

THE STATE OF SOUTH CAROLINA

In The Supreme Court

.....
APPEAL FROM EDGEFIELD COUNTY

JOHN F. BYRD, SPECIAL REFEREE

.....
Case No. : 2014 -CP -19 -097

.....
"APPELLANT'S FINAL BRIEF";

.....
Case No. : 2017 -000997

.....
APPELLANT.....BEVERLY ANN GILCHRIST

Vs.

RESPONDENT'S.....Florence Miles, Jimmy Glover, Albert Glover(DECEASED2017);
Tommy Glover, Mary M. Bibbs, Annie Jefferson, Barry Shedrick, Myra S. Padgett,
Steven R. Glover, Wade L. Shedrick, Aaron Glover, Terrie G. Frazier, and Odell
Glover, Doretha Sanders, Michael Holmes, Jackie James, Donnell Hampton,
Yvonne Forrest,....Including any children and heir or distributees and devisees and
all persons entitled to claim under or through them, and all other persons
unknown claiming any right, title or interest in lien upon the real estate described
in the complaint herein, any unknown adults being a class designated as John
Doe; and any unknown infants, minors or persons under a legal disability
including those in military service or the United states of America, being a class
designated as Richard Roe,

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SC Court of Appeals

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ISSUES

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1.The Court erred in the Appellant legal percentages and properties of the recorded Deeds That are on file in the Edgefield County Court House, dated JUNE 10TH 2010 Appellant, legally (ROUGHLY) are Deeded 60% of the Estates in questioned.

2.The Court erred in its the Denial for Appellant Reimbursement of paid Edgefield County property taxes, for the presevation of the estates, land properties; transcripts (PLF. EXH. 5,).

3.The Court erred on its contradictory Rulings dated, March 23rd 2017 for a cutting off of Estates properties inwhich Court stipulated it will NOT do under any circumstances and (specifically for the Appellant) in this case. SEE(fact and conclusions) dated June 23rd 2016 ((i) (j) &(L)

CONCLUSION..... 7

TABLE OF AUTHORITIES

CASES

FINE V. PRATT, TEX. Civ. App, 150 s.w. 2d 308, 311.....

BARNES VS. BYORD, D.C.W. Va. , 8f. Supp.– 584, 597. A tax title, which is a prima facie valid, is a
“legal title” , property Deed Established!.....

LETTER OF THE Law.....

Hyney v. U.S.,C.C.A. mich, 44 f. 2d 134, 136;Wolpa v. U.S. C.C.A. Neb., 86 f. 2d 35, 39.....

Letter
Patent.....

STATUTES

CIVIL CONSPIRACY.....Lake Mortgage Ass’n 159 Ind. App 605, 308 N.W. 2d 793, 744.....

Theft; People v. Pillsbury. 59 cal. App. 2d 107, 138 p. 2d. 320, 322.....

Fraud;Delahany v. First Pennsylvania Bank, N.A. 318 PA. 90,464 A. 2d 1243, 1251.....

FORGERY; (A) (B) (C) MODEL PENL CODE, 224.1. & SEE ALSO Mpc & 241.7, “Tampering with or
Fabricating physical evidence”.....

STATEMENT OF THE CASE

On March 11, 2010 a Letter of Intent was filed with the Court of Edgefield Probate by the Appellant's Attorney, Partitioning the Court, to open the Estate of J. L. Glover, SR.; of the Appellant's Maternal Grandfather; whom had been deceased since DEC. 25TH 2001.

On April 20th 2010 permission was granted Appellant, the estates Administrations that of Martha "Settles" Glover J.L.Glover, SR. And that of Beatrice Glover;

On June 15th 2010, Letter(s) by the Appellant Attorney were mailed, informing matters of concerns, that the (3rd) tract of Land properties, legally belonging to the Estates in question; would not be distributed, pending an investigation, by the Appellant, for possible fraudulent activity.

On April 7th 2014 the Appellant brought action petitioning the Court for a partition of certain real property and the granting of an equitable lien in return for property taxes paid for preservation of the estates.

On August 20th 2014 an Amended Complaint was filed adding previously omitted necessary parties.

On September 30th 2014 Respondent (Odell Glover) answered and Countered Claimed.

On January 22nd 2015 an Order of Reference was filed referring the action to Special Referee John F. Byrd, Jr. And a Hearing was Scheduled for April 13th 2015.

On April 13th 2015 at the Commencement of the hearing it was discovered additional parties had been omitted from Amened Summons and request for a Continuance was granted to the Appellant to serve those omitted parties.

A hearing on the matters was held February 5th 2016 at which the Court found in its orders dated June 23rd 2016 that the properties could not be partitioned equitably in kind and as such should ALL be sold and the Appellant Appeal to be granted relief (portion of properties and preservation taxes that were paid) were Denied and the sales proceeds are to be divided in proportion according to their Deed Ownership interests.

The Appellant filed a Motion for Reconsideration on July 5th 2016 which was Denied by the Court in its Order dated August 4th 2016.

On September 4th 2016 the Appellant and Attorney, begin their Appeal proceedings of the Lower Courts Rulings.

On September 30th 2016 a Letter to All parties of Record were Mailed a copy inwhich intailed the breakdown of the Appellant's percentages of Appellant's Recorded Deeds of ownership interest on file at the Edgefiel County Court House.

