

Deed of Trust.

This Indenture Witnesseth: That Davis Ewing and Hazle E. Ewing, his wife, own the following real estate described as follows:

Beginning at an iron pin on the Rutherford Road and running thence with said road, North 72° 03' East Three Hundred Forty-six (346) feet to an iron pin in said road; thence continuing with said road North 78° 18' East Three Hundred Ninety-four and Seven Tenths (394.7) feet to an iron pin in said road, thence North 46° 44' East One Hundred Seven and Three Tenths (107.3) feet to Greenville County Property; thence with line of said property North 80° 28' West Nine Hundred Forty-three (943) feet to an iron pin; thence South 68° 54' West Three Hundred Twenty-seven (327) feet to an iron pin; thence South 28° 48' East Six Hundred Thirty-three (633) feet to the beginning corner, being the same tract of land conveyed to J. L. Fossett by deed of E. Inman, Master, recorded in Vol. 130, Page 427, and by deed of Mattie Goldsmith Farmer, et al, by deed dated May 10th, 1930, recorded in Vol. 148, 190, R. L. M. C. Office for Greenville County, South Carolina, situated on the Old Rutherford Road and containing Nine and Twenty-nine Hundredths (9.29) acres, more or less, having the above metes and bounds, according to a plat made by C. M. Furman, Jr., Civil Engineer, February 24th, 1930.

And whereas, the said premises have been laid out as a cemetery, containing lots, paths, drives, and markers.

And whereas, lots therein have been sold to certain persons for burial purposes.

And whereas, the said Davis Ewing is desirous of arranging matters so that hereafter any cemetery lot or lots now laid out or that may hereafter be laid out in the future, may be conveyed without the necessity of said instrument so conveying said lot or lots being executed by the grantors herein or their heirs, executors, administrators or assigns and to avoid legal complications that might arise in the event of the death of said grantors leaving minor heirs or devisees.

Now therefore, the said Davis Ewing does hereby convey to J. L. Fossett, of the County of McLean and State of Illinois, as Trustee, and in case of his death or removal, disability or refusal to act, to B. A. Franklin, of the County of McLean and State of Illinois, as successor in Trust, said real estate above described.

In Trust, nevertheless, for the following purposes and for these purposes only, to-wit:

That the said J. L. Fossett or in case of his death, disability, removal or his refusal to act, then B. A. Franklin, as successor in Trust, shall upon a written order of any or either of said Davis Ewing, his heirs, executors, administrators or assigns, convey for burial purposes only, the lots now laid out or to be laid out on said premises to any person or persons whom the said Davis Ewing, his heirs, executors, administrators or assigns may designate.

The Trustee or his successor in Trust, with the consent of the said Davis Ewing, his heirs, executors, administrators or assigns, or any of them, owning more than one-half, of the beneficial interest in said real estate then remaining unconveyed, shall alter, add to or terminate this Trust and in the event that this Trust is so terminated, as in this paragraph provided, then the said Trustee or his successor in Trust shall convey to the said Davis Ewing, his heirs, executors, administrators or assigns by good and sufficient deed, his right, title and interest as said Trustee or successor in Trust in said premises to be held by the said Davis Ewing, his heirs, executors, administrators or assigns as tenants in common in the proportions as the beneficial interest therein is then owned or held by them or as shall be stated by them in the instrument setting forth the termination of said Trust. The instrument setting forth said alteration, addition or termination shall be signed by said Trustee or his successor in Trust or by anyone or more of the cestui qui trustent owning at least one-half of the beneficial interest in said real estate then remaining unconveyed and shall be recorded in the Office of the Recorder of deeds of Greenville county, State of South Carolina.

Such instrument shall be conclusive of the existence of all facts and of compliance with all the prerequisites necessary to the validity of such alteration, addition and termination whether stated in said instrument or not, upon all questions of title or affecting the rights of third persons.

Signed, sealed and delivered in the presence of:
Davis Ewing (SEAL)
Hazle E. Ewing. (SEAL)
Chas. O. Johnson.
Rachel L. McIntyre.

(OVER)

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State of Illinois,
County of McLean.

Personally appeared before me Chas. O. Johnson and made oath that he saw the within named

Davis Ewing sign, seal and as his act and deed deliver the within Deed, and that he with Rachel L. McIntyre, witnessed the execution thereof.

Sworn to before me this tenth day of June A. D. 1930 Chas. O. Johnson.

Mildred Willey.
Notary Public, McLean County, Ills.

State of Illinois
County of McLean.

I, Mildred Willey, a Notary Public of Illinois, do hereby certify unto all whom it may concern that Mrs. Hazle E. Ewing, the wife of the within named Davis Ewing, did this day appear before me, and upon being privately and separately examined by me did declare that she does freely, voluntarily and without any compulsion, dread or fear of any person or persons whomsoever, renounce, release and forever relinquish unto the within named J. L. Fossett, his heirs and assigns, all her interest and Estate, and also all here right and claim of Dower of, in or to all and singular the Premises within mentioned and released.

Given under my hand and seal, this tenth day of June, A. D. 1930
Mildred Willey. Hazle E. Ewing.
Notary Public, McLean County, Ills.

Recorded this the 23rd day of June 1930 at 9:50 A. M.

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