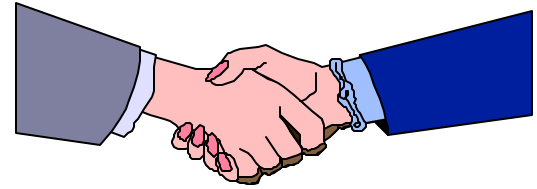


912 AGREEMENT



According to the S. C. Code of Laws, §62-3-912:

Private agreements among successors to decedent binding on personal representative

Subject to the rights of creditors and taxing authorities, competent successors may agree among themselves to alter the interests, shares, or amounts to which they are entitled under the will of the decedent, or under the laws of intestacy, in any way that they provide in a written contract executed by all who are affected by its provisions. The personal representative shall abide by the terms of the agreement subject to this obligation to administer the estate for the benefit of creditors, to pay all taxes and costs of administration, and to carry out the responsibilities of his office for the benefit of any successors of the decedent who are not parties. Personal representatives of decedents' estates are not required to see to the performance of trusts if the trustee thereof is another person who is willing to accept the trust. Accordingly, trustees of a testamentary trust are successors for the purposes of this section. Nothing herein relieves trustees of any duties owed to beneficiaries of trusts.

Private agreements are often used to change the distribution of the estate when all parties are in agreement. However, we have encountered title companies which do not honor the agreements.

An alternative might be to obtain to obtain a Court-approved settlement pursuant to §62-3-1102.

STATE OF SOUTH CAROLINA)	IN THE PROBATE COURT
)	File No. _____
COUNTY OF GREENVILLE)	
IN RE:)	
)	AGREEMENT
Estate of _____,)	
Deceased)	

Pursuant to South Carolina Code of Laws, as amended, Section 62-3-912, the undersigned have made agreement among themselves to alter the interests, shares or amounts as outlined in the Will of (decedent).

WHEREAS, the will of (decedent), executed _____, and admitted to the Probate Court for Greenville County on _____, willed and devised:

WHEREAS, the undersigned parties have agreed said property located at _____ shall be distributed as follows:

WHEREAS, we agree to the above-described distribution and set our hands hereto this the ___ day of _____, 20__.

Witnesses:

_____	_____
_____	Name: _____
_____	_____
_____	Name: _____