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STATE OF ALABAMA, I
SHELBY COUNTY.....I

M.D.Muse, G.H.Grimes, Jean Muse,
Lillian Grimes, C.E.Blackery,
Essie Blackery, Dudley McClinton,
Carrie McClinton, W.H.Ray, Julia
Ray, R.E.Champion, Robert Kelley,
Gerald Kelley, J.W.Guinn, Alma
Guinn, R.H.Sullivan, Ettie Sullivan,
Woodrow Dorrough, Ruby G.Dorrough,
J.J.Dorrough, J.W.Moore, Jr., being
one and the same person as J.W.
Moore, and Pauline Champion,

COMPLAINANTS,

Vs.

Ben Day, Frank Chesser, Hattie Brasher,
Ophus Chesser, Adolphus Chesser, Pearl
Adams, C.W.Chesser, Gertrude Higginbotham,
Kenath Chesser, Wade Chesser, J.C.Gates,
Elvie Brown, Lois Champion, Ruth Alverson,
Maxine Howard, Vernell Gardner, Brevard
Moore, Fannie Smitherman, Freida Beasley,
Precie Jackson, Faye Spann, Irene
Smitherman, Dennis H.Moore, Tyler M.Moore,
Albert C.Moore, John F.Moore, Charles W.
Moore, Ellis W.Moore, Sara Jo Caudle, Rosalie
Bentley, Johnnie Durand, Lucian V.Moore,
Sudie Day, McDuff Day, Myrtle Day, Albert
Day, Clara Day, Madie Gardner, and Bertie
Tollett,

RESPONDENTS.

IN THE CIRCUIT COURT
OF

SHELBY COUNTY, ALABAMA

IN EQUITY.

CASE NO.3385.

THIS CAUSE coming on to be heard for final decree against the following respondents, namely, Ben Day, Wade Chesser, C.W.Chesser, Ophus Chesser, Frank Chesser, and Pearl Adams, the same having been submitted by the complainants, upon service legally had upon each of the respondents named in this decree as above set out, upon the original bill of complaint, upon the service of each of the respondents named herein, upon the decree of this Court overruling the demurrers of each of the respondents named herein and fixing the time for the answer of each of the respondents named herein, upon a decree pro confesso rendered against each of the respondents named in this decree, as aforesaid, and upon service legally had upon each of the respondents named herein, and under the authority given in Section 1114 of Title 7 of the Code of Alabama, and the legal evidence submitted as having been considered by the Court, and it is made to appear to the Court

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that each of the complainants named herein, in this decree, did suffer a decree pro confesso against him, and that under the law, as provided for by Section 1114 of Title 7 of the Code of Alabama, the Court shall, in such cases, without further proof, decree that such respondents, and each of such respondents as named in this decree, has no estate, or interest in, or encumbrance on such lands, or any part thereof, it is the opinion of the Court that the complainants are, separately and severally, entitled to the relief prayed for in this bill of complaint against the respondents, and each of the respondents, named in this decree. The Court ascertains and determines, from the evidence, in this cause, as follows:

It is, now, therefore, hereby ordered, adjudged and decreed by the Court that the complainants, and each of the complainants, have judgment as prayed for in the bill of complaint in this cause against the respondents as named in this decree, separately and severally, and each of them, and all persons claiming, or to claim said premises, or any part thereof, through, or under said respondents, or either of them, are hereby adjudged and decreed to be invalid and groundless, that the complainants, separately and severally, be, and they are, separately and severally, hereby declared and adjudged to be the true and lawful owner of the several tracts of land described in the complaint, and which are hereafter more particularly described and every part and parcel thereof; and that their title, separately and severally, thereto is adjudged to be quieted against all claims, demands, or pretensions of the respondents as named in this decree, or either of them who are hereby, separately and severally, perpetually estopped from setting up any claim thereto, or any part thereof.

