

STATE OF ALABAMA	)	IN THE PROBATE COURT OF
	)	
COUNTY OF MOBILE	)	SAID COUNTY, ALABAMA
	)	
ELIZABETH ARCHER,	)	CASE NO. 16,555 N.S.
UNSOUND MIND,	)	
	)	
ESTATE OF	)	

PETITION INVOKING THE EQUITY POWERS OF
THE PROBATE COURT OF MOBILE COUNTY, ALABAMA
AND SEEKING APPROVAL OF A SALE OF REAL PROPERTY

TO THE HONORABLE JOHN L. MOORE, JUDGE OF THE PROBATE COURT
OF MOBILE COUNTY, ALABAMA:

Your Petitioner, as Guardian of the Estate of the
above named non compos, brings this Petition ^{and} ~~under~~ Section
~~512, Article II4, Appendix to Code of Alabama 1940 (Recompiled~~
~~1958)~~ and pursuant to said statute invokes the equity powers
of the Probate Court of Mobile County, Alabama and avers
and alleges as follows:

1. On, to-wit the 21st day of February, 1964 your
Petitioner filed in this Court a petition alleging that her
mother, ELIZABETH ARCHER, was of unsound mind and that it
would be to the best interest of the said ELIZABETH ARCHER
that a Guardian be appointed for her.

2. On, to-wit, the 9th day of March, 1964, following
a hearing in which six disinterested jurors did find the
said ELIZABETH ARCHER to be of unsound mind, it was ORDERED,
ADJUDGED and DECREED that the said ELIZABETH ARCHER was of
unsound mind.

3. On, to-wit, the 9th day of April, 1964 by order
of this Honorable Court Elsie Archer Jones, your Petitioner

herein, was issued Letters of Guardianship over the Estate of said ELIZABETH ARCHER, a person of unsound mind.

4. Your Petitioner avers that said ELIZABETH ARCHER, has recently suffered a general stroke and is now completely bedridden and requires constant care.

6. Your Petitioner further avers that she has expended various sums from her personal accounts to pay for medical care for the said ELIZABETH ARCHER. There is an additional balance of \$531.00 due and outstanding on other medical bills for the care of the said ELIZABETH ARCHER and in order that these debts may be satisfied it is necessary that certain assets of her estate be sold.

7. Among the assets of said Guardianship estate is the following real property:

Commencing at a point where the West line of the Southeast Quarter of the Southeast Quarter of Section 28, Township 19, Range 1 East, intersects the South line of Shelby County Road 55 for a point of beginning, thence run 225 feet Northeastwardly along said road to a point; thence run 780 feet South to a point; thence run 225 feet Southwestwardly parallel to said Shelby County Road 55 to the said West line of the Southeast Quarter of the Southeast Quarter of said Section 28, Township 19, Range 1 East; thence run North along said West line of said Section 28, Township 19, Range 1 East to the point of beginning, all of which said property is located in Shelby County; Alabama.

8. Petitioner has received an offer to purchase the said property from one Joe Lee Green for the sum of \$1,350.00.

9. Your Petitioner further avers that she is informed and believes and upon such information and belief avers that

the amount offered is a fair and reasonable price for said property and that the sale of same is necessary for the maintenance of said ELIZABETH ARCHER.

10. Your Petitioner avers that because of the condition of the said ELIZABETH ARCHER it is expected and anticipated that funds will be needed for the future maintenance of the said ELIZABETH ARCHER and that funds will be needed to cover medical expenses to be incurred in futuro.

Among the additional assets of the said Guardianship estate are various and several lots in the Southeast Quarter of the Southeast Quarter and in the Northeast Quarter of the Southeast Quarter and in the Northwest Quarter of the Southeast Quarter and in the Northeast Quarter of the Southwest Quarter of Section 28, Township 19, Range 1 East located in Shelby County, Alabama.

