

State of South Carolina
In the Court of Appeal
H. Thad White, Respondent

^{v.}
Petrel International, LLC and
Haiyan Lin, Appellants
Appellate Case No. 2014-002764

Motion To Vacate the Order

RECEIVED

MAY 05 2016

SC Court of Appeals

The appellants have received the court order of April 15, 2016, granting the Motion To Be Relieved As Counsel of Record. The appellants object that:

1. The order has deprived the constitutional rights of the appellants. Without giving an opportunity to hear contested issues to relieve the Counsel of Record is in violation of procedure Due Process of the law and Equal Protection of the law under 14th Amendment of US Constitution;
2. The Contested issues do exist. The claim that "I So Move o Behalf of the Appellant and Counsel of Record" is false. It is fraud upon the court. Haiyan Lin hereby certifies that she has never agreed nor gave consent for Mr. Carter to be relieved as counsel of Record; that it is untrue that "the Counsel for the

appellant have differences of opinion of representation"; that the Counsel of Record has colluded with opposing counsel and have a Ex Parte Communication with the judges and clerks; that he has failed to perform his fiduciary duties to the appellant.

Therefore, the appellant, Haiyan Lin, representing Petrel International, LLC and herself, hereby requests the Court to Vacate the order of April 15, 2016. Because the motion is a fraud upon the Court, to grant such motion is violation of Due Process Law and Equal protection of law, guaranteed by 14th Amendment of US Constitution.

May 2, 2016

Petrel International, LLC &
Haiyan Lin
P.O. Box 8776
Columbia, SC 29202
803-504-3604

C.C: Eleazer R. Carter
Bryan W. Braddock.

State of South Carolina

In the Court of Appeal

H. Thad White, Respondent

RECEIVED

Petrel International, LLC and

MAY 05 2016

Haiyan Lin, Appellant

SC Court of Appeals

Appellate Court No. 2014-002764

Lower Court Case No. 2013-CP-16-0366

Petition For Lifting Stay
and

Petition For Preliminary Injunction

The appellant, Haiyan Lin, has received the clerk of the Appellate Court letter, dated April 21, 2016, on April 28, 2016, in regarding the returned mails and the filing fee of her appeal filed on March 21, 2016.

The appellant, Haiyan Lin, hereby objects that the actions took by the clerk are unfair and unjust. They are prejudice against the appellant based on her race and gender. These actions are in violations of the appellant's procedural and substantive rights and the equal protection right under Fifth and Fourteenth Amendments of U.S. Constitution.

It is so strange that both the filings, the Notice of Appeal of March 21, 2016 and the Petition For Writ of Supersedeas of April 12, 2016, were returned and unfiled to her older address, P.O. Box 1011, Columbia SC 29202, eventhough, this address has been replaced by the current address ever since July, 2014. Why?? The questions of concerns are: What are the reasons behind these wrong address sent? Who is responsible? For what purpose? Why the case file for this appeal are out of order? Where many items have been missing or displaced in this file? Who is responsible for it? Could the clerk collude with the Counsels of the Record? Have they conspired to deprive the procedural and substantive due process rights of the appellant? The actions conducted by the clerk of the appellate court are certainly prejudicial and discriminatory. They violated the appellant's equal protection right of the law, guaranteed by Fifth and Forteenth Amendments of US Constitution.

In order to preserve and to protect the due process rights and equal protection

right of the appellant, the appellant hereby requests the court to lift the stay to allow the lower court to amend Haiyan Lin as a defendant in the case, pursuant to the Rule 205 and the Rule 241, SCACR. The attached with this filing are the Petition For Lifting Stay to Amend ^(dated May 2, 2016) the Notice of Appeal, filed on March 21, 2016, and the Petition For Writ of Supersedeas, filed on April 12, 2016, as well as the Motion to Vacate the order, dated on May 2, 2016 also. The appellant also requests oral argument in front of full Panel justices to defend her constitutional rights of appeal and to obtain a preliminary injunction to suspend the unlawful repossession, eviction, and liquidation in the lower court to protect the integrity of our judicial system.

