

AGREEMENT

ECO: 1548 PAGE 250

(EIGHTH COLONY)

No. 1

FILED
GREENVILLE CO. S. C.
JUL 26 2 58 PM '81
TANNERSLEY
S.C.

THIS AGREEMENT is made and entered into as of the day of July, 1981, by and between DERA R. CONWAY and JAMES M. CONWAY III (hereinafter collectively referred to as "First Mortgagee"), and THE FIRST NATIONAL BANK OF CHICAGO, a national banking association (hereinafter referred to as "Second Mortgagee").

W I T N E S S E T H :

WHEREAS, First Mortgagee is the owner and holder of (a) that certain mortgage dated November 21, 1972, from Upchurch, Joyner & Auten, such Mortgage recorded in Book 1258, Page 179, (hereinafter referred to as the "First Mortgage" and being incorporated herein by this reference thereto), and (b) the promissory note secured thereby (hereinafter referred to as the "First Note") (the First Note and the First Mortgage being hereinafter collectively referred to as the "First Loan Documents") (the indebtedness evidenced and secured by the First Loan Documents being hereinafter referred to as the "First Mortgage Indebtedness"); and

WHEREAS, the First Mortgage encumbers certain property located in Greenville County, South Carolina, and being more particularly described in the First Mortgage (hereinafter referred to as the "Property"); and

WHEREAS, First Piedmont Mortgage Company, Inc., a South Carolina corporation (hereinafter referred to as "Borrower"), is the present owner of the Property; and

WHEREAS, Second Mortgagee proposes to make a loan (hereinafter referred to as the "Loan") to Borrower in the principal amount not to exceed \$1,500,000, said Loan to be secured in part by that certain Mortgage and Security Agreement, dated on or about the date hereof and recorded

2500 8 28271801

4328 RV-2