

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lancaster County
The Honorable H. Clayton Walker, Jr., Special Referee

Evelyn M. Lowery,

RESPONDENT,

v.

Eula M. Daniels, Darrell Waiters, Monique Thompson Phinessa R. Waiters, Pearl Mahjoub, Tommie Lee James, John William James, William C. Waiters, Mary L. Bailey, James C. Bell, William Bailey, Charlie Bascomb, Harold Bascomb, Nakia Williams, Nerisse Williams, Carlton McPhaul, Donnell McPhaul, Idell R. Waiters, Ella R. Waiters, Eddie Waiters, Elizabeth Ann Moore, Donald Waiters, Brenda Waiters, Glenda Waiters, Wilric Waiters, Dorothy Johnson, Ruth Jordan, Ronald Sweet, Donald Johnson, David Lee Richardson, Raymond Richardson, Lafayette Richardson, Jr., Robert C. Richardson, Bill Moses, Margaret Jones, Herman Sweet, Jr., Reginal Coleman, Ronald Coleman, Michael Coleman, Sharon Coleman, Tammy Coleman, Bridgette Colemann, Delfreda Coleman, Phillip Hatchet, Iceola Weeks, Charles Burt, Theodore R. Brewer, Estate of Leola Waiters, Betty J. Catoe, Carrie Waiters, Ernest L. Waiters, Irene Carr, Janice Dixon, Donald F. Waiters, Rayford J. Waiters, Carolyn McKenny, Larry Waiters, Denise Allen, Kevin Waiters, Ginger Ann Waiters, Harry Waiters, III, Deshone Waiters, Willie W. Addison, Bessie M. Waiters, Linda D. Addison, Mary E. Coleman, John C. Waiters, Estate of Anna B. Waiters, Anna E. Perkins, Willie James Hall, Lena Tibbs, Levater Hall, Leonard Hall, Leotis Hall, Christine C. Hall, Alma R. Grant, Pearl Hall, Mary Hall, Mark Hall, Kevin Hall, Doris Hall, Iris Hall, Lola Hall, Maggie Hall, Jimmy L. Hall, Jr., Marilyn Hall, Lowarren Hall, Clifton Hall, Dywayne Hall, Novella Hall, Lenonne Addison, Brendetta Hall, NaSheqeca Bekia Hall, Marquavious Tramble Hall, Sabrina McWaters, Renonia Church, Gwen Mc Waters, Jacqueline Mc Waters, Renee Mc Waters, Connie C. Parker, Alice Truesdale, Eliza C. Truesdale, Roy Caskey, Randy Caskey, Maggie Caskey, Leon Caskey, III, Sharon Harris, Eliza Ferguson, Henry Hall, Oscar Hall, Jr., Laura Mae Hall, Stanford Hall, Anna Hall, Anna Hall,

APPELLANT.

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SC Court of Appeals

Patricia, H. Bentley, Janie Hall, Janie Douglas, Mary Bradlee, Elizabeth Hall, Teresa Pope, Devron Wright, Dyron J. Hall, Romelle Simpson, Estate of Alma Tilman, Ren Tilman, Chris Waiters, Bennie Evelyn M. Martin, William Martin, Mildred Bell McCray, John Lee Moore, William E. Bell, Minniette Malone Sims, Lorenzo Bell, Blanche B. Bell, Cerento Martin Eccles, Lucinda Bell Miller; and if any of the said Appellants are deceased, then their heirs or devisees at law, and all other persons claiming any right, title, interest in or lien upon the real estate described herein, and any unknown infants or persons in the military service hereby designated as a class John Doe or Jane Roe, (Of Whom Kevin Waiters is Appellant).

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SC Court of Appeals

APPELLATE CASE NO. 2015-002243

DESIGNATION OF MATTERS
INCLUDED IN RECORD ON APPEAL

The Appellant proposed the following to be included in the Record on Appeal:

Title Summary, as referenced in Trial Transcript, page 5 as Plaintiff Exhibit 1A
Title Summary, as referenced in Trial Transcript, page 5 as Plaintiff Exhibit 1B
Title Summary, as referenced in Trial Transcript, page 5 as Plaintiff Exhibit 1C
Title Summary, as referenced in Trial Transcript, page 5 as Plaintiff Exhibit 1D
Title Summary, as referenced in Trial Transcript, page 5 as Plaintiff Exhibit 1E
Plaintiff Interests, as referenced in Trial Transcript, page 5 as Plaintiff Exhibit 2
Aerial Photo Collage, as referenced in Trial Transcript, page 5 as Plaintiff Exhibit 3
Photograph, as referenced in Trial Transcript, page 5 as Plaintiff Exhibit 4
Photograph, as referenced in Trial Transcript, page 5 as Plaintiff Exhibit 5
Photograph, as referenced in Trial Transcript, page 5 as Plaintiff Exhibit 6
Map, as referenced in Trial Transcript, page 5 as Plaintiff Exhibit 7
Check Photocopy, as referenced in Trial Transcript, page 5 as Plaintiff Exhibit 8
Timber Cruise Summary, as referenced in Trial Transcript, page 5 as Defendant Exhibit 1
Offer, as referenced in Trial Transcript, page 5 as Defendant Exhibit 2
Aerial Photograph, as referenced in Trial Transcript, page 5 as Defendant Exhibit 3
Savings Book, as referenced in Trial Transcript, page 5 as Defendant Exhibit 4
Savings Book, as referenced in Trial Transcript, page 5 as Defendant Exhibit 5
Bank Statement, as referenced in Trial Transcript, page 5 as Defendant Exhibit 6
Tax Receipts, as referenced in Trial Transcript, page 5 as Defendant Exhibit 7
Account Statement, as referenced in Trial Transcript, page 5 as Defendant Exhibit 8