May 5, 2016

Haiyan Lin
P.O. Box 8776
Columbia, SC 29202
803-504-3604

State of South Carolina
In the Court of Appeal
H. Thad White, Respondent
Petrol International, LLC and
Haiyan Lin, Appellants
Appellate Case No. 2014-002764
Lower Case No. 2013-CP-16-0366

Certificate of service

I certify that I have served a
copy of the Petition for Lifting Stay to
Amend Haiyan Lin As a Defendant
by US mail to

Bryan W. Braddock
2231 W. Palmetto St
Florence, SC 29501

on May 2, 2016

Haiyan Lin
P.O. Box 8776
Columbia, SC 29202

SCOTT B. SUGGS
CLERK OF COURT/R.M.C.
DARLINGTON COUNTY, S.C.

2016 MAY -2 PM 1:54

FILED

TRUE CERTIFIED COPY.

Scott B Suggs
CLERK OF COURT/RMC
DARLINGTON COUNTY, SC

State of South Carolina
In the Court of Appeal

H. Thad White, Respondent

V.

Petrel International, LLC &
Haiyan Lin, Appellants

Appellate Case No. 2014-002764

Lower Case No. 2013-CP-16-0366

Petition for Lifting Stay

To Amend Haiyan Lin As a Defendant

pursuant to the Rule 205 and Rule 241, SCACR, Appellant, Haiyan Lin, hereby requests the circuit court of Darlington County to amend the Case Caption ~~in~~ the case No. 2013-CP-16-0366.

As attached here in, the Notice of Appearance was filed on Dec. 16, 2014 by Haiyan Lin to protect her interest on the property in this foreclosure action. As matter of the right of property owner, she is entitled to be added as a defendant to the case. To protect her due process right, she requests this Court to Amend the case caption to include ~~her~~ ^{her} as a

FILED

2016 MAY -2 PM 1:54

SCOTT B. SUESS
CLERK OF COURT/R.O.D.
DARLINGTON COUNTY, S.C.

TRUE CERTIFIED COPY

CLERK OF COURT/R.O.D.
DARLINGTON COUNTY, SC

The State of South Carolina
County of Darlington
In the Court of Common Pleas
Case No. 2013-CP-16-0366

gjs

H. Thad White ----- Plaintiff

Petrel International, LLC ^{vs.}

Haiyan Lin ----- Defendants

Notice of Appearance

Please take notice that the title of the property, located on 4600 Lamar HWY, Lamar SC. with Tax Map No. 087-00-01-031 has been transferred to Haiyan Lin from Petrel International, LLC on Dec. 12, 2014.

Haiyan Lin will be appearing at the motion hearing scheduled for Dec. 18, 2014. She will be defending the above foreclosure action Pro Se, as property owner along with the former owner Petrel International, LLC. All of previously filed pleadings and motions will be assumed for continuance of the above case.

Dec. 16, 2014

Haiyan Lin
and
Petrel International, LLC
P.O. Box 8776
Columbia, SC 29202.

FILED
2014 DEC 17 AM 11:28
COURT B. SUGGS
CLERK OF COURT/R. J. BERRY
DARLINGTON COUNTY, SC



Doc ID: 002576710003 Type: DEE
 Recorded: 12/12/2014 at 04:32:52 PM
 Fee Amt: \$195.00 Page 1 of 3
 Darlington County, SC
 Scott B. Suggs Clerk of Court / ROD

STATE OF SOUTH

COUNTY OF DAR

BK **1074** PG **1581-1583**

TITLE TO REAL ESTATE

KNOW ALL MEN BY THESE PRESENTS, that PETREAL INTERNATIONAL, LLC, of the State aforesaid, for and in consideration of the sum of FIFTY THOUSANDS AND NO/100THS DOLLARS, (50,000.00), to me in hand paid at and before the sealing of these presents by HAIYAN LIN, of the state aforesaid, for which the receipt whereof is hereby acknowledged, has granted, bargained, sold and released, and by these presents does grant, bargain, sell and release unto the said HAIYAN LIN, its successors and assigns forever, the following described property:

(tax map #087-00-01-031)

All that certain piece, parcel of tract of land, with the improvements thereon, situate, lying and being located in the county of Darlington, state of south Carolina, designated as tract #3 on a plat of survey made by M. E. Lind, Jr., dated October 28, 1968 and amended April 14, 1972, a copy of which is recorded in the office of Clerk of Court for Darlington County in Plat Book 57 at Page 141. Said tract is shown on said plat as containing 7.3 acers, more or less, and is bounded according thereto on the Northwest by property of J. W. Dowling; on the East by Tract #3-a; and on the South by right-of-way of Interstate Highway #20.

