

book 684, page 422 - and the Court's Orders in the Cassell case in effect granted the relief which is being sought in this matter by Mr. May. However the Court also takes notice that L. A. Lewis and B. J. Lewis, who are defendants in the present action, were not involved in the Kenneth Cassell case and so the concept of res judicata would not apply.

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This case was heard on May 15, 1984 in the Office of the Master In Equity for Greenville County. Plaintiff's counsel, Charles R. Stewart, Esquire of the Greenville County Bar, appeared on behalf of the plaintiff. The Guardian ad Litem for all the unknown and/or disabled heirs of the J. B. Wasson Estate, Amos C. Dawson, III, Esquire of the Greenville County Bar, also appeared and stated to the Court that he had had no response from any unknown or disabled heirs since the last publication of the Summons and required notices in this action on April 4, 1984.

Defendants Annette Peden Hamer and Louise Peden Smith did not appear, but were represented by Charles L. Compton, Esquire of the Laurens County Bar. The Court finds that, although Mr. Compton did not appear at the hearing, he was apprised of the time for the hearing and communicated to the Court his agreement with all relief requested in this action. The Court finds that any and all heirs' interests in this matter