

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)

RIGHT OF WAY AGREEMENT

THIS AGREEMENT made and entered into this 4th day of December, 1968, by and between Duke Power Company, hereinafter called Duke, and Berea Public Service District Commission, hereinafter called Berea,

W I T N E S S E T H :

WHEREAS, Duke has acquired or intends to acquire certain rights of way for the purpose of constructing, operating and maintaining power transmission lines; and

WHEREAS, Berea has acquired or intends to acquire certain rights of way for the purpose of installing sanitary sewer manholes and appurtenant equipment; and

WHEREAS, within the Berea Public Service District Commission certain of the rights of way of the said Duke and Berea cross one another; and

WHEREAS, it is the desire of Duke to authorize and permit the crossing of its transmission rights of way by Berea under certain conditions as hereinafter set forth.

NOW, THEREFORE, for and in consideration of the sum of Three Dollars (\$3.00) in hand paid by Berea to Duke, the receipt of which is hereby acknowledged and other good and valuable considerations, Duke does hereby agree that within the Berea Public Service District, Berea may acquire rights of way, build and construct sanitary sewers over and across any right of way of Duke

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