ALSO: All that certain piece, parcel or tract of land, with the improvements thereon, situate, lying and being located in the County of Darlington, State of South Carolina, designated as Tract #3-A on a plat of survey made by M. E. Lind, Jr., dated October 28, 1968, and amended April 14, 1972, a copy of which is recorded in the office of the Clerk of Court for Darlington County in Plat Book 57 at Page 141. Said tract is shown on said plat as containing 5.0 acres, more or less, and is bounded according thereto on the Northwest by property of Rev. J. W. Dowling; on the northeast by property of Rev. J. W. Dowling; on the South by right-of-way of Interstate Highway # 20; and on the West by Tract #3 as shown on said plat.

For a more complete description of the above referenced tracts, reference is had to the above referred to plat.

This being the same property conveyed to Petrel International, LLC by deed of Thad White Dated December 23, 2009 and recorded in the office of the Clerk of Court for Darlington County in Deed Book 1058 at Page 5852.

Grantee's Address

Post Office Box 8776

Columbia, South Carolina 29202

CLERK OF COURT
 DARLINGTON COUNTY, SC

THIS PROPERTY DESIGNATED ON RECORD AS
 DIST 20-7 MAP 087 SECT 00 BLK 01 PARCEL 031
 DIST ___ MAP ___ SECT ___ BLK ___ PARCEL ___
 DIST ___ MAP ___ SECT ___ BLK ___ PARCEL ___
 D.O.I. 12-12-14 SPLIT FROM: _____
 RECEIVED 12-12-14 TIME 12:07 OUT: _____
 KYLE JOHNSON ASSESSOR: COUNTY OF DARLINGTON



TOGETHER with all and singular, the Rights, Members, Hereditaments and Appurtenances to the said Premises Belonging, or in anywise incident or apperaining.

TO HAVE AND TO HOLD, all and singular, the said Premises before mentioned unto the said HAIYAN LIN, its successors and assigns forever, and I do hereby bind myself and my Heirs, Executors and Administrators, to warrant and forever defend all and singular the said Premises unto the said HAIYAN LIN, its Successors and Assigns, against me and my Heirs and any person of persons whomsoever lawfully claiming or to claim the same, or any part thereof.

WITNESS my Hand and Seal this 12nd day of December, in the year of our lord two thousand fourteen.

Signed, Sealed and Delivered
in the Presence of

James D. Graham

Haiyan Lin (seal)

Kenyetta M. Kennedy-Sanders

STATE OF SOUTH CAROLINA)
)
COUNTY OF FLORENCE)

AFFIDAVIT OR PROBATE

PERSONALLY APPEARED before me Kenyetta M. Kennedy-Sanders and made oath that (s)he saw the within written Deed; and that (s)he with Haiyan Lin the exciution thereof.

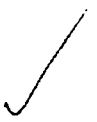
SWORN to before me this 12nd
day of December, 2014

Kenyetta M. Kennedy-Sanders
Notary Public for South Carolina

James D. Graham

My Commision Expires: November 17, 2021

KENYETTA M. KENNEDY-SANDERS
Notary Public - State of South Carolina
My Commission Expires November 17, 2021



STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)

AFFIDAVIT

PERSONALLY appeared before me the undersigned, who, being duly sworn, deposes and says:

Property located at 4600 Lamar Highway, being situated in Darlington County, State of South Carolina, and identified as Tax Map# 087-00-01-031, transferred by Petrel International LLC to Haiyan Lin on 12/12/14

The transaction was (Check One):

- an arm's length real property transaction and the sales price paid or to be paid in money's worth was \$50,000.00.
- not an arm's length real property transaction and the fair market value of the property is _____.

