

STATE OF SOUTH CAROLINA )  
 : IN THE COURT OF COMMON PLEAS  
COUNTY OF FAIRFIELD ) 85-CP-20-189

Katherine Mobley Sweeney, Elizabeth Mobley Farquhar and Frances  
Mobley Woods,

Plaintiffs,

vs.

Robert Shannon, Nancy Ademla Cooke, Neva Louise Montgomery,  
Earlise C. Mobley, John D. Mobley, Jr., Margaret Frances Mobley,  
Virginia Colvin Mobley, Samuel Gregg Mobley, Arthur Eugene  
Mobley, Lenora Mobley Craven, Geneva M. Adams, Frances M.  
Fatheree, Martha H. Lenz, Jimmy Doss, Billy Doss, Tommy Doss,  
Bobby Doss, Law M. Mobley, Frances M. Sinkler, George Kennedy,  
III, Betty Ann Strothers, Rebecca McDaniel, William Kennedy,  
Edward M. Kennedy, Jr., Ellen Brice Durham, Shelton Kennedy,  
Augusta Mobley, Mary Curtis Carter, Eliza Jay, William Estes  
Crosby, George Kennedy Crosby, William Law Burrell, Sally Jordan,  
Norma Anderson, Arthurette C. Hughes, Susanne C. Melton, Nella  
B. Crawford, Emelyn M. Crawford, Reba Eargle Crawford, Richard  
Crawford, George Crawford, Alice Marbury, Daniel Hall, Alice F.  
Hall Sproul, Marjorie Scott Sprott, Joseph G. Sprott, Betty Hall  
Mann, Ann Hall, Donna Hall, Ray Stevenson Hall, Wallace Hall, Dan  
Hall, Amanda Payne Hall, Kathy Yensen Hall, Steve Hall, Ann Hall  
Hawkins, J. Carlisle Hall, Nell McMaster Sprott, Mae M. Sprott  
Black, Kathryn Sprott Riley, Josephine S. Griffin, Mary Louise  
Harvin, Sara Elizabeth Davis, Beasley Davis, Frances Hudgens,  
Berry F. Arnette, F. Davis Arnette, Edward M. Arnette, W. J. Ar-  
nette, John W. Arnette, John Q. Arnette, James Douglas Arnette,  
Robert E. Arnette, III, Richard H. Arnette, Robert M. Brice,  
Emmie S. Riddle, Joe Hall, William W. Hall, Leland B. Hall, Marion  
S. Pressley, David H. McDonald, Sanford K. McDonald, Elliott  
McDonald, David H. McDonald, II, Evelyn M. Rash, Helen M. Clonin-  
ger and Baptist Foundation of South Carolina, Inc., and all other  
persons unknown claiming any right, title, estate or interest in  
or lien upon the real estate described in the complaint herein,  
all such unknown adult persons, being as a class designated as  
John Doe, and all unknown infants or persons under legal disability  
or persons in the Armed Forces of the United States, being as a  
class designated as Richard Roe,

Defendants.

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COMPLAINT

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The plaintiffs above named, complaining of the defendants  
herein, allege that:

1. This is an action to quiet title to property situate in  
the County of Fairfield, State of South Carolina, in the within

named plaintiffs or, in the event that title cannot be quieted in the plaintiffs, for a partition of said premises between the plaintiffs and any persons who may be determined to own interests in and to said premises, as tenants in common with plaintiffs.

2. The premises which are the subject of this action are described as follows:

All that certain piece, parcel or tract of land, lying, being and situate in the County of Fairfield, State of South Carolina, containing 42.5 acres, more or less, and having such special shape and such metes, courses and distances as shown on a plat thereof prepared by R. P. McMeekin surveyed in 1954, and also shown as Tract 4 on a plat of lands of Mobley, recorded in the office of the Clerk of Court for Fairfield County in Plat Book "4" at page 3; said tract being bounded northerly by lands of Katherine Mobley Sweeney, et al. and by the center line of South Carolina Road S-20-32, across which lie lands, now or formerly, of J. D. Mobley and lands of William C. Mills; easterly by lands of Boise Cascade Corporation and southerly and westerly by lands of International Paper Company.

