

the determination of a lease. In case of sale by any corporation as mortgagee or assignee of this mortgage, the deed shall be executed in the name of the mortgagor by the president of said corporation, as attorney in fact.

And the said mortgagor doth, as additional security, hereby assign, set over, and transfer to the said mortgagee, all of the rents, issues and profits of the said mortgaged property, accruing or falling due from and after the service of a summons in any action of foreclosure to which said mortgagee may be parties, and the holder of this mortgage shall be entitled to the appointment of a receiver for such rents and profits as a matter of right, without consideration of the value of the mortgaged property as security for the amount due the mortgagee, or the solvency of any person or persons liable for the payment of such amount.

And it is agreed, by and between the parties, that the said mortgagor, in the event of a foreclosure of this mortgage by judicial proceedings, or collection by an attorney, shall pay a reasonable sum, not less than ten per cent. upon the amount due, for attorney's fees, which shall be secured by this mortgage, and shall be included in any judgment of foreclosure recovered.

IN WITNESS WHEREOF, Superior Ice Cream Company, Inc., has caused these Presents to be signed by A. Wayne Lackey, its President, and Carl V. Lackey, its Secretary, hereunto duly authorized and its Corporate seal to be hereto affixed, this 20th day of December, in the year of our Lord one thousand nine hundred and fifty and in the one hundred and seventy-third year of the Sovereignty and Independence of the United States of America.

Signed, Sealed and Delivered in the Presence of:

Monte L. Green

Charlotte Bell

SUPERIOR ICE CREAM COMPANY, INC.

BY A. Wayne Lackey
President

Carl V. Lackey
Secretary

THE STATE OF NORTH CAROLINA

COUNTY OF DAVIDSON

Before me Lucille Conrad Notary Public of North Carolina personally appeared Monte L. Green and made oath that he saw the within named Superior Ice Cream Company, Inc. by the hands of A. Wayne Lackey, its President, and Carl V. Lackey, its Secretary, sign, affix the corporate seal, and, as the act and deed of said Corporation, deliver the within written deed, for the uses and purposes therein mentioned, and that he with Charlotte Bell witnessed the execution thereof, and subscribed their names as witnesses thereto.

Monte L. Green

SWORN to and subscribed before me, this 20th day of December, 1950.

Lucille Conrad (L.S.)
Notary Public of Davidson County, North Carolina

My commission expires:

My Commission Expires May 11, 1951

Recorded December 22nd, 1950 at 4:55 P. M. #30027