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GREENVILLE CO. S. C.

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OLLIE FARNSWORTH
R. H. C.

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STATE OF SOUTH CAROLINA)
 :
COUNTY OF GREENVILLE) TRUST AGREEMENT

THIS AGREEMENT entered into this 6th day of February, 1971, by and between William Harold Hammett and Eugene E. Hammett, hereinafter referred to as Beneficiaries, and Mary Frances Hammett, hereinafter referred to as Trustee,

W I T N E S S E T H :

WHEREAS, The mother of the parties hereto, Mrs. Kate H. Hammett, died on March 9, 1967, owning an undivided one-third interest in and to 131.26 acres, more or less, on the northern side of Hammett Bridge Road, and adjoining the Enoree River, said lands formerly being shown in the Block Book Office for Greenville County on Sheet 534.2, Block 1, as Lot No. 3; and

WHEREAS, Said Kate H. Hammett was survived by her three children as her sole heirs at law and beneficiaries, the same being the parties to this agreement, as will appear in the Probate Court for Greenville County in Apt. 983, File No. 5; and

WHEREAS, The parties hereto have partitioned by deeds the lands in the Kate H. Hammett Estate, and the trustee herein is now vested with the full title to 45.28 acres, more or less, as will appear on a plat of said estate property prepared by H. S. Brockman, on January 7, 1969, the same being recorded in Plat Book 4A at Page 97 in the RMC Office for Greenville County; and

WHEREAS, The purpose of this instrument is to set forth the trust arrangements and agreements between the parties hereto concerning the aforesaid property:

NOW, THEREFORE, The parties hereto each in consideration of the covenants and agreements of the other parties hereto, have agreed and do agree as follows, to-wit:

(1) That the trustee shall hold 41.18 acres, more or less, of said lands as shown on said plat, in trust for the use and benefit of the beneficiaries in the proportions of a two-thirds undivided interest for W. H. Hammett, and a one-third undivided interest for Eugene E. Hammett.

(2) That the beneficiaries herein recognize and agree that the trustee is vested with the full legal and equitable title to the 4.10 acres, more or less, shown on said plat, for herself and to her absolute use and benefit.

(3) That the trustee shall hold the legal title to said 41.18 acres until either or both of the beneficiaries, their heirs or assigns, direct the trustee to convey to him or his heirs or assigns the aforesaid undivided interests in said land.

(Continued on next page)