

S S Marshall. Together with all singular the rights  
 Members Beneficiaries & appurtenances to the said  
 premises belonging or in anywise incident or  
 appertaining. Do have and to hold all and  
 singular the premises before mentioned unto the  
 said W L Mauldin & S S Marshall their heirs  
 & assigns forever freed from and discharged of  
 all further Trust whatsoever. And we do hereby  
 bind ourselves our heirs Executors & Administrators  
 to warrant & defend all and singular the  
 said premises unto the said W L Mauldin and  
 S S Marshall their heirs & assigns against us  
 our heirs and any other person whomsoever  
 lawfully claiming or to claim the same or any  
 part thereof by Whomsoever under us as Trustees  
 aforesaid witness our hands & seals this 14 day  
 of January in the year of our Lord one thousand  
 eight hundred & seventy five and in the  
 year of the Independence of the United States  
 of America, Signed Sealed & Delivered in the  
 presence of  
 W L Mauldin  
 S S Marshall  
 W L K Griffin  
 Trustees

State of South Carolina Personally appeared before  
 S S Marshall County W L K Griffin & make  
 oath that he saw Whitmer Symmes & Thomas C Lower  
 sign seal & deliver the above conveyance for the purposes  
 therein mentioned and that he is  
 Markley in the presence of each other witnessed  
 the execution thereof sworn to before in  
 this 27<sup>th</sup> day of January 1875  
 W L K Griffin  
 Public

Entered in the auction office  
 Rec 27 January 1875

124	To	The State of South Carolina
	Deed	When as on the 18 <sup>th</sup> day of May AD 1874 Emma M Westfield and Whitmer Symmes Plaintiffs exhibited their complaint for relief in the Court of Common Pleas for the County of Greenville and State aforesaid against Thomas M Cox Thomas C Lower William Birnie and others Defendants wherein amongst things it was alleged that one John Westfield now deceased on the day of AD 1873 sold and conveyed to the Plaintiff Whitmer Symmes and Thomas M Cox & Thomas M Cox and Tho C Lower the Defendants and one James Birnie also now deceased an

undivided four (4-5) fifth interest in and to certain  
 Real Estate in and about the City of Greenville  
 in the County and State aforesaid and more  
 particularly described in the Deed of conveyance  
 of that date and on the 30 day of September AD 1873  
 the said John Westfield agreed to sell to the firm  
 of Cox & Birnie & Co (which was composed of  
 himself & others parties last above named certain  
 other lots pieces or parcels of land in and near  
 the said City of Greenville & County & State aforesaid  
 and were particularly described in said  
 agreement and that the said parties who were  
 interested in the lands above mentioned in order  
 to facilitate the sale and transfer of said lands had  
 agreed to and amongst themselves to convey all  
 of the said lands in trust to two of their number  
 to sell & divide the proceeds of sale amongst  
 the parties according to their respective interests  
 and prayed amongst other things that these  
 matters might be inquired into and if found  
 advisable to carry out the said agreement in  
 reference to a Trust Deed that a suitable trust  
 Deed be reported together with some suitable  
 person or persons to act as trustee or trustees  
 and whereas upon the said cause being heard  
 on the 17 day of June AD 1874 it was referred  
 to a Special Referee to report on various  
 matters embraced in the pleadings in said  
 cause and upon the report of said Special  
 Referee coming in containing the various  
 recommendations therein most fully set forth  
 it was on the 7<sup>th</sup> day of August AD 1874  
 amongst other things ordered that Whitmer  
 Symmes & Thomas C Lower be appointed  
 Trustees to whom William A M Daniel  
 Clerk of the said Court should convey the said  
 lands to have & to hold the same to for & upon  
 the purposes and trust as set forth and  
 declared in the Deed reported by the said  
 Referee & whereas the said William A M  
 Daniel Clerk as aforesaid did convey the lands  
 mentioned in the pleadings to the said Trustees  
 now therefore know all men by these presents  
 that we Thomas C Lower & Whitmer Symmes  
 Trustees as aforesaid by virtue of the power  
 conferred upon us in and by the order &  
 Trust Deed aforesaid upon the written  
 request of the Estates Eye Trust hereunto  
 endorsed and in the performance of  
 our duty as such Trustees and also in  
 consideration of the sum of \$1000