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IN THE CIRCUIT COURT FOR SHELBY COUNTY, ALABAMA

RUTH LUCK GORDON, et als.,	\$	
Plaintiffs,	\$	
VS.	\$	CASE NO. CV-85-290 (E)
ALLEN J. KREBS, et als.,	\$	
Defendants.	\$	

J U D G M E N T

Count I of this cause coming on to be heard is submitted to the Court on the complaint, answer of the Guardian Ad Litem, and the answer of Defendant South Trust Bank of Alabama, N.A., and the testimony taken in this cause, the Court finds that notice in this cause was published for four consecutive weeks, commencing on the 31st day of October, 1985, in the Shelby County Reporter, a newspaper of general circulation published in the City of Columbiana, Shelby County, Alabama, and that notice was filed in the office of the Judge of Probate of Shelby County, Alabama, on the 4th day of February, 1986, and appears of record therein.

The Court further finds that more than sixty days have elapsed since the first publication date described above and since the filing of the notice in the Probate Office as described above.

The Court further finds that the Guardian Ad Litem heretofore appointed to represent such of the defendants to this cause who are now under the age of nineteen years, incompetent or in the armed forces of the United States of America, has accepted the appointment and has filed an answer denying the allegations of the complaint.

The Court further finds that all persons who could have a claim in or to the said real estate described in the complaint are before this Court and that their interests therein, if any, will be finally and conclusively determined by this judgment.

Certified a true and complete copy

Kyle Lunsford
Clerk of Circuit Court

FILED IN OFFICE, This file _____
of SEP 03 1986 IS _____

Kyle Lunsford

Register Circuit Court of
Shelby County, Alabama

COMM. JUSTICE

BOOK 089 PAGE 217

The Court further finds that the Plaintiff, Ruth Luck Gordon, at the time of filing this complaint, claimed in her own right a fee simple title to and was in actual, peaceable, notorious, and adverse possession of an undivided one-half interest in and to the property described in the complaint, subject to the mineral rights conveyed to Atlantic Richfield Corporation, for a period in excess of twenty (20) years next preceding the filing of the complaint.

The Court further finds that the complaint filed in this cause was duly verified and at the time said complaint was filed there was no suit pending to test her title to, interest in, or right to possession of such lands.

The Court further finds that the Plaintiff has exercised due diligence to ascertain the facts with regard to unknown defendants.

Upon consideration of all of the evidence presented, the Court is of the opinion that all of the allegations of Count I of the complaint are true, and that plaintiff is entitled to the relief prayed for in Count I of the complaint.

IT IS, THEREFORE, ORDERED, ADJUDGED, AND DECREED by this Court as follows:

1. That all persons who could possibly have a claim in or to the real estate described in the complaint in this case are before the court and that their interest therein is finally and conclusively determined by this judgment.

2. That the Plaintiff, Ruth Luck Gordon, is the owner of a fee simple title in and to an undivided one-half interest in and to the real estate described in the complaint, subject to the mineral rights of Atlantic Richfield Corp., which said real estate is located in Shelby County, Alabama, and is more particularly described as follows:

Commencing on the right-of-way of the Louisville and Nashville Railroad Company at a point of 133 feet West of the Northeast corner of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 16, Township 22, Range 2 West and run thence along said railroad right-of-way in a Southerly direction to a point 468 feet East of the Southeast corner of said NE $\frac{1}{4}$

of the NW $\frac{1}{4}$ of said Section 16; run thence West 1143 feet to a point; run thence in a Northwesterly direction to the Northwest corner of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$; run thence East to the point of beginning. LESS AND EXCEPT any portion of the following described real estate which lies in the said NW $\frac{1}{4}$ of the NE $\frac{1}{4}$. Beginning at a point which is 14 chains South of the quarter Section corner between Sections 9 and 16, in Township 22, Range 2 West; thence South 6 chains and 13 links to the Southwest corner of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 16 in above township, from which corner stands a red oak 6" in diameter, South 36 deg. East 10.80 links, a red oak 5" in diameter North 84 deg. 30 min. West 53 links; continue South from said corner 3 chains to a point; thence East 6 chains 50 links to the West side of the Calera & Birmingham Wagon Road; thence in a Northerly direction along the West side of said road to the L & N RR right-of-way 5.20 chains; thence along said right-of-way in a Northerly direction 4 chains to a point; thence West 7 chains and 29 links to the place of beginning; said piece of land is situated in the NW $\frac{1}{4}$ of NE $\frac{1}{4}$ and in the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 16, Township 22, Range 2 West. SUBJECT TO mineral rights conveyed to Atlantic Richfield Corp. by oil and gas lease recorded in Deed Book 338, at Page 84, in the Probate Office of Shelby County, Alabama.

