

ANNISTON PRODUCTION CREDIT ASSOCIATION
of Anniston, Alabama, an association,

Plaintiff

vs

Certain lands, Eva Lee Jackson, et al,

Defendants

IN THE CIRCUIT COURT OF

SHELBY COUNTY, ALABAMA,

CASE NO. E-203-74

DECREE

This cause coming on to be heard on this the 19th day of December 1974, is submitted for final decree upon plaintiff's verified complaint, upon the default judgments rendered herein and upon the testimony of Buddy DeShazo, Delene Cost, Hewitt L. Conwill, and Casey Bowdon taken orally before the Court on the 14th day of November, 1974, by order of the Court and the certificate of the Register, all of which is as noted by the Register, and it appears to the satisfaction of the Court:

First: That the plaintiff Anniston Production Credit Association of Anniston, Alabama, an association, at the time of the filing of this complaint in this cause, claimed in its own right a fee simple title, unless otherwise shown in this decree, to and was in the actual peaceable possession of the following described lands, lying in the county of Shelby, State of Alabama, and more particularly described as follows:



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Shelby Cnty Judge of Probate, AL
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lying North of the right-of-way of Highway 25 (there being approximately one acre south of said Highway Number 25 right-of-way in said $\frac{1}{4}$ - $\frac{1}{4}$ section. All the above land is situated in Section 3, Township 18, Range 1 East, Shelby County, Alabama; Mineral and mining rights excepted.

ALSO, the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$, lying North of the Columbiana to Ashville Road; the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, all of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ lying North of the old County road; all of the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$, lying North of the right-of-way of Highway No. 25; all of the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ lying North of the right-of-way of Highway 25 and North of the Central of Georgia Railroad right-of-way; all of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ except a strip on the west side described as follows: Begin at the Northwest corner of said $\frac{1}{4}$ - $\frac{1}{4}$ section and thence run south along the west line of said $\frac{1}{4}$ - $\frac{1}{4}$ section a distance of 1,308.25 feet to the southwest corner of said $\frac{1}{4}$ - $\frac{1}{4}$ section; thence turn an angle of 88 deg. to the left and run east along the south line of said $\frac{1}{4}$ - $\frac{1}{4}$ section a distance of 100.0 feet; thence turn an angle of 92 deg. to the left and run north and parallel with the west line of said $\frac{1}{4}$ - $\frac{1}{4}$ section a distance of 908.25 feet; thence turn an angle of 14 deg. 03 min. to the left and run a distance of 412.34 feet to the point of beginning. All the above land is situated in Section 4, Township 18 South, Range 1 East, Shelby County, Alabama; All of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 4, except a tract in the NW corner thereof described as follows: Begin at the northwest corner of said $\frac{1}{4}$ - $\frac{1}{4}$ section and thence run south along the west line of said $\frac{1}{4}$ - $\frac{1}{4}$ section a distance of 138.65 feet; thence turn an angle of 123 deg. 56 min. to the left and run a distance of 52.30 feet; thence turn an angle of 38 deg. 41 min. to the left and run 112.50 feet to the north line of said $\frac{1}{4}$ - $\frac{1}{4}$ section; thence turn an angle of 105 deg. 45 min. to the left and run west along the north line of said $\frac{1}{4}$ - $\frac{1}{4}$ section a distance of 76.90 feet to the point of beginning.

All of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 4, except a tract in the southwest corner thereof described as follows: Begin at the southwest corner of said $\frac{1}{4}$ - $\frac{1}{4}$ section and thence run east along the south line of said $\frac{1}{4}$ - $\frac{1}{4}$ section a distance of 76.90 feet; thence turn an angle of 102 deg. 51 min. to the left and run a distance of 65.00 feet; thence turn an angle of 77 deg. 45 min. to the left and run a distance of 64.30 feet to a point on the west line of said $\frac{1}{4}$ - $\frac{1}{4}$ section; thence turn an angle of 91 deg. 02 min. to the left and run south along the west line of said $\frac{1}{4}$ - $\frac{1}{4}$ section a distance of 62.80 feet to the point of beginning.

