

ADDRESS:

P. O. Box 7618  
Greenville, S. C. 29610

JOHN M. DILLARD, P.A., GREENVILLE, S. C.

STATE OF SOUTH CAROLINA  
COUNTY OF GREENVILLE

TITLE TO REAL ESTATE AND RESTRICTION

KNOW ALL MEN BY THESE PRESENTS, that LEOLA F. SMITH, individually and as Executrix of the Estate of Grady L. Smith, Deceased, Mildred A. Smith and Allene Smith Jones

in consideration of Ninety-one Thousand Two Hundred and no/100ths (\$91,200.00) ----- Dollars

the receipt of which is hereby acknowledged, have granted, bargained, sold, and released, and by these presents do grant, bargain, sell and release unto GRACELAND CEMETERY DEVELOPMENT CORPORATION, its successors and assigns, forever:

ALL that piece, parcel or tract of land containing 16.52 acres, more or less, situate, lying and being at the southeastern corner of the intersection of the Woodruff Road (South Carolina Highway No. 146) with South Carolina No. 14, in Butler Township, Greenville County, South Carolina, being known as a portion of Tract No. 2 on a plat of the PROPERTY OF B. L. SMITH, and shown on a plat of the PROPERTY OF GRADY L. SMITH made by W. J. Riddle, dated May 2, 1934, and having according to a more recent plat of the PROPERTY OF THE GRADY L. SMITH ESTATE AND FRED B. JONES, made by C. O. Riddle, Surveyor, dated April 25th, 1980, recorded in the RMC Office for Greenville County, S. C., in Plat Book 8A, page 70, the following metes and bounds, to-wit:

(16) - 115-539.3-1-24.1

BEGINNING at an iron pin at the southeastern corner of the intersection of the Woodruff Road with South Carolina Highway No. 14 and running thence with the southern side of the right of way of the Woodruff Road, S. 82-26 E., 529.09 feet to an iron pin at the corner of property owned by Fred B. Jones; thence with the line of said property, S. 6-31 W., 1,547.41 feet to an iron pin and stone; thence along the property of known as Saddle Horse Farms, N. 60-49 W., 451.82 feet to an iron pin on the eastern side of the right of way of South Carolina Highway No. 14; thence with the eastern side of the right of way of South Carolina No. 14, N. 0-51 E., 137.59 feet to an iron pin; thence continuing with said side of the right of way of South Carolina Highway No. 14, N. 0-16 W., 1,205.82 feet to an iron pin; thence with the southeastern side of the intersection of South Carolina Highway No. 14 with Woodruff Road, N. 48-39 E., 65.72 feet to an iron pin, the point of beginning.

The above described property is a portion of the same devised to Grady L. Smith under the Last Will and Testament of his father, B. L. Smith, in Item Two as will appear by reference to the records of the Probate Court for Greenville County, South Carolina, contained in Apartment 238, File 2. Grady L. Smith died a resident of Greenville County, South Carolina, on May 14, 1947, devising a life estate in the above described property to his wife, Leola F. Smith, with a remainder interest to his son, Grady Freeman Smith, as will appear by reference to the records of the Probate Court for said County and State contained in Apartment 530, File 2.

Grady Freeman Smith died intestate a resident of Greenville County, South Carolina, on April 19th, 1964, survived by his wife, Mildred A. Smith, and his two children, Michael F. Smith and Douglas Lee Smith, as his sole heirs at law, as will appear by reference to the records of the Probate Court for said County and State, appearing in Apartment No. 868, File No. 1.

The Grantee agrees to pay Greenville County property taxes for the tax year 1980 and subsequent years.

Leola F. Smith, individually and as Executrix of the Estate of Grady L. Smith, Deceased, has executed this deed of conveyance to convey the interest of all parties to the action of Leola F. Smith, et al vs. Allene Smith Jones, et al, Case No. 80-CP-23-1581, pursuant to the Decree of the Hon. Robert W. Hayes, Presiding Judge of the Thirteenth Judicial Circuit, dated July 25th, 1980, appearing in Judgment Roll No. 80-4199, with the exception of the interest of Mildred A. Smith, who has executed this deed. Allene Smith Jones has executed this deed to quitclaim any interest she may have in and to the above described property.

The Grantors to this deed do hereby impose upon their adjoining property, pursuant to said Decree dated July 25th, 1980, the following covenant which shall be a covenant running with the land binding upon the Grantors, their heirs, assigns, successors, executors and administrators, for the benefit of the Grantee, as follows:

No part of property owned by Leola F. Smith, as life tenant, or Allene Smith Jones, Mildred A. Smith, Michael F. Smith or Douglas Lee Smith, if living, and the sole heirs at law and devisees of Douglas Lee Smith, if he be deceased, in remainder, located on the northern side of Woodruff Road, in Greenville County, South Carolina, shown on the Greenville County Tax Maps as Lot 24, Block 1, on Sheet 539.3, in Tax District 115 (the same being a portion of Tract 2 of the B. L. Smith Estate and a portion of Tract 7 of the Q. A. Greene property) shall ever be used for the parking, placing or

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