, under such reasonable and proper requirements as may be necessary for correct operation by such direct connection via lines laid by such persons. This right shall not apply if substance to be placed in sewer facilities is detrimental or damaging to same such as some chemicals and other matters.

(4) That the said Pearle R. Daniel, her co-owners, their heirs and assigns, or any person, firm or corporation hereafter owning or occupying any portion of the large contiguous tract from which the tract hereby conveyed is carved, may enjoin breach of these conditions and restrictions or otherwise compel compliance therewith without liability for damages, or bring action for such damages as they or any of them may have sustained by reason of any breach of said conditions and restrictions.

The said Pearle R. Daniel, her co-owners, agree that during construction of any lagoon or sewerage plant by Grantee, it may place surplus dirt

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