

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
Court of Common Pleas

S. Jackson Kimball, Master in Equity

Appellate Case No. 2016-001344

RECEIVED

JAN 25 2017

SC Court of Appeals

YADKIN BANK, Respondent,

v.

J.W. NEAL CONSTRUCTION, LLC,
JOSHUA WILFRED NEAL, and
THE WALKERS RIDGE HOMEOWNERS ASSOCIATION, INC.

Of Whom

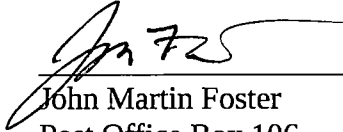
J.W. NEAL CONSTRUCTION, LLC,
JOSHUA WILFRED NEAL, are the Appellants.

DESIGNATION OF MATTER
TO BE INCLUDED IN RECORD ON APPEAL

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

1. Order of Foreclosure and Sale dated May 17, 2016 and filed May 18, 2016;
2. Summons and Complaint dated November 12, 2015 and filed November 16, 2015, with attachments;
3. Answer of Appellants dated January 11, 2016 and filed January 13, 2016;
4. Exhibits A – H and J – L submitted at Trial;
5. Transcript of Hearing on May 3, 2016; pp.3 – 49; and
6. Record of Hearing dated May 17, 2016 and filed May 18, 2016.

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



John Martin Foster
Post Office Box 106
Rock Hill, South Carolina 29731
(803) 324-8100
Attorney for Appellants

THE STATE OF SOUTH CAROLINA
In The Court of Appeals

APPEAL FROM YORK COUNTY
Court of Common Pleas

S. Jackson Kimball, Master in Equity

Appellate Case No. 2016-001344

RECEIVED

JAN 25 2017

SC Court of Appeals

YADKIN BANK, Respondent,

v.

J.W. NEAL CONSTRUCTION, LLC,
JOSHUA WILFRED NEAL, and
THE WALKERS RIDGE HOMEOWNERS ASSOCIATION, INC.

Of Whom

J.W. NEAL CONSTRUCTION, LLC,
JOSHUA WILFRED NEAL, are the Appellants.

CERTIFICATE OF SERVICE

I certify that, on the date below, I have served the initial Brief and Designation of Matter to Be Included in the Record on Appeal, of Appellants, on the following counsel of record:

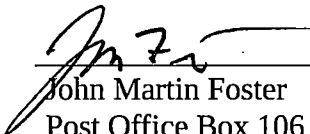
Elizabeth Wright
310 N. Front Street, Suite 4-147
Wilmington, NC 28401

by depositing the same with the United States mail, with sufficient first class postage attached, properly addressed to the clerk of the Court, and with a copy also directed to the respective last known address(es) of those attorney(s) and/or persons set out below; or

by hand delivering copies of the same to the following persons, or by leaving the same at that person's office with that person's clerk or some other person in charge thereof, or by leaving it in a conspicuous place therein; or if the office was closed or the person to be served has no

office, by leaving a copy at that person's dwelling place or usual place of abode with some person of suitable age and discretion then residing therein. all pursuant to Rule 262, S.C.A.C.R.

January 23, 2017



John Martin Foster
Post Office Box 106
Rock Hill, South Carolina 29731
(803) 324-8100
Attorney for Appellants

JOHN MARTIN FOSTER

Attorney at law

The Guardian Building	PO Box 106	803 324 8100
223 East Main Street Suite 520	Rock Hill SC	803 324 8109 Fax
Rock Hill South Carolina 29730	29731-6106	jmfoster@comporium.net

January 23, 2017

The Honorable Jenny Abbott Kitchings
Clerk, South Carolina Court of Appeals
Post Office Box 11629
Columbia, SC 29211

RECEIVED

JAN 25 2017

SC Court of Appeals

Re: Yadkin Bank, Respondent
v. J.W. Neal Construction, LLC, Joshua Wilfred Neal and The Walkers Ridge
Homeowners Association, Inc.,
of whom J.W. Neal Construction, LLC and Joshua Wilfred Neal
are the Appellants
Appellate Case No.: 2016-001344


Dear Ms. Kitchings:

In accordance with Rule 208, S.C.A.C.R., enclosed herewith please find the original and one (1) copy each of the Appellants' Initial Brief and Designation of Matter to Be Included in the Record on Appeal, together with the Certificate of Service for the same in the above referenced case.

By copy of this letter, I am serving the attorney for the Respondent with copies of the said Initial Brief and Designation of Matter, as evidenced by the Certificate of Service. Please return the extra conformed copy to my office in the enclosed self-addressed, stamped envelope. As always, thank you, and your staff, for your assistance in these matters.

I note the change in opposing counsel's address, as it was stated in her latest e-mails to me.

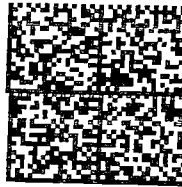
Sincerely,




John Martin Foster
Post Office Box 106
Rock Hill, South Carolina 29731
803 324-8100
Attorney for Appellants

jmf/
enclosures

cc: Elizabeth Wright
310 N. Front Street, Suite 4-147
Wilmington, NC 28401
Attorneys for Respondent
(910) 200-2677



neopost NO42J80027835
\$2.24
01/23/17
Mailed From 29730

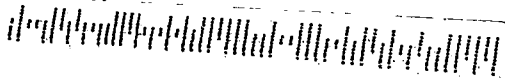


US POSTAGE

RECEIVED

JAN 25 2017

SC Court of Appeals



John Martin Foster Attorney

223 East Main St Suite 520

Post Office Box 106

Rock Hill SC 29731-6106

TO:

THE HONORABLE JENNY ABBOTT KITCHINGS

CLERK OF THE COURT OF APPEALS

POST OFFICE BOX 11629

COLUMBIA, S.C. 29211