

FILED
GREENVILLE CO. S. C.
SEP 12 11 09 AM '77
LONNIE S. TANKERSLEY
R.M.C.

VOL 1064 PAGE 576

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)

IN THE COUNTY COURT

Westminster Company,)
Plaintiff,)

ORDICE

-vs-

Phillips Development Corp.,)
Metromont Materials Corp., and)
South Carolina Tax Commission,)
Defendants.)

This action was brought by the Plaintiff against the Defendants above named for the purpose of reforming the public records of Greenville County pertaining to Lot 48 of Idlewild Subdivision, a plat of which is recorded in the R.M.C. Office for Greenville County in Plat Book 4N at Page 54-55. This matter was heard before me on the 2 day of August, 1977. It appears, and the Court so finds, that a Lis Pendens was duly filed in the Clerk of Court's Office for Greenville County, and that all parties were duly and properly served. The Defendants Metromont Materials Corp. and the South Carolina Tax Commission were duly and properly served through their respective attorneys. Phillips Development Corp. was served through the Secretary of State. From the Affidavit of Default, it appears that Phillips Development Corp. has not answered or otherwise pleaded and is consequently in default. The South Carolina Tax Commission advised that it did not wish to appear in the matter and Metromont Materials Corp. filed an answer through its attorney, Edward R. Cole.

From the testimony of Richard C. Egloff, Vice President in charge of Sales of the Plaintiff, Westminster Company, it appears that on or about September 13, 1973, the Plaintiff, Westminster Company, and Phillips Development Corp. entered into a contract whereby Westminster Company agreed to purchase all the lots shown in the subdivision known as 'Idlewild Subdivision' for the purchase price of Twenty Two Thousand Five Hundred and 00/100 Dollars (\$22,500.00) cash and the assumption of a mortgage held by

377 100-702
IV 702

[Handwritten signature]

0576

4328 RV-2