

FILED  
GREENVILLE CO. S. C.  
SEP 9 11 53 AM '80  
DONNIE S. TANKERSLEY  
R.M.C.

# MORTGAGE

(Participation)

This mortgage made and entered into this 9th day of September 1980, by and between WESTERN CAROLINAS X-RAY, INC.

(hereinafter referred to as mortgagor) and SOUTHERN BANK AND TRUST COMPANY

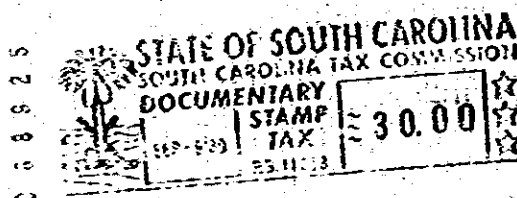
(hereinafter referred to as

mortgagee), who maintains an office and place of business at GREENVILLE, SOUTH CAROLINA

WITNESSETH, that for the consideration hereinafter stated, receipt of which is hereby acknowledged, the mortgagor does hereby mortgage, sell, grant, assign, and convey unto the mortgagee, his successors and assigns, all of the following described property situated and being in the County of GREENVILLE State of SOUTH CAROLINA, being known and designated as 48.18 acres on plat prepared by Dalton & Neeves Co., Engineers dated June, 1980, entitled "Property of Western Carolina's X-Ray", which plat is recorded in the RMC Office for Greenville County, South Carolina, in Plat Book 7-Y at page 43, and having, according to said plat, the following metes and bounds, to-wit:

BEGINNING at an old nail in the line of County Road 1020 feet from the center line of S.C. Highway 418, and running thence S. 83-42 W. 52.8 feet to an iron pin; thence S. 73-54 W. 2,249.75 feet to an old stone; thence turning and running with the line of property now or formerly of William H. Hendrix, Jr., N. 19-03 W. 1039.6 feet to an old stone; thence turning and running with line of property now or formerly of William B. Parsons & Alta McGeachie, N. 79-57 E. 1,561.5 feet to an iron pin; thence with the other property of John Burry, S. 86-34 E. 796.44 feet to an iron pin; thence continuing with property of John Burry N. 89-57 E. 239.6 feet to a spike in County Road; thence with the line of County Road S. 1-53 W. 578.86 feet to an old nail, the point and place of beginning.

This is the same property conveyed to the mortgagor herein by deed of John Burry recorded in the RMC Office for Greenville County in Deed Book 1128 at page 265. This mortgage is also second and junior in lien to that certain mortgage to John Burry, recorded in the RMC Office for Greenville County in Mortgage Book 1506 at page 269 and having a current approximate balance of \$81,400.00 Recorded June 27, 1980.



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Together with and including all buildings, all fixtures including but not limited to all plumbing, heating, lighting, ventilating, refrigerating, incinerating, air conditioning apparatus, and elevators (the mortgagor hereby declaring that it is intended that the items herein enumerated shall be deemed to have been permanently installed as part of the realty), and all improvements now or hereafter existing thereon; the hereditaments and appurtenances and all other rights thereunto belonging, or in anywise appertaining, and the reversion and reversions, remainder and remainders, all rights of redemption, and the rents, issues, and profits of the above described property ( provided, however, that the mortgagor shall be entitled to the possession of said property and to collect and retain the rents, issues, and profits until default hereunder). To have and to hold the same unto the mortgagee and the successors in interest of the mortgagee forever in fee simple or such other estate, if any, as is stated herein.

The mortgagor covenants that he is lawfully seized and possessed of and has the right to sell and convey said property; that the same is free from all encumbrances except as hereinabove recited; and that he hereby binds himself and his successors in interest to warrant and defend the title aforesaid thereto and every part thereof against the claims of all persons whomsoever.

This instrument is given to secure the payment of a promissory note dated September 9, 1980 in the principal sum of \$ 75,000.00 signed by Robert H. Gilbert in behalf of Western Carolinas X-Ray, Inc.

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