

establishing plaintiff's gender as female and changing plaintiff's name from Carroll Wyndell Brown to Carol Wyndol Brown. The order was granted by The Honorable Larry R. Pattersen on December 12, 1981.¹ In comport with the order and for the sake of consistency, plaintiff will be referred to as a female in this order.

Beginning on January 3, 1980, plaintiff made several dispositions to defendant which have led to the controversy now at bar. On this date, plaintiff wrote a check to defendant in the amount of Ten (\$10.00) Dollars. On July 7, 1980, plaintiff gave defendant a check for Eighty (\$80.00) Dollars. She wrote the word "love" on the line at the bottom of the check where messages can be written. Plaintiff wrote a One Hundred (\$100.00) Dollar check to defendant on August 18, 1980. On September 8, 1980, plaintiff wrote two checks to defendant in the amounts of Three Hundred (\$300.00) Dollars and Fifty (\$50.00) Dollars. The checks were styled "Help Pay for 'Junior'"(sic) and "Jr.'s Piggy-Bank-" (sic), respectively. Plaintiff wrote a One Thousand (\$1,000.00) Dollar check to defendant on November 15, 1980. This check was styled "Love". Plaintiff wrote the word "Loan" beside it after the cancelled check was mailed to her in her monthly bank statement. On December 26, 1980, plaintiff gave defendant a check styled "Happy Birthday" in the amount of One Hundred (\$100.00) Dollars. She gave defendant a check designated for "Birthday Cake" on January 10, 1981. The amount of this check was Ten (\$10.00) Dollars.

Both plaintiff and defendant were listed as payees on an interest-bearing note, numbered "01344-C", made by Southern Bank Corporation, Inc. of Greenville, South Carolina. The note was redeemed on February 5, 1981, and either plaintiff or defendant received proceeds of Ten Thousand Three Hundred Seventy-Nine and 56/100 (\$10,379.56) Dollars. Plaintiff testified that she received these funds and gave them to defendant with "no strings attached". Defendant neither refuted nor affirmed this.

¹After the order and prior to the date of trial, plaintiff married. Her name is presently "Mrs. Joe Lagerholm".