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| STATE OF SOUTH CAROLINA                              | ) | IN THE COURT OF COMMON PLEAS               |
|  | ) |  |
| COUNTY OF BEAUFORT                                   | ) | CASE NO. 2025-CP-07-01126                  |
|  | ) |  |
| THE BIG HOUSE CEMETERY<br>COMMITTEE, <i>et al.</i> , | ) |  |
|  | ) |  |
| <i>Plaintiffs,</i>                                   | ) | <b><u>RESPONSE TO DEFENDANTS’ LATE</u></b> |
|  | ) | <b><u>POST-HEARING MEMORANDUM</u></b>      |
| v.   | ) |  |
|  | ) |  |
| THERESA AIGNER, <i>et al.</i> ,                      | ) |  |
|  | ) |  |
| <i>Defendants.</i>                                   | ) |  |

This Court ordered *all* Parties to concurrently file, by January 5, 2026, post-hearing briefing and evidence after its December 16, 2025 hearing on Plaintiffs’ Motion for a Temporary Injunction and related site visit. Plaintiffs complied with the Court’s order and timely filed their post-hearing brief and supporting evidence on January 5, 2026. *See* Pls.’ Post-Hrg. Suppl. Br. ISO of Mot. for Temp. Injunction (Jan. 5, 2026); *see* Affs. of Brown, Bennett, & Early, Exs. A-C attached to Pls.’ Post-Hrg. Br. (Jan. 5, 2026). But just as they filed their opposition to Plaintiffs’ original Motion for Temporary Restraining Order three days after the Court’s December 12 deadline and on the evening before the December 16 hearing on said Motion, Defs.’ Opp’n to Mot. for TRO (Dec. 15, 2025), Defendants chose to file a Post-Hearing Memorandum two days late, yet again violating the Court’s instruction to file submissions by a set deadline, *see* Defs.’ Post-Hrg. Mem. (Jan. 7, 2026).

In their Memorandum, Defendants attempt to rebut Plaintiffs’ post-hearing arguments and to invalidate a single piece of Plaintiffs’ post-hearing evidence, largely copying arguments from

their originally (late-filed) opposition brief. *See* Defs.’ Post-Hrg. Mem. Given Defendants’ tardiness, the Court granted Plaintiffs leave to respond to Defendants’ Memorandum, which Plaintiffs now do on the following grounds: (1) the irrelevance and unreasonableness of Pope Estates Way as an alternative route to access the Big House Cemetery (the “Cemetery”); (2) the factual baselessness and unreasonableness of Defendants’ proposed security; and (3) the inapplicability of § S.C. Code Ann. 27-43-310.<sup>1</sup>

For these reasons, as detailed below, Defendants should not be permitted to benefit from their dereliction in filing their late Memorandum; their rebuttal arguments to Plaintiffs’ Post-Hearing Brief should be rejected; and Plaintiffs’ Motion for a Temporary Injunction should be granted.

**I. Pope Estates Way as a Purported Alternative Path for Plaintiffs to Access the Cemetery is Irrelevant, and Defendants Have Not Proven Pope Estates Way a Viable Alternative.**

Defendants make much a do about Pope Estates Way as an alternative route and that Plaintiffs’ access therefore defeats their request for equitable relief. But the existence of Pope Estate Way is not only a red herring in this case, but it is not a viable alternative to Plaintiffs.

First, as Plaintiffs pled in their 50-plus page Verified Amended Complaint, Plaintiffs have stated a claim for relief based on Defendants’ violations of their rights under South Carolina law to visit, access, and maintain the Big House Cemetery (Count I) and to use and enjoy an easement that has existed along Everest Road and Everest Lane (“Everest”) for generations (Count II); Ver.

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<sup>1</sup> Defendants also raise in their late Memorandum an objection of hearsay and lack of personal knowledge to challenge the Affidavit of Emily Early that Plaintiffs submitted along with their post-hearing briefing related to security under S.C.R.C.P. 65(c). However, hearsay is permitted in support of injunctive relief, *cf. Jennings-Dill, Inc. v. Israel*, 442 S.C. 98, 109-10 (Ct. App. 2024) (citations omitted), *reh’g denied* (Feb. 14, 2024) (“[I]t is appropriate for a circuit court to rely on hearsay and speculative statements when deciding whether a party has met their burden of demonstrating a likelihood of success on the merits.”), and the entirety of the Early affidavit is based on Ms. Early’s personal knowledge from a discussion she had with a principal of a company specializing in road erosion and her online research, as the affidavit shows, Pls.’ Post-Hrg. Br., Early Aff., Ex. C.

Am. Compl. at 46-55; Plaintiffs have shown their likelihood of success on each of these claims, Pls.’ Mot. for TRO (July 9, 2025); *see also* Hrg. on Mot. for Temp. Injunction; and the existence of a purported alternative path on Pope Estates Way does not defeat these claims, Oral Order Denying Mot. to Dismiss (Dec. 16, 2025).

Plaintiffs’ purported legal ownership of, or access to, an alternative plat of land on Pope Estates Way is wholly irrelevant to the legal viability of Plaintiffs’ claims, as South Carolina courts do not tie cemetery access or easement rights to property ownership. Indeed, “the public, and specifically the heirs and descendants of the people buried on the property, have substantive rights in [the] Cemetery,” irrespective of legal ownership under traditional property doctrines. *See Huxfield*, 388 S.C. at 571–572; *Tupper v. Dorchester Cty.*, 326 S.C. 318, 325 (1997). While only Plaintiff Sheila Middleton legally owns the land on which the Cemetery sits, the rights of all eleven Plaintiffs—including Ms. Shanoma Watson, Ms. Julia Scott, Pastor Leroy Haynes, and the Big House Cemetery Committee (the “Committee”)—stem from their and the Committee’s relationship to relatives and other loved ones who are buried in the Cemetery and their open, notorious, and continuous use of Everest to access the Cemetery for decades. Ver. Am. Compl. at 31–37. Their causes of action also stem from the inability of Plaintiffs like Ms. Julia Scott who, due to age and health, can only access the Cemetery, via Everest, by vehicle, not by foot, and who, due to the gates Defendants have placed on Everest to block access to the Cemetery, have been completely deprived of access to the Big House Cemetery. *Id.* at 33–34. Thus, neither ownership of land, nor potential access to the Cemetery via Pope Estates Way, has any relationship to Plaintiffs’ claims for equitable relief.

Second, even if Pope Estates Way as an access route to the Cemetery were relevant (which it is not), Defendants have not proven that the 20-foot easement along Pope Estates Way, granted

by the 2016 Order that Defendants continually reference in their filings (but have not submitted in the record in this case), is a viable path for *all* Plaintiffs to exercise their rights to access, visit, and maintain the Cemetery. Specifically, they have not shown that the path along Pope Estates reaches the Cemetery; indeed, the Court's site visit to the Cemetery on December 16 shows that the road along Pope Estates Way stops some material distance short of the Cemetery, significantly narrowing as one approaches the Cemetery. Site Visit to the Big House Cemetery, Dec. 16, 2025.

Moreover, the 2016 Order was granted as an ingress/egress easement to allow the identified property owners in the order to cross each other's property for the purposes of accessing their own properties. *See Gladys Pope v. the Heirs of Ernest Pope Sr.*, Case No. 2014-CR-07-1767 (entered Apr. 8, 2016), attached as Exhibit A. It neither mentions the Cemetery nor indicates that the easement it grants to the named landowners would extend to the Cemetery. *Id.* Thus, Defendants have not established that Pope Estates Way creates a viable right of way to the Cemetery.

