



STATE OF SOUTH CAROLINA)
COUNTY OF HORRY)
TOWN OF SURFSIDE BEACH)

Resolution #18-187

THIS PARTIAL RELEASE OF EASEMENT ("Partial Release") is executed and entered into this _____ day of March, 2018, by and among **Surfside Healthcare, LLC**, a South Carolina limited liability company (hereinafter referred to as "Fee Owner"), and **Town of Surfside Beach** (hereinafter referred to as "Town of Surfside Beach").

WHEREAS, on September 3, 1987, Pavilack Realty & Rental Corporation, Sam Shaharabani and Jacob Hezkyahu granted an easement on certain property to the Town of Surfside Beach for the operation and maintenance of a stormwater drainage facility pursuant to Town of Surfside Beach Ordinance No. 85-0222, Stormwater Management Ordinance, which easement was recorded on March 12, 1990, in Deed Book 1375 at page 803, in the office of the Register of Deeds for Horry County; and

WHEREAS, Fee Owner desires that the Town release any easement rights over the property owned by the Fee Owner which is a portion of the property originally subject to described in the above referenced Easement.

NOW, THEREFORE BE IT RESOLVED, for One Dollar (\$1.00) and other good and valuable consideration paid each to the other, the receipt and sufficiency of which is hereby acknowledged, The Town of Surfside Beach does hereby release its easement over, under, along, and across such property owned by Fee Owner as described on Exhibit A attached hereto, provided however, nothing contained herein shall operate to prevent the Easement from applying to the remaining portion of the original property encumbered by the original easement not being released hereby. All terms and conditions of the Easement recorded in Deed Book 1375 at page 803 shall remain in full force and effect and unaltered hereby.

BE IT SO RESOLVED that the Town of Surfside Beach Town Council does duly authorized the implementation of the Partial Release of the easement described herein this ___ day, March of 2018.

Robert F. Childs, III Mayor

Ron Ott, Mayor Pro Tempore

Timothy T. Courtney, Town Council

Mark Johnson, Town Council

David Pellegrino, Town Council

Julie M. Samples, Town Council

Randle M. Stevens, Town Council

Attest:

Debra E. Herrmann, CMC, Town Clerk