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CHARLIE HYDE, GLADYS HYDE, JACK  
HYDE, ELIZABETH Hyde MOODY, )  
EVANGELINE NICHOLSON, JAMES PELHAM )  
NICHOLSON, )

COMPLAINANTS,

VS.

EQUITY DIVISION.

WILLIAM HYDE,

RESPONDENT )

IN THE CIRCUIT COURT OF  
SHELBY COUNTY, ALABAMA,

This cause coming on to be heard on the pleading and testimony as noted by the Register and it appearing to the Court that the respondent was represented by his guardian ad litem and the Court having considered the testimony is of the opinion that the complainants are entitled to the relief prayed for, it is, therefore;

CONSIDERED, ORDERED, ADJUDGED AND DECREED By the Court as follows:

1. That on June 9, 1933, Elizabeth Hyde Moody, William Hyde, John Hyde, Charlie Hyde and Nettie Hyde Nicholson, were the owners of the property described in the bill of complaint, and that on that date it was mutually agreed by the said parties that the property was to be divided among them as shown by paragraph 7 of the bill of complaint. That upon said agreement being made, that each party entered into the parcel of land assigned them under said agreement, and went into the exclusive possession thereof under the terms of said agreement claiming to own the same. That the owners of said land conveyed to John Hyde his portion of said land by deed as shown by Exhibit "A" to the bill of complaint and to Charlie Hyde as shown by Exhibit "B" to the bill of complaint, but that no deed was given to the other concerned parties but that each of the parties fully recognized the ownership of such persons designated in the agreement, and fully complied with the terms of said agreement with the exception of formally executing a deed.

2. That said agreement is hereby ratified and confirmed by the Court as of the date of said agreement and that fee simple title to parcel 1 vested in Nettie Nicholson; that fee simple title to parcel 2 vested in Charlie Hyde; that fee simple title to parcel 3 vested in John Hyde; that fee simple title to parcel 4 vested in Elizabeth Hyde Moody; that fee simple title to parcel 5 vested in William Hyde.

3. That title to the cemetery lot described in paragraph 12 of the bill of complaint became vested in Ryan Church and Cemetery Committee and is

EXcluded from the conveyances described in paragraph 7 of the bill of complaint.

4. That on the 7th day of June, 1958, Evangeline Nicholson, James Pelham Nicholson and wife, Mary Nicholson, executed to Jack Hyde a quit claim deed to the land described as parcel 4 in the bill of complaint, and the grantee and grantors constituted the next of kin and sole surviving heirs at law of Elizabeth Hyde Moody, and said deed vested in the said Jack Hyde, fee simple title to parcel 4 as described in the bill of complaint.

5. That on the 7th day of June, 1958, Nettie Nicholson executed to Jack Hyde, a quit claim deed of her interest in and to parcel 1 as described in the bill of complaint and vested in Jack Hyde fee simple title to the property described as parcel 1, subject to the Cemetery lot as shown in paragraph 12 of the bill of complaint.

6. That fee simple title is now vested in the parties as follows: Parcel 1 and 4 in Jack Hyde; Parcel 2 in Charlie Hyde; Parcel 3 in Gladys Hyde; Parcel 5 in William Hyde; and the other parties to this suit are estopped from claiming any interest in said land other than as stated.

7. That Jack Hyde justly expended the sum of \$355.00 in the preservation in and to Parcels 1, 4, and 5 as shown in the bill of complaint, and said land is hereby impressed with a lien for such expenditures, the same to be prorated equally among the three lots.

8. That the Court cost is hereby charged against the parties as follows: 2/5 to Jack Hyde; 1/5 to William Hyde; 1/5 to Charlie Hyde; 1/5 to Gladys Hyde, for which let execution issue.

*This July 18<sup>th</sup> 1958.*

*A. L. Hardege*  
Judge

State of Alabama, Shelby County

I, L. C. Walker, Judge of Probate hereby certify that the within

day of July 1958 at 8 o'clock P. M, and recorded in Book 790 Page 311 & examined 8/7/58

and the Mortgage Tax of \$

Deed Tax of \$

has been paid.

Fee \$ 1.50

*L. C. Walker*  
Judge of Probate

was filed in this office for record the 31