

DRAINAGE EASEMENT

THIS INDENTURE WITNESSETH: That

_____ (referred to herein as the “Grantor”)

for good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, does hereby convey to Saluda County, (“Grantee”) a non-exclusive perpetual easement through upon, over, along and across the following described real property located in Saluda County, South Carolina (“the Easement”) to-wit;

See Exhibit A.

This Easement is granted for the purpose for providing overland or subsurface paths and courses for the construction, maintenance, preservation of storm drainage. The Grantor reserves for themselves and their successors and assigns the right to use the Easement for any uses which are not inconsistent with the purposes herein. However, in the event the Grantor or their successors elect or desire to do any construction or alterations to the Real Estate within the Easement, they shall do so only upon approval of the Grantee. The Grantor further agrees that they shall not grant any easements to any other utilities, or other persons, through the real estate described herein, without consent of the Grantees, and if said grants are given, those easements shall be subject to the Grantee’s rights to regulate and permit construction or alteration with the Easement. The Easement is described in Exhibit B attached hereto.

In the event the Grantee, its employees, or contractors are required to come upon the real estate contained in the Easement to replace, restore, or clear any drainage structures, ditches, drains, or swales contained therein, the Grantee shall only be liable to restore the Grantor’s real estate to its previous grade, and to re-seed and undertake erosion control measures as are required by South Carolina Department of Health and Environmental Control as amended. The

Grantee, its employees, or contractors shall not be liable to Grantor, or his successor in title, for any improvements to the real estate, landscaping, sod, or any other improvements within the Easement which are damaged in the course of the repair of the drainage structure, ditches, drains, or swales contained in the Easement area.

This Drainage Easement and the agreements herein shall run with the land and shall be binding upon and inure to the benefit of the Grantor and its successors and assigns and upon the Grantee and its successors.

IN WITNESS WHEREOF, The Grantor has executed this Drainage Easement on this _____ day of _____, 20____.

WITNESSES

GRANTOR

STATE OF SOUTH CAROLINA)

)

COUNTY OF SALUDA)

)

SUBSCRIBED AND SWORN TO BEFORE ME, A Notary Public this _____ day of _____, 20____ personally appeared the within named _____ and acknowledged the execution of the foregoing document.

WITNESS my hand and official seal.

Notary Public for South Carolina

My Commission Expires: _____

EXHIBIT "A"

Legal Description for Tax Map # ____ _ _ _

Place deed description of property here:

P.O. Intl. _____

Easement Description

EXHIBIT "B"

(Minimum width to be 20')

(Length necessary to attain adequate drainage)

Drainage Easement is _____ feet wide along _____ property
line. The entire length is approximately _____ feet.

P.O. Intl. _____