LESS AND EXCEPT the following: Part of the E $\frac{1}{2}$ of the NW $\frac{1}{4}$ and part of the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 4, Township 18 South, Range 1 East, Shelby County, Alabama, described as follows: From the NE corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$, of said Section, run South 55 deg. 45 min. West (magnetic bearing), 342 feet to the point of beginning; thence South 40 deg. 00 min. West, 433.47 feet; thence North 44 deg. 44 min. West, 118.89 feet; thence North 40 deg. 52 min. East, 538.96 feet; thence North 49 deg. 00 min. East, 372.46 feet; thence South 42 deg. 38 min. East 246.55 feet; thence South 48 deg. 10 min. West, 446.1 feet; thence North 50 deg. 30 min. West, 129.3 feet to the point of beginning. Containing 3.84 acres, more or less. All of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 4 except a tract in the southeast corner thereof described as follows: Begin at the southeast corner of said $\frac{1}{4}$ - $\frac{1}{4}$ section; thence run north along the east line of said $\frac{1}{4}$ - $\frac{1}{4}$ section a distance of 62.80 feet; thence turn an angle of 112 deg. 02 min. to the left and run a distance of 29.90

feet; thence turn an angle of 67 deg. 03 min. to the left and run a distance of 50.40 feet to the south line of said $\frac{1}{4}$ - $\frac{1}{4}$ section; thence turn an angle of 88 deg. 22 min. to the left and run east along the south line of said $\frac{1}{4}$ - $\frac{1}{4}$ section a distance of 27.60 feet to the point of beginning.

All of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 4, lying east of the Central of Georgia Railroad right-of-way; all of the NW diagonal half of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ lying east of the Central of Georgia Railroad right-of-way; a tract in the SE diagonal half of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ described as follows: Begin at the southeast corner of the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ and thence run north along the east line of said $\frac{1}{4}$ - $\frac{1}{4}$ section a distance of 1,169.60 feet; thence turn an angle of 111 deg. 40 min. to the left and run a distance of 238.10 feet; thence turn an angle of 11 deg. 01 min. to the right and run a distance of 184.70 feet to the center of an old road; thence turn an angle of 41 deg. 15 min. to the left and run along the center of said old road a distance of 223.04 feet to the center of an old county road; thence turn an angle of 6 deg. 28 min. to the right and run along the center of said old county road a distance of 130.60 feet; thence turn an angle of 22 deg. 11 min. to the left and run along and across the center of said old county road a distance of 301.5 feet to the northwest corner of the Dunravant School lot; thence turn an angle of 85 deg. 26 min. to the left and run along the north line of said school lot a distance of 288.19 feet; thence turn an angle of 62 deg. 30 min. to the right and run along the east line of said school lot a distance of 264.40 feet to the point of beginning. All the above land being situated in Section 4, Township 18 South, Range 1 East, Shelby County, Alabama. Subject to easements to Alabama Power Company and subject to right-of-ways to Shelby County and State of Alabama for roads.



Second. That at the time of the filing of said complaint, no suit was pending to test its title to, interest in or the right to the possession of said lands.

Third: That its said Complaint was and is duly verified, and was filed certain lands described therein and the following named parties and all parties who, unknown to plaintiff claim an interest in or to the above described property, or who may have claimed some title to, interest in, lien or encumbrance on said land or a part thereof and was to establish the right or title to such lands or interest, and to clear all doubts or disputes concerning the same, and that said complaint did in all respects comply with the provisions of the 1940 Code of Alabama, as Recompiled. Said named parties being the following:

