

THE STATE OF SOUTH CAROLINA
COUNTY OF RICHLAND/LEXINGTON

)
)
)

RIGHT OF ENTRY AGREEMENT

Road/Route **I-20/I-26/I-126**
Project ID No. **P027662**
Tract **206**

THIS AGREEMENT entered into this _____ day of _____,
20_____, by and between **SBA Towers II LLC**, hereinafter referred to as “the Easement Holder”,
and South Carolina Department of Transportation, hereinafter referred to as “the Department”.

In consideration of mutual promises and covenants each running to the other, the receipt of which
is hereby acknowledged, the parties agree as follows:

1. The Easement Holder hereby grants to the Department and its contractors the
right to enter the property underlying its access and utility easements which are contained in that certain
Easement (hereinafter, “Easement”) recorded on **24 September 2008** in the Register of Deeds Office of **Richland**
County in Deed Book **1464**, Page **3707, et seq.**, to build the above referenced highway project. It further
grants to utility companies and their contractors the right to relocate utilities as necessary for the project,
but only within the limits of the new right of way. Said right to enter and relocate is contingent upon the
remaining portions of the Easement and Easement Rights (including access and utility easements) not
released by Easement Holder in the *Access and Utility Easements Release* being executed
contemporaneously herewith, remaining in full force, effect and function and being restored to their full use
for their intended purposes as set forth in the Easement.

2. At such time as the right of way for the above referenced project is acquired, the
Department agrees to pay just compensation.

3. The parties agree that for purposes of establishing just compensation, the date of this agreement shall be the date of taking for valuation purposes.

4. The granting of these rights to the Department and its contractors by the Easement Holder does not in any way constitute a waiver of any other rights of the parties under the Constitution, statutes, or rules and regulations relating to eminent domain and such rights are expressly reserved, except for the condition expressed in paragraph 3 above.

SBA Towers II LLC



Easement Holder

(L.S.)

Edward G. Roach

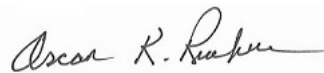
Printed or Typed Name

Vice President and Associate

Title

General Counsel

South Carolina Department of Transportation



Special Projects Manager, MBI

Asst. Director, Rights of Way for Mega Projects

May 11, 20 21