

WHEREAS, on the 27th day of June, 1975, Joe W. Hiller, (hereinafter referred to as "mortgagor"), executed and delivered to Fidelity Federal Savings and Loan Association, Greenville, S.C., (hereinafter referred to as "Mortgagee"), his certain real estate mortgage which was filed in the R.M.C. Office for Greenville County on June 27, 1975 at 4:48 P.M. in Mortgage Book 1342, Page 753 and

WHEREAS, the property described in said mortgage is shown as follows:

"ALL that certain piece, parcel or lot of land, with all improvements thereon, or hereafter constructed thereon, situate, lying and being in the State of S.C., County of Greenville, in Paris Mountain Township on the western side of Altamont Road and according to a plat of Property of Joe W. Hiller, recorded in the R.M.C. Office for Greenville County in Plat Book 5-J at page 43, being designated as Phase II, Phase III, Phase IV, Phase V, Phase VI, Phase VII, Phase VIII, and Phase IX.

WHEREAS, subsequent to the recording of said mortgage, the Mortgagor filed a Declaration of Covenants and Restrictions for Summit X, Paris Mountain, Greenville, S.C., and Provisions of the Summit X Association, Inc. on the 21st day of April, 1976, at 4:22 P.M. in the R.M.C. Office for Greenville County in Deed Volume 1035, Page 78, and also filed a subdivision plat showing the Common Properties, areas reserved for construction and two (2) lots identified as lots 5 and 6, listed in the R.M.C. Office for Greenville County in Plat Book 5-P, Page 26, and

WHEREAS, the parties desire to amend and modify said mortgage to cover all of the property shown on the plat of Summit X, except for Lot No. 5 and Lot No. 6 as shown on said plat.

NOW, THEREFORE, for and in consideration of the mutual covenants herein, the parties hereto agree as follows:

1. In lieu of the property as described in the aforesaid mortgage, the Mortgagor has granted, bargained, sold and released and by these presents does grant, bargain, sell and release unto the Mortgagee, its successors and assigns:

All those certain pieces, parcels or tracts of land, including roads, Common Properties, Lots, Areas Reserved for Construction shown on the plat of Summit X which is recorded in the R.M.C. Office for Greenville County in Plat Book 5-P, Page 28, less, however, Lot No. 5 and Lot No. 6 as shown on said plat.

2. Except as amended and modified herein, the aforesaid mortgage is ratified and made a part hereof by reference.