

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM CHARLESTON COUNTY

The Honorable Mikell Scarborough
Trial Court Case No. 2020CP1004714

Case No. 2023-001200

RECEIVED

Oct 30 2023

SC Court of Appeals

William Gorham and Rosalee Gregg Smalls, Plaintiffs,

Alan Gregg, Victoria Manigault, Mary Frances Gregg Steed, Dorothy Gregg Horlback, Robert Leroy Gregg, Franklin Gregg, Michael Gregg, Agnes Gregg (daughter of Jesse Gregg), Joanne Gregg (daughter of Jesse Gregg), Murray Chavis, John Doe and Jane Does, as fictitious names for a class of unknown heirs, devisees, distributees, administrators, or personal representatives of deceased persons Harriet Gregg, Leroy Gregg, Henrietta Fishburn, Agnes Gregg Washington, Jesse "Eddie" Gregg, James Gregg, Leroy Gregg, Jr., Agnes A. Gregg, Jesse Gregg, Robert Gregg, and all other persons known or appear of record to have some right, title, interest in or lien upon the real estate described in the complaint herein, Defendants.

Of whom William Gorham is the Appellant and Robert Leroy Gregg is the Respondent.

DESIGNATION OF MATTER TO BE INCLUDED IN RECORD ON APPEAL

Appellant proposes the following to be included in the Record on Appeal:

1. Appellant/Plaintiff's Summons and Complaint for Quiet Title/Adverse Possession filed on October 27, 2020

2. Consent Order to Amend Complaint filed on February 25, 2021
3. Amended Complaint filed on March 24, 2021
Exhibit A- Recorded Deed from Matilda Venning to Harriet Gregg recorded January 29, 1951 in the Charleston County Register of Deeds in Book S53, Page 67

Exhibit B- Harriet Gregg Family Tree

Exhibit C- Plat of Lots 1-4 of Venning Road Property recorded March, 1997 in the Charleston County Register of Deed in Plat Book EB, Page 772

Exhibit D- Quitclaim Deed from Murray A. Chavis to Robert Gregg recorded January 31, 2000 in the Charleston County Register of Deeds in Book P341, Page 665.

Exhibit E- Title to Real Estate from Robert Gregg to Robert Leroy Gregg recorded November 21, 2018 in the Charleston County Register of Deeds in Book 0762 to 082
4. Respondent/Defendant's Answer and Counterclaim to Amended Complaint filed on March 25, 2021
5. Plaintiff's Reply to Defendant Robert Leroy Gregg's Counterclaim filed on April 21, 2021
6. Plaintiff's Motion to Appoint Guardian Ad Litem filed on January 19, 2022
7. Order Appointing Guardian Ad Litem filed on January 20, 2022
8. Answer to Amended Complaint, Consent to Reference, and Consent for Video/Teleconference Hearing for John Doe and Jane Doe filed on February 3, 2022
9. Affidavit of Publication filed on May 31, 2022
10. Order for Default filed on September 7, 2022
11. Consent Order of Reference filed on September 16, 2022
12. Affidavit of Attorney for Unknown Defendants in the Military Service and Guardian Ad Litem for Unknown Defendants who are Minors or

under Legal Disability filed on February 14, 2023

13. Final Hearing Transcript dated February 21, 2023
14. Plaintiff's Family Tree Worksheet Naming Heirs and Percentages of Ownership filed on April 5, 2023
15. Quiet Title Order filed on July 26, 2023
16. Plaintiff's Notice of Appeal filed on July 27, 2023
17. Defendant's Letter with List of Exhibits Introduced at Final Hearing on February 21, 2023

Exhibit 1: Family Tree

Exhibit 2: Portion of Charleston County Tax Map showing TMS Parcels 560-00-00-015, 560-00-00-051 and 560-00-00-052

Exhibit 4A: Copy of survey prepared by George A.Z. Johnson, Jr., Inc. Land Surveyors entitled "Plat showing the Combination of a 2.723 Acre and a 1.832 Acre Tract of Land and Resubdivided to Form Lots 1 through 4 Located on Venning Road, Christ Church Parish, Charleston County, South Carolina" dated February 19, 1997 and recorded in the ROD Office for Charleston County in Plat Book EB, Page 772

Exhibit 4B: Copy of Deed from Matilda Venning to Harriet Gregg dated and recorded March 25, 1948 in Book E49, Page 131 in the ROD Office for Charleston County

Exhibit 5: Copy of confirmed Deed from Matilda Venning to Harriet Gregg dated January 29, 1951 in Book S53, Page 67, in the ROD Office for Charleston County

Exhibit 6: Copy of Deed from Henrietta Fishburn, Leroy Gregg, Jr., Jesse E. Gregg, Victoria G. Manigault and Rosa Lee Gregg to Robert Gregg dated July 22, 1976 and recorded May 5, 1978 in Book S115, page 325, in the ROD Office for Charleston County

Exhibit 7: Copy of Deed from Louise Gregg, Mary Frances Steed, Dorothy Horlback, Fanny Murray and Thelma Myers to Robert Gregg dated August 25, 1976 and recorded May 5, 1978 in Book T115, page 1, in the ROD Office for Charleston County

Exhibit 8: Copy of Deed from Allen Gregg to Robert Gregg dated October 26, 1976 and recorded May 5, 1978 in Book S115, Page 326,

in the ROD Office for Charleston County

Exhibit 9: Copy of Quit-Claim Deed from Murray A. Chavis to Robert Gregg dated January 12, 2000 and recorded January 31, 2000 in Book P341, Page 662 in the ROD Office for Charleston County

Exhibit 10: Copy of Quit-Claim Deed from Robert Gregg to Murray A. Chavis dated January 12, 2000 and recorded January 31, 2000 in Book P341, Page 763 in the ROD Office for Charleston County

Exhibit 11: Copy of Deed from Robert Gregg to Robert Leroy Gregg dated November 14, 2018 and recorded November 31, 2018 in Book 0762, Page 082 in the ROD Office for Charleston County

Exhibit 12: Copy of clocked -in Deed from Frankie James Gregg to Robert Leroy Gregg dated February 16, 2023 and recorded February 17, 2023 in Book 1164, Page 278, in the ROD Office for Charleston County

Exhibit 13: Copy of executed Agreement between Frankie James Gregg and Robert Leroy Gregg dated February 16, 2023

Exhibit 14: Copy of Agreement between Rosalee Gregg Smalls and Robert Leroy Gregg which Rosalee Gregg Smalls has agreed to execute

Exhibit 15: Copy of Appraisal by Thomas F. Hartnett, Jr. dated November 30, 2020

Exhibit 16: Copy of letter of opinion of value by Thomas F. Hartnett, Jr. dated February 18, 2023

Exhibit 17: Copy of print-out of Charleston County taxes paid for the years 2019 through 2022

I CERTIFY THAT THIS DESIGNATION OF MATTER TO BE INCLUDED IN THE RECORD ON APPEAL CONTAINS NO MATTER WHICH IS IRRELEVANT TO THIS APPEAL.

Dated: October 30, 2023

s/Karen M. DeJong
Karen M. DeJong, Esq.
Bar No. 70699
DeJong Law Firm, LLC
222 West Coleman Blvd., 110
Mt. Pleasant, SC 29464
Tel. No. 843-216-6161

karen@dejonglawfirm.com
Attorney for Appellant

Other Counsel of Record
Barry I. Baker, Esq.
Baker & Varner, LLC
P.O. Box 31265
Charleston, SC 29417
Attorney for Respondent