Eva Lee Jackson, Ophelia Beverly, Billy J. Kirkland, Gloria Kirkland, Charles L. Kirkland, Doris F. Kirkland, Otis B. Kirkland, Rachel McClenry, Oliver Isbell, Mary Isbell, John O. Isbell, E. R. Isbell, Richard Isbell, Rebecca Isbell, Dora Isbell, Clarence Alston, Lemuel Alston, Maggie Dates, Phoebe Davis, William J. Davis, Sr., Elizabeth Davis, Mrs. E. D. Holliday, Rhoda McElrath, Joe McElrath, Trudie McElrath, Coleman Wells; the following named parties if living, or, if deceased, their heirs or devisees, whose names, ages and addresses are unknown and cannot be ascertained after diligent effort. Said persons being as follows: Jack H. Abraham, R. H. Agee, J. M. Allen, Mrs. M. L. Allen, Myrtle Adams, Mattie Armstrong, Mollie Austin, Isabella Andrews, Robert B. Ausbarn, Claudia Attles, Lizzie Allen, John Allen, Emanuel Adamson, J. A. Bradley, Dora Bradley, May W. Black, J. W. Bullard, Lawrence H. Buck, J. C. Brown, Pinkie C. Brown, Solomon Browser, Maria Browser, N. I. Bridges, Sandy Britton, Ellen Blair, Squire E. Beck, Addison Battle, Robert Bordy, W. O. Ballard, Josephine Blunt, Senia Beck, Pearl Barker, Margaret Bush, Malinda Butler, Silas L. Burrough, Alice Burnett, Solomon Britt, M. L. Boyd, Lucy Brower, Sallie Barnes, Mattie Borgins, Cornelius Billips, Herman Bratton, Allice Beson, Henry Brown, Ardella Brown, Hattie Bell, Rev. A. Booker, Lucious Brown, Dr. Thomas M. Blake, Mrs. R. D. Brasher, Lula M. Brasher, C. H. Bridges, William Brown, H. J. Busby, Mrs. T. E. Chesnut, George T. Chesnut, Rev. J. B. Carter, T. J. Clayton, William Chadbourne, W. J. Cato, Ransom Collins, Nest Collins, Albert Cunningham, Eugene Calvin, Lon Calvin, Armster Cunnigan, Will Cooper, Annie Colin, Nathan Cephins, Delia Cephins, Arthur Cooper, Pearl Cooper, William Cook, Reuben C. Cobb, Eva Craig, Richard A. Cook, Daniel Cooper, Ed Cook, Verge Cook, Armelia Cook, Irene Carter, Abraham Clayborne, William Bridget Camps, Agent for the heirs of Ellen L. McKinley, deceased, Jessie Cary, Wess Collins, Andrew Cotts, Abe Clayton, Causon Crumpton, Alice Clamton, Alice Daniels, Dave Daniels, W. L. Denham, Dr. F. G. DuBose, J. A. Downs, A. R. Disney, John W. Dukes, D. G. Daniel, A. N. Darden, Allen Day, Mattie Driver, Laura Davis, W. M. Dawson, Will Devoughee, Irving Dates, Adaline Davis, Cora Lee Davis, Mary Dooley, Easter Dooley, Minnie Draper, Griffen Daniels, J. O. Dorough, S. A. Donaldson, Della Dowdy, W. L. Dixon, W. L. Driver, J. E. Edmonds, Otelia Ewing, Lula Ellison, Katie Ellerson, John Edwards, A. W. Edwards, Mrs. W. G. Estes, Eugene Edge, L. H. Ezell, L. B. Fishburn, Maggie Free, Henry Ford, Lucy Ford, W. M. Fletcher, Julia A. Frierson, Joe Finley, Jim Farries, C. E. Falkner, George N. Fee, Julia Frimson, John Green, Mrs. Lesette Galatos, Joe Griffin, Randell George, Celia George, H. J. Green, Ben Gates, Lillie Gransberry, Allen Garner, Rhodie Garner, Dee Green, Matilda Green, Roseanna Garner, Croffard Garner, Preston Gardner, Nicie Palmer Gardner, Lizzie George, Eliza Garlington, Roseander Garner, Georgia Garland, Sylvester V. Glass, L. R. S. Glaze, Rosina Garner, Preston Garner, Rebecca Graham, Martha Green, Archer Junior Griffin, William Henchcliffe, L. W. Hubbard, W. F. Hamilton, J. W. Hollingshead, Manly Hammonds, Willis Hutton, Mary S. Hutton, Kelley Hill, J. D. Higginbotham, L. H. Holcomb, Jessie Harris, J. B. Hall, Allen Hall, Emma Hill, Fannie Harris, Martha Hall, Lewis Hall, Jessie Hines, G. Grant Hayes, Mannie Hayes, Percelor Hemerson, Percilar Henderson, Priscella Henderson, Annie Hunter, Dan Hughes, Will Hubert, General Horton, Ella Horton, Laura Howze, Minnie Hood, Hugh G. Hood, Earnest Hannah, Perry Holman, G. W. Harris, Joe Halley, H. W. Hardy, H. W. Hardy, Ellen Hines, Gesner Ann Harris, P. C. Henderson, Machad Hassett, Martha J. Howard, Mary Hogan, Phillis Holmes, J. W. B. Higginbotham, Mahama Hill, Z. Israel, I. Iseral, A. G. Idrell, Hettie F. Idrell, Annie Inghram, Mrs. M. E. Isbell, J. S. Irvin, A. C. Isbell, J. H. Isbell, G. Israel, B. Jaffee, I. Jaffee, Luther Joiner, Flein Jordan, R. J. Johnson, Charley Jackson, Virginia Jackson, Hosia Johnson, George Jackson, Alice Jackson, Richard Johnson, Maria Johnson, Jordan Johnson, Rachel Johnson, John Joiner, C. L. B. Jackson, W. A. Jones, Joe Alfred Jackson, Miles Jackson, A. B. Jackson, Lizzie E. Jackson, Chaney Jolley, Bennie Jones, Lula L. Johnson, I. A. Jackson, George Johnson, Ola Johnson, Lee Jackson, Ellie Jackson, Ben Jones, Rosa L. Jones, Joseph Jones, Josie Jenkins, Mary Jacobs,

