

FILED
GREENVILLE, CO. S. C.

JAN 6 4 30 PM '77

DONNIE S. TANKERSLEY
R.M.C.

VOL 1049 PAGE 209

STATE OF SOUTH CAROLINA)
COUNTY OF GREENVILLE)

IN THE COUNTY COURT

Frank Ulmer Lumber Co., Inc.,)
a corporation,)

Plaintiff,)

-vs-

David R. Ashworth and Lois B.)
Ashworth,)

Defendants.)

76-CL-23-2094

ORDER

FILED CLERK OF COURT
GREENVILLE, CO. S. C.
DONNIE S. TANKERSLEY
JAN 6 4 24 PM '77

The above-captioned matter is an action brought under the provisions of the Uniform Declaratory Judgments Act, Title 10, Section 2001, et seq., of the Code of Laws of South Carolina, 1962, as amended. The action was commenced by service of a Summons, Notice and Complaint upon the two Defendants personally on December 3, 1976, at their residence.

The Defendants did not answer the Complaint, according to the Affidavit of Default executed by Plaintiff's attorney, H. Samuel Stilwell, and I find that the time for doing so has expired and that the Defendants are, therefore, in default.

H/S
CAPM
The matter came on to be heard before me on December 29, 1976. Present at the hearing were Plaintiff's attorney and the Plaintiff appeared by and through its President, Lanny W. Moore, who was sworn and testified.

Based on the testimony and evidence of this case, I find that the Plaintiff executed a Bond For Title, or Contract For Deed, on November 28, 1975, in favor of the Defendants. By the terms of said Bond For Title, a certified true copy of which was entered into evidence, the Plaintiff was obligated to deed to the Defendants Lot No. 73 on a plat of PALMETTO TERRACE SUB-DIVISION, which is more fully identified and described in said Bond For Title, or Contract For Deed. The Bond For Title was recorded in the R.M.C. Office for Greenville County, S. C., in

1328 W-3