24 Photographs, as referenced in Trial Transcript, page 5 as Defendant Exhibit 9
Trial Transcript

Lancaster County Deeds:

- Deed Book 0-2 at Page 330
- Deed Book D-6 at Page 6067
- Deed Book W-6 at Page 167
- Deed Book Z-9 at Page 51
- Deed Book 0-9 at Page 125
- Deed Book 51 at Page 329
- Deed Book 139 at Page 82
- Deed Book 198 at Page 214
- Deed Book A at Page 285

I certify that this Designation contains no matter which is irrelevant to the appeal.



M. Rita Metts
Attorney for Appellant

May 13, 2016

Hall, Romelle Simpson, Estate of Alma Tilman, Ren Tilman, Chris Waiters, Bennie Evelyn M. Martin, William Martin, Mildred Bell McCray, John Lee Moore, William E. Bell, Minnette Malone Sims, Lorenzo Bell, Blanche B. Bell, Cerento Martin Eccles, Lucinda Bell Miller; and if any of the said Appellants are deceased, then their heirs or devisees at law, and all other persons claiming any right, title, interest in or lien upon the real estate described herein, and any unknown infants or persons in the military service hereby designated as a class John Doe or Jane Roe, (Of Whom Kevin Waiters is Appellant)

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CERTIFICATE OF SERVICE

I, M. Rita Metts, hereby certify that on the 13th day of May 13, 2016, I served the Initial Brief and Designation of Matter by depositing copies in the United States Mail, first class, postage prepaid, to Mark Grier, Jr., Esquire, at his office address of PO Box 1809, Lancaster, SC 29721.



M. Rita Metts
Attorney for Appellant

May 16, 2016

STATE OF SOUTH CAROLINA
IN THE COURT OF APPEALS

Appeal from Lancaster County
The Honorable H. Clayton Walker, Jr., Special Referee

Evelyn M. Lowery,

RESPONDENT,

V.

APPELLANT.

Eula M. Daniels, Darrell Waiters, Monique Thompson Phinessa R. Waiters, Pearl Mahjoub, Tommie Lee James, John William James, William C. Waiters, Mary L. Bailey, James C. Bell, William Bailey, Charlie Bascomb, Harold Bascomb, Nakia Williams, Nerisse Williams, Carlton McPhaul, Donnell McPhaul, Idell R. Waiters, Ella R. Waiters, Eddie Waiters, Elizabeth Ann Moore, Donald Waiters, Brenda Waiters, Glenda Waiters, Wilric Waiters, Dorothy Johnson, Ruth Jordan, Ronald Sweet, Donald Johnson, David Lee Richardson, Raymond Richardson, Lafayette Richardson, Jr., Robert C. Richardson, Bill Moses, Margaret Jones, Herman Sweet, Jr., Reginald Coleman, Ronald Coleman, Michael Coleman, Sharon Coleman, Tammy Coleman, Bridgette Colemann, Delfreda Coleman, Phillip Hatchet, Iceola Weeks, Charles Burt, Theodore R. Brewer, Estate of Leola Waiters, Betty J. Catoe, Carrie Waiters, Ernest L. Waiters, Irene Carr, Janice Dixon, Donald F. Waiters, Rayford J. Waiters, Carolyn McKenny, Larry Waiters, Denise Allen, Kevin Waiters, Ginger Ann Waiters, Harry Waiters, III, Deshone Waiters, Willie W. Addison, Bessie M. Waiters, Linda D. Addison, Mary E. Coleman, John C. Waiters, Estate of Anna B. Waiters, Anna E. Perkins, Willie James Hall, Lena Tibbs, Levater Hall, Leonard Hall, Leotis Hall, Christine C. Hall, Alma R. Grant, Pearl Hall, Mary Hall, Mark Hall, Kevin Hall, Doris Hall, Iris Hall, Lola Hall, Maggie Hall, Jimmy L. Hall, Jr., Marilyn Hall, Lowarren Hall, Clifton Hall, Dywayne Hall, Novella Hall, Lenonne Addison, Brendetta Hall, NaSheqeca Bekia Hall, Marquavious Tramle Hall, Sabrina McWaters, Renonia Church, Gwen Mc Waters, Jacqueline Mc Waters, Renee Mc Waters, Connie C. Parker, Alice Truesdale, Eliza C. Truesdale, Roy Caskey, Randy Caskey, Maggie Caskey, Leon Caskey, III, Sharon Harris, Eliza Ferguson, Henry Hall, Oscar Hall, Jr., Laura Mae Hall, Stanford Hall, Anna Hall, Anna Hall, Patricia, H. Bentley, Janie Hall, Janie Douglas, Mary Bradlee, Elizabeth Hall, Teresa Pope, Devron Wright, Dyron J.

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