

June 20, 1997 (12:21pm)

STATE OF SOUTH CAROLINA )  
COUNTY OF BERKELEY ) QUIT-CLAIM DEED

KNOW ALL MEN BY THESE PRESENTS, that **THE CITY OF CHARLESTON**, a municipality organized under the laws of the State of South Carolina (the "Grantor") in the State aforesaid, for and in consideration of the sum of Ten (\$10.00) Dollars, the receipt and sufficiency of which is hereby acknowledged, to it in hand paid by **SOUTH CAROLINA STATE PORTS AUTHORITY**, an instrumentality of the State of South Carolina created by 1942 Act 626 of the South Carolina General Assembly (the "Grantee"), the receipt and sufficiency of which is hereby acknowledged, has remised, released and forever quit-claimed, and by these presents does remise, release and forever quit-claim unto the said Grantee, its successors and assigns the following described property, to-wit:

ALL those certain pieces, parcels or tracts of land situate, lying and being on Daniel Island, in the City of Charleston, Berkeley County, South Carolina, measuring and containing approximately 15.369 acres, more or less, in Parcel AA, Phase 3, all as more fully described on the attached Exhibit A, which is incorporated herein by reference.

Portion of TMS No. 277-00-00-003

Grantee's Address: 176 Concord Street, Charleston, SC 29401

RECORDED THIS 25th day of June 1997  
at CHARLESTON, BERKELEY COUNTY, S.C.

THIS CONVEYANCE IS MADE SUBJECT TO all covenants, restrictions, conditions and easements of record and that those certain matters set forth on the attached Exhibit B.

BY ACCEPTANCE OF THIS DEED, the Grantee hereby terminates and cancels all of its right, title and interest in that certain Right-of-Way Easement from the Harry Frank Guggenheim Foundation to the South Carolina State Ports Authority dated October 19, 1956, recorded in the RMC Office for Berkeley County on January 8, 1958 in Book C-54, Page 105.

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 and easements before mentioned, subject to the Permitted Exceptions, unto the said Grantee, its successors and assigns forever, so that neither the said Grantor nor its successors, nor any other person or persons claiming under them, shall at any time hereafter, by any way or means, have, claim or demand any right or title to the aforesaid Premises or appurtenances, or any part or parcel thereof, except as reserved herein, forever.

June 20, 1997 (12:31pm)

IN WITNESS WHEREOF, the Grantor has executed this Quitclaim Deed as of the 18th day of June, 1997.

IN THE PRESENCE OF:

CITY OF CHARLESTON

Sandra L. Cawley  
Maria L. Grant

By: Jerome Kinloch (L.S.)  
Its:

STATE OF SOUTH CAROLINA )  
COUNTY OF CHARLESTON )

ACKNOWLEDGMENT

I, FRANK J. CANNELL (Notary Public), do hereby certify that City of Charleston, by Jerome Kinloch, its Mayor Pro Tem, personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal this the 20<sup>th</sup> day of June, 1997.

Frank J. Cannell  
Notary Public for South Carolina  
My Commission Expires: 12-11-00

0010684 Bk: 1092 Pg: 0332

June 20, 1997 (12:21pm)

**EXHIBIT "A"**  
**City of Charleston to State Ports Authority**  
**Property Description**

**Parcel AA, Phase 3**  
**(15.369 Acres)**

ALL those certain pieces, parcels or tracts of land situate, lying and being on Daniel Island, City of Charleston, Berkeley County, South Carolina, measuring and containing 15.369 acres, more or less, and designated as Parcel AA, Phase 3, on a plat by Southeastern Surveying, Inc. entitled, "A SUBDIVISION PLAT OF A PORTION OF DANIEL ISLAND OWNED BY HARRY FRANK GUGGENHEIM FOUNDATION, DANIEL ISLAND DEVELOPMENT COMPANY AND THE CITY OF CHARLESTON, LOCATED ON DANIEL ISLAND IN THE CITY OF CHARLESTON, BERKELEY COUNTY, SOUTH CAROLINA", Sheets 1-4, dated January 3, 1997 with latest revision March 11, 1997 and recorded in the Berkeley County R.M.C. Office in Plat Cabinet M, Pages 309 through 312 (the "Plat"), the said parcel having such size, shape, dimensions, buttings and boundings, more or less, as will by reference to the Plat more fully appear which Plat is incorporated herein by reference.

Being a portion of the property conveyed to the City of Charleston by Deed of Daniel Island Development Company, Inc. dated June 16, 1995 and recorded in the RMC Office for Berkeley County in Book 681, Page 398 on June 23, 1995 and by Corrective Deed from Daniel Island Development Company to the City of Charleston dated August 28, 1995 and recorded in the RMC Office for Berkeley County in Book 722, Page 2 on August 31, 1995.

June 20, 1997 (12:21pm)

**Exhibit B**  
**City of Charleston to SPA**  
**Title Exceptions and Restrictions**

The Property is transferred, conveyed and granted subject to the following restrictions, covenants and encumbrances:

1. The Amended and Restated Agreement Regarding Noise and Light Standards dated as of June 18, 1997 and recorded simultaneously herewith in Book 1013, Page 5 which amends and restates the agreement dated November 19, 1992 recorded in Book 206, Page 335.
2. The Amended and Restated Agreement Regarding Berm and Sound Wall dated as of June 18, 1997 and recorded simultaneously herewith in Book 1013 Page 31 which amends and restates the agreement dated November 19, 1992 recorded in Book 206, Page 324.
3. The Amended and Restated Grant of Easement and Intersection Agreement dated as of June 18, 1997 and recorded simultaneously herewith in Book 1013, Page 12 which amends and restates the agreement dated November 19, 1992 recorded in Book 206, Page 312.
4. The unrecorded Agreement Concerning Spoil Disposal for Charleston Maritime Center Project dated June 19, 1995 by and between the City and Daniel Island Development Company, Inc.
5. The Development Agreement between the City and the State Ports Authority dated as of June \_\_, 1997 and recorded in the Berkeley County R.M.C. Office in Book \_\_\_\_, Page \_\_\_\_.

STATE OF SOUTH CAROLINA )  
COUNTY OF BERKELEY )

## AFFIDAVIT OF TRUE CONSIDERATION

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

1. I have read the information on the back of this affidavit and I understand such information.
2. The property being transferred is 15.369 acres, Parcel AA, located on Daniel Island, City of Charleston, bearing BERKELEY COUNTY TAX MAP NUMBER \_\_\_\_\_, to the SOUTH CAROLINA STATE PORTS AUTHORITY on June 24, 1997.
3. The deed is NOT EXEMPT from the deed recording fee, and the FAIR MARKET VALUE IS N/A.
4. The deed is exempt from the deed recording fee because (Use new exemption numbers and explain reason for exemption):  
EXEMPTION #2 AND EXPLANATION FOR EXEMPTION: Transferring realty to a instrumentality of the State of South Carolina created by 1942 Act 626 of the South Carolina General Assembly.
5. As required by code Section 12-24-70, I state that I am a responsible person who was connected with the transaction as an attorney.
6. 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.

Shirley M. Smythe, Attorney

Sworn to and subscribed by me this  
21 day of June, 1997

Elizabeth W. Attie  
Notary Public for South Carolina  
My Commission Expires: Oct 12, 2004

FILED, REC'D, INDEXED  
06/25/97 10:04 AM  
Notary Public  
St. Paul, MN  
Register of Deeds  
Conveyance  
Cynthia A. Fortis