The tract of land herein described was inherited on the death of D. Barnes Mobley by his four children, namely, James M. Mobley, Katherine Mobley Sweeney, Elizabeth Mobley Farquhar and Frances Mobley Woods, the said James M. Mobley having thereafter died intestate in Fairfield County in December 21, 1974, leaving as his only heirs at law his three sisters, Katherine Mobley Sweeney, Elizabeth Mobley Farquhar and Frances Mobley Woods.

3. By deed dated 1904 and recorded in the office of the Clerk of Court for Fairfield County in Deed Book "AT" at page 535, Elizabeth F. Hall, Edward L. Mobley, Arthur L. Mobley, Eugene W. Mobley, Martha W. Mobley, D. B. Mobley, Eliza B. Kennedy, Catherine D. Mobley, Samuel D. Mobley, David M. Mobley, John D. Mobley and Sue D. Crawford conveyed the above described premises to their mother, Mary R. Mobley, for and during the term of her natural life, the interest in remainder being retained by the grantors to said deed.

4. The said Catherine D. Mobley thereafter departed this life in the County of Fairfield, State aforesaid, on or about the 31st day of March, 1915; the said Catherine D. Mobley left of full force and effect a Last Will and Testament, however, said Will made no disposition of the interest of the said Catherine D. Mobley in and to the property which is the subject of this action and she died intestate with respect to the said property; the said Catherine D. Mobley left her surviving as her only heirs at law her mother, Mary R. Mobley, her brothers, Arthur L. Mobley, D. B. Mobley, Eugene W. Mobley, John D. Mobley, Samuel D. Mobley, Edward L. Mobley and David M. Mobley, and her sisters, Eliza M. Kennedy, Sue D. Crawford and Frances Elizabeth Mobley Hall and Martha W. Mobley.

5. Mary R. Mobley thereafter departed this life intestate on or about the year 1921 leaving her surviving as her only heirs at law her sons, Samuel Mobley, Arthur L. Mobley, D. B. Mobley, Eugene W. Mobley, John D. Mobley, Edward L. Mobley and David M. Mobley, and her daughters, Martha W. Mobley, Eliza B. Kennedy, Sue D. Crawford and Frances Elizabeth Mobley Hall.

6. The said Elizabeth Frances Mobley Hall thereafter departed this life intestate in the County of Fairfield, State of South Carolina, on or about the 8th day of January, 1925, seized and possessed of an undivided 1/11 interest in and to the property described in paragraph two of the complaint and leaving her surviving as her only heirs at law her husband, Daniel Hall, and her children, Sarah H. Arnette, J. H. Hall, Jr., J. Carlisle Hall, John Bratton Hall, J. M. Hall, Daniel Hall, Jr., James Leland Hall, Sue Hall Davis and Bessie Hall Sprott.

7. The said David M. Mobley thereafter departed this life intestate on or about the 7th day of January, 1931 in Birmingham, Alabama, as plaintiffs are informed and believe, leaving him surviving as his only heirs at law his widow, Augusta Mobley, and his children, Edward Mobley, David Mobley, Jr. William Mobley, Samuel Mobley, Sr. and Augusta Mobley; by deed dated May 21, 1910 and recorded in the aforesaid Clerk's office in Deed

Book "BB" at page 66, the said David M. Mobley had conveyed to his wife, Augusta G. Mobley, "all my right, title, interest and estate of inheritance that I may now have or may hereafter have as heir of my mother" in a tract said to contain forty-nine acres, more or less, which tract is apparently one and the same as the tract described in paragraph two of the complaint.

8. The said John D. Mobley thereafter departed this life in the County of Chester, State of South Carolina, on or about June 26, 1934, seized and possessed of an undivided 1/11 interest in and to the subject premises, leaving of full force and effect his Last Will and Testament which has been duly admitted to probate in the office of the Probate Judge for Chester County and under which he devised all of his property to his wife, Jessie L. Mobley, for and during her natural life and at her death to their surviving children, the issue of a predeceased child to take the parents' share. The said John D. Mobley was survived by his said wife, Jessie L. Mobley, and by a son, John D. Mobley.

