IN THE UNITED STATES DISTRICT COURT E NORTHERN DISTRICT OF AL. AMA SOUTHERN DIVISION

In Re: BURGESS MINING AND CONSTRUCTION CORPORATION, Debtor,

ANDRE' M. TOFFEL, TRUSTEE OF THE BANKRUPTCY ESTATE OF BURGESS MINING AND CONSTRUCTION CORPORATION,

Plaintiff,

vs.

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CLARENCE F. MAY, SR., CLARENCE F. MAY, JR.; A. E. BURGESS SR.; A. E. BURGESS, JR.; CHARLES R. BURGESS; THOMAS H. TERRELL, individually and as partners of 53 MAY & ASSOCIATES, a partnership,

Defendants,

CIVIL ACTION NO: CV-84-Y-2807-S Bankruptcy No:

82-04105 AP# 84-0381

STATE OF ALABAMA, BLOUNT COUNTY

Fled 12-13-85 - 1:20 Tax Part.

CERTIFICATE OF JUDGMENT

ğ I, JAMES E. VANDEGRIFT, Clerk of the United States District Court for the Northern District of Alabama, do hereby certify that on the 7th day of February, 1985 a Judgment was rendered by said Court in the above-styled cause, wherein it was ORDERED by the Court that in accordance with this court's order granting summary judgment against the defendants A. E. BURGESS, JR. and CHARLES MAY, JR., plaintiff shall have and recover of defendants, A. E. BURGESS, JR. and CHARLES MAY, JR., the sum of TWENTY THOUSAND FOUR HUNDRED AND TWO and 38/100 (\$20,402.38) DOLLARS, plus interest and costs; and that Andre' M. Toffel and Daniel W. Wainscott are the Attorneys of for plaintiff in said cause.

Clarence F. May, Jr. Rt. 1, Box 92-C STATE OF ALA. SHELRY CO. Pinson, AL 35126 T CERTIFY THIS A. E. Burgess, INSTRUMENT WAS FILED

WITNESS, My Hand and the Seal of said Court, this the 8th day of November, 1985.

2679 Southgate Dig JAN -9 PH 2: 42 JAMES E. VANDEGRIFT, CLERK United States District Court JUGGE OF FROBATE

By: Mans C. Bell Clarks