

2414
H. M. McHAN and
CHRISTINE McHAN,

Complainants,

vs

IN THE SHELBY COUNTY LAW & EQUITY COURT

EQUITY DIVISION

CASE NO. 494

SELKIRK MINING COMPANY, a corporation,
X and Y partners, d/b/a Selkirk Mining
Company, the true names of said partners
being unknown; T. S. Phillips and H. W. Phillips,

Respondents.

This cause coming on to be heard is submitted for final decree upon the pleadings and proof as noted by the Register; and upon consideration thereof, the Court is of opinion that the complainants are entitled to the relief prayed for in their bill of complaint. It is, therefore, ordered, adjudged and decreed by the Court:

1. That the complainants, H. M. McHan and Christine McHan, are the owners of the real estate in fee simple described in the original bill of complaint in this cause and which real estate is situated in the County of Shelby, State of Alabama, and more particularly described as follows:

All that part of NE $\frac{1}{4}$ of Section 5, Township 24, North, Range 13 East, lying south of the right of way of the Montevallo-Columbiana Highway EXCEPT a strip 110 yards wide on the west side thereof; Also EXCEPT two acres described as follows: Beginning at a point in the SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 5, Township 24, Range 13 East on south right of way line of Montevallo-Columbiana Highway, which point is 110 yards east of Western boundary of said $\frac{1}{4}$ - $\frac{1}{4}$ Section; run thence east along southern boundary of said Highway a distance of 2 acres; thence south 1 acre; thence west to a point 110 yards east of the west line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section; thence north to point of beginning.

2. That Selkirk Mining Company, a corporation, X and Y partners, doing business as Selkirk Mining Company, T. S. Phillips and H. W. Phillips, or if deceased, their heirs or devisees, the respondents in this cause, have no right, title or interest in or encumbrance upon such lands above described or any part thereof.

3. That the Register, within thirty days from this date, file a certified transcript of this decree for record in the Probate Court of Shelby County, Alabama, the County in which said land lies; and that the Probate Judge record and index said decree as required by Code 1940, Title 7, Section 1113 as Recompiled.

4. That the complainant pay the costs of this suit to be taxed by the Register, for which let execution issue.

Done this 23rd day of June, 1964.

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June 23 1964
s/ Handy Ellis
Judge

REGISTER'S CERTIFICATE

STATE OF ALABAMA,
SHELBY COUNTY.

IN SHELBY COUNTY LAW AND EQUITY COURT,

IN EQUITY

I, L. G. Fulton, Ex-Officio Register of Shelby County Law and Equity Court of Shelby County, Alabama, in Equity, hereby certify that the foregoing and attached is a correct copy of the original decree rendered by the Judge of said Court in the therein styled cause, which said decree remains on file and enrolled in my office.

Witness my hand and seal, this the 23rd day of June, 1964.

L. G. Fulton
Ex-Officio Register

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STATE OF ALABAMA
SHELBY COUNTY
JUN 23 1964
RECORDED
& INDEXED
F.D. ON T. & P. DEPARTMENT.

M. J. J. J.
CLERK OF THE COURT