And more importantly, any easement granted by this order was extended *only* to those named parties, which includes Plaintiffs Mary Mack, Sheila Middleton, and Jimmy Pope, but which does *not* include the majority of the remaining eight Plaintiffs in this suit. Nor does the order address the ability of, or enable, other local community members to access the Cemetery via Pope Estates way. *Id.*

Finally, contrary to their attempt to prove otherwise, Pope Estates Way is too narrow to accommodate Plaintiffs, other local community members, burials, and funeral processions, as Plaintiffs established via the testimony of the Chisolm-Galloway Funeral Home gravedigger Kenneth Murry at the December hearing. Hrg. on Mot. for Temp. Injunction (Dec. 16, 2025). And while Defendants argue that any vault truck could fit down Pope Estates Way, Post-Hearing Mem. at 3, and that Pope Estates Way "provides a significantly shorter, and more direct route than

Everest,” *id.*, they have not supported these purported measurements and conclusory comparisons between the routes with any testimony or other verified, authenticated evidence.

Accordingly, Defendants have not shown that the existence of Pope Estates Way overcomes Plaintiffs’ showing of irreparable harm.

## **II. Defendants’ Proposed Security is Not Supported and Thus, Not Reasonable.**

Defendants’ argument in support of a minimum \$6,000 security is not supported by their single piece of evidence and thus, does not reasonably relate to any damages they may incur during an injunctive period. As an initial matter, as Plaintiffs submitted in their Post-Hearing Supplemental Brief, there is still no evidence of continued, recurring damage—or even damage after the March 2024 funeral—to Everest that *all Defendants* have suffered and could continue to suffer during an injunction, beyond Defendant Robert Harper’s self-serving affidavit as to unverified amounts he allegedly incurred to repair Everest in relation to one funeral.

Defendant Robert Harper’s affidavit attests to a single period of time in early January 2024, and relates to alleged damage after a funeral. *Id.* at 5; *see also* Harper Aff. §§ 10-12 (Jan. 6, 2026). It contains no attestations about any other disturbances or damage to Everest over the many years that Plaintiffs, other local community members, and funeral homes have used the entirety of Everest to visit, maintain, and bury at, the Cemetery without issue.<sup>2</sup> *Id.*

Furthermore, there are inconsistencies in whether, when, and where Defendants incurred any damage to Everest based on Defendants’ evidence.<sup>3</sup> The photographs of the alleged damage that Defendant Harper submits in his affidavit purport to be from January 2024, allegedly after a

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<sup>2</sup> Indeed, the proposed non-parties whom Defendants have argued are necessary parties to this suit based on their ownership of property along Everest have continued not to protest Plaintiffs’ use of Everest, despite Defendants notifying them of this lawsuit and the December hearing, per the Court’s instruction.

<sup>3</sup> In addition, as Plaintiffs noted at the December 16 hearing, the photographs Defendants submitted in their PowerPoint are of different points on Everest Road after the March 2024 funeral and are unauthenticated. *See* Defs.’ PowerPoint at 16 (Dec. 15, 2025); *see also* Pls.’ Post-Hrg. Br. at 3.

funeral. Harper Aff. §§ 10-12. But Defendants' original opposition brief, and their argument at the December hearing, refers to damage after Joe Holmes' March 2024 funeral that several Plaintiffs attended. Defs.' PowerPoint at 15-16 (Dec. 15, 2025) (captioning alleged photos from after March 30, 2024 funeral).

Moreover, despite the Court's grant of an opportunity to submit any additional evidence in support of Defendants' claims of damage over the last three weeks and in the nine months since Plaintiffs filed this suit, Defendants have not submitted (or even alleged) any other damage that they incurred before or after the funeral—regardless of which date on which it occurred—during the decades Plaintiffs have accessed Everest to reach the Cemetery. *See generally* Defs.' Mem. in Opp'n to Pls.' Mot. for TRO; Defs.' Post-Hrg. Mem. Nor have they proven that Plaintiffs themselves caused the damage to Everest after the funeral or rebutted Plaintiffs' assertion that Defendants regularly used Everest—more than Plaintiffs—resulting in significant wear to the road. *See generally* Defs.' Mem. in Opp'n to Pls.' Mot. for TRO; Defs.' Post-Hrg. Mem.; *see also* Defs.' Post-Hrg. Mem. Thus, it is unreasonable to attribute any possible damage that Defendants may suffer during the injunctive period to Plaintiffs or Plaintiffs alone.

Finally, and perhaps most significantly, Defendant Harper has not submitted any receipts or other documentation to support his \$6,000 expenditure or that *all Defendants* suffered damage to support their proposed security amount. Rather, Defendants expect this Court—and Plaintiffs—to accept Defendants' self-serving attestations that Harper incurred these expenses and that these expenses were necessary, without any proof of the same. But conclusory, unsupported statements are not sufficient to either overcome Plaintiffs' showing of irreparable harm or to support Defendants' proposed security. Moreover, neither Defendants Cody Harper nor Theresa Aigner

has submitted any evidence of damage in support of the proposed security. Thus, Defendants' proposed security must be rejected.

### III. Section 27-43-310 Does Not Apply.

Finally, Defendants continue to claim that S.C. Code Ann. § 27-43-310 provides Plaintiffs an adequate remedy at law and thus, bars temporary equitable relief. This statute, however, does not apply to the Cemetery at the center of this lawsuit and it in no way governs Plaintiffs' right to use and enjoy Everest to access the Cemetery.

Fundamentally, for all of the reasons set forth in above, Pope Estates Way is not a viable path for Plaintiffs and other local community members and funeral homes to access the Cemetery. *Supra* pp. 2-5. Thus, this statutory provision does not—and cannot—provide Plaintiffs any adequate remedy via Pope Estates Way, contrary to Defendants' assertions.

Second, because § 27-43-310 governs descendants' interactions with a cemetery owner, and none of the Plaintiffs—except for Plaintiff Sheila Middleton—is an owner, the statute is irrelevant to Plaintiffs' claims, and Plaintiffs have no obligations under the statute. And to the extent Ms. Middleton has such an obligation under the statute (which she does not concede), “reasonable” access to the Cemetery, as required by the statute—which has existed along an easement on Everest for decades—is currently blocked by *Defendants*, not Ms. Middleton.<sup>4</sup>

Finally, Defendants' argument as to § 27-43-310 suggests that the statute strips or somehow preempts Plaintiffs' rights under South Carolina cemetery law to access, visit, or maintain the Cemetery (Count I) or to use and enjoy Everest under South Carolina easement law (Count II), yet they provide no support for the same. Indeed, Plaintiffs' request for injunctive

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<sup>4</sup> Indeed, as Plaintiff Sherike Bennett attests, new property owners like Defendants in this case have repeatedly blocked local community's access to the Cemetery in the area. *Sherike Aff.*, Ex. B, ¶¶ 11, 18.

relief is not based on cemetery access law alone but on their rights to maintain and visit with loved ones at the cemetery and on their right to use and enjoy Everest—none of which is redressed by § 27-43-310. Thus, Defendants have failed to point to any remedy at law for these rights under the statute or how the statute prevents equitable relief to redress these rights.

For all of these reasons and the reasons Plaintiffs have previously submitted to this Court, Plaintiffs’ Motion for Temporary Injunction must be granted and a security amount of no more than \$1,000 should be ordered.

