

4771

HOWARD GROGAN, JR.

Complainant

VS.

ARLENE MAYFIELD; PAUL
SCOTT; MABLE YOUNG; JOHN H.
ROBERTSON, AND HIS UNKNOWN
HEIRS AND DEVISEES IF
DECEASED; SALLIE A. ROBERTSON,
AND HER UNKNOWN HEIRS AND
DEVISEES, IF DECEASED;
FRANK P. FLUKER, AND HIS
UNKNOWN HEIRS AND DEVISEES,
IF DECEASED; BUNK MINOR, AND
HIS UNKNOWN HEIRS AND DEVISEES,
IF DECEASED; JOSIE MINOR, AND
HER UNKNOWN HEIRS AND DEVISEES,
IF DECEASED; AND THE UNKNOWN HEIRS
AND DEVISEES OF SUSIE B. KIDD,
DECEASED; NANNIE B. WALLACE,
DECEASED; ROBB E. ROBERTSON,
(a/k/a ROBERT ROBERTSON), DECEASED;
LULA M. ROBERTSON, DECEASED;

Respondents

AND ALSO IN REM AGAINST THE
FOLLOWING DESCRIBED PROPERTY
SITUATED IN SHELBY COUNTY,
ALABAMA, TO-WIT:

ALL THAT PART OF THE E $\frac{1}{2}$ OF E $\frac{1}{2}$
OF SW $\frac{1}{4}$ OF SW $\frac{1}{4}$ OF SECTION 29,
TOWNSHIP 20 SOUTH RANGE 2, EAST,
THAT LIES SOUTH OF RIGHT OF
WAY OF HIGHWAY # 25, ALSO

ALL THAT PART OF WEST 30 ACRES
OF THE SE $\frac{1}{4}$ OF SECTION 29, TOWNSHIP
20 SOUTH RANGE 2 EAST, THAT LIES
SOUTH OF RIGHT OF WAY OF HIGHWAY
#25.

FINAL DECREE

This cause coming on to be heard was submitted by
the Complainant for Final Decree upon the pleadings and proof
as noted.

It appearing to the Court that decrees pro confesso
had been entered heretofore against all of the Respondents and
In Rem against the following described lands, situated in
Shelby County, Alabama:

All that part of the E $\frac{1}{2}$ of E $\frac{1}{2}$ of SW $\frac{1}{4}$
of SW $\frac{1}{4}$ of Section 29, Township 20 South,

IN THE CIRCUIT COURT
SHELBY COUNTY, ALABAMA

IN EQUITY,

CASE NUMBER 4721



19710903000036950 1/3 \$.00
Shelby Cnty Judge of Probate, AL
09/03/1971 12:00:00 AM FILED/CERT

Range 2 East, that lies South of right of way of Highway #25, also

All that part of West 30 acres of the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 29, Township 20 South, Range 2 East, that lies South of right of way of Highway #25,

and all unknown persons or parties reputed to claim, or who claim any right, title to, interest in, lien or encumbrance upon the same or any part thereof on motion of the Complainant.

It further appearing to the Court that none of the Respondents in this cause have intervened, or claimed any interest in said lands and that the Guardian ad Litem heretofore appointed the Honorable Ralph E. Coleman, has filed an Answer and Denial and has participated in the taking of Testimony in this cause and the Court having considered pleadings and proof adduced and having understood the same, is of the opinion that the Complainant is entitled to the relief prayed for:

It is therefore, ORDERED, ADJUDGED and DECREED that Howard Grogan, Jr., the Complainant in this cause have title to and is the owner in fee simple as against the Respondents in this cause of the following described real estate located in Shelby County, Alabama, to-wit:

All that part of the E $\frac{1}{2}$ of E $\frac{1}{2}$ of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 29, Township 20 South, Range 2 east, that lies South of right of way of Highway #25, also

All that part of West 30 acres of the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 29, Township 20 South, Range 2 East, that lies South of right of way of Highway #25.

It is further ORDERED, ADJUDGED and DECREED by this Court that the right, title and ownership of the Complainant in and to said property is hereby established and forever quieted against the claims of Arlene Mayfield; Paul Scott; Mable Young; John H. Robertson, and his unknown heirs and Devisees, if deceased; Sallie A. Robertson, and her unknown heirs and devisees, if deceased; Frank P. Fluker, and his unknown heirs and devisees, if deceased; Bunk Minor, and his unknown heirs and devisees,

(2)



19710903000036950 2/3 \$.00
Shelby Cnty Judge of Probate, AL
09/03/1971 12:00:00 AM FILED/CERT

if deceased; Josie Minor, and her unknown heirs and devisees,
if deceased; and the unknown heirs and devisees of Susie B.
Kidd, deceased; Nannie B. Wallace, deceased; Robb E. Robertson,
(a/k/a Robert Robertson), deceased; Lula M. Robertson, deceased;
and In Rem against the following described lands situated in
Shelby County, Alabama: All that part of the E $\frac{1}{2}$ of E $\frac{1}{2}$ of SW $\frac{1}{4}$
of SW $\frac{1}{4}$ of Section 29, Township 20 South, Range 2 East, that lies
South of right of way of Highway #25, also, all that part of
West 30 Acres of the SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 29, Township 20,
South, Range 2 East, that lies South of right of way of Highway
#25, and all unknown persons or parties reputed to claim, or
that claim any right, title to, interest in, lien or encumbrance
upon the same, or any part thereof, the Respondents, herein.

It is further ORDERED, ADJUDGED and DECREED by this
Court that the Register of this Court shall certify a copy of
this Decree and record a copy of the same in the Office of the
Judge of Probate of Shelby County, Alabama, and that the same
shall be indexed in the same book and in the same manner in
which deeds are recorded, and that said decree shall be indexed
in the name of the Respondents against whom this relief is
granted in the Direct Index, and in the name of the Complainant
quieted in possession of the lands in the Reverse Index.

The costs herein are taxed against the Complainant,
including a Guardian ad Litem fee of \$ 25.00.

Done this 3rd day of September, 1971.

James H. Sharbutt
Circuit Judge in Equity Sitting

FILED IN OFFICE, This the 3 day
of September 1971

Kyle Langford
Register Circuit Court of
Shelby County, Alabama

(3)

STATE OF ALA. SHELBY CO.
CLERK OF COURT
NOTICE: THIS
INSTRUMENT WAS FILED
1971 SEP - 3 PM 11:57
U.C.C. FILE NUMBER OR
REC. BK. & PAGE AS SHOWN ABOVE
Concedo
JUDGE OF PROBATE

BOOK 269 PAGE 756