

And purpose within mentioned, and that he saw Samuel 230
Coble assign his name as witness with himself to the due
execution of the same sworn to and subscribed before me on
and date above. Wm H. H. Sullivan } Tho. Hay
E }
[Recorded April 25 1821]

230

The State of South Carolina To all whom these presents shall come
I Thomas Payne of the district Greenville and a state aforesaid
send greeting, whereas I Thomas Payne by two promissory notes of
hand bearing date the twenty seventh of November Anno Domini one
thousand eight hundred and twenty, stand indebted, to William Toney
of the State and district aforesaid in the sum of Six hundred and sixteen
dollars & 13/100 payable to said Toney on the thirtieth day of the
present month November, and one other note given by me to said
William Toney and in case by said Toney to David Teary for the
purpose of obtaining a loan for the use of said Payne drawn paya-
ble to said Toney three day after date, made on the twenty seventh
day of this month November aforesaid, for the sum of one hundred
and sixty five dollars Now know all men by these presents that
that I the said Thomas Payne for and consideration of the
said sums aforesaid of seven hundred and eighty one dollar 13/100
and for better securing the payment thereof to the said William
Toney his heirs or assigns, Have granted bargained sold & released
and by these presents do grant bargain sell ^{or} ~~sell~~ unto the said
William Toney all that plantation or tract of land containing
eighty five and one third acres and one other tract containing forty
acres (more or less) being being the place where I now live, which
I bought of James Tarrant Situate in the district aforesaid on
the Golden Grove creek it being part of a tract of Land originally
granted to John Boire and hath such lines, being, and bounda-
ries as is laid down by a deed from said James Tarrant to the
said Thomas Payne, Together with all and singular the rights
members hereditaments & appertinances to the said premises belo-
nging or in any wise incident or appertaining To Have and to
Hold, all and singular the premises before mentioned unto the
said William Toney his heirs and assigns forever, and I do her-
eby bind my self my heirs Executors and administrators to warrant
and forever defend all & singular the said premises unto
the said William Toney his heirs & assigns against myself &
my heirs and against all and every other person or persons lawf-
ully claiming or to claim the same or any part thereof.
Provided all ways nevertheless, and it is the true intent and ma-
-aning of the parties to these presents that if the said Tho. Payne
his heirs Executors or administrators shall will & truly pay or cause to be
paid to the said William Toney his certain attorney his Executors
administrators or assigns the said sum or sums of money in the said
note mentioned, together with all it interest or damages that may
arise thereon according to the tenor and effect of the said notes
then the Deed of Mortgage and every clause & article therein shall
be utterly null and void, any thing herein contained to the