Respectfully submitted,

/s/ Tyler Bailey  
Tyler Bailey  
Bailey Law Firm, L.L.C.  
1430 Richland Street  
Columbia, South Carolina  
803-667-9716  
[tyler@baileylawfirm.com](mailto:tyler@baileylawfirm.com)

/s/ Emily Early  
Emily Early\*  
Kayla Vinson\*  
Jessica Myers Vosburgh\*  
Center for Constitutional Rights  
P.O. Box 486  
Birmingham, AL 35201  
[early@ccrjustice.org](mailto:early@ccrjustice.org)  
[kvinson@ccrjustice.org](mailto:kvinson@ccrjustice.org)  
[jvosburgh@ccrjustice.org](mailto:jvosburgh@ccrjustice.org)

Korbin Felder\*  
Center for Constitutional Rights  
P.O. Box 12046  
Jackson, MS 39236  
[kfelder@ccrjustice.org](mailto:kfelder@ccrjustice.org)

\* Admitted *pro hac vice*

*Counsel for Plaintiffs*



Circuit Court Judge

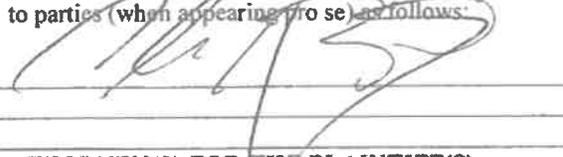


3069  
Judge Code

4/8/16  
Date

**For Clerk of Court Office Use Only**

This judgment was entered on the 8 day of April, 2016 and a copy mailed first class or placed in the appropriate attorney's box on this 11 day of April, 2016 to attorneys of record or to parties (when appearing pro se) as follows:



ATTORNEY(S) FOR THE PLAINTIFF(S)



ATTORNEY(S) FOR THE DEFENDANT(S)

CLERK OF COURT

**Court Reporter:**

**ADDITIONAL INFORMATION REGARDING DECISION BY THE COURT AS REFERENCED ON PAGE 1.**

This action came to trial or hearing before the court. The issues have been tried or heard and a decision rendered.

Lined area for additional information regarding the decision.

STATE OF SOUTH CAROLINA )  
 )  
COUNTY OF BEAUFORT )

IN THE COURT OF COMMON PLEAS  
  
CIVIL CASE NO.: 2014-CP-07-1767

GLADYS S. POPE, ERNEST POPE, JR., )  
MARY MACK, FLORRIE RILEY, )  
SAMUEL POPE, SANDRA POPE- )  
CHARLES, JIMMY POPE, SHEILA )  
MIDDLETON, )

**PLAINTIFFS,**

vs.

**ORDER**

The heirs or devisees of the following )  
person: ERNEST POPE,SR., the following )  
persons are adjoining landowners to the )  
real property described in the Complaint )  
GLADYS S. POPE, ERNEST POPE, )  
EARNEST POPE, SHEILA MIDDLETON, )  
WALTER WATSON, EARNEST POPE, )  
SR., SHERIKE DEVILLE, SAMUEL )  
POPE, ANGELA POPE, DONNA PARRIS )  
BERNARD WILSON, RAMIRO )  
RODRIQUEZ, FALLS FINANCIAL )  
GROUP, LLC, JAMES PAUL POPE, )  
JESSE PERRY, SR., RAY W. O'NEAL, )  
FEDERAL HOME LOAN MORTGAGE )  
CORPORATION, WALTER WATSON, )  
ROBERT MARSHALL, ERIKA )  
MARSHALL and EUGENE MERCER )  
and all person unknown having )  
or claiming to have any right, title estate, )  
interest in or lien upon the real properties )  
described in the Complaint herein as JOHN )  
DOE and MARY ROE, including all )  
person who may be deceased, minors, )  
in the United States Military, persons non )  
compos mentis and under any other )  
disability )

**DEFENDANTS.**

2016 APR - 9 PM 1:42  
CLERK OF COURT  
BEAUFORT COUNTY, S.C.

On April 6, 2016, a hearing on this matter came before the Honorable Marvin H. Dukes, Master-In-Equity for Beaufort County, South Carolina. The Honorable Marvin H. Dukes called the Court to order at 3:10 p.m. Clifford Bush, III, Esquire appeared on behalf of the Plaintiffs. Emily H. Farr, Esquire appeared on behalf of the Defendants, Robert Marshall and Erika Marshall. Louis Dore, Esquire and Clifford Bush, III, stipulated as to the boundary lines regarding Defendant, Walter Watson et al. Plaintiffs hereby stipulate that references made to Tract 7 herein does not include any portion of the real property deeded to Defendant Robert Marshall and Erika Marshall identified in their Answer filed on October 5, 2015, in this case. Several adjoining property owners identified as Defendants were present. After hearing testimony and reviewing the evidence, this Court makes the following findings of fact and conclusion of law.

#### **FINDINGS OF FACT**

This action was brought pursuant to Title 15, Chapter 67 of the Code of Laws of South Carolina 1976, annotated, as amended, to quiet title to certain real property.

1. The Plaintiff, Gladys S. Pope, upon information and belief, resides at 31 Pope Estates Way, St. Helena Island, South Carolina 29920.
2. The Plaintiff, Ernest Pope, Jr., upon information and belief, resides at 448 Seaside Road, St. Helena Island, South Carolina 29920.
3. The Plaintiff, Mary Pope Mack, upon information and belief, resides at 15 Autumn Park Court, St. Helena Island, South Carolina 29920.
4. The Plaintiff, Florrie Pope Riley, upon information and belief, resides at 4008 Vanbury Way, Antioch, California 94531.
5. The Plaintiff, Samuel Pope, upon information and belief, resides at 111 Seaside Road, St. Helena Island, South Carolina 29920.

6. The Plaintiff, Sandra Pope Charles, upon information and belief, resides at 404 Roseline Drive, Warner Robins, Georgia 31088.

7. The Plaintiff, Jimmy L. Pope, upon information and belief, resides at 31 Pope Estates Way, St. Helena Island, South Carolina 29920.

8. The Plaintiff, Shelia Pope Middleton, upon information and belief, resides at 153 Pope Estates Way, St. Helena Island, South Carolina, 29920.

9. Upon information and belief, all Defendants are citizens or residents of the County of Beaufort, State of South Carolina and/or subject to the jurisdiction of this Court.

10. The following Defendants are made parties to this action because they own property bounding and adjoining to the subject real properties:

1. **Walter Watson**
2. **Sherike Deville**
3. **Samuel Pope**
4. **Angela Pope**
5. **Gladys S. Pope**
6. **Ernest Pope, Jr.**
7. **Ernest Pope, Sr.**
8. **Shelia Pope Middleton**
9. **Donna Parris**
10. **Bernard Wilson**
11. **Rami Rodriquez**
12. **Falls Financial Group, LCC**
13. **James Paul Pope**
14. **Jesse Perry, Sr.**
15. **Ray W. Oneal**
16. **Federal Home Loan Mortgage Corporation**
17. **Walter Watson**
18. **Robert Marshall**
19. **Erika Marshall**
20. **Eugene Mercer**

11. The subject properties are located on St. Helena Island, County of Beaufort, State of South Carolina and more particularly described as follows:

**TRACT ONE**

All that certain piece, parcel or tract of land situated and being on St. Helena Island, in Beaufort County, South Carolina, containing one acre and bordered on the northeast by lands of Gladys Pope, on the southeast by remainder of parcel 133, on the southwest by remainder of parcel 133, and on the northwest by SC Hwy 114. This being a split for the purpose of tax sale and designated as block TSI, Parcel 133, Map 18, District 300. *Chure*

This is the same lot of land sold at the Delinquent Tax Sale of October 7, 1991 for delinquent taxes in the name of Hrs. of Sambo Smith.

