

FILED
GREENVILLE CO. S.C.
MAY 18 11 30 AM '79
DONNIE S. TANKERSLEY
R.M.C.
STATE OF SOUTH CAROLINA
COUNTY OF GREENVILLE
COURT OF COMMON PLEAS

Enterprise Electric Company, Inc.,
Plaintiff,
vs.
Town Contractors, Inc.,
Defendant.
ORDER

It appears to this Court that the Plaintiff, Enterprise Electric Company, Inc. obtained judgment against the Defendant, Town Contractors, Inc. in the amount of Nineteen Thousand Five Hundred Sixty Dollars (\$19,560.00) on March 8, 1979, resulting from a Mechanic's Lien foreclosure action tried in this county on March 7th and 8th, 1979. The judgment resulting from this action is found in Judgment Roll 79-1077.

Subsequently, by Order of the Honorable James H. Price, Jr., Judge of the Thirteenth Judicial Circuit, dated April 12, 1979, an additional Six Thousand Dollars (\$6,000.00) as attorney's fees was awarded to the Plaintiff pursuant to the statutes appertaining.

Subsequently, this award was noted in the aforementioned judgment roll in the records of the Clerk of Court for Greenville County.

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The Defendant has caused its Notice of Appeal to be served as to the matter of attorney's fees, however, no appeal is pending regarding the Nineteen Thousand Five Hundred Sixty Dollar (\$19,560.00) judgment.

It further appears from the records that subsequent to the filing of the Mechanic's Lien a Bond to Discharge the Mechanic's Lien dated December 11, 1978, was recorded in the Greenville County R.M.C. Office in Mechanic's Lien Book 17 at page 1808. Said bond was filed pursuant to the laws of the State of South Carolina, 1976, Section 29-5-110. Pursuant to the Order of this Court dated February 14, 1979, the real property affected in this case was released as security from any judgment which might result from trial and the bond aforementioned issued by Fidelity and Deposit Company of Maryland, number 6032490, was substituted instead of the property as security for all judgments resulting in the case.

It now appears that the Defendant Town Contractors, Inc. has satisfied the actual damage provision of the judgment in the amount of Nineteen Thousand Five Hundred Sixty Dollars (19,560.00) plus interest and has further caused a substitute bond to discharge mechanic's lien to be filed in the Greenville County R.M.C. Office in Mechanic's Lien Book 17 at Page 1988 on April 26, 1979.

NOW, THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED that the Judgment of record as against Town Contractors, Inc. in the amount of Nineteen Thousand Five Hundred Sixty Dollars (\$19,560.00) plus interest at the rate of Six Percent per annum shall be marked

