

STATE OF SOUTH CAROLINA
COUNTY OF GREENVILLE

FILED
GREENVILLE CO. S. C.

JUL 26, 3 31 PM '76

BOOK 1373 PAGE 681

DONNIE S. TANKERSLEY
J.M.C. RELEASE

FOR VALUE RECEIVED First Piedmont Bank & Trust Company, the owner and holder of that certain mortgage executed by M & K Properties, a South Carolina Partnership consisting of Lawrence E. McNair and Larry F. Klang dated October 3, 1975 in the original principal sum of \$100,001.00 and recorded in the RMC Office for Greenville County in Mortgage Book 1350 at Page 339, does hereby release, relinquish and forever discharge from the lien of said mortgage, retaining said mortgage in full force and effect over the remaining portion of the property described in said mortgage not herein released except, however, First Piedmont Bank & Trust Company does hereby consent to that certain Declaration of Covenants and Encumbrances between M & K Properties, a Partnership, designated as First Party and The Great Atlantic & Pacific Tea Co., Inc, a Maryland Corporation designated as Second Party, dated July 1, 1976 and recorded in the RMC Office for Greenville County in Deed Volume 1039 at pages 1 through 26, inclusive and does hereby subordinate the said mortgage to and in favor of said Declaration of Covenants and Encumbrances. The property released herein is described as follows:

ALL that certain piece, parcel or lot of land situate, lying and being in the State of South Carolina, County of Greenville, containing 5.00 acres as is more fully shown on a plat entitled "The Great Atlantic & Pacific Tea Co., Inc." prepared by Piedmont Engineers-Architects-Planners, dated April 8, 1976 and having according to said plat the following metes and bounds, to-wit:

BEGINNING at a point on the northern side of Old Spartanburg Road S-94 at the corner of property of M. & K. Properties which point is located 241.09 feet from the intersection of Old Spartanburg Road and the Haywood Howell Road S-273 and running thence with the line of M. & K. Properties N. 0-08 E. 233.0 feet to a point; thence continuing with M. & K. Properties land N. 89-52 W. 278.5 feet to a point on the eastern side of Haywood Howell Road; thence with the eastern side of said road N. 5-31 W. 205.55 feet to a point in the line of land of M. & K. Properties; thence with the line of said property S. 89-52 E. 401.3 feet to a point; running thence N. 0-08 E. 55.5 feet to a point; running thence S. 89-52 E. 375.2 feet to a point in the line of property of Thelma K. Eshleman; running thence with the line of said property S. 26-58 W. 196.0 feet and S. 3-07 W. 143.64 feet to a point on the northern side of Old Spartanburg Road; thence with the northern side of Old Spartanburg Road S. 65-34 W. 420 feet to the point of BEGINNING.

Dated at Greenville, S. C. this the 21 day of July, 1976

IN THE PRESENCE OF:

David C. Austin
Debbi Hammond

FIRST PIEDMONT BANK & TRUST COMPANY

BY: Phillips Hungerford

STATE OF SOUTH CAROLINA)

COUNTY OF GREENVILLE)

PROBATE

PERSONALLY appeared before me David C. Austin and made oath that he saw the within named First Piedmont Bank & Trust Company, by its duly authorized officer Phillips Hungerford as Pres. sign, seal and deliver the within written Release from Mortgage, and that he with Debbi Hammond witnessed the execution thereof.

SWORN to before me this the 21 day of July, 1976

David C. Austin

D. Joyce Elrod (SEAL)
Notary Public for South Carolina
My Commission Expires: 3/1/77

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RECORDED JUL 26 '76 At 3:31 P.M.

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