It is further ordered, adjudged, and decreed by the Court that all adverse claim or claims of the respondents, as named in this decree, separately and severally, and all persons claiming, or to claim said premises, or any part thereof, through, or under said respondents as named in this decree, or either of them, are hereby adjudged and decreed to be invalid and groundless, and that the complainants, M.D. Muse, and Jean Muse, be and they are hereby declared and adjudged to be the true and lawful owner of the tract of land described in paragraph FIFTH of

the original bill of complaint in this cause, and that the title thereto is adjudged to be quieted against all claims, demands, or pretensions of the respondent, as named in this decree, or of either of them, who are hereby separately and severally, perpetually enjoined from setting up any claims thereto, or any part thereof, of said premises, and described as follows:

Beginning at the Southeast corner of the Southeast Quarter of the Northeast Quarter of Section 29, Township 19, Range 1 East, and run thence North 313 feet to the Old Head Mill Road; run thence Northwest along said Road 421 feet; run thence South 403 feet; run thence East 462 feet to the point of beginning, and containing 5 acres, more or less.

It is further ordered, adjudged, and decreed by the Court that all adverse claim, or claims of the respondents, and of each of them, as named in this decree, separately and severally, and all persons claiming, or to claim said premises, or any part thereof, through, or under said respondents, as named in this decree, or of either of said respondents, are hereby adjudged and decreed to be invalid and groundless, and that the complainants, G.H. Grimes and Lillian Grimes, be, and they are hereby declared and adjudged to be the true and lawful owners of the tract of land described in paragraph SIXTH of the original bill of complaint, and that the title thereto is adjudged to be quieted against all claims, demands, or pretensions of the respondents, or of either of the respondents as named in this decree, who are hereby, separately and severally, perpetually enjoined from setting up any claim thereto, or to any part of said premises described as follows, to wit:

That part of the Southwest Quarter of the Northwest Quarter of Section 28, Township 19, Range 1 East, described as beginning at the Southeast corner of said forty acres, and run thence West 315 feet; run thence North 23 $\frac{1}{4}$ feet; run thence East 315 feet; run thence South 23 $\frac{1}{4}$ feet to the point of beginning, and containing 2 acres, more or less.

It is further ordered, adjudged, and decreed by the Court that all adverse claims of the respondents, separately and severally, as named in this decree, and all persons claiming, or to claim said premises, or any part thereof, through, or under said respondents, or either of said respondents, as named in this decree, are hereby adjudged and decreed to be invalid and groundless, and that the complainants, C.E.

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Blackerby and Essie Blackerby, be, and they are hereby declared and adjudged to be the true and lawful owners of the tract of land described in paragraph SEVENTH of the original bill of complaint in this cause, and that the title thereto is adjudged to be quieted against all claims, demands, or pretensions of the respondents and each of the respondents as named in this decree, who are hereby, separately and severally, perpetually enjoined from setting up any claim thereto, or to any part thereof, in said premises and described as follows, to wit:

That part of the Southeast Quarter of the Northeast Quarter of Section 29, Township 19, Range 1 East, described as follows: Beginning on the East side of the Pumpkin Swamp Road where the North line of said Southeast Quarter of the Northeast Quarter of said Section 29, crosses said road, and run thence in a Southwesterly direction along said road, a distance of 105 feet; run thence Southeast 420 feet; run thence Northeast 105 feet; run thence Northwest 420 feet to the point of beginning, and containing 1 acre, more or less,

It is further ordered, adjudged, and decreed that all adverse claims of the respondents, as named in this decree, separately and severally, and all persons claiming, or to claim said premises, or any part thereof, through, or under said respondents, or either of said respondents, as named in this decree, are hereby adjudged and decreed to be invalid and groundless, and the complainants, Dudley McClinton, and Carrie McClinton, be, and they are hereby declared and adjudged to be the true and lawful owners of the tract of land described in Paragraph EIGHTH of the original bill of complaint in this cause, and that the title thereto is adjudged to be quieted against all claims, demands, or pretensions of the respondents, or of either of the respondents named in this decree, who are hereby, separately and severally, perpetually enjoined from setting up any claim thereto, or any part thereof to said premises, and described as follows, to wit:

That part of the Southeast Quarter of the Northeast Quarter of Section 29, Township 19, Range 1 East, described as beginning where the West line of said Southeast Quarter of the Northeast Quarter of said Section 29 crosses the Pumpkin Swamp Public Road, and run thence in a Northeasterly direction along

the East side of said Public Road a distance of 210 feet for a point of beginning of the lot herein described: Run thence Southeast 420 feet; run thence Northeast 210 feet; run thence Northwest 420 feet; run thence Southwest 210 feet to the point of beginning, and situated in the Southeast Quarter of the Northeast Quarter of Section 29, Township 19, Range 1 East, and containing 2 acres, more or less, and which is a part of that tract of land described in paragraph THIRD of the original bill of complaint in this cause.

