

Rose Johns Cannon, Complainant	}	In the Circuit Court of Jefferson County, Alabama
VS		
Birmingham Trust & Savings Company, et als Respondents		In Equity, No. 119

Also cause involving administration of the estate of L. W. Johns, deceased, in the same court, No. 116.

In the above styled causes it is agreed by and between the undersigned parties thereto as follows, viz:

That the parties to these causes will join in an effort to get the Birmingham Trust & Savings Company, as Trustee to surrender and deliver to them the trust fund now in their hands under a trust agreement executed by L. W. Johns, now deceased, and his wife, Mrs Rose Johns, now Mrs. Rose Johns Cannon, including not only the principal, but all the accumulated interest still in the hands of the trustee less whatever is due said trustee for the administration thereof, and that out of said fund there will first be paid all the court costs in each of the above styled causes, including the fee allowed by the court to the administrator ad litem, to-wit: Charles S. Williams, and that whatever is left after paying all of said costs in full will be divided into two equal parts, one part to be delivered to Mrs Rose Johns Cannon and the other part to the heirs of said L. W. Johns, deceased;

It is further agreed that the costs of said causes being paid out of said fund before division, Mrs. Rose Johns Cannon shall be discharged as administratrix and said causes dismissed, with a decree fixing the amount to be paid to each party and releasing each party thereto from each and every claim made in said causes by the other party thereto that is a mutual release, each party releasing the other from all claims involved in each of said suits.

It is further understood that the fees of attorneys and solicitors for the various parties will not be paid by the other parties, that is to say, Mrs. Cannon is to take care out of her half of said fund her attorneys and solicitors fees, and the Johns heirs are to take care out of their half of said fund their attorneys and solicitors fees.

Signed, this the 13th day of April, 1925.

Carl W. Johns
H.M. Ramseur, Gdn of Cornelia &
Harry Ramseur
H. M. Ramseur
Wallace C. Johns
Rose Johns Cannon
Katie C. Rosser

THE STATE OF ALABAMA)

SHELBY COUNTY)

I, L.B. Riddle Judge of Probate hereby certify that the within agreement was filed in this office for record Oct. 10th 1928 at 2 oclock P.M. and recorded in Deed record 87 page 101 and examined.

L.B. Riddle--Judge of Probate