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B. Kirkland, W. J. Kelley, Dr. S. E. Knox, Sam King, Willie King, Isabelle Kimbro, Sarah Kyle, Lee King, Fannie Knight, Eker H. Knight, Mrs. S. B. Kent, Fannie H. Loveman, T. H. Lewis, Ida Long, Tommie Luckins, Charlie Luckins, Richard Lewis, S. L. Lee, James Loving, Charley Lamar, Charles W. Lett, Charles Lucile, Jarret P. Lumpkin, Lonnie Lee, Will Lee, S. G. Lee, D. H. Long, Major Lewis, Daisy E. Martin, Dr. W. E. Morris, D. E. Monohan, H. M. Moresett, Thomas S. Mitchell, Susie Mitchell, Bristen Merritt, Ella Merritt, John Mitchell, Ida Mitchell, George D. Mills, Oscar Moody, Will More, Minnie Moore, Bess Molten, Carrie Mathews, Martha Martin, Carrie B. Martin, Nettie Middlebrooks, Sophronia Wesley W. West

Evalina Marc, Hattie Mason, Morah More, Sam Malone, Lula Moore, Jessie Moon, Bennie Moon, Tom Moon, Josie Moon, Annie Mason, Sam Murray, E. E. Minor, Sam Mahan, Mary Mayweathers, Rachel McCluney, W. D. McCarty, Lizzie McReynolds, Ellen Louise McKinley, B. McDade, Mary McDade, Nathan McCalley, Sallie McCalley, Mose McWhorter, Will McIver, Will McGuyer, Sam McAlroy, Libbie McAlroy, Lula McDaniel, Maggie McDonald, Mary McClendon, Joe McClendon, George McGhee, Pearl McGhee, Julia McAdory Lizzie McDorral, Sibbie McAlroy, John McDarrel, Robert McCain, Frank McClellan, Manerva McCoo, T.H. Nobles, V. H. Nizon, Joe Noy, Dan Nolan, Laura Nolan, Katherine Nuckol, B. F. Nuttal, Thomas H. Nobles, Andy Owens, Virginia Owens, George Oliver, Georgia Oliver, Leila Parks, Robert P. Perry, Thomas Phillips, Luvenia Perkins, Tempid Pitts, George Pitts, Lula Peterman, Charles Patton, Jim Perryman, Luberta Perryman, Annie Phree, H. C. Pollard, S. Lee Pake, L. A. Petrie, R. W. Pride, M. L. Phillips, Ida Pinkham, Arthur Parsons, Julius Powell, M. F. Parker, Florence M. Rembrough, Savannah Rhoden, R. L. Roper, Charlie Rayford, T. J. Roberts, Ellen Roberts, Della Reese, Bill Roseware, A. J. Ridley, C. C. Rowe, Dr. J. Frank Roberson, J. W. Reed, George Roberson, Amanda Roseman, H. L. Savannah, Cecil Stephens, Celious Stephens, Savannah Sheppard, J. L. Sneed, Pearl E. Sneed, Wiley Snell, Lizzie Scott, Dick Spencer, Robert Smith, James Sadlers, F. A. Sturdivant, Eller Sturdivant, Tishiana Stoudmire, Tichner Stoudmire, Will Stephen, Passie Sheffard, Anna Smith, Wheeler Smith, Epsie Smith, Lilly B. Scott, Emma Stevens, Wheeler Smith, Sallie Smith, Jane Story, Fannie Story, Amanda Sutton, Dr. C. A. Skelton, E. H. Smith, Monroe Spencer, M. Schatten, Mrs. Florence Spielberger, W. A. Stephens, W. M. Stokes, D. C. Smoke, D. C. Smoker, J. P. Scales, Henry Savannah, Mrs. Kate Spencer, James Schamazel, Mrs. Frank Spielberger, Johnnie Sanders, Floyd Sanders, S. T. Timmons, Florida Toran, John Tarrant, Eliza Taylor, Jessie Thomas, Alice Thomas, Ethel Thornton, Dozier Thornton, Eliza Thornton, Viola Thomas, Vida Thomas, T. A. Trawick, Mrs. Leonard Trenholm, Dora Vaughn, George W. Vaughn, Rachel Vaughn, Dr. J. C. Woolridge, Carleton Ward, D. W. Ward, George W. Wilkes, John Ware, Mary Ware, Jimer Wilson, Haywood Wilson, Hester Wilson, Steve Wright, Sarah Wright, Bessie Wilson, Della Williams, Will Williams, Willis Williams, Mrs. M. H. White, Ever Lena Williams, Easter Washington, Mary Herbert White, William Washington, George Willingham, Rossie Willingham, Hattie Wallace, Lizzie Winn, N. J. Watts, Cora