2001 1240 PAGE 401 STATE OF SOUTH CAROLINA MORTGAGE OF REAL ESTATE COUNTY OF GREENVILLE JUL 10 4 54 PH 172 TO ALL WHOM THESE PRESENTS MAY CONCERN: 85 14239 ELIZABETH RIDOLE R.M.C.

WHEREAS, HARRY B. MOONEY, SR.

(hereinafter referred to as Mortgagor) is well and truly indebted unto THEODORE T. WAGNER AND MINNIE H. WAGNER, AS TRUSTEES FOR THE WAGNER TRUST.

(hereinafter referred to as Mortgagee) as evidenced by the Mortgagor's promissory note of even date herewith, the terms of which are incorporated herein by reference, in the sum of --NINETEEN THOUSAND FIVE HUNDRED AND NO/100THS -- Dollars (\$19, 500, 00 --) due and payable

AS SET FORTH IN SAID NOTE.

authority granted them as Trustees tor the Wagner Trust, the Wagner Trust Agreement being duly recorded in the RMC Office for Greenville County in Deed Book 690 at Page 75 (See Paragraph 4 of said Agreement).

ő Paid and patesfiel in full this 4th day

WAGNER TRUST

Together with ali, and singular rights, members, herditaments, and appurtenences to the same belonging in any way incident or appertaining, and of all the rents, issues, and profits which may arise or be had thereform, and including all heating, plumbing, and lighting fixtures now or hereafter attached, connected, or fitted thereto in any manner; it being the intention of the parties hereto that all such fixtures and equipment, other than the usual household furniture, be considered a part of the real estate.

TO HAVE AND TO HOLD, all and singular the said premises unto the Mortgagee, its heirs, successors and assigns, forever.

The Mortgagor covenants that it is lawfully seized of the premises hereinabove described in fee simple absolute, that it has good right and is lawfully authorized to sell, convey or encumber the same, and that the premises are free and clear of all liens and encumbrances except as provided herein. The Mortgagor further covenants to warrant and forever defend all and singular the said premises unto the Mortgagee forever, from and against the Mortgagor and all persons whomspever fawfully claiming the same or any part thereof,