9. Daniel Hall, the husband of Frances Elizabeth Mobley Hall, departed this life intestate on or about the 25th day of December, 1936 in the County of Fairfield, State of South Carolina, seized and possessed of an undivided 1/33 interest in and to the subject premises and leaving him surviving as his only heirs at law his wife, Mamie Hall, and his children, J. H. Hall, J. Carlisle Hall, J. Bratton Hall, J. M. Hall, Daniel Hall, Jr., James Leland Hall, Sue Hall Davis, Bessie Hall Sprott and Sarah H. Arnette.

10. The said Edward L. Mobley thereafter departed this life intestate in Blackstock, Fairfield County, South Carolina, on or about the year 1938, seized and possessed of an undivided 1/11 interest in and to the subject premises, and leaving him surviving as his only heirs at law his children, Geneva M. Adams, Frances M. Fatheree, Sarah Josephine Mobley Doss, Sara Kathleen Mobley Burrell, David Mabry Mobley, Martha M. Lenz and Law M. Mobley; that the said Sara Kathleen Mobley Burrell thereafter

departed this life, as plaintiffs are informed and believe, leaving her surviving as her only heirs at law and/or devisees her children, William Law Burrell, Salley Jordan and perhaps others.

11. The said Sue D. Crawford thereafter departed this life intestate in the County of Fairfield, State of South Carolina, some time prior to the year 1939, seized and possessed of an undivided 1/11 interest in and to said premises, and leaving her surviving as her only heirs at law her children, Edward Crawford, Susie Crawford, Ernest Crawford, David A. Crawford and George W. Crawford.

12. Eliza M. Kennedy thereafter departed this life intestate in the County of Fairfield, State of South Carolina, at some time prior to the year 1939, seized and possessed of an undivided 1/11 interest in and to the subject premises, and leaving her surviving as her only heirs at law her children, Kennedy M. Kennedy, George K. Kennedy, Jr., Alex Kennedy, Mary Kennedy Crosby and Edward M. Kennedy.

13. The said Samuel Mobley thereafter departed this life on or about October 20, 1939 in the County of Fairfield, State of South Carolina, leaving him surviving as his only heirs at law his brothers, D. B. Mobley, Eugene W. Mobley and Arthur L. Mobley, his sister, Martha Mobley, his nephew, John D. Mobley, the child of his predeceased brother, J. D. Mobley, his nieces and nephews, Geneva M. Adams, Frances M. Fatheree, Sarah Josephine Mobley Doss, Martha Hawthorne, Sara Kathleen Mobley Burrell, or her surviving children, David Mabry Mobley and Law M. Mobley, the children of a predeceased brother, Edward L. Mobley, his nieces and nephews, Kenneth M. Kennedy, Alex Kennedy, George Kennedy, Jr., Mary Kennedy Crosby and Edward M. Kennedy, the children of a predeceased sister, Eliza M. Kennedy, his nieces and nephews, Edward Mobley, David Mobley, Jr., William Mobley, Samuel Mobley and Augusta Mobley, the children of a predeceased brother, Edward L. Mobley, his nieces and nephews, Edward Crawford, Susie Crawford, Ernest Crawford, David Crawford and George W. Crawford, the children of

a predeceased sister, Sue D. Crawford, and his nieces and nephews, Sarah H. Arnette, J. D. Hall, Jr., J. Carlisle Hall, John Bratton Hall, J. M. Hall, Daniel Hall, Jr., James Leland Hall, Sue Hall Davis and Bessie Hall Sprott, the children of a predeceased sister, Frances Elizabeth Mobley Hall.

14. By deed dated October 31, 1939 and of record in the aforesaid Clerk's office in Deed Book "EU" at page 379, the said Eugene W. Mobley, Jessie G. Mobley, Edward M. Kennedy, Kenneth M. Kennedy, Martha W. Mobley, by marriage Martha Mobley McCrory, Susie Crawford, George W. Crawford, David A. Crawford, E. M. Crawford and Sue Hall Davis conveyed their respective interests in and to the property which is the subject of this action to the said D. B. Mobley.

