

GREENVILLE CO. S. C.

MAY 5 10 11 AM 1958

STATE OF NORTH CAROLINA) OLLIE FARNSWORTH
) : R.M.C. WAIVER AND QUITCLAIM DEED
COUNTY OF HENDERSON))

WHEREAS, An action was instituted on the 21st day of August, 1957, by Fidelity Federal Savings and Loan Association against Robert M. Callahan for the foreclosure of a certain mortgage executed by Robert M. Callahan to Fidelity Federal Savings and Loan Association, recorded in Volume 682 at page 152 and a Lis Pendens was duly prepared, a copy of which is found in the files of the attorney for the Plaintiff (now filed as a part of the Jugment Roll H-36), said copy bearing date of August 21, 1957, and

WHEREAS, for some unexplainable reason, the original was misplaced and not recorded in the Office of the Clerk of Court, and

WHEREAS, the property described in said mortgage was sold pursuant to the Decree of the Court to T. R. Machen, who subsequently conveyed the property to Charlotte Rigby Bailey, by deed recorded in Deed Book 593 at page 170, and

WHEREAS, some question has now arisen by reason of the fact that the Lis Pendens was not recorded,

NOW, THEREFORE, in order to remove any such defect, I, Robert M. Callahan, for value received, hereby waive any right or claim which I might now have by reason of said Lis Pendens not being recorded and do hereby grant, convey and quitclaim unto Charlotte Rigby Bailey any and all interest which I may now have in the following described real estate:

"All that certain piece, parcel or lot of land situate, lying and being in Butler Township, Greenville County, State of South Carolina, on the Butler Springs Road, about four miles from the City of Greenville, and having the following metes and bounds, to-wit:

BEGINNING at an iron pin on Butler Springs Road, and running thence N. 61-00 W. 273.3 feet to an iron pin; thence N. 01-58 E. 157 feet to an iron pin; thence N. 12-25 E. 238.8 feet to an iron pin; thence N. 38-00 E. 91.8 feet to an iron pin; thence S. 63-25 E. 408.9 feet to an iron pin; thence S. 30-13 W. 476.7 feet to the beginning corner, and containing 3.96 acres, more or less. "

(Continued on next page)

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