

Gower & Symmes
Multi-part
Thomas M. Cox

Deed

The State of South Carolina
Whereas, on the eighteenth day of
May A D 1874, Emma M Westfield
and Whitner Symmes, Plaintiffs
exhibited their complaint for Relief

in the Court of Common Pleas, for the County of Greenville and
State aforesaid, against Thomas M. Cox, Thomas Le Gower, William
Birnie and others, Defendants, wherein amongst other things it was
alleged that one John Westfield, now deceased, on the day of
A D 1873, sold and conveyed to the plaintiff, Whitner Symmes,
and Thomas M Cox and Thomas Le Gower, the Defendants, and to one
James Birnie, also now deceased, an undivided four (4-5) fifths interest
in and to certain real estate, in and around the City of Greenville,
in the County and State aforesaid, and more particularly described
in the Deed of Conveyance of that date, and on the 30th day of
September A D 1873, the said John Westfield, agreed to sell to the
firm of Cox, Birnie & 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 Greenville, and County and State
aforesaid, and ~~whereas~~ were particularly described in said agree-
ment, 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 let reference be made 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 17th day of
June A D 1874 it was referred to a special Referee to report on
the various matters embraced 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 17th day of August A D 1874, amongst other things
ordered that Whitner Symmes and Thomas Le Gower, be appointed
trustees, to whom William A McDaniel, Clerk of the said Court
should convey the said lands, to have and to hold the same, to, for
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
McDaniel, Clerk as aforesaid, did convey the lands men-
tioned in the pleadings to the said trustees; Now, therefore,
Know all men by these presents, that we, Thomas Le Gower
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 courts
of the trust, and in performance of our duty as such trustees

and also in consideration of the sum of One hundred and thirty
dollars, to us paid by Thomas M Cox 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 M Cox all
that piece parcel or lot of land - being parcels of the lands above mentioned
situate and lying in the City of Greenville in the County and State aforesaid,
commencing at a state corner of lot No thirty four on west street
running thence N 34 1/4 (N) One hundred and seventy nine feet and
three inches to stake on street thence S 55 1/2 W sixty six feet and
eight inches to stake - thence S 4 1/2 E two hundred and seven feet and
two inches to stake on street; thence N 55 1/2 E One hundred and twenty feet
to the beginning corner on west street and shown in Dickson's
survey as lot No thirty five Together with all and singular the
rights members hereditaments and appurtenances, to the said
premises belonging, or in anywise incident or appertaining,
Do have and to hold, all and singular the premises before men-
tioned, unto the said Thomas M Cox his heirs and assigns, forever
freed from and discharged, of all further trusts whatever, and we
do hereby bind ourselves, our heirs, executors and administrators, to war-
rant and forever defend, all and singular the said premises unto the
said Thomas M Cox his heirs and assigns against us, and our
heirs and every other person, whomsoever lawfully claiming, or to
claim the same, or any part thereof, by, through and under us, as
Trustees aforesaid.

Witness our hands and seals, this sixth day of July in the year
of our Lord One thousand eight hundred and seventy eight
and in the year of the Independence of the United
States of America,
Signed sealed and delivered
in the presence of
The words "herein endorsed" stricken
out before signing
J. H. Taylor
He Le. Martley
State of South Carolina }
Greenville County }
Whitner Symmes and Thomas Le Gower sign seal and deliver the
above conveyance, for the uses and purposes therein mentioned,
and that he with He Le Martley in the presence of each other,
witnessed the due execution thereof.
Sworn to before me this 15 day of August 1879
A J Moseley
Not Pub

Thomas Gower
Whitner Symmes

Entered in auditors office
Recorded 15th August 1879