

4142

IN THE CIRCUIT COURT
STATE OF ALABAMA, SHELBY COUNTY

BOOK 174 PAGE 207

ALBERT CATON, LELA EVANS,
ONER C. EVANS, CLIFFORD JAMES
EVANS SR., SAM A. EVANS, AND
PAULINE EVANS ALLEN,
Complainants,

Vs.

HERBERT EVANS, a non compos
mentis,
Respondents.

This cause coming on to be heard and the Court having heard the testimony of Sam A. Evans ~~and~~, one of the above complainants, and the respondent being unable to appear in his own behalf and being represented by Handy Ellis who was the duly appointed Guardian ad Litem for said respondent and the said Guardian ad Litem having cross examined the complainant witness and the Court having heard the said testimony, and the instruments and records in support thereof and being fully advised in the premises, the Court is of the opinion that complainants are entitled to the relief prayed for in the Bill of Complaint.

It is, therefore, ordered, adjudged, and decreed that the description contained in those certain deeds from Mitchell A. Evans, deceased, and wife Lela Evans to Sam A. Evans which said deed is recorded in Deed Record 132 at page 354 in the Probate Judge's Office of Shelby County, Alabama and in that certain deed from Sam A. Evans and wife to Albert Caton. Said deed being recorded in Deed Record 171 at page 228 in the Probate Judge's Office of Shelby County, Alabama. Said description being as follows:

A part of the east half of fractional section 28, township 22, range 3 west, and a part of the northeast quarter of the northeast quarter of section 3, township 24, range 12 east, described as follows: 'beginning at a point 100 feet north of the southeast corner of said fractional section 28, and run south 100 feet, to the said southeast corner; thence, southwest, 375 feet; thence, north 300 feet, to the south line of the Oakley 3 acre lot; thence, northeast, along the south line of the said Oakley lot, 210 feet, more or less, to the point of beginning

be and the same is hereby corrected to read as follows:

That certain parcel or tract of land in NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of section 3, township 24, range 12 east, and in fractional section 28, township 22, range 3 west, and more particularly described as follows: "Begin at the center of the Southern Railway track, where the old Montgomery dirt road crosses said railroad, and run in a southeasterly direction, parallel with said dirt road, a distance of 350 feet, to a post on the eastern margin of said dirt road, and which said post marks the southwest corner of the lot known as the 'Oakley' lot, and run thence north 55 degrees and 15 minutes east, 724 feet, to the point of beginning of the parcel herein described; thence, turn an angle of 125 degrees and 10 minutes to the right, and run 69 feet; thence, turn an angle of 71 degrees and 45 minutes to the left, and run 61 feet; thence, turn an angle of 98 degrees and 30 minutes to the right, and run 194 feet; thence, turn an angle of no degrees and 30 minutes to the right, and run 97.2 feet; thence, turn an angle of 23 degrees and 30 minutes to the right and run 71.3 feet; thence, turn an angle of 115 degrees and 30 minutes to the right, and run 236 feet, to the point of beginning of the parcel herein described."

DONE AND ORDERED this the 28th day of July, 1955.

A. L. Henderson
JUDGE.

STATE OF ALABAMA, SHELBY COUNTY	
I, L.C. Walker, Judge of Probate,	hereby certify that the within <u>Deed</u>
was filed for record the <u>12</u> day of <u>Aug</u> , 19 <u>55</u> at <u>2</u> o'clock, <u>P</u> M.	
and recorded in <u>Deed</u> Record <u>124</u> Page <u>201</u> , and the Mortgage Tax of	
Deed Tax of <u> </u>	has been paid.
<u>A. L. Henderson</u> Judge of Probate	