

thereof given to Company, to undertake to remove its railroad tracks from their present location and relocate the same in accordance with said plat attached hereto (it being understood and agreed that the spur track leading to the News Piedmont Company Warehouse will still be in the same general location). City agrees to pay for the actual cost of said track relocation not to exceed Six Thousand Nine Hundred and Ninety-Six Dollars (\$6,996.00), provided that said track relocation does not include and Company shall not be responsible for the removal or relocation of any buildings, power lines or poles, pipe lines or any utilities encountered, said payment to be made by the City upon completion of said track relocation and rendition of invoice by Company.

The land hereby conveyed to the said party of the first part is subject to the lien of the First Consolidated Mortgage made by the former Charleston & Western Carolina Railway Company to Safe Deposit and Trust Company of Baltimore, dated February 12, 1914, and recorded in Mortgage Book PPP, Page 323, in the R.M.C. office for Greenville County, South Carolina, under which mortgage Mercantile-Safe Deposit and Trust Company, as successor to Safe Deposit and Trust Company of Baltimore, is Trustee, and the said Trustee, party of the third part, joins herein for the purpose of releasing and does hereby release the land hereby conveyed to the party of the first part from the lien of said mortgage and the supplementary indenture to the first mortgage recorded in Mortgage Book 356, Page 1, and Mortgage Book 691, Page 23, in the R.M.C. office for Greenville County, South Carolina.

The recitals of fact made herein are to be taken only as recitals made by the Atlantic Coast Line Railroad Company and not by said Trustee.

IN WITNESS WHEREOF the parties hereto have caused this agreement to be executed in duplicate the day and year first above written.

Witnesses:

Helen Herbert
Madalyn M. Bray
 (AUTHORIZED BY CITY COUNCIL, APRIL 12, 1960)

McSmith
R. W. Murray

Anne P. Koenig
B. F. Conway

CITY OF GREENVILLE

By [Signature]
 Mayor
 Attest: B. J. Dillard
 City Manager
 Clerk

ATLANTIC COAST LINE RAILROAD COMPANY

By [Signature]
 W. T. RICE President
 Attest: [Signature]
 W. T. MARBLE Assistant Secretary

MERCANTILE-SAFE DEPOSIT AND TRUST COMPANY

By [Signature]
 E. C. Pond Vice-President
 Attest: [Signature]
 E. Henry Assistant Secretary