

THOMAS M BLACK, JR.,

PLAINTIFF

VS

PAUL M. BLACK, a minor age eight; DEREK M. CASTLEBERRY, a minor age six; MACK A. CASTLEBERRY, a minor age five; by and through their guardian and parent, mother and next friend, EDNA E. CASTLEBERRY; and THOMAS M. BLACK, IV, a minor age six, by and through his father, next friend and legal guardian, THOMAS M. BLACK, III,

DEFENDANTS

IN THE CIRCUIT COURT OF

SHELBY COUNTY, ALABAMA

CASE NO. CV-87-326

ORDER

This cause coming on to be heard on the 29th day of February, 1988, and the Plaintiff being represented by counsel and the minors being represented by a Guardian ad Litem, and the Court having heard all the testimony ore tenus and after considering the pleadings, testimony, and exhibits, the Court is of the opinion the following order should be entered.

It is the finding of the Court and the Court does find that the Warranty Deeds marked Exhibit A and B to the Complaint, dated July 30, 1984, and recorded in Deed Book 357, Page 730-731 and Deed Book 357, Page 732-733, in the Probate Office of Shelby County, Alabama, were not properly prepared in accordance with the law.

THEREFORE, it is ORDERED, ADJUDGED, and DECREED as follows:

1. The Warranty Deeds marked Exhibit A and B to the Complaint, dated July 30, 1984, and recorded in Deed Book 357, Page 730-731 and Deed Book 357, Page 732-733, in the Probate Office of Shelby County, Alabama, are null and void and are hereby set aside.
2. That a copy of this order be filed in the Probate Office of Shelby County, Alabama, by the Plaintiff.
3. That the costs of court accrued herein are hereby taxed against the Plaintiff.

DONE and ORDERED this 29th day of February, 1988.

FILED IN OFFICE THIS THE MAR 01 1988 DAY
OF _____, 19____

Kyle Simpson

Register
Shelby County, Alabama

W.W. Rabren
W.W. Rabren, Circuit Judge

John E. McFaris
P.O. Box 766

STATE OF ALA. SHELBY CO.
I CERTIFY THIS INSTRUMENT WAS FILED
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JUDGE OF PROBATE
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BOOK 175 PAGE 448