

The costs as legally taxed by the clerk of the Court.
In witness whereof we have hereunto set our hands
& affixed our seals this 8th day of February 1886.

Signed in presence of
B. P. Thomason } J. L. Green (C.S.)
J. B. Williamson } N. F. Burgess (C.S.)
State of South Carolina }
Greenville Co. } Personally appeared

and made oath that he saw the within instrument
of writing signed, sealed & delivered for the pur-
poses within mentioned and that B. P. William-
son was a subscribing witness also to the same.
Subscribed before me this 11th day of Feb'y, 1886

B. P. Westmonlandt } B. P. Thomason
Jus. Justice }
Recorded for March 5th 1886.

596 J. L. Southern, Sheriff J. C.
Not Recd. to Perpetuate testimony to lost deed.
Hewlett Sullivan

State of South Carolina } In Common Pleas.
County of Greenville. }
John D. Sullivan, Plff. } Complain't to perpetuate
- Against - } testimony as to lost deed.
Fannie A. Goodgion, Deft.

The complain't of the above named Plaintiff respect-
fully shows to the Court (I) That on the third day of
May A. D. 1875 the then Sheriff of Greenville County
J. L. Southern levied on and sold the real estate here-
inafter described as the property of one William
McNeely at the suit of Garner Brothers and others
as appears from the records of the Sheriff's office
of said Greenville County. (II) That at said sale
by the Sheriff as aforesaid the said tract of land
was bid off by Hewlett Sullivan he being the
last and highest bidder for the same and that
a deed of conveyance of said land was duly
executed and delivered to the said Hewlett Sullivan
by the said J. L. Southern Sheriff of Greenville
County. (III) That some time hereafter the said
Hewlett Sullivan brought a suit in the County
of Greenville against R. C. McNeely and
McNeely for possession of said tract of land

same, that on the trial of said cause the deed mentioned
above was used and after trial was taken charge of
by Hon. James S. Leathan, the present judge of the
Eighth Judicial Circuit, who was the attorney for said
Hewlett Sullivan in said cause, that said deed
had not been recorded and was left in the possession
of said Hon. J. S. Leathan who as this Plaintiff is in form-
by said J. S. Leathan and as appears from his affidavit
annexed as a part of this complain't has lost or
mislaid the same and the same cannot now be
found. (IV) That since said suit was decided above
referred to the said Hewlett Sullivan has conveyed
by deed the said tract of land to this Plaintiff and his
brother Charles O. Sullivan who afterwards sold and con-
veyed his interest in said lands to Mrs. Fannie A. Good-
gion the defendant, and this Plaintiff and said de-
fendant are owners of said land and the only
parties who have any interest in the same.

(V) That the said deed having been lost or mislaid
and there being no record of the same in the office
of the Register of Meane Conveyance of Greenville
County, this Plaintiff desires that an order may
be passed by this Honorable Court to perpetuate
the testimony as to the existence and true con-
tents of said deed as provided in § 2230 of the
general statistics of the State of South Carolina.

(VI) That said tract of land is described as follows:
to-wit: All that piece, parcel or tract of land, situate
lying and being in the County of Greenville and
State of said containing about Five Hun-
dred and twelve Acres more or less, and ad-
joining lands of Cannon & Keith James Richardson
and others, and known as the McNeely place
wherefore this Plaintiff demands judgement for
an order perpetuating the testimony as to
the existence and true contents of the said deed
made and executed by the then Sheriff of Green-
ville County to the said Hewlett Sullivan & for
such other and further relief as may neces-
sary in the premises and to the Court shall seem
just.