

and assigns, all her interests and estate and also all her right and claim of dower of, in, for to all and singular the premises within mentioned, or released.

Given under my hand and seal this 10<sup>th</sup> day of February anno Domini 1849

A J Mosely (seal)  
Notary Public

Entered in Auditor's office  
Recorded for the 10<sup>th</sup> February 1849

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Gover & Symmes Trustees  
vs  
Thos H Walker

Deed

The State of South Carolina  
Whereas on the eighteenth day of May  
A.D. 1844, Emma M Westfield  
and Whitner Symmes Plaintiffs

exhibited their complaint for relief, &c. in the Court of Common Pleas for the County of Murrell and State aforesaid, against Thomas M Cox, Thomas W Gover, William Pirnie and others, Defendants, wherein amongst other things it was alleged that one John Westfield, now deceased on the day of A.D. 1843, sold and conveyed to the plaintiff, Whitner Symmes and Thomas M Cox and Thomas W Gover the defendants, &c. to one James Pirnie, also now deceased, an undivided fourth (1/4) fifth interest in and to certain real estate, in and around the City of Murrell in the County and State aforesaid, and more particularly described in the Deed of conveyance of that date; and on the 30<sup>th</sup> day of September A.D. 1848 the said John Westfield, agreed to sell to the firm of Cox Pirnie & Co. (which was composed of himself, and other parties last above named) certain other lots, pieces or parcels of land in and near the said City of Murrell, and County and State aforesaid, and were particularly described in said agreement; and that the said parties, who were interested in the lands above mentioned, in order to facilitate the sale and transfer of said lands, had agreed to and amongst themselves, to convey all of the said lands in trust, to two of their number to sell and divide the proceeds of sale amongst the parties, according to their respective interests; and prayed amongst other things that these matters might be inquired into; and if found advisable to carry out the said agreement in reference to a trust deed, that a suitable trust deed be reported together with some suitable person or persons, to act as trustee or trustees; and whereas upon the said cause being heard, on the 17<sup>th</sup> day of June A.D. 1844 it was referred to a special Referee to report on the various matters subjoined in the pleadings in said cause, and upon the report of said special referee coming in, containing the various recommendations therein more fully set forth, it was on the 7<sup>th</sup> day of August A.D. 1844 amongst other things, ordered that Whitner Symmes and Thomas W Gover, be appointed trustees to whom William A M Daniel, Clerk of the said Court, should convey the said lands, to have and to hold the same, to, for and upon the purposes uses and trusts as set forth and declared in the deeds reported by the said referee, and whereas the said William A M Daniel, Clerk

as aforesaid, did convey the lands mentioned in the pleadings to the said trustees. Now therefore Sheweth all men by these presents, that we Thomas W Gover, and Whitner Symmes, Trustees as aforesaid; by virtue of the power conferred upon us, in and by the order and trust deed aforesaid, upon the written request of the cestui que trust herein endorsed, and in performance of our duty as such trustees and also in consideration of the sum of One hundred and twenty three dollars to us paid by Thomas H Walker, before the delivery of these presents, have granted bargained sold and released, and by these presents do grant, bargain sell and release unto the said Thomas H Walker, all that piece parcel or lot of land being parcels of the lands above mentioned - situated and lying in the City and County of Murrell and State aforesaid, commencing at a stake corner of lot No eight running thence S 4 1/2 E fifty feet to stake thence N 85 1/2 E one hundred and twenty feet to stake at street thence N 4 1/2 W fifty feet to stake, corner lot No eight thence S 85 1/2 W one hundred and twenty feet to the beginning corner and shown in Dickson's survey as lot No seven also that other lot of land in same City and State adjoining and commencing at the corner of the above running thence S 4 1/2 E fifty feet to stake corner of lot No five thence N 85 1/2 E one hundred and twenty feet to stake at street thence N 4 1/2 W fifty feet to stake corner of lot No seven thence S 85 1/2 W one hundred and twenty feet to the beginning corner and shown in Dickson's survey as lot No six, also that other lot of land in the same City and State on the West side of the Atlanta and Charlotte Air Line Railway commencing at a stone on Washington Street running thence N 86 E two hundred and seventy nine feet to a stone on "Right of way" thence N 4 W four hundred and thirty four feet to stone on lands of Gover & Symmes Trustees thence S 4 1/2 W four hundred and twenty six feet to stone on Washington Street thence along said street S 88 1/2 E two hundred and twenty seven feet and eight inches to the beginning stone and contains by plat of Dickson's Survey two acres and three rods, to which reference is hereby made. Together with all and singular the rights incidents, hereditaments and appurtenances to the said premises belonging, or in anywise incident or appertaining. To have and to hold, all and singular the premises before mentioned, unto the said Thomas H Walker, his heirs and assigns forever freed from and discharged of all further trust whatsoever, and we do hereby bind ourselves our heirs, executors and administrators, to warrant and forever defend, all and singular the said premises unto the said Thomas H Walker, his heirs and assigns against us, and our heirs and every other person, who may lawfully claim, or to claim the same or any part thereof, by, through and under us, as trustees aforesaid.

Witness our hands and seals, this 6<sup>th</sup> day of July in the year of our Lord one thousand eight hundred and seventy eight and in the 102<sup>nd</sup> year of the Sovereignty Independence of the United States of America

Signed sealed & delivered This day delivered 7<sup>th</sup> day of October 1848

in the presence of  
as to signature of Whitner Symmes, A J Mosely  
Geo Wutsumland

as to signature of T H Gover  
W H Reilly  
Chas A Morris

Whitner Symmes (seal)  
T H Gover (seal)