WHEREFORE, THE PREMISES CONSIDERED, Petitioner prays that this Honorable Court will appoint a Guardian ad Litem for the said non compos and that upon a hearing of this Petition the Court will approve the sale of said real property, as described in Paragraph 7 above, to the said Joe Lee Green as per the terms of said offer to purchase as set out hereinabove; and Petitioner prays for such other, further and different relief as she may be entitled to receive, the premises considered.

CAFFEY, GALLALEE & EDINGTON

By

F. J. Chumak
Attorneys for Petitioner

STATE OF ALABAMA

COUNTY OF MOBILE

Personally appeared before me, the undersigned authority in and for said State and County, ELSIE ARCHER JONES, who upon oath deposes and says that the facts stated in the above and foregoing Petition are true.

Elsie Archer Jones
PETITIONER - ELSIE ARCHER JONES

SUBSCRIBED and SWORN TO before
me this the 6th day of Sept.,
1967.

Patricia M. Cray
NOTARY PUBLIC

Filed September 6th, 1967.

Edith C. Vain
Probate Clerk

STATE OF ALABAMA,

: PROBATE COURT OF SAID COUNTY,

MOBILE COUNTY.

: SEPTEMBER 6th, 1967.

ELIZABETH ARCHER,
Unsound Mind,

: CASE NO. 16,555 N. S.

: IN EQUITY.

Estate of.

:

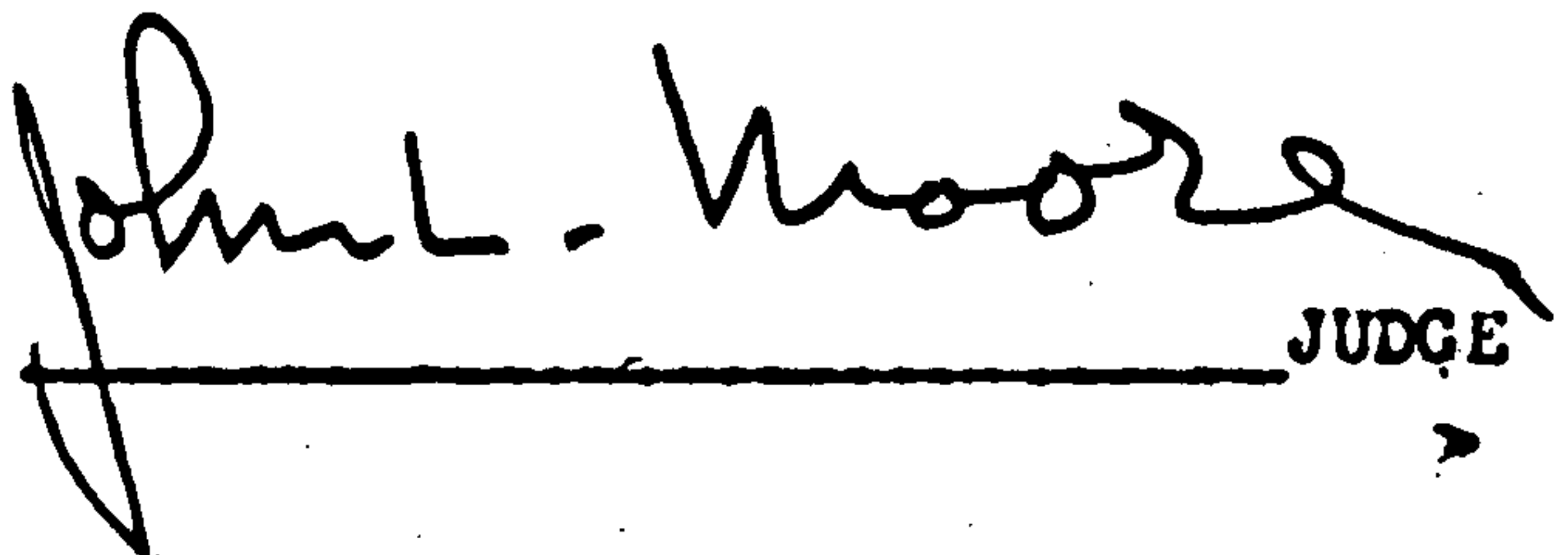
ORDER SETTING DAY TO HEAR AND CONSIDER PETITION
FOR SALE OF REAL PROPERTY AT PRIVATE SALE

This day came Elsie Archer Jones and by and through her attorney filed in this Court her petition in writing and under oath invoking the Equity Powers of this Court and praying for an order approving the private sale of certain real property belonging to the estate of said Elizabeth Archer, a person of unsound mind, the land described in said petition as being the lands as set out in said petition.