15. The said George W. Crawford departed this life on or about the year 1941 leaving him surviving as his only heirs at law and/or devisees his wife, Reba Eargle Crawford and his children, Richard Crawford and George Crawford.

16. Martha Mobley McCrory thereafter departed this life childless at some time prior to the year 1946.

17. Thereafter on or about the year 1946 the said Arthur L. Mobley departed this life intestate in Texas, as plaintiffs are informed and believe, seized and possessed of an undivided 1/10 interest in and to the subject premises, and leaving him surviving as his only heirs at law his brothers, D. B. Mobley and Eugene W. Mobley, his nephew, John D. Mobley, the child of a predeceased brother, J. D. Mobley, his nieces and nephews, Geneva M. Adams, Frances W. Fatheree, Sarah Josephine Mobley Doss, Martha H. Lenz, Sara Kathleen Mobley Burrell, or her surviving children, David Mabry Mobley and Law M. Mobley, the children of a predeceased brother, Edward L. Mobley, his nieces and nephews, Kenneth M. Kennedy, George K. Kennedy, Jr., Alex Kennedy, E. M. Kennedy and Mary Kennedy Crosby, the children of a predeceased sister, Eliza M. Kennedy, his nieces and nephews, Edward Mobley, David Mobley, Jr., William Mobley, Samuel M. Mobley M. Mobley, Sr. and Augusta Mobley, the children of a

predeceased brother, David M. Mobley, his nieces and nephews, Edward Crawford, Susie Crawford, Ernest Crawford and David Crawford, the children of a predeceased sister, Sue Crawford and his nieces and nephews, Sarah H. Arnette, J. H. Hall, Jr., J. Carlisle Hall, John Bratton Hall, J. M. Hall, Daniel Hall, Jr., James Leland Hall, Sue Hall Davis and Bessie Hall Sprott, the children of a predeceased sister, Frances Elizabeth Mobley Hall.

18. The said D. Barnes Mobley departed this life intestate on or about the year 1948, leaving him surviving as his only heirs at law his children, James M. Mobley, Katherine Mobley Sweeney, Elizabeth Mobley Farquhar and Frances Mobley Woods.

19. George K. Kennedy, Jr. thereafter departed this life on or about the year 1948, leaving him surviving as his only heirs at law his children, George Kennedy, III, Betty Ann Strother, Rebecca McDaniel and William Kennedy.

20. Edward M. Kennedy died in the year 1949, survived by his children, Edward M. Kennedy, Jr. and Ellen Brice Durham.

21. David Mabry Mobley died on or about September 24, 1951, survived by his daughter, Frances M. Sinkler, and his widow, Bess McGill Mobley, as his only heirs at law.

22. Bess McGill Mobley thereafter died on or about April 9, 1952, survived by her daughter, the said Frances M. Sinkler, as her only heir at law.

23. Edward Mobley departed this life on or about the 27th day of August, 1953, leaving him surviving his wife, Nellie. Plaintiffs lack sufficient information to form a belief as to the identity of any other prson or persons who may have been heirs at law of the said Edward Mobley, deceased.

24. Edward Crawford departed this life on or about the year 1955 leaving him surviving as his only heir at law and/or devisee his son, Edward Crawford, Jr.

25. The said James Leland Hall thereafter departed this life on or about the year 1956, leaving him surviving as his

only heirs at law his widow, Mary Woodard Hall, and his children, Joe Hall, William W. Hall and Leland Brice Hall; the said Mary Woodard Hall thereafter departed this life, leaving her surviving as her only heirs at law her children, Joe Hall, William W. Hall and Leland Brice Hall.

