

## PLAINTIFFS' EXHIBIT 8.

1348 Warranty Deed                      Dated May 1, 1897  
 Alfred Dolge & Auguste        Ack. May 1, 1897  
       Anna Dolge, his wife        Rec. July 16, 1897  
     to                      Liber 101 Dp. 45  
 The Caroga Land Com-  
       pany

Conveys among other lands,

## FULTON COUNTY

## GLEN, BLEECKER &amp; LANSING'S PATENT

\* \* \* \* \*

1349 "*Fourth.*" The whole of Great Lot 60 in said patent comprising about 1000 acres. \* \* \*  
 The said land and premises above described in paragraphs "*Fourth*" "*Fifth*" and "*Sixth*" are a part of the lands conveyed by William Claffin and wife to Alfred Dolge by deed dated the seventeenth day of June 1892 and acknowledged on the same day and heretofore recorded in the Fulton County Clerk's Office, and this conveyance is made subject to the exception and reservation in said deed contained.

1350 EXCEPTING and RESERVING, however, to the parties of the first part, their heirs and assigns, out of and from the premises above described and conveyed and all of them.

*First.* The right to raise the water in the lake known as the East Canada Lake and the other lakes, bodies and streams of water connected therewith and adjacent thereto, not to exceed six feet perpendicularly above the present average high water mark, and to flow such part of the

*Plaintiffs' Exhibit 8.*

lands above conveyed as may be necessary for that purpose, and to build, erect and maintain all necessary dams, embankments and other erections, constructions and appliances as may be necessary for that purpose and to maintain the water at such height above the present average high water mark of said lake as the parties of the first part, their heirs and assigns may see fit, and to flow such part of the land above conveyed, at all times. 1351

*Second.* All the lakes and streams of water upon the lands above described, or any of them, and the land covered by and under the waters of any such lakes, bodies of water, or streams. 1352

*Third.* Reserving also to the parties of the first part, all the rights reserved in any and all of the deeds or conveyances of every name and nature heretofore made by William Claffin and wife, or by Albert N. Simmons and others, and which said rights reserved have descended to the parties of the first part, by deed, grant, prescription or in any other way or manner whatsoever.

*Fourth.* A right of way across the lands hereby conveyed and any and all of the same to the parties of the first part, their heirs and assigns or any of them, for the purpose of crossing and re-crossing by themselves, their agents and servants or others, by their authority or under the direction to and from any other lands owned by the parties of the first part, or to and from the public highways to any of the bodies of water or streams on the lands hereby conveyed, and the right to cross and re-cross the same at all times. 1353

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1354 *Fifth.* The right to enter upon any of the lands now under water, for any of the purposes of the parties of the first part or either of them, their heirs and assigns.

1355 It is further understood, covenanted and agreed that Alfred Dolge, one of the parties of the first part, will within three months from the date of this instrument, locate permanently the proposed dam or dams and determine the flow line of the lands, the right to flow, which is reserved in and by this instrument above mentioned and referred to, and to cause to be made maps and profiles thereof and deliver copies of the same to the party of the second part and also to make and execute in due and legal form an instrument in writing locating said dams and defining said flow lines, which instrument may be filed and recorded and the same shall be taken as part of or supplementary to this conveyance.

Together with the appurtenances and all the estate and rights of the parties of the first part in and to said premises.