IT IS ORDERED by the Court that said petition be filed and set for hearing on the 10th day of October, 1967.

IT IS FURTHER ORDERED by the Court that James C. Wood, a person learned in the Law and practicing at the Mobile Bar, be and is hereby appointed Guardian ad Litem to represent and protect the interest of Elizabeth Archer, unsound mind, in this proceeding.

IT IS FURTHER ORDERED by the Court that he have notice of this proceeding and of the day above set for hearing the same in behalf of said unsound mind, if he thinks proper.


JUDGE

STATE OF ALABAMA, : PROBATE COURT OF SAID COUNTY
MOBILE COUNTY. : OCTOBER 10th, 1967
ELIZABETH ARCHER, : CASE NO. 16,555 N. S.
Unsound Mind

Estate of : In Equity

DECREE AUTHORIZING PRIVATE SALE OF REAL PROPERTY

This cause coming on to be heard on the sworn petition as filed by Elsie Archer Jones, Guardian of the estate of Elizabeth Archer, a person of unsound mind and notice of this proceeding as required by law having been given and this day is submitted the decree upon the pleading and the evidence noted and reduced to writing and filed therein; and

It appearing that Elizabeth Archer, a person of unsound mind is represented by Otto E. Simon for James C. Wood, as Guardian ad litem duly appointed by this Court who accepted in writing such appointment as such Guardian ad litem and filed his answer in said cause denying all allegations contained in said application and demanding strict and legal proof in support of the same:-

It appearing to the Court that all parties of interest being present before the Court and the equity powers having been expressly invoked by said petitioner, and now is exercised upon consent of the petitioner and the testimony offered in proof thereof, the Court is of the opinion that the petitioner is entitled to the relief prayed for therein:-

It appearing to the Court that the sum of One Thousand Three Hundred, Fifty and No/100 (\$1,350.00) Dollars is a reasonable amount for the property described in said petition and that said ward has suffered a general stroke and that it is to the best interest of said ward that said property be sold to Joe Lee Green for the sum of One Thousand Three Hundred, Fifty and No/100 (\$1,350.00) Dollars.

