MORTGAGE OF REAL ESTATE TO **SURE NOTE-WITH I** AND ATTORNEY'S FEES CLAUSES

## The State of South Carolina,

COUNTY OF Greenville

Catherine B. Fendley, individually and husband Thomas Fendley by Catherine B. Fendley as Power of Attorney for Thomas Fendley
MODERN HOMES CONSTRUCTION COMPANY P. O. Box 1331, Valdosta, Georgia

> DECIMAL EC Send Greeting:

TO ALL WHOM THESE PRESENTS MAY CONCERN:

Catherine B. Fendley and Thomas Fendley WHEREAS #We, the said in and by for our certain promissory note bearing date the 17th day of De comber am/are indebted to the said Modern Homes Construction Company, or order, in the sum of

A.D., 19 64

Eight Thousand Six Hundred Seventy-one and 68/100----(\$8,671,68)
144 successive monthly installments, each of \$60.22 , with the first pays , with the first payment commencing on the 15th day , 19 65, and payable on the same day of each month thereafter until paid, as in and by the said of March note and condition thereof, reference being thereunto had, will more fully appear.

NOW, KNOW ALL MEN, That HWe the said Catherine B. Fendley and Thomas Fendley for and in consideration of the said debt and sum of money aforesaid, and for better securing the payment thereof to the said Modern Homes Construction Company according to the terms of the said note and also in consideration of the further sum of THREE DOLLARS to me/us in hand well and truly paid by the said Modern Homes Construction Company at and before the sealing and delivery of the Presents, the receipt whereof is hereby acknowledged, have granted, bargained, sold and released, and by these Presents DO GRANT, bargain, sell and release unto Modern Homes Construction Company, its

successors and assigns, certain real estate in Greenville

County, South Carolina, as follows:

All that certain piece, parcel or lot of land, situate, lying and being off West Butler Avenue, near the City of Mauldin, in Greenville County, South Carolina, and having the following metes and bounds, to-wit: Reginning at an iron pin located on the Western side of a dirt road approximately 250 yards North of West Butler Avenue and running thence along said dirt road N. 31-46 E. 150 feet to a point on the Eastern side of said dirt road along the line of property now or

formerly of William Greer; thence running across said dirt road N. 82-00 W. 150 feet to a point; thence running S. 31-46 W. 150 feet to a point on Smith line; thence running with said Smith line S. 82-00 E. 150 feet to an iron pin on the Western side of said dirt road, the point of beginning. the point of beginning. Hanie & Tinkerely

This is the same property conveyed to Thomas Fendley and Cathrine B. Fendley by Deed from Edna Brockman Finley dated December 4, 1964 and recorded in Book 763 Office of the Clerk of Court, Greenville County, South Carolina.

This being the same property on which Modern Homes Construction Company erected a shell type frame house for the Kortgagor herein. Wifel Mortgagor berein warrants that this the first and only encumbrance on this property June 13, 1978

Authorized Cfficer

1 TOGETHER with all and singular the Rights, Members, Hereditaments and Appurtenances to the said Premises be longing, or incanywise incident or appertaining.

TO HAVE ARD TO HOLD all and singular, the said Premises unto the said Modern Homes Construction Company,

its successors and assigns forever.

AND the do hereby bind our solves and our Heirs, Executors and Administrators, to warrant the said Modern Homes Construction Company, its successors, and forever defend all and singular the said Premises unto the said Modern Homes Construction Company, its successors, and serious us and our Heirs, Executors, Administrators and Assigns lawfully claiming,