**TAX MAP NUMBER: R300 018 000 0221 0000**

**TRACT TWO**

All that certain piece, parcel or tract of land situate and being on St. Helena Island, in Beaufort County, South Carolina, containing one acre and bordered on the Northeast by lands of Gladys Pope, on the Southeast by remainder of parcel 133, on the Southwest by remainder of parcel 133, and on the Northwest by SC Hwy 114. The being a split for the purpose of tax sale and designated as block TSI, Parcel 133, Map 18, District 300.

This is the same lot of land sold at the Delinquent Tax Sale of October 7, 1991 for delinquent taxes in the name of Hrs. of Sambo Smith

**TAX MAP NUMBER: R300 018 000 0296 0000**

**TRACT THREE**

All that certain piece, parcel of tract of land situate and being on St. Helena Island, in Beaufort County, South Carolina containing one acre bordered on the North by South Carolina Highway 77, on the East by lands of Gladys Pope Parcel 134, on the South by remainder of Parcel 133, on the West by lands of Hrs. of Cato Watson Parcel 129. This being a property split for the purpose of the tax sale.

This is the same lot of land sold at the Delinquent Tax Sale of October 5, 1992 for delinquent taxes in the name of Hrs. of Sambo Smith.

**TAX MAP NUMBER: R300 018 000 0227 0000**

**TRACT FOUR**

All that certain piece, parcel or lot of land situate, lying and being on St. Helena Island, Beaufort County, South Carolina containing 2.5 acres bordered on the North by lands of Ernest Pope, on the East by lands of Gladys Pope, on the South by lands of Sambo Smith, on the West by lands of Sambo Smith, being the eastern portion of Parcel 133, Map 18.

This is the same lot of land sold at the Delinquent Tax Sale of October 4, 1993 for delinquent taxes in the name of Hrs. of Sambo Smith.

**TAX MAP NUMBER: R300 018 000 0237 0000**

**TRACT FIVE**

All that certain piece, parcel or lot of land, situate, lying and being on St. Helena Island in Beaufort County, SC containing 2.5 acres, bordered on the North by lands of Earnest Pope, on the East by lands of Gladys Pope, on the South by marshes of Harbor River and on the West by lands of Hrs. of Cato Watson. This being the remaining two point five (2.5) acres of a previously partitioned tract of land purchased by Earnest Pope, Sr., at prior tax sales.

This is the same lot of land sold at the Delinquent Tax Sale of February 6, 1995 for delinquent taxes in the name of Hrs. of Sambo Smith.

**TAX MAP NUMBER: R300 018 000 0133 0000**

**TRACT SIX**

All that certain piece, parcel or lot of land situate and being on St. Helena Island in Beaufort County, South Carolina containing seven (7) acres and designated as Lot 19 on Pine Grove.

This is the same property conveyed to the above Grantor by deed from Joy Logan, Treasurer of Beaufort County, South Carolina, dated November 12, 1991 and recorded December 9, 1991 in Deed Book 586, Page 1729 in the Office of the Register of Deeds for Beaufort County, South Carolina.

**TAX MAP NUMBER: R300 018 000 0120 0000**

## TRACT SEVEN

All that certain piece, parcel or lot of land situate and being in the Pine Grove section of St. Helena Island, in Beaufort, South Carolina containing six point five acres more or less and being designated as a portion of Lot 3. The property originally contained eight acres more or less and was more particularly bounded and described as follows: to wit: on the North by lands of McTeer; On the East by a Creek; On the South by lands now or formerly of Sambo Smith and on the West by a Public road.

This is the same property conveyed to the Grantor, Gladys S. Pope by deed from Ernest Pope dated January 25, 1964 and recorded January 27, 1964 in Deed Book 121 at Page 32.

**TAX MAP NUMBER: R300 018 000 0134 0000**

12. John Doe and Mary Roe are fictitious names used to represent and designate any living heirs or devisees of the named Defendants, who are minors, incompetent, entitled to the protection of the Service Member Civil Relief Act, unknown or laboring under some disability and any other interested person who are proper Defendants, if any, whose names are known and unknown to the Plaintiffs and who might claim to have rights, titles, estates, interests in or liens upon the subject real property.

13. That Plaintiffs have no actual knowledge of any person or persons who are not named in this action but who may have a claim or interest in or lien upon the properties and believe that a Guardian Ad Litem was warranted to represent this class of Defendants.

14. That the parties hereto, the subject matter hereof and all matters and things hereinafter alleged are located in the County of Beaufort, State of South Carolina and subject to the jurisdiction of this Honorable Court by virtue of an interest in or possible claim against the real properties.

### FOR A FIRST CAUSE OF ACTION

15. The allegations in paragraph 1 through 14 of this Complaint were incorporated by reference as if set forth fully herein.

16. The Plaintiffs own, occupy and possess the subject real properties which are situated in the County of Beaufort, State of South Carolina and described above as tract one.

17. Plaintiffs and Plaintiffs' predecessors obtained title to said real property through conveyance of deed and ownership.

18. Sambo Smith acquired the property from Olive Ward by deed dated May 7, 1875 and recorded on November 14, 1881 in Deed Book 15 at Page 438.

19. That upon information and belief, Sambo Smith died intestate around 1878.

20. Clarence Meyers alleged to be the only surviving heir conveyed interest in said property to Julian S. Levin by deed dated May 16, 1953 and recorded July 11, 1953 in Deed Book 75 at Page 379.

21. That upon information and belief, Julian S. Levin conveyed interest in said property to Clarence Meyers by deed dated May 18, 1953 and recorded June 19, 1953 in Deed Book 75 at Page 340.

22. That upon information and belief, Clarence Meyers died intestate.

23. That upon information and belief, Joy Logan, Treasurer for Beaufort County conveyed interest to Ernest Pope, Sr., by deed dated January 25, 1993 and recorded January 25, 1993 in Deed Book 617 at Page 1484.

24. That upon information and belief, Ernest Pope, Sr., died intestate survived by his wife, Gladys S. Pope and their children: Ernest Pope, Jr., Mary Mack, Florrie Riley, Samuel Pope, Sandra Pope-Charles, Jimmy Pope and Sheila Middleton.

#### **FOR A SECOND CAUSE OF ACTION**

25. The allegations in paragraph 1 through 24 of this Complaint were incorporated by reference as if set forth fully herein.

26. The Plaintiffs own, occupy and possess the subject real property situated in the County of Beaufort, State of South Carolina and described above as tract two.

27. Plaintiffs and Plaintiffs' predecessors obtained title to said real property through conveyance of deed and ownership.

28. That upon information and belief, the properties, which are the subject of this action were acquired by Sambo Smith from Olive Ward by deed dated May 7, 1875 and recorded November 14, 1881 in Deed Book 15 at Page 438.

29. That upon information and belief, Sambo Smith died intestate in and around 1878.

30. That upon information and belief, Clarence Meyers alleged to be the only surviving heir conveyed interest in said property to Julian S. Levin by deed dated May 16, 1953 and recorded July 11, 1953 in Deed Book 75 at Page 379.

31. That upon information and belief, Julian S. Levin conveyed interest in said property to Clarence Meyers by deed dated May 18, 1953 and recorded June 19, 1953 in Deed Book 75 at Page 340.