Watts, James Wiley, Pattie Williams, Rebecca Wills, Rebecca Willis, S. P. Williamson, Willie Wallace, Ada Walker, Mary E. Waugh, J. L. Walker, C. T. Williams, Irvin Dates Washington, Martha J. White, W. W. Wilkinson, Steve S. Wright, Mary H. White, S. P. Williams, Minnie Young, John Young, Julia Yarbrough, O. Y. Yowell, Lewis Yarbrough, A. F. Wyatt, A. J. Wyatt, Rhodae Terrell, Don D. Kinnebrew, Maria E. Glass, M. E. Lowery, J. H. Dorough, Joe Oliver, J. D. Head, John Mindler, Charles Lowery, C. J. Davis, Maggie Davis, Consada Tinney, J. L. Tinney, John T. Shogart, T. S. Smith, C. B. Jennings, D. D. Kinnebrew, Helen Jennings, Virginia Baxter, George Elbert Patman, Lizzie Benning, Merritt Britton, Ella Britton, Bettie Block, Margaret Bush, J. C. Brown, P. C. Brown, Senis Beck, R. J. Burnett, L. H. Buck, Paul R. Burke, H. G. W. Briggs, William Chadbourn, Thomas Cook, Wiley J. Cates, Andrew Colts, D. J. Cassinus, Matthew Corrie, D. G. Davis, W. L. Drivers, J. W. Duncan, Sam Evans, Jennie Evans, Ada Frazier, Pearl Ford, Daniel Griffin, Rebecca Graham, M. J. Parker, L. P. S. Glaze, D. Green, Oliver Garrett, Rhoda Garrett, Fannie Harris, J. D. Hall, J. B. Horns, Perry Holmon, W. E. Harrison, A. J. Jackson, Joe Jackson, Alfred Jackson, Thomas Jackson, R. S. Johnson, Mites Jackson, Paul Josephine, Della Johnson, Lula Johnson, Lee Jackson, Jordan Johnson, Lula L. Johnson, Offie Kelley, Josh Kyle, Perkins Lumeria, Florence Lee Charles Lavon, Henry Lovelace, Mary Lane, George Latimore, J. Loving, Sam McEvans, H. B. McDrake, Mary McDrake, John McDowell, John McDonald, Joe McElvath, Lizzie Mims Lucille Mitchell, Emma Morgan, Quindina Marsett, Mary McClindon, Rhoda Earrel, Jackson Miles, Eaggie McDonald, Lewis Major, Curry Martin, Lula McDonald, O. C. Moody, Cephus Nathan, L. H. Ozele, Micy Palmers, Charles Pearson, Will Parker, C. C. Pitts, Gabe Powell, Ida Pinkard, Reba Parker, T. M. Craddock, C. Randolph, James Rowan, Silas Stevens Mack Solomon, Lula Sherrell, Florence Smith, Annie Hunter Smith, Hattie Spencer, Viola Steel, Beardie Smith, W. A. Stephens, James Scharnagel, Mrs. Kate Stinson, Judd Stella Sidney W. Szyer, Tommie Tucker, Charles Tucker, Jessie Thomas, J. Thomas, Ava Thomas, Eliza Thomas, Alice Thomas, E. Thornton, Ethel Thornton, Dozier Thornton, Richard Vaughn, N. J. Wyatt, Bessie Walton, George Washington, Robert Williams, C. L. Wright, Martha Wells Ben Wates, Hester Wilson, Will Williams, Marie Louise Palmer, M. Louise Palmer; The First National Bank of Birmingham, as Executor of the Estate of M. Louise Palmer, deceased, John O. Isbell, Lester Harris, Lesby Harris, Virginia Baxter, Falco Corporation, Falston-Purina Company, a corporation; J. L. Todd Auction Company, a corporation; Realty Management Corporation, a corporation; McCoy-McCarty Land Company, a corporation, or McCoy-McCarty Land Company, a partnership, whose partners are unknown; D. D. Kinnebrew and Company, a corporation, or D. D. Kinnebrew and Company, a partnership, whose partners are unknown; and all persons and the heirs or devisees of such persons, if deceased, and all such associations, partnerships, corporations or other entities who unknown to the plaintiff claim or are reputed to claim any title to or interest in, or lien or encumbrance upon, the land [redacted] the subject matter of this [redacted] or any part thereof. [redacted]

