

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)

MODIFICATION AND EXTENSION AGREEMENT

THIS AGREEMENT, made and entered into this 17th day of November, 1975, by and between CHARLES E. UPCHURCH (hereinafter called Mortgagor) and C. DOUGLAS WILSON & CO. (hereinafter called Mortgagee),

W I T N E S S E T H :

WHEREAS, on July 12, 1974, the Mortgagor, Charles E. Upchurch, executed in favor of the Mortgagee his promissory note in the amount of Three Hundred Eleven Thousand and No/100 (\$311,000.00) Dollars and gave as security therefor a mortgage covering three tracts of land located in the County of Greenville and being described as a 31.55 acre tract, a 9.37 acre tract and a 15.12 acre tract, said mortgage being recorded in the R.M.C. Office for Greenville County, South Carolina, in Mortgage Book 1316 at Page 435; and

WHEREAS, said Charles E. Upchurch subsequently conveyed an undivided eighty-five (85%) percent interest in the 31.55 acre tract and the 15.12 acre tract to James R. Gilreath, as Trustee, by deed recorded in the R.M.C. Office for Greenville County in Deed Book 1014 at Page 303; and

WHEREAS, said James R. Gilreath executed and delivered his mortgage covering said 31.55 acre tract and 15.12 acre tract to Charles E. Upchurch, said mortgage being dated February 5, 1975, and recorded in the R.M.C. Office for Greenville County, South Carolina, in Mortgage Book 1332 at Page 721, said mortgage being junior in lien and subordinate to Mortgagee's mortgage; and

WHEREAS, said James R. Gilreath subsequently executed and delivered to Regency Manor Apartments, a Limited Partnership, his undivided eighty-five (85%) percent interest in the said 31.55 acre tract and the 15.12 acre tract by Deed recorded in the R.M.C. Office for Greenville County, South Carolina in Deed Book 1014 at Page 305; and

WHEREAS, Charles E. Upchurch executed and delivered a Bond for Title to Regency Manor Apartments, a Limited Partnership, said Bond for Title covering an undivided fifteen (15%) percent interest in and to the 31.55 acre tract and the 15.12 acre tract, recorded in the R.M.C. Office for Greenville County, South Carolina, in Deed Book 1014 at Page 326; and

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