

showing to SCDOT that the terms and purposes of the Partnership Agreement have been met. After such written release is recorded in the Office of the Register of Mesne Conveyances for Charleston County, the property shall be released from this Restrictive Covenant and no further releases shall be required to be recorded upon subsequent transfers or conveyances of the property.

This conveyance is further made subject to any and all existing public utility rights of user, reservations, easements, rights of way, control of access, zoning ordinances and restrictions or protective covenants that may appear on record or on the premises, other than those hereby released.

RESERVING HOWEVER, unto the South Carolina Department of Transportation, its successors and assigns, the right to enter upon the aforesaid property for the purpose of maintaining the existing drainage, if any, on the property as deemed necessary by the South Carolina Department of Transportation.

RESERVING HOWEVER, unto the Grantor, its successors and assigns, a 30 foot wide, non-exclusive, easement for storm water drainage (the "Drainage Easement") on, across, and under that portion of the property labeled "New 30' Drainage Easement" and "New 15' Drainage Easement" on the aforementioned plat (the "Easement Area"). The foregoing notwithstanding, the Grantee, its successors and assigns, shall have the right to relocate the Drainage Easement and drainage structures in order to accommodate the Grantee's future development plans or sale of all or any portion of the property described in this deed; provided, any relocation of the Drainage Easement and drainage structures provides drainage rights and drainage structures of equal or greater capacity to those provided by its configuration as of the date of this Deed ("Relocation") which are acceptable to Grantor, its successors or assigns in the exercise of reasonable discretion. Grantee, its successors or assigns shall be responsible for designing, permitting and reconstructing the relocated drainage structures and presenting the plan to Grantor, its successors or assigns, for approval, which approval shall not be unreasonably withheld, conditioned or delayed. Upon such approval by Grantor, its successors or assigns, Grantee, its successors or assigns, shall prepare, in a form acceptable for recording in the RMC Office for Charleston County, a modification of easement (the "Modification") depicting the Relocation and present the same to the Grantor, its successors and assigns for execution and delivery, which execution and delivery shall not be unreasonably withheld, conditioned or delayed. In the event of a Relocation, the Grantee, its successors or assigns shall have, and is hereby granted by the Grantor, its successors and assigns, an easement on, across and under so much of the rights of way of Meeting Street, Nassau Street, Hanover Street, Aiken Street, America Street and Lee Street as the Grantee and Grantors, their successors or assigns, reasonably deem necessary to accommodate such Relocation. The costs and expenses of any relocation of the Drainage Easement and Drainage Structures, including design and permitting, shall be the sole responsibility of the Grantee or its successors and assigns.

TOGETHER with all and singular, the rights, members, hereditaments and appurtenances to the said premises belonging, or in anywise incident or appertaining.

TO HAVE AND TO HOLD, all and singular, the said premises before mentioned unto **City of Charleston**, its successors and assigns forever.

WITNESS the hand and seal of the South Carolina Department of Transportation this 13 day of January, in the year of our Lord Two Thousand Twelve.

Signed, sealed and delivered
in the presence of

Mae A. Johnson-Young
Catherine L. Brooks

SOUTH CAROLINA DEPARTMENT OF
TRANSPORTATION

By: [Signature] (L.S.)
Secretary of Transportation

By: [Signature] (L.S.)
Deputy Secretary for Finance and
Administration

THE STATE OF SOUTH CAROLINA

COUNTY OF RICHLAND

)
) **ACKNOWLEDGEMENT**
)

Personally appeared before me the above named Grantors on behalf of South Carolina Department of Transportation and acknowledged the due execution of the foregoing instrument.

Witness my hand and seal this 13th day of January, 2012.

Catherine L. Brooks
Notary Signature

Catherine L. Brooks
Printed Name of Notary

NOTARY PUBLIC FOR THE STATE OF
SOUTH CAROLINA

My Commission Expires: 3/24/2016
(Affix Seal if outside SC)

DERIVATIONS FOR
DEED FROM
SCDOT
TO
CITY OF CHARLESTON
FOR
PARCELS
A, B, C, D, E, F, and J

PARCEL A:

Deeds from Ernest J. Mazyck dated and recorded February 4, 1970 in Book Z93 at Pages 114 and 115, acquired under Route I-26, File 10.645, Tracts 1 and 2.