Fourth: That the whereabouts, unknown persons, their ages and addresses or whether living or dead who were made defendants were unknown to plaintiff and that the officers of the association, as well as the attorneys of record have exercised diligence to ascertain the facts with regard thereto.

Fifth: That notice of the pendency of said complaint was drawn and signed by the Register of this court and said Register did have such notice published once a week for four consecutive weeks in the Shelby County Reporter a newspaper having general circulation and published in Shelby County, Alabama, as prescribed by rule of this Court or by an order made in this cause.

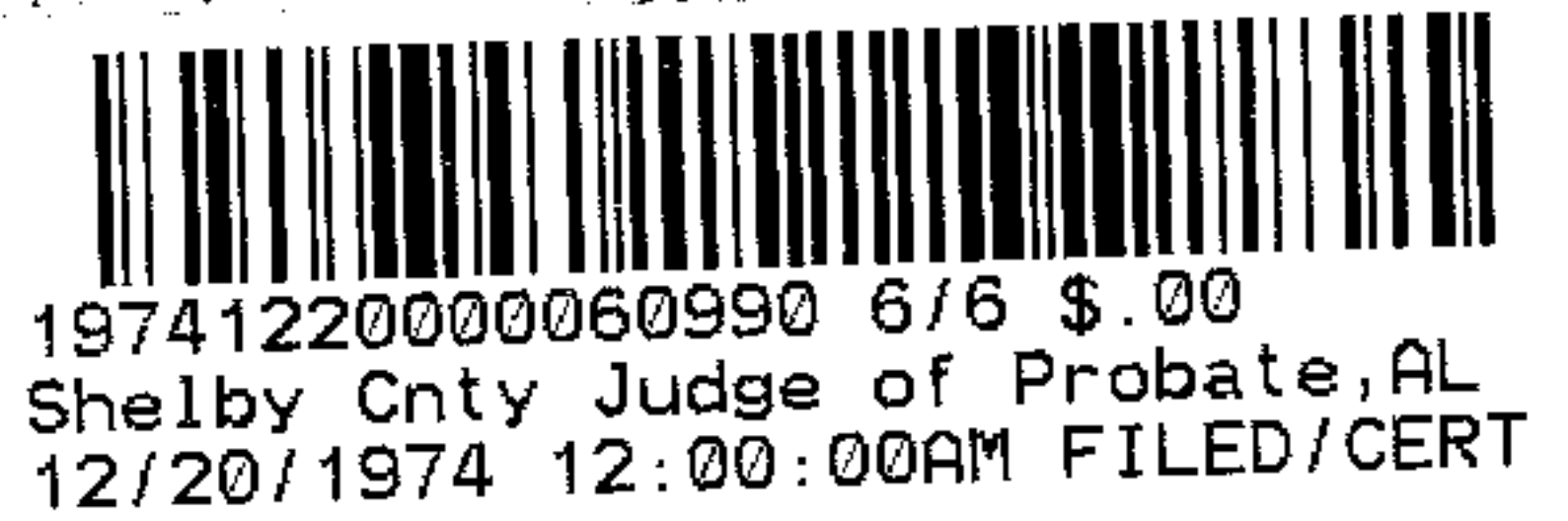
Sixth: That a copy of said notice, certified by the Register as being correct was recorded as a lis pendens in the office of the Probate Judge of said county, said notice being in strict accord and compliance with the 1940 Code of Alabama, as Recompiled.