It is further ordered, adjudged, and decreed that all adverse claim, or claims of the respondents, and each of said respondents as named in this decree, separately and severally, and all persons claiming, or to claim said premises, or any part thereof, through, or under said respondents, or either of said respondents, as named in this decree, are hereby adjudged and decreed to be invalid and groundless, and that the complainants, W.H. Ray and Julia Ray, be, and they are hereby declared and adjudged to be the true and lawful owners of the tract of land described in Paragraph NINTH of the original bill of complaint in this cause, and that the title thereto is adjudged to be quieted against all claims, demands, or pretensions of the respondents as named in this decree, or either of them, who are hereby, separately and severally, perpetually enjoined from setting up any claim thereto, or any part thereof of said premises, described as follows:

Beginning at the Southwest corner of the Southwest Quarter of the Northwest Quarter of Section 28, Township 19, Range 1 East, and run thence North 390 feet to the Old Heading Mill Road; run thence in a Southeasterly direction along said Road to the intersection of the South line of said Southwest Quarter of the Northwest Quarter, being a distance of 690 feet; run thence West 570 feet to the point of beginning, and containing 2 acres, more or less, and which is a part of that tract of land described in Paragraph THIRD of the original bill of complaint in this cause, and is situated in Shelby County, Alabama.

It is further ordered, adjudged, and decreed that all adverse claim, or claims of the respondents, or either of the respondents, as named in this decree, separately and severally, and all claims of persons making any claims to said premises, or any part thereof, through, or under said respondents, as named in this decree, or of either of them, are hereby adjudged, and decreed to be invalid and groundless, and the complainants, R.E. Champion and Pauline Champion,

be, and they are hereby declared and adjudged to be the true and lawful owners of the tract of land described in PARAGRAPH TENTH of the original bill of complaint in this cause, and that the title thereto is adjudged to be quieted against all claims, demands, or pretensions of the respondents as named in this decree, or either of them, who are hereby, separately and severally enjoined from setting up any claim thereto, or any part thereof of said premises, described as follows:

That part of the Southeast Quarter of the Northeast Quarter of Section 29, Township 19, Range 1 East, described as follows: Begin where the North line of said Southeast Quarter of the Northeast Quarter of said Section 29 crosses Pumpkin Swamp Road, and run thence in a Southwesterly direction along said Road a distance of 105 feet for a point of beginning of the lot herein described: Run thence Southeast 420 feet along the Trull property; run thence Southwest 210 feet to the Dorrough property; run thence Northwest 420 feet along the Dorrough property to the Pumpkin Swamp Public Road; run thence Northeast along the Pumpkin Swamp Road a distance of 210 feet to the point of beginning, and containing 2 acres, more or less, and which is a part of the tract of land described in Paragraph THIRD of the original bill of complaint in this cause, and situated in Shelby County, Alabama.

It is further ordered, adjudged, and decreed that all adverse claims, or claims of the respondents, as named in this decree, separately and severally, and all persons claiming, or to claim said premises, or any part thereof, through, or under said respondents, as named in this decree, or either of them, are hereby adjudged and decreed to be invalid and groundless, and the complainants, ROBERT KELLEY AND GERALIE KELLEY, be, and they are hereby declared and adjudged to be the true and lawful owners of the tract of land described in PARAGRAPH ELEVENTH of the original bill of complaint in this cause, and that the title thereto is adjudged to be quieted against all claims, demands, or pretensions of the respondents, as named in this decree, or either of them, who are hereby, separately and severally, perpetually enjoined from setting up any claims thereto, or any part thereof, of said premises, and described as follows:

Beginning at the Southeast corner of the Southeast Quarter of the Northeast Quarter of Section 29, Township 19, Range 1 East, and run thence West a distance of 462 feet for a point of beginning

of the lot herein described :Run thence North 403 feet to the Old Heading Mill Road;run thence in a Westerly direction along said Road, a distance of 376 feet to the Northeast corner of the Lillie Mae Kelley property;run thence South 494 feet to the South line of said Southeast Quarter of the Northeast Quarter of said Section 29;run thence East 416 feet to the point of beginning of said tract described herein,and containing 5 acres, more or less.Also, that tract of land described as beginning where the West line of said Southeast Quarter of the Northeast Quarter of said Section 29, Township 19, Range 1 East,crosses the Pumpkin Swamp Public Road,and run thence in a Southeasterly direction 557 feet; run thence North 20 feet;run thence in a Northwesterly direction 560 feet to the Pumpkin Swamp Public Road;run thence in a Southwesterly direction 81 feet to the point of beginning,and containing .75 of an acre, more or less,and which said tracts of land are a part of that tract of land described in Paragraph THIRD of the original bill of complaint in this cause and situated in Shelby County, Alabama.