3. That none of the defendants have any right, title, interest, claim or incumbrance in, to, or upon the real estate described in the preceding paragraph.

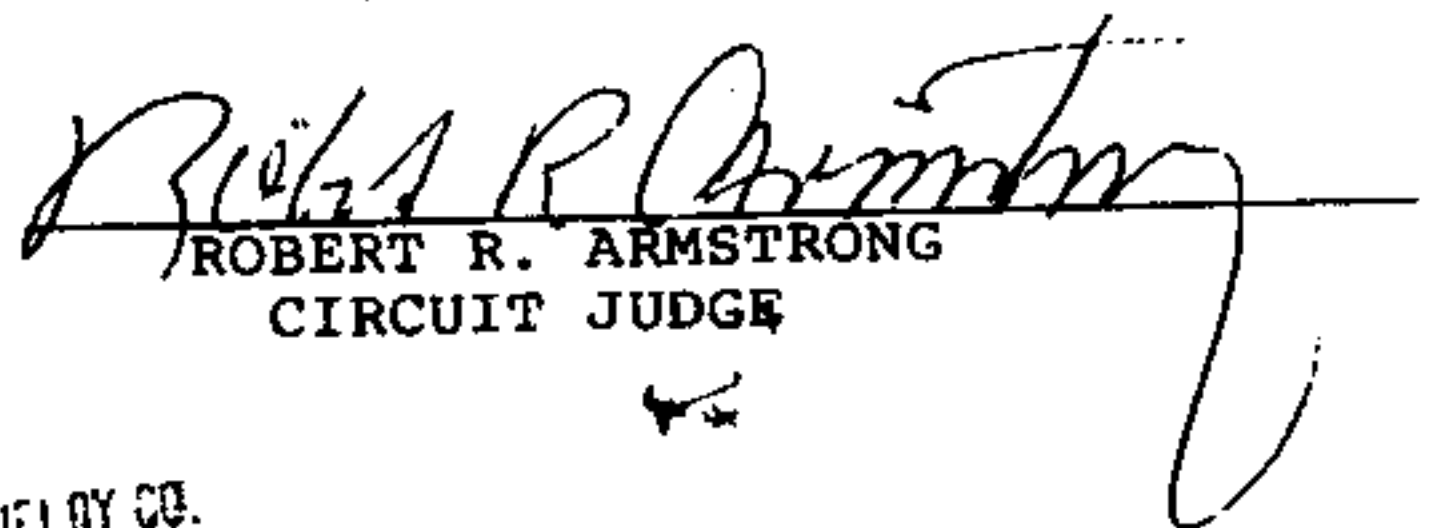
4. That the guardian *ad litem* be and he is hereby awarded a fee in the amount of \$ 75.00.

5. That Count II of the complaint shall remain pending in this court.

6. That costs in the proceedings under Count I be taxed against the plaintiff.

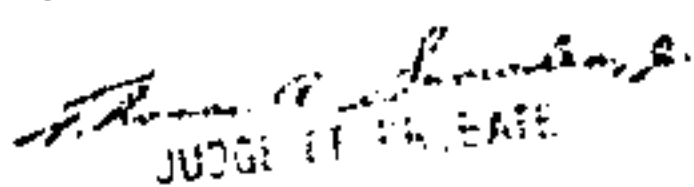
7. That the clerk of this court file a verified copy of this judgment in the Probate Office of Shelby County, Alabama, to be indexed under the names of the Plaintiff, Ruth Luck Gordon, and Defendants Allen J. Krebs, Carrie M. Krebs, and South Trust Bank of Alabama, N.A.

Done this 3 day of September, 1986.


ROBERT R. ARMSTRONG
CIRCUIT JUDGE

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

1986 SEP -5 AM 11:20


JUDGE OF PROBATE

RECORDING FEES

Recording Fee	\$ 750
Index Fee	100
TOTAL	\$ 850

