THE STATE OF SOUTH CAROLINA

COUNTY OF

BUUX 851 PAGE 39

K N. S.

## To All Whom These Presents May Concern:

SEND GREETING:

Whereas, , the said Harold J. Duncan

in and by certain

note in writing, of even date with these

Presents, well and truly indebted to . D.D. Pitts Sr.

in the full and just sum of Two Hundred, Twenty-five & No/100 -----, to be paid Monthly, at \$ 25.00 per Month

, with interest thereon from October 5, 1961

at the rate of 7 per centum per annum, to be computed and paid

until paid in full; all interest not paid when due to bear

interest at same rate as principal; and if any portion of principal or interest be at any time past due and unpaid, the whole amount evidenced by said note to become immediately due, at the option of the holder hereof, who may sue thereon and foreclose this mortgage; and in case said notes. Efter its maturity, should be placed in the hands of an attorney for suit or collection, or if before its maturity it should be deemed by the holder thereof necessary for the protection of his interests to place and the holder should place the said note or this mortgage in the hands of an attorney for any legal proceedings, then and in either of said cases the mortgagor promises to pay all costs and expenses including 10 per cent. of the indebtedness as attorneys' fees, this to be added to the mortgage indebtedness, and to be secured under this mortgage as a part of said debt.

NOW KNOW ALL MEN, that , the said Harold J. Duncan

, in consideration of the said debt and

sum of money aforesaid, and for the better securing the payment thereof to the said

according to the terms of the said note, and also in

consideration of the further sum of Three Dollars, to , the said . Harold J. Duncan

, in hand well and truly paid by the said D.D. Pitts Sr.

at and before the signing of these Presents, the receipt whereof is hereby acknowledged, have granted, bargained, sold and released, and by these Presents do grant, bargain, sell and release unto the said

D.D. Pitts, Sr. his heirs.

D.D. Pitts Sr.

The Following Described Property:

Transylvania County, North Carolina. Boyd Township. to-wit:

FIRST TRACT: Beginning at a stake in the center of Turkey Greek and in the North margin of State Highway No.280 and runs with the North margin of said Highway 28 degs. in a southwesterly direction 160 feet to a stake; thence North 48 degs. West 200 feet to a stake in Willie Calloways line; thence with said Galloway line North 70 degs. East 115 feet to a stake in the center of Turkey Creek; thence with the center of the same about 80 degs. East 150 feet to the Beginning.

SECOND TRACT; Beginning at a stake the second corner of a tract of land Conveyed by Clarence Orr and wife to Otho Scott and wife, said deed bearing date of November 26,1938. and in the North margin of State Highway No 280 and runs with the Northern margin of said Highway South 36degs. West 100 feet to a stake; thence North 40 degs. West 250 feet to a stake in Willie Calloway's line; thence with Willie Calloway's line North 70 degs. East 78 feet