

TITLE TO REAL ESTATE

STATE OF NEW YORK,)
)
 COUNTY OF NEW YORK.)

THIS INDENTURE, made this 2nd day of December, 1947, by and between

THE FIRST NATIONAL BANK OF THE CITY OF NEW YORK, a corporation organized and existing under the laws of the United States of America, herein acting as Trustee under Second Mortgage of The Atlanta and Charlotte Air Line Railway Company, dated November 1, 1943 (recorded, among other places, in the office of the Register of Mesne Conveyance of Greenville County, South Carolina, in Book 324, page 33, January 7, 1944), hereinafter for convenience styled TRUSTEE, party of the first part; and

THE ATLANTA AND CHARLOTTE AIR LINE RAILWAY COMPANY, a consolidated corporation organized and existing under the laws of the States of Georgia, South Carolina and North Carolina, party of the second part;

WITNESSETH: That

WHEREAS, on or about the 1st day of November, 1943, The Atlanta and Charlotte Air Line Railway Company did make, execute and deliver to The First National Bank of the City of New York, as Trustee, a mortgage or deed of trust known as its SECOND MORTGAGE, by which said mortgage said Railway Company did convey to the Trustee its lines of railroad and other property then owned and thereafter to be acquired by it, including the property hereinafter specifically described, in trust, to secure the payment of the principal and interest of and upon certain bonds issued and to be issued under said mortgage; and

WHEREAS, said Railway Company has sold the property hereinafter described, and in order to vest in the purchaser good title thereto, free of encumbrances, has requested the Trustee, party of the first part hereto, to release the said property from the lien of said mortgage hereinbefore mentioned, and has complied with the conditions in and by said mortgage imposed upon the release of property so sold from the lien thereof;

NOW, THEREFORE, in consideration of the remises and of the sum of ONE DOLLAR and other good and valuable considerations to the Trustee paid, receipt whereof is hereby acknowledged, the TRUSTEE, in accordance with the provisions to that end contained in said mortgage, does hereby release from the lien and operation of said mortgage, to-wit, the Second Mortgage of The Atlanta and Charlotte Air Line Railway Company, dated November 1, 1943, and of the bonds issued and to be issued under and secured by said mortgage, unto the said The Atlanta and Charlotte Air Line Railway Company, party of the second part hereto, its successors and assigns forever,

That certain strip, piece or parcel of land situate at or near Greenville, in the County of Greenville and State of South Carolina, lying and being on the southeasterly side of original single track railroad of Atlanta & Charlotte Air Line Railway (now used for spur track by Southern Railway Company), more particularly described as follows:

BEGINNING at a point twenty-three(23) feet southeastwardly from the center of line of the above mentioned track, and in the southwesterly edge of a county road, said point being radially opposite a point on said center line of said track which is sixty-three hundred seventy-one and seven tenths (6371.7) feet eastwardly from a point of switch in the present northwound main track eleven hundred sixty-nine(1169) feet north of mile-post 483; and running thence along westerly edge of said county road South 32° 16' East, eighty-two and four tenths (82.4) feet to a point one hundred (100) feet distant from center line of said original main track(present spur track); thence in a southwesterly direction, parallel with and at all points one hundred (100) feet southeast of center line of said single track, said line running by a curve to the right having a radius of thirteen hundred seventy-three and fifty-seven hundredths