The above transaction is exempt, or partially exempt, from the recording fee as set forth in S.C. Code Ann. Section 12-24-10 et. Seq. because the deed is: _____

As required by Code Section 12-24-70, I state that I am a responsible person who was connected with the transaction as: _____

I further understand that a person required to furnish this affidavit who willfully furnishes a false or fraudulent affidavit is guilty of a misdemeanor and upon conviction, must be fined not more than one thousand dollars or imprisoned not more than one year, or both.

Signed by: Haiyan Lin
Purchaser, Legal Representative of the Purchaser,
Or other Responsible Person Connected with the
Transaction.

SWORN to me before this 12 day of Dec., 2014

[Signature]
Notary Public

Notary Public for: SC
My Commission Expires: 9/05/2014

*The fee is based on the real property value. Value means the realty's fair market value. In arm's length real property transactions, this value is the sales price to be paid in money or money's worth (e.g. stocks, personal property, other realty, forgiveness of debt, mortgages assumed or placed on the realty as a result of the transaction). However, a deduction is allowed from this value for the amount of any lien or encumbrance

defendant and add her name as a defendant in all of the orders related to this action to protect her due process right guaranteed by 14th Amendment of US Constitution.

May 2, 2016

Appellant
Haiyan Lin
P.O. Box 8776
Columbia, SC 29202
803-504-3604

CC. Bryan W. Braddock

2
The State of South Carolina 79022
In the Court of Appeal
Appeal From Darlington County
Court of Common Pleas
Case No. 2013-CP-16-03

RECEIVED

MAR 21 2016

SC Court of Appeals

H. Thad White, Respondent

Vs

Petrel International, LLC and Haiyan Lin,
Appellants

Notice of Appeal

The appellant, Haiyan Lin, has received the order of writ of Assistance by Haigh Porter, Special Referee for the Darlington County, filed on Feb. 29, 2016, on March 17, 2016. As the current property owner and occupiancy, Haiyan Lin, did not receive any rule to vacate order before the writ of Assistance being issued and filed, in violation of Appellant's due process right.

March 21, 2016

Haiyan Lin
P.O. BOX 8776
Columbia, SC 29202
returned mail

2
The State of South Carolina
In the Court of Appeal
Appeal From Darlington County
Court of Common Pleas
Case No. 2013-CP-16-0566

RECEIVED

MAR 21 2016

Certificate of Service
Court of Appeals

I, Haiyan Lin, certify that
I have served the respondent with
the Notice of Appeal on March 21,
2016 by US mail to

Bryan W. Braddock
The Braddock Law Firm, LLC
2231 W. Palmeto St. Suite 203
Florence, SC 29501

March 21, 2016

Haiyan Lin
P.O. Box 8776
Columbia, SC 29202.
returned mail

The South Carolina Court of Appeals
H. Thad White, Respondent

V.
Petrel International, LLC and
Haiyan Lin, Appellant
Appellate Case No. 2014-002764

Petition For Writ of Supersedeas:

The appellant, Haiyan Lin, here by
files a petition For Writ of Supersedeas,
pursuance to Rule 241, SCACR, to
suspend illegal execution of writ of
the Assistance issued by Haigh Porter,
Special Referee for Darlington County.
to preserve and to protect her due pro-
cess right and equal protection right
under the law.

April 12, 2016

RECEIVED

APR 13 2016

SC Court of Appeals

Returned / not
filed

Appellant:
Haiyan Lin
P.O. Box 8776
Columbia, SC 29202

SCOTT B. SUGGS
CLERK OF COURT/PRO.
DARLINGTON COUNTY, S.C.

2016 APR 12 PM 3:55

FILED

The South Carolina Court of Appeals

H. Thad White, Respondent

V.
Petrel International, LLC

and Haiyan Lin, Appellant

Appellate Case No. 2014-002764

Memorandum In Supporting
Petition For Writ of Supersedeas

In Supporting the Petition for Writ
of Supersedeas, the appellants shows
the following.

