



BOOK 1376 PAGE 889

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)

LOAN MODIFICATION AND ASSUMPTION AGREEMENT

THIS AGREEMENT made and entered into this the 30th day of July, 1976, by and between Bankers Trust of South Carolina (hereinafter sometimes referred to as the "Bank"); Lyda G. Benston; Lyda Benston Thompson; T. J. Benston, Jr. and William G. Benston, both individually and as Executors and Trustees under the Will of the said Thomas Jean Benston, deceased; all of Greenville, South Carolina.

W I T N E S S E T H :

WHEREAS, the Bank is the owner and holder of certain promissory notes executed by T. J. Benston, dated February 8, 1974 in the amount of \$70,000.00 and dated March 5, 1976 in the amount of \$75,000.00 both of which notes are secured by mortgages of real estate recorded in the RMC Office for Greenville County, South Carolina in Mortgage Book 1301, Page 375 and Mortgage Book 1364, Page 381, respectively on property briefly described as follows:

ALL that certain piece, parcel or lot of land, with all improvements thereon, or hereafter constructed thereon, situate, lying and being in the State of South Carolina, County of Greenville, Greenville Township near the northwest corporate limits of the City of Greenville, on the western side of Riverside Road, also known as the Old Bleachery Road, and having the metes and bounds shown on a plat of property of T. J. Benston prepared by Dalton and Neves, November 1949.

WHEREAS, the maker of said notes, T. J. Benston, Sr., died testate July 4, 1976 leaving as his beneficiaries, devisees and legatees the undersigned Lyda G. Benston, Lyda Benston Thompson, T. J. Benston, Jr., and William G. Benston; and the said T. J. Benston, Jr. and William G. Benston are the duly appointed, authorized and acting Executors and Trustees under his Last Will and Testament; all of which appears in the records of the Greenville County Probate Court in Apartment 1429, File 14; and

WHEREAS, at the time of the death of T. J. Benston all of the note dated March 5, 1976 had been disbursed except for the sum of \$18,000.00; and

WHEREAS, the undersigned have requested that the Bank disburse the

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