26. The said Eugene Mobley departed this life intestate on or about the year 1956 in Chester County, South Carolina, leaving of full force and effect his Last Will and Testament which has been duly admitted to probate in the office of the Probate Judge for Chester County and under which he devised all of his property of whatsoever kind and wheresoever situate to his wife, Lois Mills Mobley; that the said Lois Mills Mobley thereafter departed this life intestate in Columbia, South Carolina on or about the year 1961 leaving her surviving as her only heirs at law her sister, Neva Mills Shannon; that the said Neva Mills Shannon thereafter departed this life intestate leaving her surviving as her only heirs at law her son, Robert Shannon and her daughters, Neva Louise Montgomery, <sup>18</sup> ~~Maren~~ Shannon Stevenson and Nancy Ademla Cooke; that the said <sup>18</sup> ~~Maren~~ Stevenson thereafter departed this life on or about the year 1982 leaving her surviving as her only heir at law and/or devisee her daughter, Marion S. Pressley.

27. Daniel Hall, Jr. thereafter departed this life intestate in Orange County, Florida on or about the 20th day of March 1960, leaving him surviving as his only heirs at law his widow, Faye Hall, by remarriage Faye Cockley, and his son, Ridgeley L. Hall; the said Ridgeley L. Hall thereafter departed this life on or about the 20th day of March, 1962, leaving him surviving as his only heirs at law his wife, Alice Hall, by remarriage Alice Marbun, and his children, Daniel Hall and Alice Faye Hall Sproul; that the said Faye Cockley thereafter departed this life intestate on October 7, 1985 leaving her surviving as her only heirs at law her grandchildren, the said Daniel Hall and Alice Faye Hall Sproul.

28. The said John Bratton Hall thereafter died intestate in Fairfield County, South Carolina in the year 1962, leaving him surviving as his only heirs at law his widow, Cleora Clowney Hall, and his daughter, Emmie Sam Riddle.

29. Augusta G. Mobley departed this life on or about the



year 1962 in Birmingham, Alabama leaving her surviving as her only heirs at law and/or devisees her sons, David Mobley, Jr., William Mobley and Samuel Mobley, Sr., her daughter, Augusta Mobley, and perhaps other persons unknown to the plaintiffs herein.

30. The said David Crawford thereafter died testate on or about the year 1962 in the County of Fairfield, State aforesaid, leaving of full force and effect his Last Will and Testament which has been duly admitted to probate in the office of the Probate Judge for Fairfield County and under which he devised all of his property to his wife, Emelyn Crawford.

31. The said Bessie Hall Sprott thereafter departed this life on or about the year 1965, leaving her surviving as her only heirs at law her children, Sarah Elizabeth Davis, Mary Louise Harvin, William Thomas Sprott, Mae Martin S. Black, Dan Hall Sprott, Catherine S. Riley and Josephine Sprott Griffin.

32. The said Sue Hall Davis thereafter departed this life on or about the year 1967 in Albany, Georgia and leaving her surviving as her only heirs at law her son, Beasley Davis and her daughter, Frances Hudgens.

33. The said Sarah H. Arnette thereafter departed this life intestate on or about the 25th day of February, 1967, leaving her surviving as her only heirs at law her children, Berry F. Arnette, F. Davis Arnette, Edward M. Arnette, William J. Arnette, John W. Arnette, John Q. Arnette, James D. Arnette and Caroline A. Brice, and her grandsons, Robert Evans Arnette, III and Richard Hall Arnette, the children of a predeceased son, <sup>Robert</sup> ~~John~~ E. Arnette, Jr.

34. The said David Mobley, Jr. departed this life on or about the year 1968, as plaintiffs are informed and believe. Plaintiffs lack sufficient information to form a belief as to the identity of the heirs at law or the devisees of the said David Mobley, Jr.

35. The said Ernest Crawford thereafter departed this life intestate in Fairfield County, South Carolina on or about the year 1970 leaving him surviving as his only heirs at law his

wife, Nella Brooks Crawford, and his children, Arthurette Crawford Hughes and Susanne Crawford Melton.

36. The said Mamie Hall thereafter departed this life in the County of Fairfield, State of South Carolina on or about the 19th day of December, 1971, leaving of full force and effect her Last Will and Testament which has been duly admitted to probate in the office of the Probate Judge for Fairfield County and under which she devised all of her property to her brothers, John T. McDonald and David H. McDonald and her sister, Wrennie McDonald Salley.

