

STATE OF SOUTH CAROLINA)
)
COUNTY OF GREENVILLE)
)
Piedmont Natural Gas Company,)
)
Condemnor,)
)
vs.)
)

Richeous Smith, Worthy Smith)
a/k/a, Worley Smith, Pearl Terry,)
Ethel Butler, Tweety Smith a/k/a)
Tweety Smith Harris, Doreth Smith,)
Fletcher Lee Harris, Alma Williams)
Smith, James R. Smith, Loree Smith,)
Gene A. Smith, Adolf Smith, Janie)
Sue Smith, Samuel Paul Smith,)
Ruby Smith Mansell, Buford)
Mansell, Ethel Mae Smith, Wilson)
Smith, Patrick R. Smith, Reginald)
Lamont Smith, Eric Smith,)
Christine Smith Dawkins, William)
G. Dawkins, Alma Renee Smith)
Murry, Sharai Smith Brock, Robert)
Lee Smith, Melissa F. Smith,)
Rosalyn Annette Steven, Edith)
Smith Foster, George Waymon)
Foster, Bridgette Smith)
Blassingame, Tara Smith, Waymon)
Odell Smith, Martha Miller Smith,)
Calvin Lee Smith, Reece W. Smith,)
Raymond Eddie Smith, Michael)
Smith, Odell Smith, Dorothy Smith)
Pearson, Gary Pearson, Jerome)
Smith, Jaygo Terry, Ida Terry,)
Mack Terry, Zone Terry, Leola)
Terry Smith, James Smith, J. P.)
Terry, David Brayvelle Terry, Ettie)
Pearl Booker, Tecora O. Terry)
Mason, Odell Mason, Lenora)
Holley, Dorothy Terry Sheppard,)
Orangelee Sheppard, Vernon)
Sheppard, Kasandra Sheppard)
Jenkins, Karen Sheppard Spates,)
Theodore Terry, Sr., Gracie Terry,)

IN THE COURT OF COMMON PLEAS
CA No. 2012-CP-23-4064

RECEIVED

SEP 28 2015
SC Court of Appeals

ORDER FOR SUBSTITUTION
OF PARTIES

FILED-CLERK OF COURT
GREENVILLE CO. S.C.
PAUL B. WICKENSIMMER
2014 DEC 23 PM 10 08

ENTERED COMPUTER

Kelvin F. Terry, Theodore Terry, Jr.,)
Keith Terry, Leola Terry Daniels,)
Wilford Daniels, Terrance Leslie,)
Sr., Derrick McGee, Jr., Fred Smith,)
Jr., Mannell Terry, Patricia Terry,)
Sheila Terry, Barbara Evans,)
Leonard Evans, Linda Evans,)
Thomas Evans, Johnny R. Williams,)
Latonya Gilliam, Porsha Williams,)
Chavonte Gilliam, Lakisha Gilliam,)
Derrick Gilliam, Rodney Gilliam,)
Donald Ray Gilliam,)
Connie Evans, Michael Evans, Iola)
Terry Cox, William Henry Cox,)
Johnny F. Cox, Joyce A. Smith,)
Anthony Cox, Alfred Cox, J. Henry)
Cox, Charlette J. Cox, Charles J.)
Cox, Michael Cox, Supearl Terry)
Gilliam a/k/a Supearl Terry Gilliam)
Miranda, Eugene Gilliam, Terry)
Gilliam, Jerry Gilliam, Warren)
Gilliam, Eugene Gilliam, Jr., Mattie)
Gilliam, Ira K. Carroll, Demetrius J.)
Gilliam, Kehiminnie S. Gilliam,)
Bianca S. Gilliam, Melvin Gilliam,)
Rodney Gilliam, Cindy Gilliam,)
Shakima Gilliam, Carmella Cottom,)
Nina Gilliam, Vermell Gilliam)
Phillips, Shaynise Alston, John)
Gilliam, Donald Gilliam, Sr.,)
Leunette Gilliam, Donnette Gilliam)
Ortchere, Leslie Gilliam Peter,)
Angela Gilliam, Donald E. Gilliam,)
Raymond T. Gilliam, Juan Miranda,)
Carmen Miranda a/k/a Carmen)
Miranda Glavin, John Glavin, Sr.,)
John Glavin, Jr., Miranda Glavin,)
Jeffrey Glavin, Yolanda Glavin,)
Ezell Terry, Magaline Terry, Leroy)
Terry, Kenneth Terry, James)
(Jimmy) Terry, Pearlmae Terry,)
Winnie L. Terry Anderson, Furman)
Anderson, Tommy Anderson,)
Abigail Dodd, Angela Reid, Sandra)
McDowell, Harold Anderson, Mary)
Ann Davis, Charlene Peake, Albert)