On March 16, 2016, the single
Judge has denied the appellants Motion
to stay the writ of Assistance. The
Rule 241(d)(2), SCACR, specifically
provides that an aggrieved party
may petition the full appellate
court panel for review of the single
Judge's order of denying stays and
supersedeas.

RECEIVED

APR 13 2016

SC Court of Appeals

Pursuant to SC Code Ann § 18-9-220 (Supp. 2014), under the provisions of Section 356 of the Code, appellant's timely appeal of the Decree of Foreclosure Sale acted as an automatic stay of further proceeding below, (Le Conte v. Irwin, 23 S.C. 106, 112 (1885)).

The Rule 241, SCACR provides that "the automatic stay continues in effect for the duration of the appeal unless lifted by order of the lower court." In fact, this automatic stay has been in effect until Feb. 29, 2016, when Haigh Power, Special Referee for Darlington County issued Special Referee Deed and Writ of Assistance, without a motion for lifting automatic stay, this Ex Parte order violate the Rule 241 ~~241~~, procedure for obtaining lift of stay or supersedeas.

without lifting automatic stay, the lower court lacks jurisdiction to revive the term of prior order of judicial sale to issue special Referee Deed and the Order for writ of Assistance. The foreclosure sale could not be finalized, until the report by the special referee is confirmed by the circuit court and appeal court. (Wachovia Bank of S e N. A. v. Player 341 S.C. 424, 535 S.E. 2d 128 (2000)). "The master should not have issued a deed during the pendency of the appeal, because the appeal acted as an automatic stay pursuant to §18-9-220 (Wachesaw Plantation East Community services Association v. Todd C. Alexander, 2015) (Ex parte Moore 346 S.C. 274, 294, 550 S.E. 2d 877 (ct. App. 2001), to abide the judgment of the appellate court or the Supreme Court.

At the last stage of the appeal, respondent has filed a motion to dismiss the appeal, or alternatively to require Appellant to post a bond pending the disposition of the appeal. This motion is denied by the appeal court on Jan. 28, 2016, without lifting automatic stay of proceeding below, the lower court overstepped its boundary to issue special Referee Deed and writ of Assistance. It disregards the authority of the appellate court and the Supreme Court in attempting obstruction of justice to make the appeal becoming moot. There is no rule that a judicial sale cannot be appealed unless a writ of Super sededeas has been issued and bond posted. In Antrum v. Hartsville Prod. V. Credit Ass'n, 228 S.C. 201, 89 S.E. 2d 376

(1955), the case is on deciding on petition to set aside foreclosure sale and declaring deed to purchaser void.

Pursuant Rule 241, SCACR, "As a general rule, the service of a notice of appeal in civil matter acts to automatically stay the proceeding below; This automatic stay continues in effect for the duration of the appeal unless lifted by order of the lower court; The lower court shall have jurisdiction to entertain petition for lifting automatic stay and for writ of Supersedeas; In a case subject an exception, any party may move for an order imposing a Supersedeas of matters where specific condition must be met before the exception applies, those conditions must be strictly complied with" without obtaining an order for lifting automatic stay to consider whether or not a specific condition for the exception of 18-9-170 apply in this case, the lower court issued the Ex Parte order for special Referee Deed

and writ of Assistance. This action is not only in violation of Rule 241, SCACR, but also cause the appellant's due process right and equal protection right to be damaged. The appellant could potentially be prejudiced in the pending appeal case as a result of this action.

Further, Haiyan Lin, as current property owner and occupant, has been evicted from the premiss without an ejection order as provided by SC code § 27-37-20, § 27-37-30, § 27-37-40, and § 27-37-800, she has neither been served with a notice for the rule to vacate, nor has been given an opportunity for the Rule to show cause hearing. Without a writ of Possession from magistrate court, the writ of Assistance has been used by the respondent illegally evicted her.

It is in serious violation of 14th amendment of US Constitution. "The Constitutional guarantee that no state shall deprive any person of life, liberty or property without due process of law or deny any person "equal protection of the laws" (U.S. V. Morrison, 120 S. Ct. 1740).

"The guaranty of equal protection of the laws is a pledge of the protection of equal laws" (Romer V. Evans, 116 S. Ct. 1620).