Deed from Harry Chassereau dated and recorded February 4, 1970 in Book Z93 at Page 113, acquired under Route I-26, File 10.645, Tract 3.

Deed from Joe S. Brown and Essie B. Brown dated June 7, 1963 and recorded June 10, 1963 in Book X75 at Page 40, acquired under US Route 17, File 10.518, Tract 2.

Deed from Simon Sumpter and Annie Sumpter dated and recorded June 11, 1963 in Book X75 at Page 66, acquired under US Route 17, File 10.518, Tract 3.

Deed from William H. Stevens dated April 18, 1963 and recorded April 19, 1963 in Book Y78 at Page 181, acquired under US Route 17, File 10.518, Tract 4.

Deed from Furman G. Owens dated and recorded April 10, 1963 in Book W78 at Page 396, acquired under Route I-26, File 10.517, Tract 60-B and US Route 17, File 10.518, Tract 5-B.

Deed from Nellie T. France dated and recorded March 27, 1963 in Book W78 at Page 112, acquired under Route I-26, File 10.517, Tract 62 and US Route 17, File 10.518, Tract 7.

Deed from Oscar L. Scott dated June 28, 1963 and recorded July 1, 1963 in Book B77 at Page 71, acquired under US Route 17, File 10.518, Tract 8.

Deed from Louis Rosen dated May 31, 1963 and recorded June 11, 1963 in Book X75 at Page 64, acquired under US Route 17, File 10.518, Tract 11.

Condemnation of Beatrice Heyward dated August 14, 1963 and recorded November 13, 1963 in Book A79 at Page 40 acquired under US Route 17, File 10.518, Tract 12.

Condemnation of the Victoria Jenkins Fuller Estate dated August 14, 1963 and recorded November 13, 1963 in Book A79 at Page 43, acquired under US Route 17, File 10.518, Tract 21.

Deed from Otis Williams dated May 6, 1963 and recorded May 30, 1963 in Book U75 at Page 267, acquired under Route 17, File 10.518, Tract 22.

Deed from Rosalie J. Momeier and the First National Bank of South Carolina, as Executrix and Executors of the Estate of R.F. Momeier dated June 7, 1963 and recorded June 12, 1963 in Book X75 at Page 116, acquired under US Route 17, File 10.518, Tract 23.

Deed from Samuel J. Lloyd dated August 22, 1963 and recorded September 9, 1963 in Book M77 at Page 243, acquired under US Route 17, File 10.518, Tract 24.

Deed from Ada Hamilton and Isaac Bryant, a/k/a Isaiah Bryant dated June 20, 1963 and recorded July 5, 1963 in Book B77 at Page 157, acquired under US Route 17, File 10.518, Tract 25.

Deed from Estelle Tompkins dated August 22, 1963 and recorded August 27, 1963 in Book M77 at Page 12, acquired under US Route 17, File 10.518, Tract 26.

Deed from Virginia E. R. Ehlers dated and recorded May 1, 1963 in Book B80 at Page 16, acquired under US Route 17, File 10.518, Tract 28.

Deed from Joseph A. Cirsosky, Paul F. Cirsosky, Mary C. Kornahrens, Virginia C. Welch and Louise C. Weatherford dated and recorded July 17, 1963 in Book B77 at Page 361, acquired under US Route 17, File 10.518, Tract 29.

Condemnation of the Estate of Charles W. Phillips dated July 15, 1963 and recorded July 25, 1963 in Book D77 at Page 183, acquired under Route I-26, File 10.517, Tract 60-A.

Condemnation of Helen Phillips Brown dated July 15, 1963 and recorded July 25, 1963 in Book D77 at Page 182, acquired under Route I-26, File 10.517, Tract 60-C and Route 17, File 10.518, Tracts 5-D, 9, and 10.

Deed from Louis Rosen, Kate R. Rosen, Nathan Rosen and Jack Rosen dated July 29, 1963 and recorded August 23, 1963 in Book H77 at Page 374, acquired under Route I-26, File 10.517, Tract 60 and Route 17, File 10.518, Tract 5.

