

S. E. Hawthorn
From
The State of South Carolina

Whereas on the 18th day of May A. D. 1874 Emma McKeel filed a certain Affidavit in the Court of Common Pleas for the County of Greenville and State aforesaid against John McKeel Thomas C. Gover William Birnie and others Defendants wherein amongst other things it was alleged that one John Westfield now deceased on the 18th day of May A. D. 1873 sold and conveyed to the Plaintiff, Whitner Symmes and Thomas McKeel and Thomas C. Gover the Defendants and to one James Birnie also now deceased an undivided four (4-5) fifth interest in and to certain Real Estate in and around the City of Greenville in the County and State aforesaid and more particularly described in the Deed of conveyance of that date and on the 30th day of September A. D. 1873 the said John Westfield agreed to sell to the firm of Cox Birnie & Co which was composed of himself and other parties last aforesaid certain other lots pieces or parcels of land in and near the said City of Greenville and County and State aforesaid and more particularly described in said agreement and that the said parties who were interested in the lands above mentioned in order to facilitate the sale & transfer of said lands, had agreed to and amongst themselves to convey all of the said lands in trust to two of their number to sell and divide the proceeds of sale amongst the parties according to their respective interests and prayed amongst other things that these matters might be inquired into and if found advisable to carry out the said agreement in reference to a trust deed that a suitable Trust Deed be reported together with some suitable person or persons to act as trustee or trustees and when upon the said cause being heard on the 17th day of June A. D. 1874 it was referred to a Special Referee to report on the various matters embraced in the pleading in said cause and upon the report of said Special Referee coming in containing the various recommendations therein shown fully set forth it was on the 7th day of August A. D. 1874 amongst other things ordered that Whitner Symmes and Thomas C. Gover be appointed Trustees to whom William A. M. Daniel Clerk of the said Court should convey the said lands, to have and to hold the same to for & upon the purpose, use, and trust as set forth and declare in the Deed reported

by the said Referee and whereas the said William A. M. Daniel Clerk as aforesaid did convey the lands mentioned in the pleadings to the said Trustees now therefore known and men by these presents that we Thomas C. Gover and Whitner Symmes Trustees as aforesaid by virtue of the power conferred upon us in and by the order and trust Deed aforesaid upon the written request of the certain Trust Deed heron endorsed and in performance of our duty as such trustees and also in consideration of the sum of Two Thousand Dollars to us paid by Mrs S. E. Hawthorn before the delivery of these presents. Have granted bargained sold and released and by these presents do Grant bargain sell and release unto the said Mrs S. E. Hawthorn all that piece parcel or lot of land being parcel of the lands above mentioned situate and lying in the City of Greenville in the County & State aforesaid commencing at a stake at the corner of what is called Chest Street and a street running thence N 31 1/2 to Iron State thence S 26 1/2 W 36 to stake thence S 2 1/2 W 31 1/2 to stake on Sixty feet Street known now as A Street thence N 26 1/2 E 136 to the Beginning containing four tenths of one acre more or less. Together with all and singular the rights Members Emoluments and appurtenances to the said premises belonging or in anywise incident or appertaining to have and to hold all and singular the premises unto the said Mrs S. E. Hawthorn her heirs & assigns forever freed from and discharged of all further trust whatsoever and we do hereby bind ourselves our heirs Executors and administrators to warrant and forever defend all and singular the said premises unto the said Mrs S. E. Hawthorn her heirs and assigns against us and our heirs and every other person whomsoever lawfully claiming or to claim the same or any part thereof by strength and under us as trustee aforesaid. Witness our hands & seals this 21st day of December in the year of our Lord one thousand eight hundred and seventy four and in the year of the Independence of the United States of America signed sealed & delivered in the presence of
J. M. Whitner
A. B. By the
J. C. Gover Seal
Whitner Symmes Seal