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J. V. JONES and ELSIE L. JONES,

COMPLAINANTS

VS.

PHOEBE KRESS HOUSE, LURLA HOUSE,
and VIRGINIA BELL,

RESPONDENTS

IN THE SHELBY COUNTY

LAW AND EQUITY COURT.

IN EQUITY

CASE NO. 552

This cause coming on to be heard and being submitted for final decree upon the original bill of complaint, personal service upon Lurila House, Phoebe Kress House and Virginia Bell, order overruling demurrers, motions for decree pro confesso against each of the above named respondents, decrees pro confesso against each of the above named respondents, application, order and notice of oral examination, and commission issued to L. G. Fulton, and the testimony of J. V. Jones and Frank Ellis, Jr., taken orally before the Commissioner duly appointed by the Register, and the pleadings and proof as noted by the Register, and all parties being present by their Solicitors of Record; and the same being considered and understood by the Court and the Court being of the opinion and hereby finding that at the time of the filing of the bill of complaint in this cause and at the present time, no suit was pending to test or enforce the validity of the complainants' title to, interest in, and right of possession of the property described in the bill of complaint as follows:

A part of the S $\frac{1}{2}$ of SW $\frac{1}{4}$ of Section 14, Township 24 North, Range 15 East, more particularly described as follows: Commence at the SE corner of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 14, and run Easterly along South line of said $\frac{1}{4}$ Section a distance of 373 feet to a ditch; thence in a Northeasterly direction along said ditch to its intersection with North right of way line of County Road; thence in a Westerly direction along the North right of way line of said road a distance of 470 feet to point of beginning of tract herein described; thence continue in a Westerly direction along the North right of way line of said road a distance of 300 feet; thence in a Northerly direction and parallel with the East line of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 14 to the North line of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 14; thence in an Easterly direction along the North line of the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 14 a distance of 300 feet; thence in a Southerly direction to the point of beginning. Situated in Shelby County, Alabama.

And the Court being of the further opinion and hereby finding that the complainants are in the peaceable possession of the above described lands at time of the filing of the bill of complaint in this cause, claiming to own the same, and that it is

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reputed that the respondents hereto claimed some interest in said land at the time of filing said bill of complaint; and the Court being of the further opinion and hereby finding that all of the averments of fact of the bill of complaint in this cause are true; it is, therefore,

CONSIDERED, ORDERED, ADJUDGED and DECREED By this Court as follows:

1. The complainants are entitled to the relief prayed for in the bill of complaint, and the fee simple title claimed by complainants in said lands has been duly proven.
2. That the complainants are the owners of said above described lands and have an absolute fee simple title thereto, free of all liens and encumbrances, and the title of said complainants to said lands is hereby established and all doubts and disputes concerning the same are hereby cleared up.
3. None of the respondents in this cause has any right, title, interest, lien or encumbrance on said lands or any part thereof.
4. A certified copy of this decree be recorded in the Office of the Judge of Probate of Shelby County, Alabama, and be indexed in the name of J. V. Jones and Elsie L. Jones on both the direct and indirect index of record thereof.
5. The complainants shall pay the costs of this proceeding, for which let execution issue.

DONE this the 9 day of March, 1965.

s/ Handy Ellis

**JUDGE OF SHELBY COUNTY LAW AND
EQUITY COURT,
IN EQUITY SITTING**

FILED IN CIVIL NO. 9 day of

March, 1965

Jani O'Leary Deputy
Ex-Officio Clerk of the County,
Law and Equity Court

CERTIFICATE

STATE OF ALABAMA,
SHELBY COUNTY.

The undersigned Deputy Ex-Officio Register of the Shelby County Law and Equity Court of Shelby County, Alabama, does hereby certify that the foregoing is a true copy of the original decree granted by said Court in the therein stated cause, as the same remains of record and on file in my office.

Witness my hand and the seal of the court, this 9th day
of March, 1965.



Sara Ozley
Deputy Register
Shelby County Law and Equity Court
Equity Division