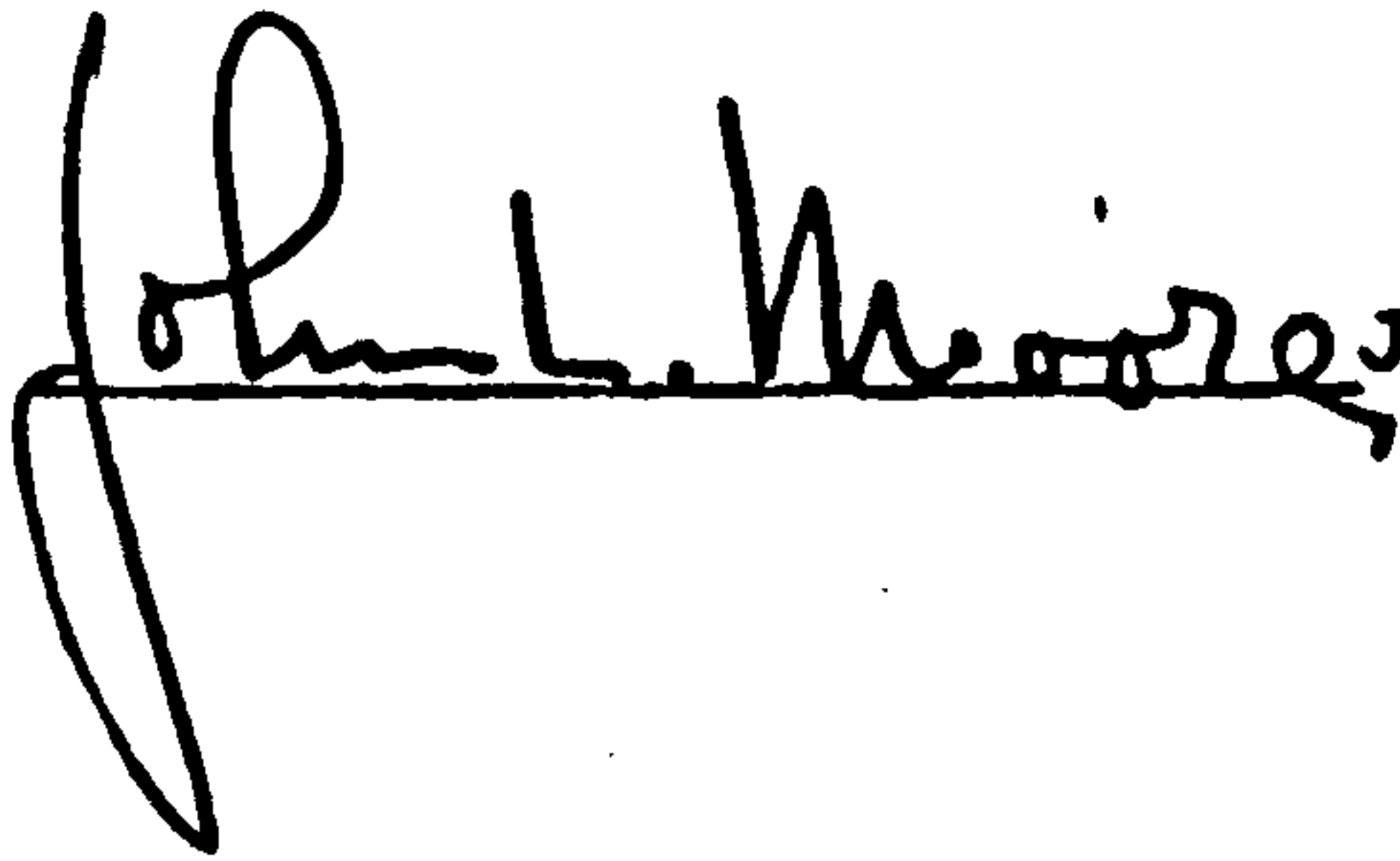
IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that

Dec 25/1967

Elsie Archer Jones, as Guardian of the estate of Elizabeth Archer, deceased, be and is hereby authorized and directed to sell to Joe Lee Green, at private sale for cash, for the sum of One Thousand, Three Hundred, Fifty and No/100 (\$1,350.00) Dollars the following described real property situated in Shelby County, viz:

"Commencing at a point where the West line of the Southeast Quarter of the Southeast Quarter of Section 28, Township 19, Range 1 East, intersects the South line of Shelby County Road 55 for a point of beginning, thence run 225 feet Northeastwardly along said road to a point; thence run 780 feet South to a point; thence run 225 feet Southwestwardly parallel to said Shelby County Road 55 to the said West line of the Southeast Quarter of the Southeast Quarter of said Section 28, Township 19, Range 1 East; thence run North along said West line of said Section 28, Township 19, Range 1 East to the point of beginning, all of which said property is located in Shelby County, Alabama.

IT IS FURTHER ORDERED that within thirty (30) days after having completed said sale, said Guardian shall report the same under oath to this Court.

 JUDGE.

U.C.C. FILED IN 1958 BY
REC. BK. & PAGE AS SHOWN BY
CONF. #102661
JUDGE OF PROBATE

1958 JUN 22

STATE OF ALA. SHELBY COUNTY
INSTRUMENT WAS FILED