"Any person has right to demand equal protection right, and to demand that any unequal treatment shall be under strictest judicial scrutiny" (Ho by Ho V. San Fran. School Distrit, 147 F. 3d, 854, 826 F. 2d 160, 646 F. Supp. 1362). "Judges, states, and Federal alike, are bound by oath or affirmation to respect ~~a~~ right arising under U.S. Const. Art. 6." (Heimbach V. Chu, 744 F. 2d 11, 105 S. Ct 1842).

For the reasons stated above, the appellants respectfully request that this court issues a writ of Suppersedeas to suspend the illegal execution of the writ of Assistance, to prevent a contested issue from becoming moot, to protect due process right of the appellants under equal protection of the law, to restore integrity of the judiciary.

This petition for Writ of Suppersedeas is filed in the appellate court under such extrordanery condition in the lower court. The petition is supported by applicable statutory and case law, and any supporting memorandum and affidavits which may be filed with the court prior to the hearing on this petition.

April 12, 2016

Appellant
Haiyan Lin
P.O. Box 8776
Columbia, SC 29202

The South Carolina Court of Appeal
H. Thad White, Respondent
V.
Petrel International, LLC
and Haiyan Lin, Appellant
Appellate Case No. 2014-002764
Certificate of Services

I, Haiyan Lin, certifies that I
have served the Petition For Writ of Supersedeas
and the Memorandum In Supporting Petition
For Writ of Supersedeas by U.S. mail to:

Bryan W. Braddock
2231 W. Palmeto St.
Florence, SC 29501

and

Haigh Potter
162 S. McQueen St.
Florence SC 29501

on April 12, 2016

Appellant
Haiyan Lin
P.O. Box 8776
Columbia, SC 29202
803-404-7163

RECEIVED

APR 13 2016

SC Court of Appeals

FILED
2016 APR 12 PM 3:55
SCOTT B. SUGGS
CLERK OF COURT
DARLINGTON COUNTY

The State of South Carolina
In the Court of Appeal
Appeal From Darlington County
Court of Common Pleas
Case No. 2013-CP-16-0366
H. Thad White, Respondent

v.
Petro International, LLC and
Haiyan Lin, Appellants
Amended Notice of Appeal

The appellant, Haiyan Lin, has now obtained Special Referee Deed, which was filed together with the writ of Assistance on Feb. 29, 2016. It is hereby amended into the Notice of Appeal filed on March 31, 2016, dated March 21, 2016.

April 12, 2016

Appellants
Haiyan Lin
P.O. Box 8776
Columbia, SC 29202
803-404-7163

RECEIVED
APR 13 2016
SC Court of Appeals
returned
not filed

FILED
2016 APR 12 PM 3:55
SCOTT B. SUGGS
CLERK OF COURT/TRO. D.
DARLINGTON COUNTY, S.C.

9
The State of South Carolina
In the Court of Appeal
Appeal From Darlington County
Court of Common Pleas
Case No. 2013-CP-16-0366

RECEIVED

Certificate of Services

APR 13 2016

SC Court of Appeals

I, Haiyan Lin, certifies that I
have served the Amended Notice of Appeal
by U.S. mail to:

Bryan W. Braddock
2231 W. Palmeto St.
Florence, SC 29501

& Haigh Porter
162 S. McQueen St.
Florence, SC 29501

on April 12, 2016

2016 APR 12 PM 3:55
SCOTT B. SUGGS
CLERK OF COURT/R.O.D.
DARLINGTON COUNTY, S.C.

FILED

Appellant:


Haiyan Lin
P.O. Box 8776

Columbia, SC 29202

803-404-7163

9

THIS PROPERTY DESIGNATED ON RECORD AS
DEED 20-F MAP 087 SECT 00 BLK L PARCEL 031
DIST _____ MAP _____ SECT _____ BLK _____ PARCEL _____
DIST _____ MAP _____ SECT _____ BLK _____ PARCEL _____
D.O.I. 02-25-16 SPLIT FROM: _____
RECEIVED 02-29-16 TIME 5:55 OUT: _____
KYLE JOHNSON ASSESSOR: COUNTY OF DARLINGTON


