STATE OF SOUTH CAROLINA JONE 3 46 PH 182

REAL PROPERTY AGREEMENT

THIS REAL PROPERTY ACREEMENT entered into this 16th day of

November , 1981, by and between COTHRAN & DARBY BUILDERS, INC.

(Seller) and LELAND A. HENSON, JR. and DEBORAH R. HENSON (Purchasers)

WITNESSETH:

whereby Seller has agreed to sell to the Purchasers the following described real estate:

Lot 401, Sugar Creek, Map Three, Section II, Corner of Sweetwater Road and Woody Creek Road, near the City of Greenville, South Carolina

and is entered into simultaneously with the Contract of Sale aforesaid, and

WHEREAS, in the negotiations between the parties for the sale of said real estate, this Agreement had an influence on the purchase price as finally agreed upon by the parties,

NOW, THEREFORE, for and in consideration of the sale and purchase of said real estate and of the mutual covenants herein contained, the parties hereto agree as follows:

- (1) The Seller does hereby agree to convey by good and marketable fee simple deed the real property described above in accordance with the Contract of Sale entered between the parties hereto of even date herewith.
- (2) The Purchasers agree that at such time as they shall sell the real estate described above, out of the proceeds of sale the Seller shall be paid thirteen (13%) percent of the gross sales price, i.e., if the sales price is \$100,000.00, the amount to be paid will be \$13,000.00, with no deductions for any expenses of sale. Upon recording of this Agreement in the RMC Office for Greenville County, this shall be notice to all third parties of this charge against the said proceeds of sale.
- (3) On the death of the survivor of the Purchases, if neither has transferred by deed his or her interest to the other, then the Seller shall be

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