

THE STATE OF SOUTH CAROLINA
In the Court of Appeals

APPEAL FROM RICHLAND COUNTY
Court of Common Pleas

Joseph R. Strickland, Master-in-Equity

Trial Court Case No.: 2013-CP-40-05740
Appellate Case No.: 2016-00046

RECEIVED

MAR 14 2016

SC Court of Appeals

Hamilton Duncan, Individually and Hamilton Duncan, as
Personal Representative of the Estate of Christine A. Duncan.....Respondent,

v.

Roy Drasites and Elizabeth DrasitesAppellants.

**DESIGNATION OF MATTER
TO BE INCLUDED IN THE RECORD ON APPEAL**

Appellants propose the following be included in the Record on Appeal:

1. Complaint filed September 23, 2013.
2. Consent Order dated June 19, 2014.
3. Amended Complaint
4. Easement Grant dated July 28, 1976
5. Order of The Honorable Joseph M. Strickland dated July 29, 2015.
6. Defendants' Motion to Alter or Amend the Court's Order dated July 20, 2015
7. Order dated December 4, 2015 of The Honorable Joseph M. Strickland denying Motion
8. Proposed Final Order presented to The Honorable Joseph M. Strickland dated May 15, 2015

9. Notice of Appeal dated January 8, 2016
10. Trial Transcript of Hearing dated April 28, 2015 - Pages 58, 63, 65, 66, 82, 83, 84, 85, 86, 87, 88, and 92.
11. Trial Transcript of Hearing dated April 28, 2015.
12. Plaintiff's Trial Exhibit 1 – July 28, 1976 and recorded August 3, 1976 in Deed Book D393 at Page 150 from Woodberry Utilities, Inc. to Jay Clark Case
13. Plaintiff's Trial Exhibit 3 – Lake Murray Shoreline Management Plan
14. Plaintiff's Trial Exhibit 4 - June 8, 1995, recorded June 15, 1995 in the Office of the Register of Deeds for Richland County in Deed Book 1262 at Page 377 from R. J. Marsh to Silver Pointe Cove Associates, Inc.
15. Plaintiff's Trial Exhibit 5 - April 11, 1985, recorded April 16, 1985 in the Office of the Register of Deeds for Richland County in Deed Book 737 at Page 410 from Woodberry Utilities, Inc. to R.J. Marsh 35.7 acres.
16. Plaintiff's Trial Exhibit 6 – August 14, 1973, recorded August 13, 1973 in the Office of the Register of Deeds for Richland County in Deed Book 289 at Page 790 from Woodberry Utilities, Inc. to Betty A. Thompson.
17. Plaintiff's Trial Exhibit 7 – Deed from SCE&G to Betty A. Thompson dated October 20, 1961 and file May 1, 1963 in the Richland County Register of Deeds Office in Deed Book 354 at page 554.
18. Plaintiff's Trial Exhibit 9 - Deed from SCE&G to Betty A. Thompson dated October 20, 1961 and file May 1, 1963 in the Richland County Register of Deeds Office in Deed Book 354 at page 554.
19. Plaintiff's Trial Exhibit 10 – SCE&G Partial Plat
20. Plaintiff's Trial Exhibit 13 - A. Charles Craft, III and Manita B. Craft (by deed dated December 15, 1995 and recorded December 19, 1995 in Deed Book 1293 at Page 668.
21. Plaintiff's Trial Exhibit 15 - Deed dated July 28, 1976 and recorded August 3, 1976 in Deed Book D393 at Page 147, from Woodberry Utilities, Inc. to Jay Clark Case
22. Plaintiff's Trial Exhibit 17 - Bostick plat dated February 3, 2014
23. Plaintiff's Trial Exhibit 18 – April 25, 1988 Site Consultants plat referenced in the deed from Jay Clark Case to Mr. and Mrs. Craft

24. Plaintiff's Trial Exhibit 21 - Plat dated March 29, 1960 prepared McMillian Engineering Company and filed of recorded in Richland County on April 15, 1960.
25. Defendants' Trial Exhibit 1 - Letter dated June 30, 2014 to W. Taylor Stanley from Tommy C. Boozer at SCE&G Lake Management
26. Defendants' Trial Exhibit 3- Lake Murray Shoreline Management Plan
27. Defendants' Trial Exhibit 14 - Bostick plat dated February 3, 2014
28. Defendants' Trial Exhibit 15 - Deed dated August 11, 1995, recorded August 14, 1995 in Deed Book 1273 at Page 242 from Silver Pointe Cove Associates, Inc. to Roy R. Drasites and Elizabeth P. Drasites
29. Defendant's Trial Exhibit 16 - Carl W. Bostick plat prepared for Defendants dated December 15, 1997
30. Defendants' Trial Exhibit 17 - Plat dated March 20, 1995 prepared for Silver Point Cove Plat
31. Plaintiff's Trial Exhibit 15 - Deed from Woodberry Utilities, Inc. to Jay Clark Case

DAVIS, FRAWLEY, LLC

By: _____

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Lexington, South Carolina
March 9, 2016

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CERTIFICATE OF COUNSEL

I hereby certify that this Brief of Appellants complies with Rule 211(b) of the South Carolina Appellate Court Rules.

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Lexington, South Carolina
March 9, 2016