32. That upon information and belief, Clarence Meyers died intestate.

33. That upon information and belief Joy Logan, Treasurer for Beaufort County conveyed interest to Ernest Pope, Sr., by deed dated January 25, 1993 and recorded January 25, 1993 at Deed Book 617 at Page 1484.

34. That upon information and belief, Ernest Pope, Sr., died intestate survived by his wife, Gladys S. Pope and their children: Ernest Pope, Jr., Mary Mack, Florrie Riley, Samuel Pope, Sandra Pope-Charles, Jimmy Pope and Sheila Middleton.

**FOR A THRID CAUSE OF ACTION**

35. The allegations in paragraph 1 through 34 of this Complaint were incorporated by reference as if set forth fully herein.

36. The Plaintiffs own, occupy and possess the subject real property situated in the County of Beaufort, State of South Carolina and described above as tract three.

37. Plaintiffs and Plaintiffs' predecessors obtained title to said real property through conveyance of deed and ownership.

38. That upon information and belief, the property identified as Tract three was acquired by Sambo Smith from Olive Ward by deed dated May 7, 1875 and recorded November 14, 1881 in Deed Book 15 at Page 438.

39. That upon information and belief, Sambo Smith died intestate in and around 1878.

40. That upon information and belief, Clarence Meyers alleged to be the only surviving heir conveyed interest in said property to Julian S. Levin by deed dated May 16, 1953 and recorded July 11, 1953 in Deed Book 75 at Page 379.

41. That upon information and belief, Julian S. Levin conveyed interest in said property to Clarence Meyers by deed dated May 18, 1953 and recorded June 19, 1953 in Deed Book 75 at Page 340.

42. That upon information and belief, Clarence Meyers died intestate.

43. That upon information and belief, Joy Logan, Treasurer for Beaufort County conveyed interest to Ernest Pope, Sr., by deed dated January 3, 1994 and recorded January 4, 1994 at Deed Book 675 at Page 2598.

44. That upon information and belief, Ernest Pope, Sr., died intestate survived by his wife, Gladys S. Pope and their children: Ernest Pope, Jr., Mary Mack, Florrie Riley, Samuel Pope, Sandra Pope-Charles, Jimmy Pope and Sheila Middleton.

**FOR A FOURTH CAUSE OF ACTION**

45. The allegations in paragraph 1 through 44 of this Complaint were incorporated by reference as if set forth fully herein.

46. The Plaintiffs own, occupy and possess the subject real property situated in the County of Beaufort, State of South Carolina and described above as tract four.

47. Plaintiffs and Plaintiffs' predecessors obtained title to said real property through conveyance of deed and ownership.

48. That upon information and belief, the property was acquired by Sambo Smith from Olive Ward through a deed dated May 7, 1875 and recorded November 14, 1881 in Deed Book 15 at Page 438.

49. That upon information and belief, Sambo Smith died intestate in and around 1878.

50. That upon information and belief, Clarence Meyers, alleged to be the only surviving heir, conveyed interest in said property to Julian S. Levin by deed dated May 16, 1953 and recorded July 11, 1953 in Deed Book 75 at Page 379.

51. That upon information and belief, Julian S. Levin conveyed interest in said property to Clarence Meyers by deed dated May 18, 1953 and recorded June 19, 1953 in Deed Book 75 at Page 340.

52. That upon information and belief, Clarence Meyers died intestate.

53. That upon information and belief, Joy Logan, Treasurer for Beaufort County, conveyed interest to Ernest Pope, Sr., by deed dated December 8, 1994 and recorded December 9, 1994 at Deed Book 747 at Page 1653.

**FOR A FIFTH CAUSE OF ACTION**

54. The allegations in paragraph 1 through 53 of this Complaint were incorporated by reference as if set forth fully herein.

55. The Plaintiffs own, occupy and possess the subject real property situated in the County of Beaufort, State of South Carolina and described above as tract five.

56. Plaintiffs and Plaintiffs' predecessors obtained title to said real property through conveyance of deed and ownership.

57. That upon information and belief, the property was acquired by Sambo Smith from Olive Ward by deed dated May 7, 1875 and recorded November 14, 1881 in Deed Book 15 at Page 438.

58. That upon information and belief, Sambo Smith died intestate in and around 1878.

59. That upon information and belief, Clarence Meyers, alleged to be the only surviving heir, conveyed interest in said property to Julian S. Levin by deed dated May 16, 1953 and recorded July 11, 1953 in Deed Book 75 at Page 379.

60. That upon information and belief, Julian S. Levin conveyed interest in said property to Clarence Meyers by deed dated May 18, 1953 and recorded June 19, 1953 in Deed Book 75 at Page 340.

61. That upon information and belief, Clarence Meyers died intestate.

62. That upon information and belief, Joy Logan, Treasurer for Beaufort County, conveyed interest to Ernest Pope, Sr., by deed dated January 16, 1997 and recorded January 16, 1997 in Deed Book 915 at Page 1009.

**FOR A SIXTH CAUSE OF ACTION**

63. The allegations in paragraph 1 through 62 of this Complaint were incorporated by reference as if set forth fully herein.

64. The Plaintiffs own, occupy and possess the subject real property situated in the County of Beaufort, State of South Carolina and described above as tract six.

65. Plaintiffs and Plaintiffs' predecessors obtained title to said real property through conveyance of deed and ownership.

66. That upon information and belief, the property identified as the subject of this action was acquired by Sambo Smith by deed.

67. That upon information and belief, Sambo Smith died intestate in and around 1878.

68. That upon information and belief, Joy Logan, Treasurer for Beaufort County, conveyed interest to the Heirs of Sambo Smith by deed dated November 12, 1991 and recorded December 9, 1991 in Deed Book 586 at Page 1729 in the RMC for Beaufort County.

69. That upon information and belief, Ernest Pope conveyed interest in said property to Jimmy Pope and Samuel Pope by deed record in the RMC for Beaufort County in Book 2933 at Page 0831-0832 dated February 16, 2010.

**FOR A SEVENTH CAUSE OF ACTION**

70. The allegations in Paragraph 1 through 60 of this Complaint were incorporated by reference as if set forth fully herein.

71. The Plaintiff Gladys S. Pope own, occupy and possess the subject real property situated in the County of Beaufort, State of South Carolina and described above as tract seven.

72. Plaintiff, Gladys S. Pope and her predecessors obtained title to said real property through conveyance of deed and ownership.

73. That upon information and belief, the property was acquired by Ernest Pope.

74. That upon information and belief, the property was conveyed to Gladys S. Pope by deed from Ernest Pope dated January 25, 1964 and recorded January 27, 1964 in Deed Book 121 at Page 32.

#### FOR AN EIGHTH CAUSE OF ACTION

75. The allegations in paragraph 1 through 75 of this Complaint were incorporated by reference as if set forth fully herein.

76. The Plaintiffs owned, occupied and possessed the subject real properties situated in the County of Beaufort, State of South Carolina and as described herein above.

77. The Plaintiffs and Plaintiffs' predecessors in interest under deed and ownership have exclusive, complete, actual, open, notorious, hostile and continuous undisputed possession of the described properties adverse to Defendants for more than thirty years.

78. The Plaintiffs and their predecessors in title have exercised dominion and control over said properties continuously, openly, hostilely, adversely, notoriously and exclusively for a period of twenty years or more to constitute adverse possession.

79. Defendants are alleging an interest in the properties adverse to Plaintiffs. Defendants are without any right and have no estate, right, title, lien or interest in said properties.

80. Plaintiffs have lived, built and paid county real estate taxes upon the properties which are the subject of this action for over forty years.

