

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF SOUTH CAROLINA**

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U.S. BANKRUPTCY COURT
DISTRICT OF SOUTH CAROLINA

Case No 20-02092-hb

In Re:

Foxwood Hills Property Owners
Association, Inc,

Debtor .

Chapter 11

Foxwood Hills Property Owners
Association, Inc,

Plaintiff,

vs.

783-C LLC; ...Armond Edge; Perry
Edge; ...et al,

Defendants.

Adversary Proceeding No 20-80049-hb

**ANSWER TO AMENDED COMPLAINT
BY ARMOND EDGE AND PERRY EDGE**

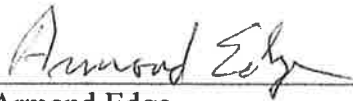
Defendants Armond Edge and Perry Edge in the above-styled and numbered adversary proceeding would show to the Court:

1. That this answer is made in regard to the real property commonly known as 434 Tiger Lane, Westminster SC, and being more particularly described as Lot No 122 of Section F on a plat recorded in Plat Book 38, page 14, Clerk of Court for Oconee County SC..
2. The real property described above was purchased by Joe H Edge from Foxwood Corporation as shown by deed dated November 10, 1978, and recorded in Deed Book 13-F page 239 ,Clerk of Court, Oconee County SC..
3. Joe H Edge died intestate February 15, 2014 seized of the afore-described real property His estate was probated in Spartanburg County SC Probate Court as is shown in File No 2014-ES-42-014 therein..

4. The only heirs at law of Joe H Edge were the Defendants herein, Armond Edge and Perry Edge, his brothers. Armond Edge was appointed Personal Representative and conducted the administration of the estate.
5. The real property described above was shown as part of the Estate of Joe H Edge. As a part of the administration the Personal Representative obtained an appraisal of the described property by a South Carolina licensed Real Estate Appraiser with office in Oconee County, SC. The appraiser's report was duly filed in the Spartanburg County Probate Court. The appraised value of the property was Three thousand and 00/100 Dollars (\$3,000.00).
6. Near the end of the administration of Joe H Edge's estate, the Personal Representative, by Deed of Distribution transferred the subject property to the heirs at law of Joe H Edge, namely, Perry Edge and Armond Edge. This deed was duly recorded in the office of the Clerk of Court for Oconee County in Deed Book 2196, pages 134-135 on July 14, 2016.. Thereafter Armond Edge quitclaimed his interest in the lot to Francis Scott Edge, Perry's son by deed recorded in Deed Book 2199 page 234 on July 28, 2016 thinking that Perry Edge and his son Francis Scott Edge might want the lot.
7. Perry Edge and Francis Scott Edge had no interest in holding the lot. Family discussions concluded that: assuming the appraiser's value was accurate, it would be impractical to try to sell the lot since a require the payment of back dues and assessments owed by Joe H Edge to the property owners association during his lifetime and accrued since up to the time of sale. There were a large number of what appeared to be comparable lots for sale, some of which had been for sale for nearly two years. In addition, real estate sales commission and sellers' costs of dale would leave nothing nearly worth the effort and vexation involved in a sale.
8. Accordingly it was decided to abandon the property by refusing to pay taxes to Oconee County. It appears that the Edge family was not the first to adopt this strategy. In due course the lot was conveyed by Delinquent Tax Collector of Oconee County to Oconee County Forfeited Land Commission by deed recorded March 28, 2019, in Deed Book 2452 at pages 108-110, Clerk of Court Oconee County.
9. During the time that title to the subject lot was in the name of Perry Edge and Armond Edge or Francis Scott Edge, none of these persons received anything of value, merely holding naked title to the property until it could be disposed of and forgotten. Defendants here verily believe that none of the titleholders exercised any rights of ownership. This statement does not include the payment of taxes by the Personal Representative for 2014 in furtherance of his duties as Personal Representative.
10. Plaintiff in its amended complaint at paragraph 106 seeks a declaratory judgment that all Defendants are members of the Association, and that is the first relief asked for in the prayer for relief. The second item of relief sought is that the Court order that all

Defendants must pay budget based fees, etc, to the Association. Defendants here believe that it would be inequitable to issue an order which would make them members of the Association in the face of having divested themselves of the property to which they briefly held only naked title thrust upon them by operation of law before this bankruptcy action. was initiated. Plaintiff relies heavily upon equity principles in seeking relief in this action, and should remember the maxim of equity that 'those who seek equity must do equity'. Furthermore, Defendants have documented that they are not property owners subject to being made members of the Foxwood Hills Property Owners Association.

WHEREFORE, Defendants Armond Edge and Perry Edge pray that their names be removed from the list of property owners in this Adversary Proceeding; that they not be declared members of the Foxwood Hills Property Association, and for such other and further relief as is proper.



Armond Edge

pro se

PO Box 734

Reidville SC 29375

864-433-1692



Perry Edge

pro se

584 Houston St

Spartanburg SC 29303

864-583-6635

August 24, 2020

Spartanburg, South Carolina

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF SOUTH CAROLINA

RECEIVED

2020 AUG 27 A 11:43

Case No 20-0209-hb
DISTRICT OF SOUTH CAROLINA

In Re:

Foxwood Hills Property Owners
Association, Inc,

Debtor.

Chapter 11

Foxwood Hills Property Owners
Association, Inc,

Plaintiff,

vs.

783-C LLC; ...Armond Edge; Perry
Edge; ...et al,

Defendants.

Adversary Proceeding No 20-80049-hb

AFFIDAVIT OF SERVICE BY MAIL

The undersigned Armond Edge hereby certifies that he served the Answer to Amended Complaint by Armond Edge and Perry Edge in the above-styled and numbered action on

Julio E Mendoza, Jr, Esquire
Nexsen Pruet, LLC
PO Box 2426
Columbia SC 29202

by mailing a copy of same to him at the above shown address by depositing same in the US Post Office, Spartanburg SC, first class postage prepaid, on August 24, 2020.

Armond Edge

Armond Edge
PO Box 734
Reidville SC 29375
864-433-1692

Subscribed and sworn to before me this 24 day of August, 2020

(SEAL)

Notary Public for South Carolina

My commission expires April 10, 2021



Armond D Edge
PO Box 734
Reidville SC 29375
864-433-1692

RECEIVED
2020 AUG 27 AM 11:43
U.S. BANKRUPTCY COURT
DISTRICT OF SOUTH CAROLINA

August 24, 2020

Clerk of Court
United States Bankruptcy Court
J Bratton Davis US Bankruptcy Court
1100 Laurel St
Columbia SC 29201-2423

Re: Case No 20-02092-hb
Adversary Proceeding NO 20-80049-hb

Dear Ms Austin:

Enclosed is an Answer and Affidavit of Service by Mail in the above numbered case/adversary proceeding. Please file these.

Also enclosed are copies of these documents. If you would be so kind, please clock them and return the clocked copies to me. A self-addressed stamped envelope is enclosed for your convenience.

Thank you for your help. If you need anything further from me, please advise.

Sincerely,


Armond Edge

Armon
PO Box
Reidville SC 29375



RECEIVED
AUG 27 AM 11:40
UNITED STATES COURT
OF SOUTH CAROLINA

CLERK OF COURT
United States Bankruptcy Court
J BRATTON DRIVE US BANKRUPTCY COURT
1106 LAUREL ST
COLUMBIA SC 29202

ITEM X-RV
BY USM
LK



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29202

U.S. POSTAGE PAID
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