

9695

JUNIUS A. LAMBERT, ET AL,	)	IN THE CIRCUIT COURT OF
	)	
Complainants,	)	SHELBY COUNTY, ALABAMA
	)	
-VS-	)	IN EQUITY
	)	
MARY LAMBERT LYNN,	)	
	)	
Respondent.	)	NO. <u>4678</u>

DECREE CONFIRMING SALE

This cause, this day coming on to be heard on a report of sale made by the duly appointed commissioner, Thomas R. McEniry, dated the 21st day of March, 1968, pursuant to the former decree of this Court and upon the pleadings and proof as noted by the Register and for other causes reserved in the Decree of Sale, and it appearing to the Court from the report of said sale that the property described in the Bill of Complaint, to-wit:

SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 7, Township 20, Range 3
West, situated in Shelby County, Alabama,

also known as Howard T. Stephenson,
has been sold to Billy G. Riley and Howard L. Stephenson/at private sale
in accordance with the decree of this Court entered on the 21st day of
March, 1968; that all the purchase money has been paid to the commission-
er, Thomas R. McEniry; that said report of sale has lain over for ten
days for exception, or objections and no objections or exceptions having
also known as Howard T. Stephenson,
been taken thereto, the said sale to Billy G. Riley and Howard L. Stephenson/
is hereby confirmed and the commissioner, Thomas R. McEniry, is hereby
ordered and direct to make, execute and deliver a deed to said proprrty, de-
also known as Howard T. Stephenson
scribed above, to Billy G. Riley and Howard L. Stephenson/ conveying to
them all of the right, title and interest of each of said parties to this
cause in and to said property.

The Court is of the opinion that the sum of \$1,250.00 is a reasonable attorneys' fee for representing the Complainant in this cause and said commissioner is hereby ordered and directed to pay to McEniry, McEniry & McEniry, Attorneys, the sum of \$1,250.00 as attorneys' fee out of the proceeds of the sale of this property.

The Court is of the further opinion that it was necessary to extend the abstract of title to the above described property and that the same has been ordered and paid for by McEniry, McEniry & McEniry, Attorneys, in the amount of \$38.00, and it is therefore, ordered, adjudged and decreed that said commissioner pay to McEniry, McEniry & McEniry, Attorneys, the sum of \$38.00 for extending the abstract out of the proceeds of said sale.

It is further ordered, adjudged and decreed that said commissioner also known as Howard T. Stephenson, shall pay to Billy G. Riley and Howard L. Stephenson/the sum of \$ 6.00 representing the pro-ration of the taxes on the within property for the year 1968 and out of the proceeds of said sale.

It is further ordered, adjudged and decreed that the cost of this proceedings be paid from the proceeds of said sale by said commissioner and that the remainder of the proceeds of said sale, after payment of the costs, charges and expenses herein allowed, be paid by the commissioner to said parties as follows:

Junius A. Lambert	a $\frac{1}{2}$ undivided interest	\$ <u>9,338.47</u>
Junius A. Lambert	courtesy right to and in the other $\frac{1}{2}$ interest	\$2,500.00
Mary Lambert Lynn	a dower right in and to a $\frac{1}{2}$ interest	\$ <u>1,360.85</u>
Darlene Lambert, a minor	a $\frac{1}{8}$ th undivided interest	\$ <u>1,360.85</u>

Debbia Lambert a minor	a 1/8th Undivided Interest	\$1,360.86
Grady Lambert, Jr. a minor	a 1/8th Undivided Interest	\$1,360.86
Mary Lambert a minor	a 1/8th Undivided Interest	\$1,360.86

It is further ordered, adjudged and decreed that said commissioner pay the monies belonging to said minors to the Probate Judge of Shelby County as provided by law in such cases and the cost of the same in the amount of \$34.20 shall be a credit allowed by the commissioner and shall be a further charge against the interest of all parties hereto.

It is further ordered, adjudged and decreed that the Register of the Circuit Court in Shelby County shall file a certified copy of the decree of sale and the decree confirming said sale in the Office of the Judge of Probate of Shelby County, Alabama, and the cost of the same shall be charged as part of the Court Costs in said cause.

Done this the 3rd day of April, 1968.

R. E. Hargrove
Judge of Circuit Court of
Shelby County, Alabama, In Equity

STAFF OF ALA. SHELBY CO.
CLERK
REC'D BY THIS
INSTRUMENT WAS FILE
1968 APR - 8 11:11 AM
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REC. BK. & PAGE AS SHOWN ABOVE
Cons. of Probate
JUDGE OF PROBATE

FILED IN OFFICE

APR 8 1968

L. G. Fulton
Register
SHELBY CO. CIRCUIT COURT
IN EQUITY

CERTIFICATE

STATE OF ALABAMA,
SHELBY COUNTY.

I, L. G. Fulton, Register of Circuit Court of Shelby County, Alabama, hereby certify that the above and foregoing is a true copy of the Original DECREE OF THE COURT CONFIRMING SALE filed in this cause on the 8th day of April, 1968. The original remains of record and on file in said court.

Witness my hand this 8th day of April, 1968.

L. G. Fulton
Register