Deed from Ben Johnson dated June 24, 1963 and recorded June 25, 1963 in Book X75 at Page 378, acquired under US Route 17, File 10.518, Tract 5-C.

Deed from Irene Daniel Meyers a/k/a Irene Daniel Myers dated February 18, 1963 and recorded February 20, 1963 in Book R78 at Page 284, acquired under Route I-26, File 10.517, Tract 22.

PARCEL B:

Deed from Euphrasia E. Lewis dated March 18, 1963 and recorded March 19, 1963 in Book U78 at Page 334, acquired under US Route 17, File 10.518, Tract 35.

Deed from Audrey Lewis Clark and Florence Lewis dated May 13, 1963 and recorded May 17, 1963 in Book B80 at Page 409, acquired under Route I-26, File 10.518, Tract 34.

Deed From Ellen Euphrasia Lewis dated April 2, 1963 recorded April 3, 1963 in Book W78 at Page 256, acquired under Route I-26, File 10.518, Tract 33.

Deed from Carrie Belle Priester dated and recorded May 30, 1963 in Book U75 at Page 269, acquired under US Route 17, File 10.518, Tract 32.

Deed from Albertha Jackson Mack dated and recorded April 10, 1963 in Book W78 at Page 393, acquired under Route I-26, File 10.518, Tract 31.

Deed from Edward Washington dated September 9, 1963 and recorded September 10, 1963 in Book M77 at Page 287, acquired under US Route 17, File 10.518, Tract 36.

Deed from Inez Moore dated May 21, 1963 recorded May 22, 1963 in Book U75 at Page 63, acquired under US Route 17, File 10.518, Tract 37.

Condemnation of the Estate of Peter Bennett dated August 10, 1964 recorded September 3, 1964 in Book E81 at Page 109, acquired under US Route 17, File 10.518, Tract 38.

Condemnation of the Estate of Sabrena Frost dated August 4, 1963 recorded November 13, 1963 in Book A79 at Page 39, acquired under US Route 17, File 10.518, Tract 39.

Deed from Melvin Whaley dated April 27, 1963 recorded April 29, 1963 in Book Y78 at Page 369 acquired under Route I-26, File 10.518, Tract 40.

Deed from Louis Rosen, Kate R. Rosen, Nathan Rosen and Jack Rosen dated August 20, 1963 recorded September 5, 1963 in Book M77 at Page 202 acquired under US Route 17, File 10.518, Tract 41.

Deed from Stephen P. Baskerville and Eliza Jane Baskerville dated and recorded April 22, 1963 in Book Y78 at Page 220 acquired under Route I-26, File 10.518, Tracts 30 & 30A

Deed from Louise McLeod Drayton dated October 7, 1965 recorded October 8, 1965 in Book Z83 at Page 416, acquired under US Route 17, File 10.518, Tract 30-B.

Condemnation of Carrie James and Lillian Boulware dated August 5, 1965 recorded October 28, 1965 in Book D84 at Page 39, acquired under US Route 17, File 10.518, Tract 30-C.

PARCEL C:

Condemnation of Louise Purvis Bell, Trustee and Augustus G. Purvis dated August 13, 1963 and recorded November 13, 1963 in Book A79 at Page 36, acquired under US Route 17, File 10.518, Tract 49.