Anderson, Paul Terry, Betty Jo)
Terry, Donald E. Terry, Deloris I.)
Terry, Paul A. Terry, Mark G. Terry,)
Terry Sholer, Jamie Terry, James O.)
C. Smith, Pauline Smith, Gloria)
Gore, Paul Smith, Ethel Allen,)
Desiree Golden, Pauline Workman,)
Brenda Moulhem, and if any)
of the aforementioned be deceased,)
then their heirs, successors, devisees,)
distributees, Administrators,)
Executors and Personal)
Representatives, and any party)
claiming by or through them,)

Landowners,)

and)

The United States of America,)
acting by and through its agency, the)
Internal Revenue Service, The)
United States of America, acting by)
and through its agency the United)
States Department of Justice, The)
South Carolina Department of)
Revenue, The South Carolina)
Department of Mental Health, The)
State of South Carolina, Bullhead)
Investments, LLC, Arrow Financial)
Services, LLC, Sharonview Federal)
Credit Union, Discover Bank,)
Zachery Arnold, GE Commercial)
Finance Business Property)
Corporation, Midland Funding,)
LLC, and Greenville County,)

Other Condemnees,)

and)


John Doe and Mary Roe, being)
fictitious names used to represent all)
persons and condemnees whose true)
names are not known, including the)
heirs, successors, devisees,)

distributees, Administrators,)
Executors and Personal)
Representatives of any of the above)
named Landowners and Other)
Condemnees who may be deceased;)
and also all Condemnees whose)
names are not known, including)
heirs, infants, persons under)
disability and persons who may be in)
Military service, who claim, or may)
claim, an interest in the property)
being condemned, and also all other)
persons unknown, claiming any)
right, title, estate, interest in or lien)
upon the real estate described in the)
Condemnation Notice and Tender of)
Payment herein, said property being)
identified as a portion of Greenville)
County Tax Map Numbers)
0531010 102100 and)
0531010102101,)
))
Unknown Claimants.)
)

THIS MATTER comes before this Court pursuant to Condemnor's Motion for Substitution of Parties. A hearing on this Motion was held on December 23, 2014. Based upon the record and documents on file here, and the matters presented at the hearing, I find and conclude as follows:

Proper and adequate notice of this Motion and this hearing has been provided to all proper parties herein. Terrance Leslie, Jr., Terrell Leslie, Sr., and Teaira Leslie, who are not parties herein, were personally served with the Notice of Hearing and Motion for Substitution of Parties on December 10, 2014, pursuant to Rule 25(a) and Rule 4(d)(1), SCRPC.

Terrance Leslie, Sr., was named as a Landowner herein because of his ownership interest in the subject real property by virtue of his having been a great grandson of

4 

original grantee Pearl Terry. Subsequent to the commencement of this action, Terrance Leslie, Sr., passed away on March 15, 2014, leaving as his heirs his children Terrance Leslie, Jr., Terrell Leslie, Sr. and Teaira Leslie.

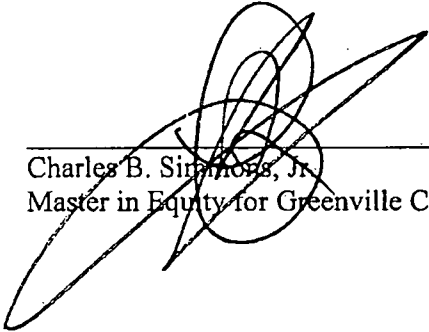
Rule 25(a), SCRPC, provides that, if a party dies and the claim is not thereby extinguished, the court may order substitution of the proper parties. I find and conclude that Terrance Leslie, Jr., Terrell Leslie, Sr., and Teaira Leslie are the proper parties to be substituted for deceased Landowner Terrance Leslie, Sr., because they should inherit his undivided interest in the subject real property.

NOW, THEREFORE, based upon the foregoing,

IT IS ORDERED that Terrance Leslie, Jr., Terrell Leslie, Sr., and Teaira Leslie be, and hereby are, substituted as Landowners herein in the place of deceased Landowner Terrance Leslie, Sr.

IT IS SO ORDERED

Date: 12/23/14
Greenville, South Carolina



Charles B. Simmons, Jr.
Master in Equity for Greenville County