

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

TODD HOLDER,
PLAINTIFF

vs.

CASE NO. CV-2000-710

MARCELLA ALLEN; THE HEIRS AT LAW AND
NEXT OF KIN OF MARCELLA ALLEN: AND ALL UNKNOWN
PARTIES A, B & C, AND THE FOLLOWING
DESCRIBED PROPERTY, TO-WIT:
COMMENCE AT THE SOUTHEAST CORNER OF THE
NORTHWEST QUARTER OF THE NORTHEAST QUARTER
OF SECTION 9, TOWNSHIP 22 SOUTH, RANGE 2 WEST,
SHELBY COUNTY, ALABAMA, AND RUN THENCE SOUTH
88 DEGREES 30 MINUTES 00 SECONDS WEST ALONG
THE SOUTH LINE OF SAID QUARTER-QUARTER A
DISTANCE OF 393.47 FEET TO A FOUND CAPPED
REBAR ON THE WEST MARGIN OF SHELBY COUNTY
HIGHWAY NO. 213; THENCE RUN NORTH 09 DEGREES
51 MINUTES 25 SECONDS WEST ALONG SAID MARGIN
OF SAID HIGHWAY A DISTANCE OF 212.25 FEET TO
A SET 1/2-INCH REBAR CORNER AND THE POINT OF
BEGINNING OF THE PROPERTY BEING DESCRIBED;
THENCE RUN NORTH 06 DEGREES 58 MINUTES 41
SECONDS WEST ALONG THE SAID WEST MARGIN OF
SAID HIGHWAY 213 A DISTANCE OF 160.85 FEET
TO A SET 1/2-INCH STEEL REBAR CORNER; THENCE
RUN SOUTH 88 DEGREES 56 MINUTES 55 SECONDS
WEST A DISTANCE OF 352.67 FEET TO A SET 1/2-INCH
STEEL REBAR CORNER ON THE EAST MARGIN OF U.S.
HIGHWAY NO. 31; THENCE RUN SOUTH 04 DEGREES
40 MINUTES 48 SECONDS WEST ALONG THE SAID EAST
MARGIN OF SAID HIGHWAY 31 A DISTANCE OF 162.42
FEET TO A SET 1/2-INCH STEEL REBAR CORNER;
THENCE RUN NORTH 88 DEGREES 42 MINUTES 27
SECONDS EAST A DISTANCE OF 385.51 FEET TO THE
POINT OF BEGINNING. ACCORDING TO SURVEY OF CONN,
ALLEN & CONN, DATED FEBRUARY 24, 2000. S.M. ALLEN,
ALABAMA LICENSED LAND SURVEYOR NO. 12944.
SITUATED IN SHELBY COUNTY, ALABAMA,
DEFENDANTS

O R D E R

1. Plaintiff, Todd Holder is an individual, whose mailing address is 154 Forrest Downs, Calera, Alabama 35040. Plaintiff files its verified complaint in personam and in rem under the provisions of Title 6-6-560, Code of Alabama, 1975, as amended, et seq. against the persons herein made Defendants and the lands herein described.

2. Defendant, Marcella Allen, is an individual, whose mailing address is unknown, and the heirs at law and next of kin of Marcella Allen, whose mailing addresses are unknown. Said defendants were served by publication and filed to file an answer to said complaint.



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m.d.

3. Guardian ad litem, Clint Thomas, was appointed to represent unknown defendants and filed an answer on their behalf.

4. Testimony in the above styled case was taken Ore Tenus on 30 October, 2000. At issue was the establishment of the title of Plaintiff. Upon consideration of the documentary evidence and the testimony considered, it is the conclusion and order of this court that the Plaintiff, Todd Holder, an individual, is the owner of the above described property in fee simple, proving superior title to any and all above named defendants. The above considered, title is hereby quieted in Todd Holder, an individual and all other claims and interests are hereby terminated in and to the following described property, to-wit:

COMMENCE AT THE SOUTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHEAST QUARTER OF SECTION 9, TOWNSHIP 22 SOUTH, RANGE 2 WEST, SHELBY COUNTY, ALABAMA, AND RUN THENCE SOUTH 88 DEGREES 30 MINUTES 00 SECONDS WEST ALONG THE SOUTH LIEN OF SAID QUARTER-QUARTER A DISTANCE OF 393.47 FEET TO A FOUND CAPPED REBAR ON THE WEST MARGIN OF SHELBY COUNTY HIGHWAY NO. 213; THENCE RUN NORTH 09 DEGREES 51 MINUTES 25 SECONDS WEST ALONG SAID MARGIN OF SAID HIGHWAY A DISTANCE OF 212.25 FEET TO A SET 1/2-INCH REBAR CORNER AND THE POINT OF BEGINNING OF THE PROPERTY BEING DESCRIBED; THENCE RUN NORTH 06 DEGREES 58 MINUTES 41 SECONDS WEST ALONG THE SAID WEST MARGIN OF SAID HIGHWAY 213 A DISTANCE OF 160.85 FEET TO A SET 1/2-INCH STEEL REBAR CORNER; THENCE RUN SOUTH 88 DEGREES 56 MINUTES 55 SECONDS WEST A DISTANCE OF 352.67 FEET TO A SET 1/2-INCH STEEL REBAR CORNER ON THE EAST MARGIN OF U.S. HIGHWAY NO. 31; THENCE RUN SOUTH 04 DEGREES 40 MINUTES 48 SECONDS WEST ALONG THE SAID EAST MARGIN OF SAID HIGHWAY 31 A DISTANCE OF 162.42 FEET TO A SET 1/2-INCH STEEL REBAR CORNER; THENCE RUN NORTH 88 DEGREES 42 MINUTES 27 SECONDS EAST A DISTANCE OF 385.51 FEET TO THE POINT OF BEGINNING. ACCORDING TO SURVEY OF CONN, ALLEN & CONN, DATED FEBRUARY 24, 2000. S.M. ALLEN, ALABAMA LICENSED LAND SURVEYOR NO. 12944. SITUATED IN SHELBY COUNTY, ALABAMA.

5. Guardian ad litem fee is established at \$500.00. Plaintiff hereby is ordered to pay to Clint Thomas this amount.

Done, this the 31st day of October, 2000.


G. Daniel Reeves, Circuit Judge

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