Deed from Turner Advertising Company of South Carolina dated August 5, 1963 recorded September 4, 1963 in Book M77 at Page 164 acquired under US Route 17, File 10.518, Tract 50.
 Deed from Humble Oil and Refining Company dated November 1, 1963 and recorded December 2, 1963 in Book B79 at Page 263, acquired under US Route 17, File 10.518, Tract 51.
 Deed from Rosalie Pezant et al dated August 2, 1963 recorded October 14, 1963 in Book U77 at Page 179, acquired under US Route 17, File 10.518, Tract 48.
 Deed from Martha Pezant Hazel dated May 2, 1963 recorded May 7, 1963 in Book B80 at Page 158 acquired under US Route 17, File 10.518, Tract 47.
 Deed from Julia M. Pritchard dated and recorded April 29, 1963 in Book Y78 at Page 371, acquired under Route I-26, File 10.518, Tract 52.
 Deed from Mary Rivers dated June 12, 1963 recorded June 28, 1963 in Book B77 at Page 41, acquired under US Route 17, File 10.518, Tract 46.
 Deed from Julius Mitchell dated June 24, 1963 recorded June 25, 1963 in Book X75 at Page 376 acquired under Route I-26, File 10.518, Tract 53.
 Condemnation of Jerusalem Baptist Church et al dated August 14, 1964 recorded September 3, 1964 in Book E81 at Page 108 acquired under US Route 17, File 10.518, Tract 45.
 Condemnation of Jerusalem Baptist Church et al dated August 14, 1963 recorded November 13, 1963 in Book A79 at Page 37, acquired under US Route 17, File 10.518, Tract 44.
 Condemnation of Jerusalem Baptist Church et al dated August 14, 1963 recorded November 13, 1963 in Book A79 at Page 38, acquired under US Route 17, File 10.518, Tract 43.
 Deed from Esther Basser dated April 25, 1963, recorded April 26, 1963 in Book Y78 at Page 320, acquired under Route I-26, File 10.518, Tract 42.

PARCEL D:

Deed from the City Council of Charleston dated July 30, 1963 recorded July 31, 1963 in Book F77 at Page 271, acquired under US Route 17, File 10.518, Tract 56.
 Deed from Turner Advertising Company of South Carolina dated August 5, 1963 recorded September 4, 1963 in Book M77 at Page 163, acquired under Route 17, File 10.518, Tract 57.
 Deed from Vallie Tolbert dated and recorded August 28, 1963 in Book M77 at Page 60 acquired under Route I-26, File 10.518, Tract 58.
 Condemnation of Katie C. Solomon et al dated August 14, 1963 recorded November 13, 1963 in Book A79 at Page 34, acquired under US Route 17, File 10.518, Tract 55.
 Condemnation of the Estate of J.A. Barrineau et al dated August 14, 1963 recorded November 13, 1963 in Book A-79 at Page 24, acquired under US Route 17, File 10.518, Tract 59.
 Condemnation of the Estate of Congaree Jenkins dated August 14, 1963 recorded November 13, 1963 in Book A-79 at Page 35, acquired under US Route 17, File 10.518, Tract 54.
 Condemnation of Jerusalem Baptist Church et al dated August 14, 1963 and recorded November 13, 1963 in Book A79 at Page 33, acquired under US Route 17, File 10.518, Tract 60.

PARCELS E AND F:

Condemnation of Geraldine M. Henry et al dated August 13, 1963 recorded November 13, 1963 in Book A79 at Page 31, acquired under US Route 17, File 10.518, Tract 62.
 Condemnation of Samuel Brown Jr. et al dated August 14, 1963 recorded November 13, 1963 in Book A79 at Page 32 acquired under US Route 17, File 10.518, Tract 61.

Condemnation of Turner Advertising Co. et al dated August 14, 1963 recorded November 13, 1963 in Book A79 at Page 30 acquired under US Route 17, File 10.518, Tract 65.

Deed from B. Alston Moore, Executor of the Estate of Anna Dennis dated March 3, 1963 recorded May 4, 1963 in Book B80 at Page 101, acquired under US Route 17, File 10.518, Tract 66.

Deed from Ada Hamilton dated May 21, 1963 recorded June 17, 1963 in Book X75 at Page 203, acquired under Route I-26, File 10.518, Tract 67.

Deed from South Carolina Electric and Gas Company dated May 31, 1963, recorded July 17, 1963 in Book B77 at Page 363, acquired under US Route 17, File 10.518, Tract 64.

Deed from Thomas A. LeSaine and Herman B. LeSaine dated July 23, 1963 recorded August 14, 1963 in Book H77 at Page 173 acquired under US Route 17, File 10.518, Tract 63.

Deed from J.C. Brown dated June 27, 1963 recorded June 28, 1963 in Book B77 at Page 44 acquired under Route I-26, File 10.518, Tract 84.

Deed from Janie Mack dated and recorded September 5, 1963 in Book M77 at Page 201, acquired under US Route 17, File 10.518, Tract 83.

