

in Deed Book Volume 185, page 2. This declaration is to obviate complications of joint tenancy which has been largely, if not altogether abolished by the statutory law of the State of South Carolina.

It is recognized that the provisions of a former similar agreement between the parties hereto and Dr. J. Warren White dated the ____ day of May, 1949 and recorded in the R. M. C. Office for Greenville County, S. C. at Vol. 383, page 427 have been invoked by Dr. J. Warren White resulting in the present owners acquiring his interest in said premises by deed dated May 20, 1950 and recorded in Deed Book _____, Page _____, R.M. C. Office for Greenville County.

II.

In the event of the death, retirement or the discontinuance of practice in the building situate on the lot of land hereinbelow described by either of the parties hereto, the present owners thereof, then the remaining owner shall have the right:

A. To acquire the interest of the deceased, retiring or discontinuing owner at a fair consideration to be determined as follows:

(1) The retiring or discontinuing partner or the legal representative of his estate in the event of his death shall name one competent appraiser within thirty days from such retirement, discontinuance or death; the remaining owner shall name one competent appraiser within five days thereafter and the two appraisers so named shall then promptly name and appoint a third competent appraiser, but if the two cannot agree upon the third appraiser after diligent effort and within five days, then either or both of the two may in writing request the Probate Judge and the Clerk of Court of Greenville County, S. C. to name the third appraiser, whereupon the three appraisers shall within five days carefully appraise the property consisting of the lot of land and the building, at its then market value, according to their best judgment; the findings of such appraisers by a majority vote shall immediately be certified over their signatures on two origi-

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