

# County of Greenwood



## Request to Perform Activities And Use Agreement for Activities within Lake Greenwood

County Tax Map Number of Lake Property: \_\_\_\_\_

Address of Lake Property: \_\_\_\_\_

Name(s) of Owners(s) : \_\_\_\_\_

Mailing Address: \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip \_\_\_\_\_

Daytime Phone \_\_\_\_\_ Evening Phone \_\_\_\_\_ Cell Phone \_\_\_\_\_

Email: \_\_\_\_\_

Contractor: \_\_\_\_\_

**The undersigned hereby applies for permission to \_\_\_construct, \_\_\_repair, or \_\_\_remove encroachment(s) within the Project Boundary of Lake Greenwood as follows:**

Check all that apply

<input type="checkbox"/> Pier or Dock	<input type="checkbox"/> Boat slip	<input type="checkbox"/> Boat Lift
<input type="checkbox"/> Roof over pier or dock	<input type="checkbox"/> Roof over boat slip	<input type="checkbox"/> Irrigation
<input type="checkbox"/> Retaining wall	<input type="checkbox"/> Rip rap	<input type="checkbox"/> Boat Ramp
<input type="checkbox"/> Silt Removal _____	<input type="checkbox"/> Other _____	

**A drawing is required for requests for new docks and piers.**

**Please initial in correct space below:**

The above address is located in \_\_\_\_\_ subdivision/neighborhood. This  
SUBDIVISION NAME  
subdivision/neighborhood \_\_\_\_\_ **DOES** / \_\_\_\_\_ **DOES NOT** have restrictive covenants,  
INITIALS INITIALS  
conditions, and/or deed restrictions for Lake Encroachments on the above referenced lake property.

**Office Use:**

- Lake Mgmt has received written consent from HOA/ARB for subdivisions/neighborhoods with restrictive covenants.
- Lake Mgmt has been informed by applicant that restrictive covenants do not exist for the subdivision and/or lot is not in a subdivision.

In order to induce Greenwood County to grant me the permissions requested herein,

Updated 11/14/16

1. I certify, under penalty of perjury, that:
  - a. The above information accurately describes all encroachments which extend from my property into the Federal Project of Lake Greenwood.
  - b. All plumbing facilities on my property feed into a sewage disposal system which is adequate to prevent sewage effluent from discharging into the waters of the Federal Project Boundary of Lake Greenwood.
  
2. I have been informed that:
  - a. Greenwood County purchased the parcels of property, which make up the lake bed, from various property owners in 1936.
  - b. As a result of those purchases, Greenwood County is the sole owner of the entire lake bed, including those parts which are located in Laurens and Newberry Counties.
  - c. In most cases, the normal high water level does not usually reach the top of the lake bed. As a result, there is usually a strip of dry land between the water and my property. This strip is part of the lake bed owned by Greenwood County.
  - d. The privilege of entering the Federal Project Boundary of Lake Greenwood from my property and the privilege of constructing and using encroachments (such as a dock or boat ramp) within the lake is strictly by permission of Greenwood County, and Greenwood County may withdraw permissions at any time.
  - e. Violating the rules and regulations governing activities within the Federal Project Boundary of Lake Greenwood carries civil and/or criminal penalties.
  
3. I acknowledge that:
  - a. Greenwood County is merely granting me temporary licenses to perform specified activities within the Federal Project Boundary of Lake Greenwood and is not granting me any vested rights.
  - b. The granting of any permissions by Greenwood County are not intended to and shall not be construed to grant or restore to me, or to anyone claiming through me, any rights which my predecessors in title conveyed to or released to Greenwood County, or which were subsequently acquired by Greenwood County, by whatever means.
  - c. The granting of any permissions by Greenwood County does not necessarily mean that I have obtained all permissions that are necessary. In certain circumstances, permission from SC DHEC, FERC or other entities may also be required.
  - d. Water levels of the lake will fluctuate from time to time as a result of flooding or droughts and also during certain times of the year as directed by governing regulations.

4. I agree to:
  - a. Conduct myself in accordance with the rules and regulations adopted by the Greenwood County Council, as well as other governing authorities, as the same may be amended from time to time.
  - b. Maintain all encroachments extending from my property, into the Federal Project Boundary of Lake Greenwood, in a good state of repair and in constant compliance with the rules and regulations.
  - c. Keep myself informed of any changes to the rules and regulations concerning the use of Lake Greenwood.
  - d. Indemnify Greenwood County and hold Greenwood County harmless:
    - i. From any liability to persons or property as a result of the presence of any encroachment extending from my property into the Federal Project Boundary of Lake Greenwood.
    - ii. From any liability for damage to any objects (such as boats) which I or my guests may leave in the Federal Project Boundary of Lake Greenwood, as a result of fluctuations in water levels or otherwise.
5. I have been informed that there are areas around the lake which are designated as historical properties and/or archaeological sites. These areas are monitored and inspected by Greenwood County. In accordance with the SC Underwater Antiquities Act of 1991, in the event archaeological materials or paleontological remains are found during the course of work within Lake Greenwood, all work must cease immediately, and I must contact Greenwood County Lake Management immediately.
6. I have been informed that this agreement must be recorded with the Register of Deeds for the County in which the affected lake property is located within thirty (30) days after the date of execution.
7. I have been informed that this agreement expires sixty (60) days after my interest in my lake property is transferred to another person by conveyance or by operation of law and that any person or entity acquiring my interest must thereafter enter into a new use agreement with Greenwood County.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print

\_\_\_\_\_  
Print

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Print

\_\_\_\_\_  
Print

Signed, sealed and delivered  
In the presence of:

\_\_\_\_\_  
Witness #1

\_\_\_\_\_  
Witness #2

STATE OF \_\_\_\_\_ )

COUNTY OF \_\_\_\_\_ )

**ACKNOWLEDGEMENT**

The foregoing instrument was sworn to and acknowledged by me by  
the above persons on \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
**Notary Public**

My commission expires \_\_\_\_\_.

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Notes:

1. Please mail completed application to 600 Monument St, Ste 19, Greenwood, SC 29646 or fax to (864) 942-3141.
2. Please mail neighbor notification forms to adjacent neighbors and provide **Lake Management date of mailing**.
3. Incomplete or incorrect applications will delay processing of your application. Surveys may be required.
4. For applicants who reside within Subdivisions/Neighborhoods with restrictive covenants for encroachments, written consent from the HOA/ ARB must accompany this application.

# County of Greenwood

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## Neighbor Notification Form

To: \_\_\_\_\_  
Print Adjoining Landowner's Name

Mailing Address: \_\_\_\_\_

This notice is to inform you that the undersigned has submitted an Application to Greenwood County for Permission to perform the following work within the Project Boundary of Lake Greenwood:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Owner Name: \_\_\_\_\_ Location: \_\_\_\_\_

Since your property adjoins my property, this notice is being sent to you. You may submit written comments in support or opposition to the proposed work to:

Lake Management Department  
600 Monument Street, Ste 19  
Park Plaza Box 120  
Greenwood SC 29646

Comments will be received for a period of ten days after this notice is mailed.

Sign: \_\_\_\_\_

Sign: \_\_\_\_\_

Print: \_\_\_\_\_

Print: \_\_\_\_\_

Date of Mailing: \_\_\_\_\_

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