

In the Clerk's Office of Greenville County Court May 20, 1859.
This account of sale of the late Estate of Elizabeth Agass
was presented in this office and admitted to record.
J. H. St. John's C. C.

Original
delivered
to S. Goring
Sept 13, 75
E. L. J. Geo

This deed made and entered into this the 31st day of March 1859
between James M. Garner & Elizabeth his wife of the first part
Sundry trustees and William J. Lundy trustee of the second part; witnesses that
whereas the said Garner is indebted to Thomas Avent a Commissioner
appointed by the County Court of Greenville to sell the land of
which Thomas Johnson died seized, for division among the legatees,
in two notes for the sum of two hundred & ninety six dollars &
twenty five cents each, bearing date the 3rd day of May 1853,
and due the 3rd day of May 1853 respectively, to which said note
Samuel Avent is security, and whereas the said ~~Samuel Avent~~
Garner is indebted to Samuel Avent in a note for two hundred
& five dollars & ninety six cents, due the 21st day of Jan'y 1854.
Now therefore, the said Garner & wife being anxious and
desirous to secure the said Samuel Avent against all loss
by reason of his Suretyship on the note above described, and also
to secure the payment of the note above set forth due to said
Samuel Avent individually, they the said Garner and wife do
hereby convey unto the said Sundry trustees the following property,
to wit, the tract of land on which said Garner now resides being
the land of which ~~Thomas Johnson~~ died seized & possessed, containing
about three hundred acres more or less, in trust to secure & save
harmless the said Samuel Avent by reason of his Suretyship on
the note above mentioned and also to secure the payment of to
said Avent of the foregoing note due to him individually, and
further likewise to secure & save harmless the said Samuel Avent the
said ~~Samuel Avent~~ by reason of his Suretyship for said Garner
as Executor of Elizabeth Johnson's estate. The said trustees shall not be
required to see any of the ^{foregoing} property until after the first day of
November next, but after said time shall whenever required
after due notice see to the highest bidder the foregoing property
or such portion thereof as may be necessary for the purposes
of this trust, including a commission of five percent, and shall pay
over to the party hereby intended to be secured such sum or sums
of money as may be due, and the balance if any, to the
Grantor his heirs or assigns.

Witness the following Signatures & Seals

James M. Garner (Seal)
William J. Lundy (Seal)

In the Clerk's Office of Greenville County Court May 3, 1859.
This deed of trust from James M. Garner to William J. Lundy
trustee for the benefit of Samuel Avent
Office

For the Register
to be done
Sperdy

Memorandum: this deed ought to have been
recorded before the 1st of June 1859.

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