81. With regard to equitable relief sought in this Complaint, the Plaintiffs are without adequate remedy and will suffer irreparable harm if the Court does not grant them equitable relief.

82. By virtue of the intestacies and the deeds described herein, the Plaintiffs seized and possessed fee simple title in and to the above referenced properties which are the subject of this matter and there are no other individuals who have just claims to, interest in, right to or lien upon the properties which are superior to the interest of the Plaintiffs.

83. The Plaintiffs have no adequate remedy unless the Court, in its equitable jurisdiction proceeds to hear and determine the interest of all parties.

84. The Plaintiffs agreed to divide the properties by mutual consent and wish for this Court to grant such division by decree.

#### CONCLUSION OF LAW

**NOW THEREFORE**, based on the evidence presented, witnesses' testimonies and oral arguments, I find the following:

1. The Plaintiffs brought this action pursuant to §15-53-10, et Seq., Code of Law of South Carolina, 1976, as amended and pursuant to §15-67-10 et. Seq., Code of Law of South Carolina, 1976, as amended.
2. That all Defendants were served by mail and publication.
3. All statutory requirements have been complied with and all parties claiming any rights, titles and interests in or liens upon the subject property were properly before this court.
4. That Harry Brown Sr., Esquire was appointed Guardian Ad Litem and filed an Answer on behalf of the wards.
5. Defendants not heard from for a period of five (5) years or more and absent from the property for more than twenty (20) years shall be declared deceased pursuant to § 62-1-107(3), Code of Laws of South Carolina, 1976.

6. A quiet title action was necessary to render good and marketable title to said real property and is the only remedy available to the Plaintiffs.

7. The Plaintiffs agreed to divide the properties through and by mutual consent.

8. The Plaintiffs agreed through and by mutual consent to use the twenty "20" feet easement as it appears on a Plat showing Lot 3 of Pine Grove Plantation prepared by Christensen-Khalil Surveyors, Inc., for the heirs of Ernest Pope dated April 2, 2015 and incorporated in this Order for reference as ingress and egress in perpetuity for each lot owner.

9. Plaintiffs acquired fee simple interest in said properties. The subject properties located on St. Helena Island, County of Beaufort, State of South Carolina, more particularly described as the following tracts:

#### **TRACT ONE**

All that certain piece, parcel or tract of land situated and being on St. Helena Island, in Beaufort County, South Carolina, containing one acre and bordered on the northeast by lands of Gladys Pope, on the southeast by remainder of parcel 133, on the southwest by remainder of parcel 133, and on the northwest by SC Hwy 114. This being a split for the purpose of tax sale and designated as block TSI, Parcel 133, Map 18, District 300.

This is the same lot of land sold at the Delinquent Tax Sale of October 7, 1991 for delinquent taxes in the name of Hrs. of Sambo Smith.

**TAX MAP NUMBER: R300 018 000 0221 0000**

#### **TRACT TWO**

All that certain piece, parcel or tract of land situate and being on St. Helena Island, in Beaufort County, South Carolina, containing one acre and bordered on the Northeast by lands of Gladys Pope, on the Southeast by remainder of parcel 133, on the Southwest by remainder of parcel 133, and on the Northwest by SC Hwy 114. The being a split for the purpose of tax sale and designated as block TSI, Parcel 133, Map 18, District 300.

This is the same lot of land sold at the Delinquent Tax Sale of October 7, 1991 for delinquent taxes in the name of Hrs. of Sambo Smith

**TAX MAP NUMBER: R300 018 000 0296 0000**

**TRACT THREE**

All that certain piece, parcel of tract of land situate and being on St. Helena Island, in Beaufort County, South Carolina containing one acre bordered on the North by South Carolina Highway 77, on the East by lands of Gladys Pope Parcel 134, on the South by remainder of Parcel 133, on the West by lands of Hrs. of Cato Watson Parcel 129. This being a property split for the purpose of the tax sale.

This is the same lot of land sold at the Delinquent Tax Sale of October 5, 1992 for delinquent taxes in the name of Hrs. of Sambo Smith.

**TAX MAP NUMBER: R300 018 000 0227 0000**

**TRACT FOUR**

All that certain piece, parcel or lot of land situate, lying and being on St. Helena Island, Beaufort County, South Carolina containing 2.5 acres bordered on the North by lands of Ernest Pope, on the East by lands of Gladys Pope, on the South by lands of Sambo Smith, on the West by lands of Sambo Smith, being the eastern portion of Parcel 133, Map 18.

This is the same lot of land sold at the Delinquent Tax Sale of October 4, 1993 for delinquent taxes in the name of Hrs. of Sambo Smith.

**TAX MAP NUMBER: R300 018 000 0237 0000**

**TRACT FIVE**

All that certain piece, parcel or lot of land, situate, lying and being on St. Helena Island in Beaufort County, SC containing 2.5 acres, bordered on the North by lands of Earnest Pope, on the East by lands of Gladys Pope, on the South by marshes of Harbor River and on the West by lands of Hrs. of Cato Watson. This being the remaining two point five (2.5) acres of a previously partitioned tract of land purchased by Earnest Pope, Sr.. at prior tax sales.

This is the same lot of land sold at the Delinquent Tax Sale of February 6, 1995 for delinquent taxes in the name of Hrs. of Sambo Smith.

**TAX MAP NUMBER: R300 018 000 0133 0000**

**TRACT SIX**

All that certain piece, parcel or lot of land situate and being on St. Helena Island in Beaufort County, South Carolina containing seven (7) acres and designated as Lot 19 on Pine Grove. This is the same property conveyed to the above Grantor by deed from Joy Logan, Treasurer of Beaufort County, South Carolina, dated November 12, 1991 and recorded December 9, 1991 in Deed Book 586, Page 1729 in the Office of the Register of Deeds for Beaufort County, South Carolina.

**TAX MAP NUMBER: R300 018 000 0120 0000**

**TRACT SEVEN**

All that certain piece, parcel or lot of land situate and being in the Pine Grove section of St. Helena Island, in Beaufort, South Carolina containing six point five acres more or less and being designated as a portion of Lot 3. The property originally contained eight acres more or less and was more particularly bounded and described as follows: to wit: on the North by lands of McTeer; On the East by a Creek; On the South by lands now or formerly of Sambo Smith and on the West by a Public road.

This is the same property conveyed to the Grantor, Gladys S. Pope by deed from Ernest Pope dated January 25, 1964 and recorded January 27, 1964 in Deed Book 121 at Page 32.

**TAX MAP NUMBER: R300 018 000 0134 0000**

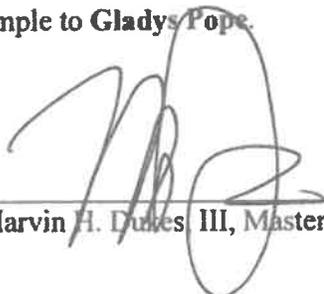
**IT IS ORDERED, ADJUSED AND DECREED:**

1. That title to said real properties be quieted, cleared and confirming the following:
  - a. Fee simple title to said properties described herein.
  - b. That Plaintiffs, based on the division outlined above, shall be declared the sole owners of the respective subject property herein, in fee simple title, free and clear of any and all rights, title, interests and estates or claims of the Defendants and any and all persons whomsoever and that the Defendants and said other persons be barred from any and all rights, title interests and estates or claims which they may have in and to the property described herein.

