

4346

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

IN THE MATTER OF:

JOHN TAYLOR ROPER, SR.

Bankrupt

)
(IN BANKRUPTCY

)
(NO. 62736
)

PETITION OF TRUSTEE TO ABANDON REAL ESTATE

TO THE HONORABLE STEPHEN B. COLEMAN, REFEREE IN BANKRUPTCY:

Comes your petitioner, Frank S. Blackford, as
Trustee in the above named bankrupt estate and represents
unto your Honor as follows:

1. That one of the assets held by petitioner as
Trustee in the above named bankrupt estate is real estate
situated in Shelby County, Alabama, to-wit:

Begin at the southeast corner of the SE $\frac{1}{4}$
of the SE $\frac{1}{4}$, Section 29, Township 19 South,
Range 2 East and thence south, 87 deg. 30
min. west a distance of 399.2 feet to a point;
thence north, 1 deg. west a distance of 157.4
feet to a point; thence north 1 deg. 30 min.
west a distance of 228.4 feet to a point;
thence north, 3 deg. east a distance of 779
feet to the point of beginning; thence continue
north, 3 deg. east and along the easterly line
of a gravel road 210 feet to the south right
of way of the Florida Short Route Highway;
thence turn an angle of 94 deg. 37 min. to the
right and run in a southeasterly direction along
the south line of said Highway 210 feet; thence
turn an angle of 85 deg. 23 min. to the right
and run in a southerly direction 210 feet;
thence turn an angle of 94 deg. 37 min. to
the right and run 210 feet to the point of
beginning. Said parcel of land being situated
in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 29, Township 19
South, Range 2 East, Shelby County, Alabama.

2. That said property is subject to liens, claims
and encumbrances of C. M. Wyatt, by mortgage, ^{Contract or otherwise} and subject to
current ADvalorem taxes.

In the judgment of Petitioner this bankrupt estate
has no equity in said property over and above the mortgage of
C. M. Wyatt, and he has made every effort to secure a purchaser
and has failed to do so; and the Trustee desires to abandon
said property to C. M. Wyatt.

3. WHEREFORE, Petitioner prays that C. M. Wyatt
be allowed to proceed on ^{Said} the mortgage ^{or} and the Trustee abandons
any interest in said property.

Frank S. Blackford
Trustee-Petitioner

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, Frank S. Blackford, Trustee-Petitioner, do hereby make solemn oath that the statements contained in the above and foregoing petition are true according to the best of my knowledge, information, and belief.

Frank S. Blackford

Sworn to and subscribed before me this 21 day of July, 1960.

Marie Lee Bailey
Notary Public

- ORDER -

The foregoing report of abandonment being duly understood, and no adverse interest appearing, for good cause shown, it is ORDERED:

That the report be and the same is hereby approved and the said C.M. Wyatt may proceed with foreclosure on said property, or to proceed in state court to enforce lien thereon.
Done and Ordered this 21st day of July, 1960.

Stephen B. Coleman
Referee in Bankruptcy

copies to: Karl Harrison, Atty.
Roderick M. MacLeod, Atty
Frank S. Blackford, trustee

STATE OF ALABAMA }
SHELBY COUNTY }

I, Conrad M. Fowler, Judge of Probate hereby certify that the within petition was filed in this office for record the 1 day of July 1960 at 12 o'clock P.M. and recorded in Deed Record 210 page 305 and examined 2-2-60 and the Mortgage Tax of \$ and the Deed Tax of \$ has been paid.

Conrad M. Fowler
Judge of Probate

Fee \$ 1.50

STATE OF ALABAMA, SHELBY COUNTY

I, Conrad M. Fowler, Judge of Probate, hereby certify that the within was filed for record in this office on the day of 19 at M. o'clock and recorded in Book at page on the day of 196 . Mortgage Tax Deed Tax has been paid.

Conrad M. Fowler
Judge of Probate