37. The said Wrennie McDonald Salley departed this life in Aiken County, South Carolina on or about the year 1971 and leaving of full force and effect her Last Will and Testament under which she devised and bequeathed her residuary estate to the Baptist Foundation of South Carolina, Inc. after first disposing of a tract of land known as the Salley Place and certain household and tangible personal property.

38. The said Jason Hall thereafter departed this life intestate in the County of Fairfield, State of South Carolina, on or about November 1971 and leaving him surviving as his only heirs at law his widow, Rae Stevenson Hall, and his children, Wallace Hall, Dan Hall, Jason Hall, Jr. and Conrad Hall.

39. The said James Mobley departed this life intestate in Fairfield County, South Carolina on December 21, 1974, leaving him surviving as his only heirs at law his three sisters, the plaintiffs herein.

40. The said William Mobley departed this life on or about the year 1975, as plaintiffs are informed and believe. Plaintiffs lack sufficient information to form a belief as to the identity of the heirs at law of the devisees of the said William Mobley.

41. The said Samuel Mobley, Sr. departed this life on or about the year 1978, as plaintiffs are informed and believe. Plaintiffs lack sufficient information to form a belief as to the identity of the heirs at law or the devisees of the said Samuel Mobley, Sr.

42. Kenneth M. Kennedy died in Blackstock, South Carolina in the year 1977, leaving him surviving as his only heirs at law his brother, Alex Kennedy, his sister, Mary K. Crosby, his nephew and niece, Edward M. Kennedy, Jr. and Ellen Brice Durham, children of a predeceased brother, Edward M. Kennedy, his nephews and nieces, George Kennedy, III, William Kennedy, Betty Ann Strother and Rebecca McDaniel, the children of a predeceased brother, George Kennedy, Jr.; the said Alex Kennedy thereafter departed this life on or about the year 1980, leaving him surviving as his only heir at law and/or devisee, as plaintiffs are informed and believe, one son, Shelton Kennedy; the said Mary K. Crosby departed this life on January 8, 1950 in Greenwood, S. C., leaving her surviving as her only heirs at law and/or devisees, her husband, Curtis Estes Crosby, and her children, Mary Curtis Carter, Eliza Jay, William Estes Crosby and George Kennedy Crosby; the said Curtis Estes Crosby departed this life in Columbia, South Carolina on April 16, 1961, leaving of full force and effect his Last Will and Testament and leaving him surviving as his only heirs at law and/or devisees his children, the said Mary Curtis Carter, Eliza Jay, William Estes Crosby and George Kennedy Crosby.

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43. The said Cleora Clowney Hall thereafter departed this life in the County of Fairfield, State of South Carolina, on or about the 28th day of January, 1978, leaving of full force and effect her Last Will and Testament which has been duly admitted to probate in the office of the Probate Judge for Fairfield County and under which she devised all of her property to her daughter, Emmie Sam Riddle.

44. The said William Thomas Sprott thereafter departed this life on or about the 22nd day of April, 1978, in the County of Faurfield, State of South Carolina, leaving of full force and effect his Last Will and Testament under which he devised all of his property to his wife, Nell McMaster Sprott.

45. The said Conrad Hall died on or about the year 1978 in Scottsville, Virginia leaving him surviving as his only heirs at law and or devisees his widow, Amanda Payne Hall, and his children, Kathy Yensen Hall, Steve Hall and Ann Hall Hawkins.

46. The said Jason Hall thereafter departed this life on or about the year 1979 in North Dakota, as plaintiffs are informed and believe, leaving him surviving as his only heirs at law his brothers, Dan Hall and Wallace Hall.

47. The said Edward Crawford, Jr. thereafter departed this life on or about the 7th day of October, 1979 leaving him surviving as his only heir at law his grandmother, Norma Anderson.

48. The said John D. Mobley, the only child of Jessie L. Mobley and the late John D. Mobley, departed this life intestate on or about the 9th day of March, 1979, leaving him surviving as his only heirs at law his widow, Earlise C. Mobley, and his children, John D. Mobley, Margaret Frances Mobley, Lenora Gross Mobley, Virginia Colvin Mobley, Arthur Eugene Mobley and Samuel Gregg Mobley; that the said Jessie L. Mobley predeceased her son, John D. Mobley.