Doc ID: 003020520004 Type: DEE
Recorded: 02/29/2016 at 01:52:43 PM
Fee Amt: \$10.00 Page 1 of 4
Darlington County, SC
Scott B. Suggs Clerk of Court / ROD
BK **1077** PG **8064-8067**

STATE OF SOUTH CAROLINA)
))
COUNTY OF DARLINGTON) **SPECIAL REFEREE DEED**

TO ALL WHOM THESE PRESENTS SHALL COME:

I, the undersigned, as Special Referee in and for the County aforesaid,

SEND GREETINGS:

RECEIVED
APR 13 2016
SC Court of Appeals

WHEREAS, H. Thad White, on or about April 29, 2013, exhibited its Complaint in the Court of Common Pleas, for the County aforesaid, against **Petrel International, LLC**, demanding Judgment in relation to the land hereinafter mentioned and described. The cause being at issue, came on to be heard on December 1, 2014, and such proceedings were had therein as resulted in the Decree and Judgment of the said Court, whereby it was Adjudged and Decreed that the said land hereinafter mentioned and described be sold by the Special Referee in and for the County aforesaid on the terms and for the purposes mentioned in the said Decree and Judgment, as by reference thereto on file in said Court, will appear; and the said Special Referee, after having duly advertised the said land for sale by public outcry on January 6, 2015, then openly and publicly and according to the custom of auction, sell and dispose of the same unto **H. Thad White**, for the sum of **Sixty Thousand and 00/100ths Dollars (\$60,000.00)**, being at that price the highest bid therefore.

NOW, THEREFORE, KNOW ALL MEN BY THESE PRESENTS, that I, the said Special Referee, in consideration of the sum of **Sixty Thousand and 00/100ths Dollars (\$60,000.00)** to me paid by the said H. Thad White the receipt whereof is hereby acknowledged, **HAS GRANTED**, bargained, sold and released, and by these presents, **DOES GRANT**, bargain, sell and release unto the said **H. Thad White**, his heirs and assigns:

(Darlington County Tax Map #087-00-01-031)

All that certain piece, parcel or tract of land, with the improvements thereon, situate, lying and being located in the County of Darlington, State of South Carolina, designated as Tract #3 on a plat of survey made by M. E. Lind, Jr., dated October 28, 1968 and amended April 14, 1972, a copy of which is recorded in the office of the Clerk of Court for Darlington County in Plat Book 57 at Page 141. Said tract is shown on said plat as containing 7.3 acres, more or less, and is bounded according thereto on the Northwest by property of J. W. Dowling; on the East by Tract #3-A; and on the South by right-of-way of Interstate Highway #20.

ALSO: All that certain piece, parcel or tract of land, with the improvements thereon, situate, lying and being located in the County of Darlington, State of South Carolina, designated as Tract #3-A on a plat of survey made by M. E. Lind, Jr., dated October 28, 1968, and amended April 14, 1972, a copy of which is recorded in the office of the Clerk of Court for Darlington County in Plat Book 57 at Page 141. Said tract is shown on said plat as containing 5.0 acres, more or less, and is bounded according thereto on the Northwest by property of Rev. J. W. Dowling; on the Northeast by property of Rev. J. W. Dowling; on the South by right-of-way of Interstate Highway #20; and on the West by Tract #3 as shown on said plat.

For a more complete description of the above referenced tracts, reference is had to the above referred to plat.

This being the same property conveyed to H. Thad White by deed of James A. Strode and Celeste M. Strode dated December 11, 1999 and recorded in the office of the Clerk of Court for Darlington County in Deed Book D286 at Page 9.

Property Address: 4600 Lamar Highway, Lamar, SC 29069
Tax Parcel #: 087-00-01-031

GRANTEE'S ADDRESS:

1800 Mars Hill Circle

Florence, South Carolina 29501

TOGETHER with all and singular the Rights, Members, Hereditaments, and Appurtenances to the said premises belonging or in anywise incident or appertaining; and all the estate, right, title, claim, and interest whatsoever, of the parties to the cause aforesaid, and of each of them, in and to the same; and of all other persons rightfully claiming, from, under or by them or any of them.