It is further ordered,adjudged, and decreed by the Court that all adverse claim, or claims of the respondents and each of the respondents,as named in this decree,separately and severally, and all persons claiming, or to claim said premises, or any part thereof,through, or under said respondents,as named in this decree, or either of them,are hereby adjudged,and decreed to be invalid and groundless,and the complainants,J.W.Guinn and Alma Guinn,be, and they are hereby declared,and adjudged, to be the true and lawful owners of the tract of land described in Paragraph TWELFTH of the original bill of complaint in this cause, and that the title thereto is adjudged to be quieted against all claims, demands, or pretensions of the respondents, as named in this decree, or, either of them,who are hereby, separately and severally,perpetually enjoined from setting up any claims thereto, or any part thereof, to said premises which are described as follows:

That part of the East Half of the Northeast Quarter of Section 29, Township 19,Range 1 East, described as beginning on the East side of Pumpkin Swamp Road where the North line of the Southeast Quarter of the Northeast Quarter of said Section 29

crosses the Pumpkin Swamp Road and run thence in a Southeasterly direction along the North side of what was formerly known as the Trull line a distance of 420 feet; run thence Northeast 105 feet; run thence Northwest 420 feet to the Pumpkin Swamp Road; run thence Southwest along said Road a distance of 105 feet to the point of beginning, and containing one (1) acre, more or less, and that part of the above described lot situated in the Southeast Quarter of the Northeast Quarter of said Section 29, Township 19, Range 1 East, being a part of that tract of land described in Paragraph THIRD of the original bill of complaint in this cause, and situated in Shelby County, Alabama.

It is further ordered, adjudged and decreed by the Court that all adverse claim, or claims of the respondents, or either of them, as named in this decree, separately and severally, and all persons claiming, or to claim said premises, or any part thereof, through, or under said respondents, as named in this decree, or either of them, are hereby adjudged and decreed to be invalid and groundless, and the complainants, R.H. Sullivan and Ettie Sullivan, be, and they are declared and adjudged to be the true and lawful owners of the tract of land described in Paragraph THIRTEENTH of the original bill of complaint in this cause, and that the title thereto is adjudged to be quieted against all claims, demands, or pretensions of the respondents, as named in this decree, or of either of them, separately and severally, and who are hereby, separately and severally, perpetually enjoined from setting up any claims thereto, or any part thereof, of said premises, described as follows:

Commencing where the West line of said Southeast Quarter of the Northeast Quarter of Section 29, Township 19, Range 1 East, crosses the Pumpkin Swamp Public Road, and run thence Northeast along said Road to the North side of the Heading Mill Road; run thence in a Southeasterly direction along said Heading Mill Road a distance of 420 feet for a point of beginning of the tract herein described: Run thence in a Northeasterly direction parallel with the Pumpkin Swamp Road a distance of 315 feet; run thence in a Southeasterly direction parallel with the Heading Mill Road a distance of 210 feet; run thence in a Southwesterly direction, and parallel with the Pumpkin Swamp Road a distance of 315 feet to the Heading Mill Road; run thence in a Northwesterly direction along said Heading Mill Road, a distance of 210 feet to the point of beginning, and containing 1.5 acres, more or less, and which is a part of a tract of land described in

Paragraph THIRD of the original bill of complaint in this cause, and situated in Shelby County, Alabama.