Deed from Yetta B. Rosen dated May 7, 1963 recorded May 16, 1963 in Book B80 at Page 381, acquired under US Route 17, 10.518, Tract 69.

Condemnation of Edna C. Parham dated August 13, 1963 recorded November 13, 1963 in Book A79 at Page 27, acquired under US Route 17, File 10.518, Tract 82.

Deed from Kate R. Rosen dated May 9, 1963 recorded May 16, 1963 in Book B80 at Page 379, acquired under US Route 17, File 10.518, Tracts 70 and 71.

Condemnation of the Estate of Daniel Johnson, et al dated August 14, 1963 recorded November 13, 1963 in Book A79 at Page 25, acquired under US Route 17, File 10.518, Tract 81.

Deed from William Perrineau dated and recorded May 13, 1963 in Book B80 at Page 262, acquired under US Route 17, File 10.518, Tract 72.

Deed from Louise Blake and Beatrice B. Dennis dated and recorded June 5, 1963 in Book U75 at Page 385, acquired under US Route 17, File 10.518, Tract 73.

Deed from Sammy Wright dated July 10, 1963 recorded July 12, 1963, in Book B77 at Page 276, acquired under US Route 17, File 10.518, Tract 80.

Deed from Minnie Z. Kaufman dated May 9, 1963 recorded May 13, 1963 and recorded in Book B80 at Page 261, acquired under US Route 17, File 10.518, Tract 74.

Condemnation of Toots Brown et al dated August 14, 1963 recorded November 13, 1963 in Book A79 at Page 26, acquired under US Route 17, File 10.518, Tract 79.

Condemnation of J.D. Stratos and Jerry Fordham et al dated August 14, 1963 recorded November 13, 1963 in Book A79 at Page 28 acquired under US Route 17, File 10.518, Tract 75.

Condemnation of Mt. Sinai Mission et al dated August 14, 1963 recorded November 13, 1963 in Book A79 at Page 29, acquired under US Route 17, File 10.518, Tract 76.

Deed from Ida Green Jenkins dated June 24, 1963 recorded June 25, 1963 in Book X75 at Page 377, acquired under US Route 17, File 10.518, Tract 77.

Deed from Clifton Iron dated and recorded July 24, 1963, in Book F77 at Page 115, acquired under US Route 17, File 10.518, Tract 68.

Deed from Charleston County to the State of South Carolina dated April 14, 1945 recorded April 16, 1945, acquired under US Route 17 & 710, Project A-176A, Tract 74A.

PARCEL J:

Deed from Nellie T. France dated and recorded March 27, 1963 in Book W78 at Page 112, acquired under Route I-26, File 10.517, Tract 62 and US Route 17, File 10.518, Tract 7.

Deed from Oscar L. Scott dated June 28, 1963 and recorded July 1, 1963 in Book B77 at Page 71, acquired under US Route 17, File 10.518, Tract 8.

Condemnation of Helen Phillips Brown dated July 15, 1963 and recorded July 25, 1963 in Book D77 at Page 182, acquired under Route I-26, File 10.517, Tract 60-C, and US Route 17, File 10.518, Tracts 5D, 9 and 10.

STATE OF SOUTH CAROLINA)
)
COUNTY OF CHARLESTON)

AFFIDAVIT

Date of Transfer of Title
Jan. 13, 2012

PERSONALLY appeared before me the undersigned, who being duly sworn, deposes and says:

