

DONNIE S. TANKERSLEY
R.M.C.

STATE OF SOUTH CAROLINA)

COUNTY OF GREENVILLE)

Western Carolina Regional
Sewer Authority,)

Respondent
(Condemnor))

vs)

R. Heyward Ballard, H. Grady
Ballard, Chester A. Reece and
Frank Towers Rice,)

Appellant,
(Landowner).)

IN THE COURT OF COMMON PLEAS

AMENDED

CONSENT ORDER

R/W

WHEREAS, heretofore an action in the above captioned case was commenced on February 9, 1979, by filing of a Notice of Lis Pendens in the Office of the Clerk of Court for Greenville County as will appear by reference to index for Notices of Lis Pendens in Volume V, page 473, and

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WHEREAS, a Lis Pendens, Notice of Condemnation and a Consent Order pertaining to said condemnation were processed, and

WHEREAS, said Consent Order, signed by The Honorable Frank Eppes, dated March 10, 1979, was consented to by John F. Wyatt of the firm of Hill, Wyatt & Bannister, Attorneys for the Respondent, R. Heyward Ballard, H. Grady Ballard, Chester A. Reece and Frank Towers Rice as Appellants, and

WHEREAS, an Exhibit "A" was attached to the Notice of Condemnation and also to the Consent Order. The Exhibit "A" clearly and adequately described all of the property involved in the Condemnation, and

WHEREAS, there was an omission in the body of the description of the Lis Pendens, Notice of Condemnation and the Consent Order which failed to include property acquired by Appellants by Deed 784, page 276, and as shown on the Greenville County Block Book as 239.6-1-2; however the Exhibit "A" attached clearly included the property and that the Respondent and all of the Appellants hereto acknowledge that they had actual knowledge that the property acquired by them in Deed Book 784, page 276 and designated on the Block Book as 239.6-1-2 was included in the Condemnation action, and

WHEREAS, through a scrivener's error the body of the Lis Pendens, Notice of Condemnation and the Consent Order incorrectly described one of the parcels

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