49. Caroline Arnette Brice thereafter departed this life on or about the 15th day of March, 1980 in the County of Fairfield State of South Carolina, leaving of full force and effect her Last Will and Testament which has been duly admitted to probate in the office of the Probate Judge for Fairfield County under which she devised all of her property to her son, Robert M. Brice.

50. Thereafter J. T. McDonald departed this life intestate in the County of Fairfield, State of South Carolina, on or about the 2nd day of May, 1983, leaving him surviving as his only heirs at law his sons, Sanford K. McDonald, Elliott McDonald and David H. McDonald, and his daughters, Evelyn Rash and Helen Cloninger.

51. The said Dan Hall Sprott thereafter departed this life in Spartanburg County, South Carolina on or about the 12th day of May, 1984, leaving him surviving as his only heirs at law his widow, Marjorie Scott Sprott, and his son, Joseph G. Sprott.

52. The said J. M. Hall departed this life in the County of Fairfield, State of South Carolina, on or about the year 1984,

leaving of full force and effect his Last Will and Testament which has been duly admitted to probate in the office of the Probate Judge for Fairfield County and under which he devised all of his property to his daughter, Betty Hall Mann.

53. The said Dan Hall thereafter departed this life on or about the year 1984 in Birmingham, Alabama, leaving him surviving as his only heirs at law and/or devisees his widow, Ann Hall, and his daughter, Donna Hall, and his son, Dan Hall.

54. Sarah Joseph M. Doss departed this life on or about the year leaving her surviving as her only heirs at law her sons, Jimmy Doss, Billy Doss, Tommy Doss and Bobby Doss.

55. The tract described in paragraph two of the complaint was known as the home place of Mary R. Mobley and her late husband, Edward Dixon Mobley, and it was generally accepted among the members of the Edward Dixon Mobley and Mary R. Mobley family that D. B. Mobley would succeed to the ownership of said home place upon the death of Mary R. Mobley, the said D. B. Mobley having remained on the home place and cared for his mother, Mary R. Mobley, and his unmarried sister, Catherine D. Mobley; that although the deed from Eugene W. Mobley, et al. to D. B. Mobley referred to in paragraph 14 of the complaint is the only deed of record whereby various members of the Edward Dixon Mobley and Mary R. Mobley family conveyed their respective undivided interests in the home place to D. B. Mobley, plaintiffs are informed and believe that the other members of the Edward Dixon Mobley and Mary R. Mobley family who did not sign said deed and who were seized and possessed of undivided interests in and to said premises, recognized D. B. Mobley as being the sole owner of the home place and that their respective interests were conveyed or otherwise effectively transferred to the said D. B. Mobley by some method not appearing of record. In any event, plaintiffs are informed and believe that the said D. B. Mobley went into exclusive possession of the property described in paragraph two of the complaint on or about the year 1939 and continued in actual, open, notorious, exclusive, hostile and

uninterrupted possession thereafter until the time of his death in the year 1948; that following the death of D. B. Mobley the plaintiffs herein and their late brother, James Mobley, under whom they claim, have been in continuous, hostile, open, actual, notorious and exclusive possession of the premises described in paragraph two of the complaint up to the time of this action.

WHEREFORE, plaintiffs pray that the defendants may be required to set forth the nature of their claims, that all adverse claims of the defendants may be determined by order of this court; that the defendants be forever enjoined and debarred from asserting any claim whatever in and to said land or premises adverse to the plaintiffs; or if title to said premises cannot be affirmed and quieted then for a partition of said premises by a sale thereof; that the proceeds of such sale may be brought into court and the net proceeds thereof, after payment of all costs, be divided among the parties, according to their respective rights and interests, and for the costs of this action, including a reasonable fee for the services of plaintiffs' attorney in this action; and for such other and further relief as may be just and equitable.



Thomas K. McDonald, Jr.  
Attorney for the plaintiffs

Winnsboro, South Carolina

November 18, 1985