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LEWIS EDWARD LEAMON, et al)

IN THE CIRCUIT COURT

Complainants (

SHELBY COUNTY, ALABAMA,

vs.)

IN EQUITY

ANNA ARMSTRONG, et al (

Respondents)

Case No. 4506

DECREE

This cause coming on to be heard on pleadings and proof as noted by the Register, the Court is of the opinion that the Complainants are entitled to the relief prayed for in the bill of complaint and that the relief prayed for in the cross-bill of complaint should not be granted.

The Court finds:

1. That the Complainants, and no one else, have been in peaceable possession of the property described in the bill of complaint under color of title for more than ten years next preceeding the finding of the bill of complaint.

2. That the Complainants, and no one else, have paid taxes on said property for more than ten years next preceeding the filing of the bill of complaint.

3. That none of the Respondents have paid any taxes on said property nor had any possession thereof, or of any part thereof, for more than ten years next preceeding the filing of the bill of complaint.

4. That the Complainants paid \$2,000.00 for said land and that the Respondents or those through whom they claim an interest in said property received a part thereof.

5. That the Complainants made valuable permanent improvements on said property during the ten years next preceeding the filing of the bill of complaint.

6. No suit is pending to test Complainants title to, interest in, or right to possession of said property.

It is therefore, ORDERED ADJUDGED and DECREED that title to the following described property situated in Shelby County, Alabama, be and hereby is quieted in rem in the complainants and against the named Respondents and their heirs or devisees, if deceased, and that the Respondents have no right, title or interest in said property, said property being described as follows:

SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 7, Township 18 South, Range 1 East, except one acre off North side heretofore conveyed to Emma Franklin by deed dated August 13, 1948 and recorded in Vol. 137, page 156 of the Probate Office of Shelby County, Alabama. Mineral and mining rights and recorded rights of way excepted.

It is further ORDERED ADJUDGED and DECREED that the Register shall have recorded in the Probate Court of Shelby County, Alabama, a certified copy of this decree, same to be indexed in the real property records of said Court in the indirect index under the name of the Complainants herein, and in the direct index under the names of the Respondents herein, including the above described property.

The costs of this proceeding are taxed against the Complainants for which let execution issue.

Done and Ordered this the 23rd day of February, 1963.

s/ A. L. Hardegree
Circuit Judge sitting in Equity

Approved:

Wales Wallace,
Solicitor for Respondents.

REGISTER'S CERTIFICATE

STATE OF ALABAMA,
SHELBY COUNTY,

I, L. G. Fulton, Register of the Circuit Court of Shelby County, Alabama, do hereby certify that the attached and foregoing is a true copy of the original decree granted by the therein named Court in the therein styled cause, as the same appears of record and on file in my office.

Witness my hand and Seal, this 25th day of February, 1963.

STATE OF ALA. SHELBY CO.

DEED TAX HAS BEEN

PAID ON THIS INSTRUMENT.

RECORDED & INDEXED

FILED FEB. 25TH, 1963

Wales Wallace, Jr.

Attorney At Law

Columbiana, Alabama

s/ L. G. Fulton,

Register

FILED FEB. 25TH, 1963.

LEWIS EDWARD LEMON, et al

JUDGE OF PROBATE

Register

LEWIS EDWARD LEMON, et al

IN EQUITY

CIRCUIT COURT OF SHELBY COUNTY

SHELBY COUNTY

THE STATE OF ALABAMA

No. 4506