Seventh: That it has been more than sixty days since the first publication of said notice and filing of a certified copy of said notice in the office of the Probate Judge of said county.

Eighth: That no persons have intervened in this cause, except for Truddie McElrath, Ralston-Purina Company, Wesley W. West, and Felicia Franklin Samson and J. L. Todd Auction Company and Coleman Wells, all of whom were defendants in this cause of action and have since filed disclaimers, except for Wesley W. West, and J. L. Todd Auction Company. Defendant Wesley W. West intervened in this cause and averred that he owned the mineral rights in and to the SW $\frac{1}{4}$ and the SE $\frac{1}{4}$ of Section 3, Township 18 South, Range 1 East, Shelby County, Alabama; that a Summary Judgment was granted decreeing that the said Wesley W. West was the owner of said mineral rights as against the plaintiff in this cause. Defendant J. L. Todd Auction Company intervened by writing a letter to the Court setting out a claim, which said claim is barred and of no effect.

Ninth: The guardian ad litem heretofore appointed to represent all the defendants in this cause who are under the age of twenty-one years, incompetent, unknown or in the military service of the United States of America, accepted his appointment as guardian ad litem and filed an answer denying the averments of the complaint and demanding strict proof thereof, and said guardian ad litem was present at the taking of the necessary testimony and proof in open court in this cause and fully and adequately represented the interests of all minors, incompetents, unknown parties and parties in the military service of the United States of America, and no other defendant to this cause filed a pleading or answer to the complaint, except as above noted, within the time allowed by law, and a default judgment was taken against such parties.

Tenth: After hearing oral testimony in open court and upon reviewing the complaint, the answers and all other pleadings filed in this cause, it has been determined by the court that all the allegations of fact contained in plaintiff's Complaint are true. It is, therefore,



ORDERED, ADJUDGED AND DECREED BY THE COURT,

(1) that plaintiff is entitled to the relief prayed for in the complaint and that the fee simple title claimed by plaintiff Anniston Production Credit Association of Anniston, Alabama, an Association, in the above described lands has been duly proven, except as otherwise shown in the description of said lands.

(2) That the plaintiff Anniston Production Credit Association of Anniston, Alabama, an Association, is the owner of said lands, except as and subject to easements and right-of-ways as shown, otherwise shown in the description as to mineral rights, /free of all liens and encumbrances; and that its said title thereto be and is hereby established, and that all doubts and disputes concerning the same be and are hereby cleared up.

(3) That the defendants named hereinabove have no right, title or interest in or to said land and it is further ordered, adjudged and decreed by the Court that any of said defendants that may be assessing any portion of said land be and they are hereby ordered to delete the same from their assessment. Should any one of said defendants which may be assessing any portion of said land fail to delete the same from their assessments within ten days from the date of this decree, I hereby order and direct the Tax Assessor of Shelby County, Alabama, to delete the same from the assessments of said persons. A copy of this decree is ordered to be sent to said Tax Assessor authorizing him to make said correction on the books of the Tax Assessment in Shelby County, Alabama.

(4) A copy of this decree is ordered to be recorded in the Probate Office of Shelby County, Alabama, and indexed Anniston Production Credit Association vs Eva Lee Jackson, et al, in both the direct index and indirect index of the records thereof.

(5) It is further ordered, adjudged and decreed by the court that Conrad M. Fowler, Jr. be and he is hereby awarded a fee of \$100.00 for his services as guardian ad litem in this proceeding, to be taxed as a part of the costs herein, to be paid by the Register of this Court to him on payment of such costs;

(6) And it is further ordered, adjudged and decreed by the Court that the plaintiff herein pay the costs of this proceeding, for which let execution issue.

Done this the 19th day of December, 1974.

Filed in open Court
This date 12-19-74
Ky. Sanford Clerk
Ernest H. Sharbutt
Circuit Judge