- 1) I have read the information on this Affidavit and I understand such information.
- 2) The property is being transferred BY **THE SOUTH CAROLINA DEPARTMENT OF TRANSPORTATION TO CITY OF CHARLESTON** ON Jan. 13, 2012.
- 3) Check one of the following: **The DEED is:**
 - a) **___ subject to the deed recording fee as a transfer for consideration paid or to be paid in money or money's worth.
 - b) **___ subject to the deed recording fee as a transfer between a corporation, a partnership, or other entity and a stockholder, partner, or owner of the entity, or is a transfer to a trust or as a distribution to a trust beneficiary.
 - c) EXEMPT from the deed recording fee because (exemptions: # ** 2)
(Explanation, if required Transfer to a government entity.)
(If exempt, please skip items 4-6, and go to item 7 of this affidavit).
- 4) Check one of the following if either item 3(a) or item 3(b) above has been checked.
 - a) **___ The fee is computed on the consideration paid or to be paid in money or money's worth in the amount of \$**
 - b) **___ The fee is computed on the fair market value of the realty which is \$**.
 - c) **___ The fee is computed on the fair market value of the realty as established for property tax purposes which is \$**.
- 5) Check YES **___ or NO **___ to the following: A lien or encumbrance existed on the land, tenement, or realty before the transfer and remained on the land, tenement, or realty after the transfer. If YES, the amount of the outstanding balance of this lien or encumbrance is \$**.
- 6) The DEED Recording Fee is computed as follows:
 - a) \$** the amount listed in item 4 above
 - b) \$** the amount listed in item 5 above (no amount, place zero)
 - c) \$** Subtract Line 6(b) from Line 6(a) and place the result
- 7) As required by Code Section 12-24-70, I state that I am a responsible person who was connected with the transaction as: Grantor, Grantee or Legal Representative.
- 8) Check if Property other than Real Property is being transferred to this Deed.
 - a) ___ Mobile Home
 - b) ___ Other
- 9) DEED OF DISTRIBUTION – ATTORNEY’S AFFIDAVIT: Estate of _____, deceased
CASE NUMBER _____. Personally appeared before me the undersigned attorney who, being duly sworn, certified that (s)he is licensed to practice law in the State of South Carolina; that (s)he has prepared the Deed of Distribution for the Personal Rep. in the Estate of _____, deceased, and that the grantee(s) therein are correct and conform to the estate file for the above named decedent.

10) I understand that a person required to furnish this affidavit who willfully furnishes a false or fraudulent affidavit is guilty of a misdemeanor and, upon conviction, must be fined not more than one thousand dollars or imprisoned not more than one year, or both.

SWORN to before me this 18th day of Jan., 2012.

Diana B. Alexander
(Notary Public signs here)
Notary Public for South Carolina
My commission expires: 6-27-19

Kathryn E. Copeland (L.S.)
Grantor, Grantee or Legal Representative
Kathryn E. Copeland
Print or Type Name here

RECORDER'S PAGE



SWT

NOTE: This page MUST remain with the original document

Filed By:

HAYNSWORTH SINKLER BOYD, P.A.
P.O. BOX 340
CHARLESTON SC 29402 (BOX)

RECORDED		
Date:	January 25, 2012	
Time:	3:16:22 PM	
<i>Book</i>	<i>Page</i>	<i>DocType</i>
0229	858	Q/Claim
Charlie Lybrand, Register Charleston County, SC		

MAKER:

SCDOT

RECIPIENT:

CITY OF CHAS

of Pages: 12

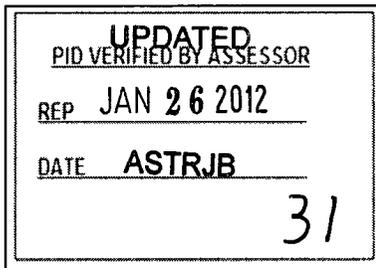
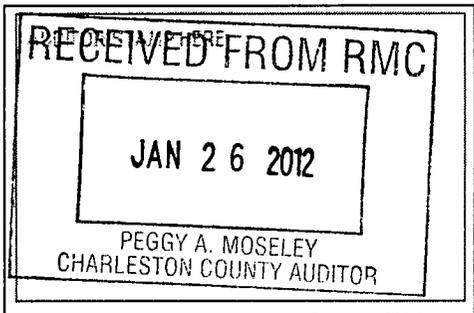
Note:

Recording Fee	\$ 10.00
State Fee	<EXEMPT>
County Fee	<EXEMPT>
Extra Pages	\$ 7.00
Postage	\$ -
Chattel	\$ -
TOTAL	\$ 17.00

Original Book:

Original Page:

DRAWER Drawer 2
CLERK SLW



A 459-5-4-207
B 459-5-4-208
C 459-5-4-209
D 459-5-4-210

E 459-5-4-211
F 459-5-4-212
J 459-5-4-216



0229
Book



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Recorded Date



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Original Book



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