

that the plaintiff paid adequate consideration for a fee simple title to this property and that it was the intent of all parties that a fee simple title should be passed.

2. The Court also took judicial notice of two deeds in the defendant's chain of title, to wit, a deed from the Estate of J. B. Wasson to J. E. Baskin and Ruby H. Baskin recorded on November 8, 1961 in the RMC Office for Greenville County in deed book 686, page 59, and a deed from the Estate of J. B. Wasson to Miss E. S. Peden, recorded October 21, 1961 in deed book 684 a page 422. These deeds were attached to the Summons and Complaint and, upon this Court's careful review of them, it is the Court's conclusion that it was the intent of the grantors (the executrices of the J. B. Wasson Estate) to convey to the grantees a fee simple title to the property. However, in the habendum clause, I find that words of inheritance linking the heirs and assigns to the grantees were omitted. Therefore, the habendum clause' read "to have and to hold all and singular the said premises before mentioned unto the grantees hereinabove named, and _____ heirs and assigns forever."

3. Under the law of South Carolina these deeds on their face convey only a life estate. However this Court sitting as an Equity Court finds that the true intention of the