- c. The properties located on St. Helena Island, and identified as **tracts one, two three, four and five** bearing tax map numbers **R300 018 000 0221 0000, R300 018 000 0296 0000, R300 018 000 0227 0000, R300 018 000 0237 0000 and R300 018 000 0133 0000** and more particular identified on a Plat prepared by Christensen~Khalil Surveyors, Inc., dated April 2, 2016 prepared for The Heirs of Ernest Pope shall be divided as follows:
- 1) **Florrie Pope Riley** shall be conveyed **Lot 1** in fee simple;
  - 2) **Sandra Pope Charles** shall be conveyed **Lot 2** in fee simple;
  - 3) **Mary Pope Mack** shall be conveyed **Lot 3** in fee simple;
  - 4) **Jimmy L. Pope** shall be conveyed **Lot 4** in fee simple;
  - 5) **Samuel Pope** shall be conveyed **Lot 5** in fee simple; and
  - 6) **Sheila Pope-Middleton** shall be conveyed **Lot 6** in fee simple.
- d. As owners of **Lot 1 Florrie Pope Riley, Lot 2 Sandra Pope Charles, Lot 3 Mary Pope Mack, Lot 4 Jimmy L. Pope, Lot 5 Samuel Pope and Lot 6 Sheila Pope-Middleton** shall grant each and every Lot owner referenced herein a twenty "20" feet easement across each Lot for ingress and egress in perpetuity. Referenced to the road can be made to a Plat showing Lot 3 of Pine Grove Plantation prepared by Christensen~Khalil Surveyors, Inc., for the heirs of Ernest Pope dated April 2, 2015 and incorporated in this Order.
- e. The parcel of land identified as **tract six** and specifically identified by tax map number **R300 018 000 0120** shall be conveyed in fee simple to **Jimmy L. Pope and Samuel Pope**.

f. The property located on St. Helena Island and identified in a Plat prepared by Christensen~Khalil Surveyors, Inc., for Gladys Pope, Sheila Middleton, Sherike Deville and Samuel and Angela Pope dated April 2, 2016 and revised on April 5, 2015 bearing tax map numbers R300 018 000 0134 more specifically identified as tract seven shall be conveyed in fee simple to Gladys Pope.

**IT IS ORDERED!**

  
Marvin H. Dukes III, Master-in-Equity

Beaufort, South Carolina

April 8, 2016

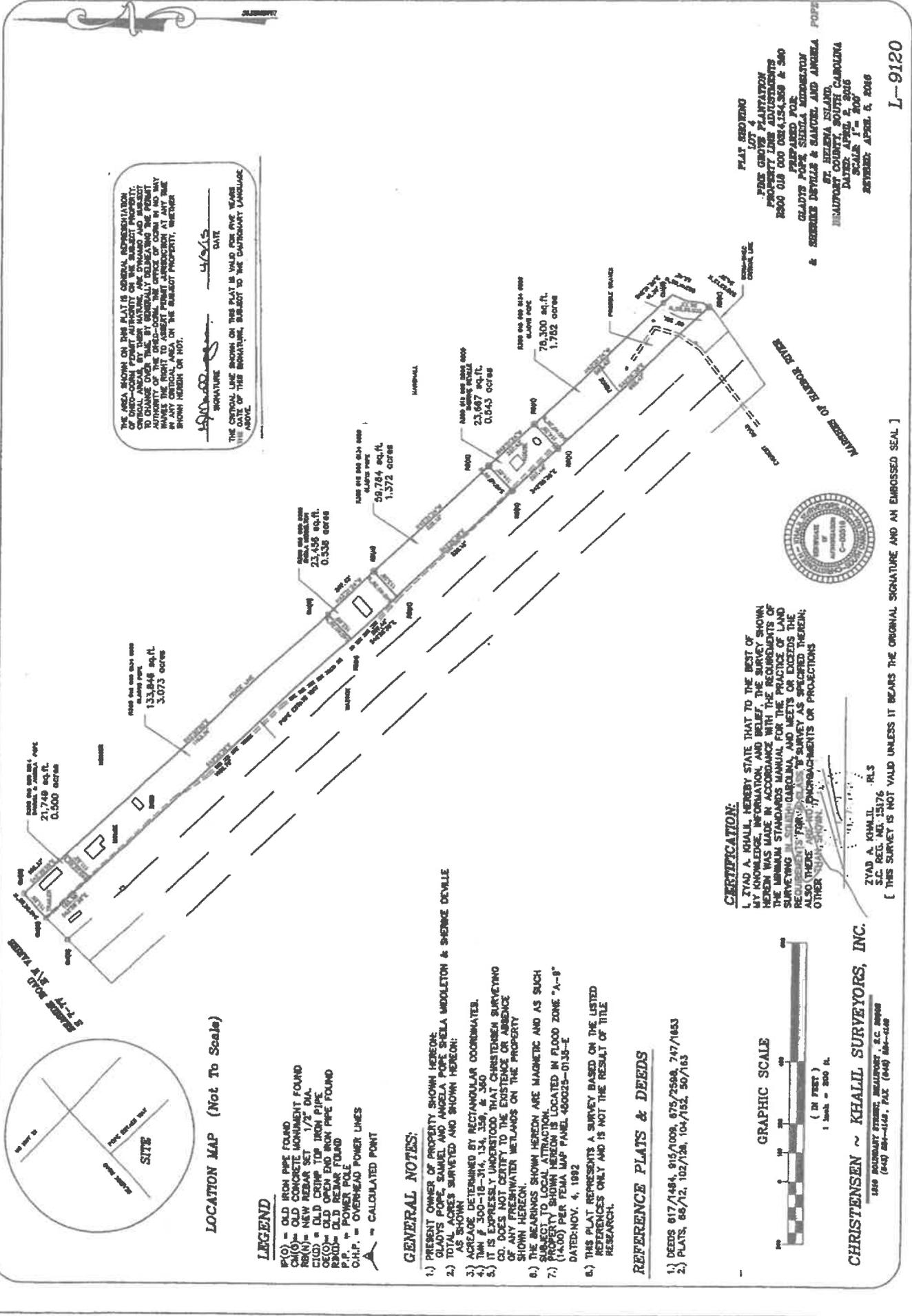


L-9120

PLAT DESIGN  
 LOT 4  
 POPE GROVE PLANTATION  
 PROPERTY LINE ADJUSTMENTS  
 2000 018 000 004-154,369 & 540  
 PREPARED FOR  
 GLADYS POPE, SHEILA MIDDLETON  
 & SHERREE DEVILLE & ANGELA POPE  
 ST. HELENA ISLAND,  
 HANCOCK COUNTY, SOUTH CAROLINA  
 DATED: APRIL 4, 2025  
 SCALE: 1" = 200'  
 REVIEWED: APRIL 6, 2025

THE AREA SHOWN ON THIS PLAT IS GENERAL REPRESENTATION  
 OF THE PROPERTY DESCRIBED IN THE DEEDS REFERRED TO  
 ABOVE. THIS PLAT IS NOT TO BE CONSIDERED A SUBSTITUTE  
 FOR A SURVEY MADE BY A LICENSED SURVEYOR. THE SURVEYOR'S  
 ORIGINAL RECORDS, INCLUDING ALL ORIGINAL FIELD NOTES AND  
 CALCULATIONS, SHALL BE KEPT IN THE OFFICE OF THE SURVEYOR  
 AND SHALL BE AVAILABLE FOR EXAMINATION BY ANY PERSON  
 AT ANY TIME. THE SURVEYOR'S LIABILITY SHALL BE LIMITED  
 TO THE AREA SHOWN ON THIS PLAT. THE SURVEYOR SHALL  
 BE RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION  
 CONTAINED HEREON. THE SURVEYOR'S LIABILITY SHALL NOT  
 BE EXTENDED TO ANY OTHER AREA OR TO ANY OTHER  
 PERSONS. THE SURVEYOR'S LIABILITY SHALL BE LIMITED  
 TO THE AREA SHOWN ON THIS PLAT. THE SURVEYOR SHALL  
 BE RESPONSIBLE FOR THE ACCURACY OF THE INFORMATION  
 CONTAINED HEREON. THE SURVEYOR'S LIABILITY SHALL  
 NOT BE EXTENDED TO ANY OTHER AREA OR TO ANY OTHER  
 PERSONS.