O N March 23rd 2017 A Supplementary Meeting was held between Special referee & the Attorney(s) of records, to determine properties and percentages of Deeded ownership that are possessed by the recorded deeds of each heir.

On April 21st 2017 Appellant Attorney filed an Appeal with the Supreme Courts of Appeals.

On April 24th 2017 the Appellant entered into a PRO/SE' status.

On May 30th 2017 Attorney Herbert E. Buhl, 111, were granted a Dismissle to be removed from the Appellant further representation.

On October 19th 2017 the Appellant filed an Initial Brief & Designation of Matters.

On November 6th 2017 Respondent (Odell Glover) were granted an Extention of time to file Initial Brief & Designation of Matters.

On January 17th 2018 Respondent (Odell Glover)Requested a Dismissle and Dismissle were Denied.by the Court.

On Febuàry 17th 2018 Final Briefs are DUE;.....;

ARGUMENTS

1. The Court erred in the Appellant Legal percentages, it states according to its Orders of Letter dated March 23rd 2017 its mandated a chart accepted from the Respondent (Odell Glover's) Attorney Sumner and approved it into its record, the Court erred in doing so when it did not give any consideration to the letters of law, and the Court became its own law unto it Self ;Case law ;FINE V. PRATT, Tex. Civ. App, 150 S.W. 2d 308.311.....; Barnes vs. Byord, D.C.W. Va. , 8f. Supp – 584, 597. A tax title which is a prima facie valid, is a "legal title" , property Deed Established! Property deeds recored :June 10th 2010, in the Edgefield County Court House, deed or book #1288 pg.215-221 & book 1288 pg. 222-228 &book 1288 pg. 229-234. TRANSCRIPT.....Appellant's (Direct)Examination pg.9 (plf. EXH. 1 & 2) on pg.#14.

2. The Court erred its Order issued on June 23rd 2016 and, Appellant received it on June 27th 2016. The Court misconstrued, misapprehended, or erred in finding that Appellant was not entitled to reimbursement for property taxes paid by her on the properties at issue, in this partition action. The uncontroverted testimony and documentation presented by the Appellant demonstrated by a preponderance of evidence that Beverly Gilchrist paid the sum of \$6,977.52 in Edgefield County real estate taxes for the real property involved in this action. Direct examination pg.9 (Plf. EXH. 4) PG.18, & PG. 19(Plf. EXH.5). Direct Examination the Respondents Odell Glover pg. 83 (Transcript) pg 95(.1-7). Direct Examination, Respondent, Odell Glover (Transcript), pg.96(3-25), pg.97(1-4), &(11-23) Of the Transcript. Cross Examination Respondents Transcript, (Odell Glover), pg 105(8-23) & pg. 106(3-7); Direct Examination Respondents, (Transcript) Mary Bibbs, pg. 111, pg. 116, (9-25) & pg.117, (2-7); Direct Examination of Respondents, Tommy Glover (Transcript) pg.120, PG.122 (15-25); Direct Examination of Respondent, Florence Miles, (TRANSCRIPT) PG. 126, pg. 129 (9-22).....;

3. The Court erred its "Conclusions" dated June 23rd 2016 (e); (g); (h); (i); (j); (k); and in its conjunctonal and contradictory, Rulings dated March 23rd 2017 when the Court attempted to release, Legal land properties, illegaly , that which ARE beyond Courts Authority; Exhibit "A" Conclusions of Law, dated June 23rd 2016 (e); (i); (j); (k); CASES: Barnes vs. Byord, D.C.W. Va., Supp-584,597. A tax title, which is a prima facie valid, is a "legal title", property Deed Established! CIVIL CONSPIRACY: STATUTES; Forgery; (A) (b) (c) MODEL PENL CODE, 224.1 & SEE ALSO Mpc & 241.7, " Tampering with or frabricating physical evidence"; March 23, 2017 Rulings The Court entered it Self into theses Statutes & Laws concepts! When its earlier rulings went contradictory; No cutting off land, NO REIMBURSEMENT; NO ENTITLEMENTS;.....;

CONCLUSION

For the reasons stated, the Appellant respectfully requests this Court to reverse the rulings of the lower Courts decisions and find favor legally, in the Appellant's request due to legalities of the said Deeds of legal titles, and legal tax receipts; Transcripts Testimonials; & Exhibits; that this Court, grants the Appellant, legal rights to the land property portions, and reimbursements for taxes paid (approximately) \$15,000.00 out of Appellant's own personal funds that were Necessary for the preservation of All the Estates savior from the possible loss to tax sales; due to the legal Deeds, may this Court continue to uphold Appellant's roughly (60)% of the legal deeds of distributions of land properties in question. That the Appellant shall rely upon such Statues and Case laws as may be applicable as well as evidence of record and such affidavits and exhibits as were filed.

I certify that this Final Brief contains no matters which is irrelevant to this appeal.

Date: 3/13/18

Beverly A. Gilchrist

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Attorney for Defendent;

Odell Glover.

Sincerely,

Beverly A. Gilchrist.....PRO/SE' for:

Appellant.....BEVERLY ANN GILCHRIST

DATE.....

3/13/18