

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF GREENVILLE )

RIGHT OF WAY

KNOW ALL MEN BY THESE PRESENTS: That Aaron Ferguson, hereinafter referred to as Grantor, in consideration of the sum of One and No/100 (\$1.00) Dollar paid by Palmetto State Unit-WCBBI, Inc., a corporation organized under the laws of the State of South Carolina and hereinafter referred to as Grantee, the receipt of which is hereby acknowledged, does hereby grant and convey unto the said Grantee a right of way in and over my tract of real estate located in the above referenced State and County and the deed to which is recorded in the R.M.C. Office for Greenville County, South Carolina in Deed Book 778, at Page 95 and encroaching on my land a distance of 1000 feet, more or less and being that portion of my said land 12 feet wide, extending 6 feet on each side of the center line.

The Grantor herein by these presents warrants that there are no liens, mortgages, or other encumbrances to a clear title to these lands and that he is legally qualified and entitled to grant a right of way with respect to the lands described herein.

The right of way is to and does convey to the Grantee, its successors and assigns, forever, the following: The right and privilege of entering the aforesaid strip of land, and to construct, maintain and operate within the limits of same, pipe lines, manholes and any other adjuncts deemed by the Grantee to be necessary for the purpose of conveying water and to make such relocations, changes, renewals, substitutions, replacements and additions of or to the same from time to time as said Grantee may deem desirable; the right at all times to cut away and keep clear of said pipe lines any and all vegetation that might, in the opinion of the Grantee, endanger or injure the pipe lines or their appurtenances, or interfere with their proper operation or maintenance; the right of ingress to and egress from said strip of land across the land referred to above for the purpose of exercising the rights herein granted; provided that the failure of the Grantee to exercise any of the rights herein granted shall not be construed as a waiver or abandonment of the right thereafter at any time and from time to time to exercise any or all of same. No building shall be erected over said water pipe line nor upon the right of way.

*Aaron C. Ferguson*

It Is Agreed: That the Grantor may plant crops, maintain fences and use this strip of land, provided: That crops shall not be planted over any water pipes where the tops of the pipes are less than eighteen (18) inches under the surface of the ground; that the use of said strip of land by the Grantor shall not, in the opinion of the Grantee, interfere or conflict with the use of said strip of land by the Grantee for the purposes herein mentioned, and that no use shall be made of the said strip of land that would, in the opinion of the Grantee, injure, endanger or render inaccessible the water pipe line or their appurtenances.

It Is Further Agreed: That in the event a building or other structure should be erected contiguous to said water pipe line, no claim for damages shall be made by the Grantor, his heirs or assigns on account of any damage that might occur to such structure, building or contents thereof due to the operation or maintenance, or negligences of operation or maintenance, of said pipe lines or their appurtenances, or any accident or mishap that might occur therein or thereto.

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