DATE: 4/4/25

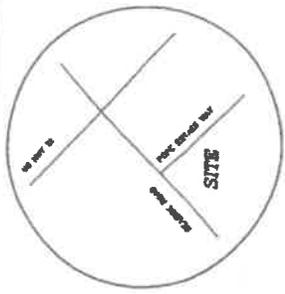


**CERTIFICATION:**  
 I, ZYAD A. KHALIL, HEREBY STATE THAT TO THE BEST OF  
 MY KNOWLEDGE, INFORMATION, AND BELIEF, THE SURVEY SHOWN  
 HEREON WAS MADE IN ACCORDANCE WITH THE REQUIREMENTS OF  
 THE MANUAL STANDARDS MANUAL FOR THE PRACTICE OF LAND  
 SURVEYING IN SOUTH CAROLINA AND MEETS OR EXCEEDS THE  
 REQUIREMENTS FOR PENCHEMMENTS AND PROJECTIONS  
 OTHER THAN SURVEYING.

ZYAD A. KHALIL . RLS  
 S.C. REG. NO. 15176  
 [ THIS SURVEY IS NOT VALID UNLESS IT BEARS THE ORIGINAL SIGNATURE AND AN EMBOSSED SEAL ]

CHRISTENSEN ~ KHALIL SURVEYORS, INC.  
 1800 BROADWAY STREET, BEAUFORT, S.C. 29504  
 (843) 882-1128, FAX (843) 882-0228

**LOCATION MAP (Not To Scale)**



**LEGEND**

- PIVO - OLD IRON PIPE FOUND
- CONC - NEW CONCRETE MONUMENT FOUND
- REX(N) - NEW REBAR SET 1/2" DIA.
- CELO - OLD CEMENT TO IRON PIPE
- RELO - OLD REBAR FOR PIPE FOUND
- P.P. - POWER POLE
- O.H.P. - OVERHEAD POWER LINES
- A - CALCULATED POINT

**GENERAL NOTES:**

- 1) PRESENT OWNER OF PROPERTY SHOWN HEREON: GLADYS POPE, SAMUEL AND ANGELA POPE SHEILA MIDDLETON & SHERREE DEVILLE
- 2) TOTAL ACRES SURVEYED AND SHOWN HEREON: 1.752
- 3) ACRES ARE DETERMINED BY RECTANGULAR COORDINATES.
- 4) TYPICAL 3" DIA. IRON PIPE, 3/4" DIA. REBAR, # 360
- 5) IT IS EXPRESSLY UNDERSTOOD THAT CHRISTENSEN SURVEYING CO. DOES NOT CERTIFY TO THE EXISTENCE OR ABSENCE OF ANY FRESHWATER WETLANDS ON THE PROPERTY SHOWN HEREON.
- 6) THE BEARINGS SHOWN HEREON ARE MAGNETIC AND AS SUCH SUBJECT TO LOCAL ATTRACTION.
- 7) PROPERTY SHOWN HEREON IS LOCATED IN FLOOD ZONE "A-9" (1:4,000) PER FEMA MAP PANEL 490025-0136-E DATED: NOV. 4, 1992
- 8) THIS PLAT REPRESENTS A SURVEY BASED ON THE LISTED REFERENCES ONLY AND IS NOT THE RESULT OF TITLE RESEARCH.

**REFERENCE PLATS & DEEDS**

- 1) DEEDS 617/1484, 915/1009, 875/2598, 747/1653
- 2) PLATS, 86/12, 102/136, 104/152, 50/163

**GRAPHIC SCALE**



**CHRISTENSEN ~ KHALIL SURVEYORS, INC.**

P.O. BOX 1888 BEAUFORT, NC 28501-1828  
 (919) 594-4146 , FAX (919) 594-4149  
 C&SURLS.COM

S-9122

**LEGEND**

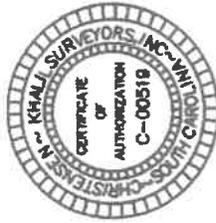
- CM(O) = CONCRETE MONUMENT OLD
- CM(N) = CONCRETE MONUMENT NEW
- MB(O) = 1/2" REBAR FOUND
- MB(N) = 1/2" REBAR SET
- OSP = OVERHEAD POWER LINES

**GENERAL NOTES:**

- 1.) PRESENT OWNER OF PROPERTY SHOWN HEREON: SAMUEL POPE SR. & JIMMY POPE
- 2.) TAX # 300-19-120
- 3.) THE BEARINGS SHOWN HEREON ARE MAGNETIC AND AS SUCH SUBJECT TO LOCAL ATTRACTION.
- 4.) PROPERTY SHOWN HEREON IS LOCATED IN FLOOD ZONE (A-10) ELEVATION (14.00) PER FEMA PANEL #45002B-013B-E DATED NOV. 4, 1992

**REFERENCE PLATS & DEEDS**

- 1.) DEED 617/4278, 588/1728
- 2.) PLAT BK 48/130

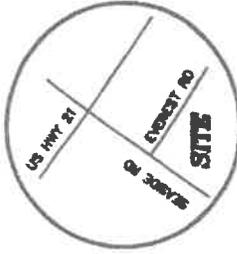


**CERTIFICATION:**

I, LYDIA K. KHALIL, HEREBY STATE THAT TO THE BEST OF MY KNOWLEDGE, INFORMATION AND BELIEF, THE SURVEY SHOWN HEREON WAS MADE IN ACCORDANCE WITH THE REQUIREMENTS OF THE MERRIMAN STANDARDS MANUAL FOR THE PRACTICE OF LAND SURVEYING IN THE STATE OF SOUTH CAROLINA, AND MEETS OR EXCEEDS THE REQUIREMENTS FOR A CLASS "B" AS SPONSORED DECISION.

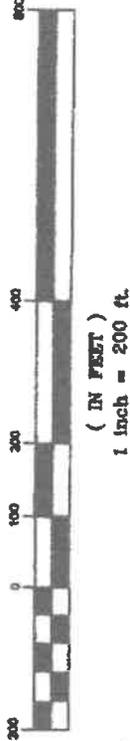
LYDIA K. KHALIL, RLS  
 S.C. REG. NO. 15178

[ THIS SURVEY IS NOT VALID UNLESS IT BEARS THE ORIGINAL SIGNATURE AND EMPLOYED SEAL. ]



**LOCATION MAP  
NTS**

**GRAPHIC SCALE**



**PLAT SHOWING  
 R500 018 000 0150 0000  
 A PORTION OF LOT 19  
 PINE GROVE PLANTATION  
 PREPARED FOR:  
 JIMMY POPE  
 & SAMUEL POPE SR.  
 ST. HELENA ISLAND,  
 BEAUFORT COUNTY, SOUTH CAROLINA  
 DATED: APRIL 6, 2016  
 SCALE 1"=500'**

149,028 sq.ft.  
 3.421 acres

