

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA  
(EQUITY DIVISION)

TIMOTHY F. HANEY )

Plaintiff, )

vs. )

CASE NO.: CV-93-861

RONNIE CAROL WELDON, WILLIAM )  
E. BOLD, MAXINE BOLD, CURTIS )  
SMITH, SARA SMITH, if any of )  
them be deceased or dissolve, )  
John Doe or any person or )  
corporation and unknown heirs, )  
devises, next of kin and/or )  
successors who claim an )  
interest in the property )  
below: )

Defendants. )



ALSO:

In rem against the following described land situated in Shelby County, Alabama, to wit:

A part of Lot 19 of Calerina Farms, a subdivision of NE1/4 of SW1/4, and S1/2 of SW1/4 of Section 14, and of N1/2 of NW1/4 of Section 23, Township 22 South, Range 2 West, as recorded in Map Book 3 on Page 12, in the Probate office of Shelby County, Alabama, more particularly described as the North part of said Lot 19 fronting on the Alabama Highway No. 25 for a distance of 165 feet and extending back in a southerly direction 500 feet.

Also, Lot No. 51 in LaCoosa Estates as shown on plat recorded in the Probate Office of Shelby County, Alabama in Map Book 5, Page 35, subject to restrictions recorded in said Probate Office Deed book 254, Page 16.

COMPLAINT

- 1) That Plaintiff is over the age of nineteen (19) years and is a resident of the State of Alabama.
- 2) That both Lot No. 19 of Calerina Farms, and Lot No. 51 in LaCoosa Estates are located in Shelby County, Alabama.
- 3) That both of the above lots are the subject matters of this complaint and the Plaintiff claims that there is personal in rem jurisdiction in Shelby County, Alabama.

1917 Morris Ave.  
Suite 1500  
Birmingham, AL 35203

OR, 333 Lakewood Lane  
Columbiana, AL 35051

12/07/1993-38878  
09:28 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
003 MCD 13.50

Inst # 1993-38878

COUNT ONE  
COMPLAINT TO CANCEL FORGED DEED

- 4) Paragraphs 1-3 are incorporated by reference.
- 5) On or about September 11, 1984, one James Lee Haney fraudulently forged the signature of Timothy F. Haney on deed located in Shelby County Deed Book at Book No. 001, Page No. 886.
- 6) As a result of James Lee Haney's forgery, he became the fraudulent grantee on the above deed, and that later on or about the September 11, 1984, he conveyed the property located at Lot No. 51 in LaCoosa Estates to Curtis M. Smith and Sara P. Smith, who later conveyed the above lot to William E. Bond and Maxine Bond, who later conveyed the above lot to Ronnie Carl Weldon.
- 7) Plaintiff had no knowledge of the above-mentioned conveyances until after Lee Haney, who is his father, was adjudicated incompetent, which was on or about August 21, 1992.
- 8) Plaintiff has never agreed, or acquiesced to the above deed, nor the above conveyances.

WHEREFORE, the Plaintiff prays that this Honorable Court in equity cancel this forged deed, and all the deeds that follow or were subsequently created because of the above forged deed, and plaintiff prays for such other relief as this Honorable Court may deem worth to grant him within the premises considered.

COUNT TWO  
COMPLAINT TO QUIET TITLE

- 9) Paragraphs 4-8 are incorporated by references.
- 10) Plaintiff claims title to the following property:

A part of Lot 19 of Calerina Farms, a subdivision of NE1/4 of SW1/4, and S1/2 of SW1/4 of Section 14, and of N1/2 of NW1/4 of Section 23, Township 22 South, Range 2 West, as recorded in Map Book 3 on Page 12, in the Probate office of Shelby County, Alabama, more particularly described as the North part of said Lot 19 fronting on the Alabama Highway No. 25 for a distance of 165 feet and extending back in a southerly direction 500 feet.

Also, Lot No. 51 in LaCoosa Estates as shown on plat recorded in the Probate Office of Shelby County, Alabama in Map Book 5, Page 35, subject to restrictions recorded in said Probate Office Deed book 254, Page 16.

- 11) Plaintiff claims right to title by virtue of the following:

Title was vested in Timothy F. Haney by Deed May 14, 1982, and recorded in Deed Book 339, Page 760.

WHEREFORE, the Plaintiff prays that upon a final hearing in this cause, a decree be rendered, in rem, quieting title in favor of the Plaintiff against the said real property, and against all defendants named in this complaint and against any unknown parties claiming any right, title, or interest in any of the said property, and to clear up all doubts and disputes concerning the same in accordance with provisions of the law of the State of Alabama.

Plaintiff also prays for whatever other relief this Honorable Court in Equity may deem worth to grant.

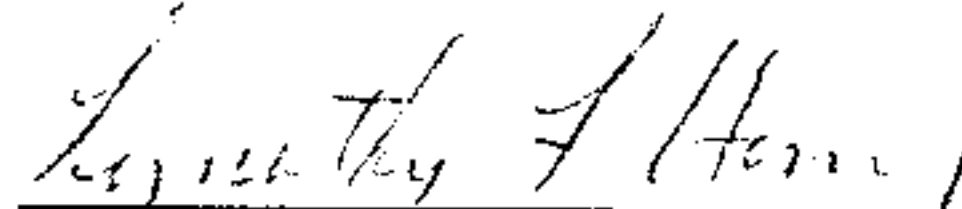


Timothy Beasley  
Attorney for Plaintiff  
Mel Burns & Associates, P.C.  
1919 Morris Avenue, Suite 1500  
Birmingham, AL 35203

#### VERIFICATION

I the undersigned Timothy F. Haney, Being first duly sworn, depose and says:

I am a resident citizen of Telferson County, in the State of Alabama. I am the Plaintiff named in the foregoing Complaint. I have read over the Complaint, and the facts stated therein are true and correct.



Timothy F. Haney, Plaintiff

Sworn to and subscribed before me this the 3rd day of December, 1993.



Notary Public

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