

STATE OF SOUTH CAROLINA)

COUNTY OF GREENVILLE)

WHEREAS, Emma Cathcart, S. J. Cathcart, and W. C. Cathcart, of the County of Laurens, S. C., are the only sister and brothers of the late Jennie C. Whitmire, who died intestate in Greenville County, S. C., on November 13, 1953, and Jennie C. Whitmire, having had no predeceased brothers or sisters, and her husband and parents having predeceased her, and

WHEREAS, Mary Sue Whitmire Peterson, of the County of Spartanburg, S. C., was duly adopted by her late father, L. A. Whitmire, in a proceeding instituted in Spartanburg County, S. C., the decree of adoption being dated March 15, 1928, and duly filed in the office of the Clerk of Court for Spartanburg County in Judgment Roll 22425, and

WHEREAS, through an oversight Jennie C. Whitmire, the wife of L. A. Whitmire, was not made a party to the adoption proceedings, although both she and her husband always treated and considered Mary Sue Whitmire Peterson as their legal heir and daughter, there having been no natural children born of the marriage of L. A. Whitmire and Jennie C. Whitmire, and there was great mutual love and affection between them, and Mary Sue Whitmire Peterson qualified as administratrix of the estate of her mother and is now and has been administering the estate as the only child and heir of Jennie C. Whitmire, and

WHEREAS, Emma Cathcart, S. J. Cathcart, and W. C. Cathcart have instituted an action in the Probate Court for Greenville County alleging that they, as sister and brothers of Jennie C. Whitmire, are her sole heirs at law and distributee and that Mary Sue Whitmire Peterson was never legally adopted by Jennie C. Whitmire and had no right to inherit from her or to qualify as administratrix, and