It is further ordered and decreed by the Court that all adverse claims, or claim of the respondents, as named in this decree, separately and severally, and all persons claiming, or to claim said premises, or any part thereof, through, or under said respondents, as named in this decree, or either of them, are hereby adjudged and decreed to be invalid and groundless, and the complainants, Woodrow Dorrough, Euby G. Dorrough, and J. J. Dorrough, be, and they are hereby declared and adjudged to be the true and lawful owners of the land described in PARAGRAPH FOURTEENTH of the original bill of complaint in this cause, and that the title thereto is adjudged to be quieted against all claims, demands, or pretensions of the respondents, as named in this decree, or of either of them, who are hereby, separately and severally, perpetually enjoined from setting up any claims, or claim thereto, or any part thereof of said premises, described as follows:

That part of the Southeast Quarter of the Northeast Quarter of Section 29, Township 19, Range 1 East, described as commencing at the point of intersection of the Southeast right of way line of Pumpkin Swamp Public Road with the West line of said Southeast Quarter of the Northeast Quarter of said Section 29, and run thence in a Northeasterly direction along the Southeast right of way line of said Road a distance of 420 feet for a point of beginning of the lot herein described: Run thence Southeast 420 feet; run thence Northeast 105 feet; run thence Northwest 420 feet to the right of way of Pumpkin Swamp Public Road; run thence Southwest along the right of way of the Pumpkin Swamp Public Road a distance of 105 feet to the point of beginning, and which is a part of that certain tract of land described in Paragraph THIRD of the original bill of complaint in this cause and situated in Shelby County, Alabama.

It is further ordered, adjudged, and decreed and considered by the Court that all adverse claims or claim of the respondents, as named in this decree, separately and severally, and all persons claiming, or to claim said premises, or any part thereof, through, or under said respondents, as named in this decree, or of either of them, are hereby adjudged and decreed to be invalid and groundless,

and the complainant, J.W. Moore, Jr., being the one and same person as J.W. Moore, be, and he is hereby declared and adjudged to be the true and lawful owner of that parcel, or tract of land described in Paragraph FIFTEENTH of the original bill of complaint in this cause, and that the title thereto is adjudged to be quieted against all of the claims, demands, or pretensions of the respondents as named in this decree, or either of them, who are hereby, separately and severally, perpetually enjoined from setting up any claim, or claims thereto, or any part thereof of said premises, described as follows:

All that tract of land described in Paragraph THIRD of the original bill of complaint in this cause, except the several tracts, or parcels of lands, sold therefrom, by the said J.W. Moore, being the one and same person as J.W. Moore, Jr., the several tracts heretofore sold being described in Paragraphs Nos. FIFTH, SIXTH, SEVENTH, EIGHTH, NINTH, TENTH, ELEVENTH, TWELFTH, THIRTEENTH, AND FOURTEENTH of the original bill of complaint in this cause, and such lands remaining and owned by the said J.W. Moore, are a part of the tract described in Paragraph THIRD of the original bill of complaint in this cause, and situated in Shelby County, Alabama.

It further appearing to the Court that each of the parcels of land described in the original bill of complaint, and as described in this decree is situated in Shelby County, Alabama.

Again, it is hereby further ordered, adjudged, and decreed by the Court that the Register of this Court shall, within thirty days from the rendition of this decree, file a certified transcript of said decree for record in the Probate Office of Shelby County, Alabama, and to be recorded by the Probate Judge of Shelby County, Alabama.

And it is hereby further ordered, adjudged, and decreed by the Court that the complainants in this cause are hereby taxed with the cost of this proceeding, the respondents, as named in this decree, each having suffered a decree pro confesso against himself.

Done in Term Time in Columbiana, Alabama, on this the 7th, day of July, 1952.

W. W. Wallace,
Judge.

STATE OF ALABAMA, I
SHELBY COUNTY.....I

I, Pauline Bird, Register of the Circuit Court of Shelby County, Alabama. in Equity, hereby certify that the above and foregoing is a true certified transcript of the decree rendered in this cause, wherein W.D. Muse, et al, are complainants, and Ben Day, Wade Chesser, C.W. Chesser, Ophus Chesser, Frank Chesser, and Pearl Adams are respondents, and being against the respondents named in the foregoing decree in Case No. 3385, rendered in this Court on the 7th. day of July, 1952, as the same appears on file and of record in the office of the Register of the Circuit Court of Shelby County, Alabama.

Given under my hand and seal of office, on this the 7th. day of July, 1952.

Pauline Bird

Register of the Circuit Court of
Shelby County, Alabama.

Filed in the office of the Probate Judge on the 8 day of July 1952 at 10 o'clock A M
and recorded in Book 124 Page 60 this 9 day of July 1952
Deed Tax _____ Mortgage Tax _____ has been paid.

L.C. Walker, Judge of Probate