TO HAVE AND TO HOLD, all and singular, the premises before mentioned, unto the said **H. Thad White**, his heirs and assigns forever.

STATE OF SOUTH CAROLINA)
)
COUNTY OF DARLINGTON)

AFFIDAVIT FOR TAXABLE OR EXEMPT TRANSFERS

PERSONALLY appeared before me the undersigned, who being duly sworn, deposes and says:

1. I have read the information on this Affidavit and I understand such information.
2. The property being transferred is located at 4600 Lamar Highway, bearing Darlington County Tax Map Number 087-00-01-031, was transferred by Haigh Porter, Special Referee for Darlington County to H. Thad White on Feb. 25, 2016.
3. Check one of the following: The Deed is
 - (a) _____ subject to the deed recording fee as a transfer for consideration paid or to be paid in money or money's worth.
 - (b) _____ subject to the deed recording fee as a transfer between a corporation, a partnership, or other entity and a stockholder, partner, or owner of the entity, or is a transfer to a trust or as distribution to a trust beneficiary.
 - (c) X EXEMPT from the deed recording fee because foreclosure
(If exempt, please skip items 4-7 and go to item 8 of this affidavit)

If exempt under exemption #14 as described in the information section of this affidavit, did the agent and principal relationship exist at the time of the original sale and was the purpose of this relationship to purchase the realty? Check Yes ___ or No ___

4. Check one of the following if either item 3(a) or item 3(b) above has been checked.
 - (a) _____ The fee is computed on the consideration paid or to be paid in money or money's worth in the amount of \$ _____.
 - (b) _____ The fee is computed on the fair market value of the realty which is \$ _____.
 - (c) _____ The fee is computed on the fair market value of the realty as established for property tax purposes which is \$ _____.

5. Check YES ___ or NO ___ to the following: A lien or encumbrance existed on the land, tenement, or realty before the transfer and remained on the land, tenement, or realty after the transfer. (This includes, pursuant to Code Section 12-59-140(E)(6), any lien or encumbrance on realty in possession of a forfeited land commission which may subsequently be waived or reduced after the transfer under a signed contract or agreement between the lien holder and the buyer existing before the transfer.) If "Yes", the amount of the outstanding balance of this lien or encumbrance is: _____.

6. The DEED Recording Fee is computed as follows:
 - (a) Place the amount listed in item 4 above: \$ _____
 - (b) Place the amount listed in item 5 above here: \$ _____
 - (c) Subtract Line 6(b) from Line 6(a) and place result here: \$ _____

7. The deed recording fee due is based on the amount listed on Line 6(c) above and the deed recording fee due is \$ _____.

8. As required by Code Section 12-24-70, I state that I am a responsible person who was connected with the transaction as: _____

9. I understand that a person required to furnish this affidavit who willfully furnishes a false or fraudulent affidavit is guilty of a misdemeanor and, upon conviction, must be fined not more than one thousand dollars or imprisoned not more than one year, or both.

Haigh Porter, Special Referee
Grantor, Grantee, or Legal Representative
connected with the transaction

SWORN TO and subscribed before me
this 25th day of February, 2016.

Haigh Porter (SEAL)
Notary Public for South Carolina
My Commission Expires: 7/14/25

The South Carolina Court of Appeals
H. Thad White, Respondent,

V.

Petrel International, LLC

and Haiyan Lin, Appellant

The Appellate Case No. 2014-002764

Certificate of Service

I certify that I have served a copy of
petition for ~~lifting stay~~ ^{lifting stay} and for preliminary injunction
and motion to vacate the order to the
following parties by US mail to

Eleazer R. Carter
105 S. Brooks St.
P.O. Box 187
Manning, SC 29102

Bryan W. Braddock
& 2231 W. Palmetto St.
Florence, SC 29501

on May 5, 2016.

May 5, 2016.

Haiyan Lin
P.O. Box 8776
Columbia, SC 29202

RECEIVED

MAY 05 2016

SC Court of Appeals