

State of South Carolina } Agreement.  
County of Greenville }

This agreement made March 21st, 1923 by and between J. J. McSwain and Maus Bros, Inc. Witnesseth:

I That the agreement heretofore made between the same parties dated July 22nd, 1919 and recorded in the P.M.C. office for Greenville County in Vol. 47, page 452, is hereby modified and the rights of the parties fixed and determined in the following recitals, to-wit: that J. J. McSwain shall erect a three-story wall connecting the rear of his present brick building which faces on Cook street and the rear of the present brick building belonging to Maus Bros, Inc. which faces on Oak street, and shall erect upon the top of the present wall belonging to Maus Bros, Inc. the same being two-stories high and being along the north wall of their lot, a wall extending the same three-stories high by adding an additional story, all at the expense of the said J. J. McSwain, and in consideration thereof and in view of the fact that said wall is located entirely upon the land of the said Maus Bros, Inc. the said Maus Bros, Inc. shall have the right to use said complete wall without paying anything whatsoever by way of contribution to the said J. J. McSwain for having erected the same.

II That in the event of the use by said Maus Bros, Inc. of said wall or walls, and especially of the wall already built by J. J. McSwain and situated along the party line and being the south wall of the brick building facing on Cook street, all requirements of the ordinances of the City of Greenville, S.C. with respect to thickness of walls shall be observed and complied with, whether by thickening said wall, or otherwise, to support three or more stories if desired by Maus Bros, Inc. but at their own expense.

III That in the event the said Maus Bros, Inc. use as herein stated the wall already build

by the said J. J. McSwain the same shall be without contribution to the said J. J. McSwain any payment for such use; and in the event that the said Maus Bros, Inc. shall build said wall three stories or more higher in that event the said J. J. McSwain may use such wall as raised higher without contributing any part of the expense of such erection to the said Maus Bros, Inc.

In witness whereof we have herewith set our hands and seals in duplicate, this March 21, 1923.

Witnesses

Maude B. Mitchell

W. B. Mc Gowan

J. J. McSwain

Maus Bros, Inc.

By A. H. Maus

S. J. Fry

State of South Carolina }  
County of Greenville }

Personally appeared before me U. B. Mc Gowan who upon oath says that he saw the above named J. J. McSwain and Maus Bros, Inc. by A. H. Maus, sign, seal and as their act and deed, deliver the within written instrument, and that he with Maude B. Mitchell witnessed the execution thereof. Sworn to and subscribed to before me this 21st day of March, 1923.

H. H. Harris (P.S.)  
Notary Public for S.C.

U. B. Mc Gowan.

Recorded March 21st, 1923.

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