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Shelby Cnty Judge of Probate, AL
05/10/1976 12:00:00AM FILED/CERT

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

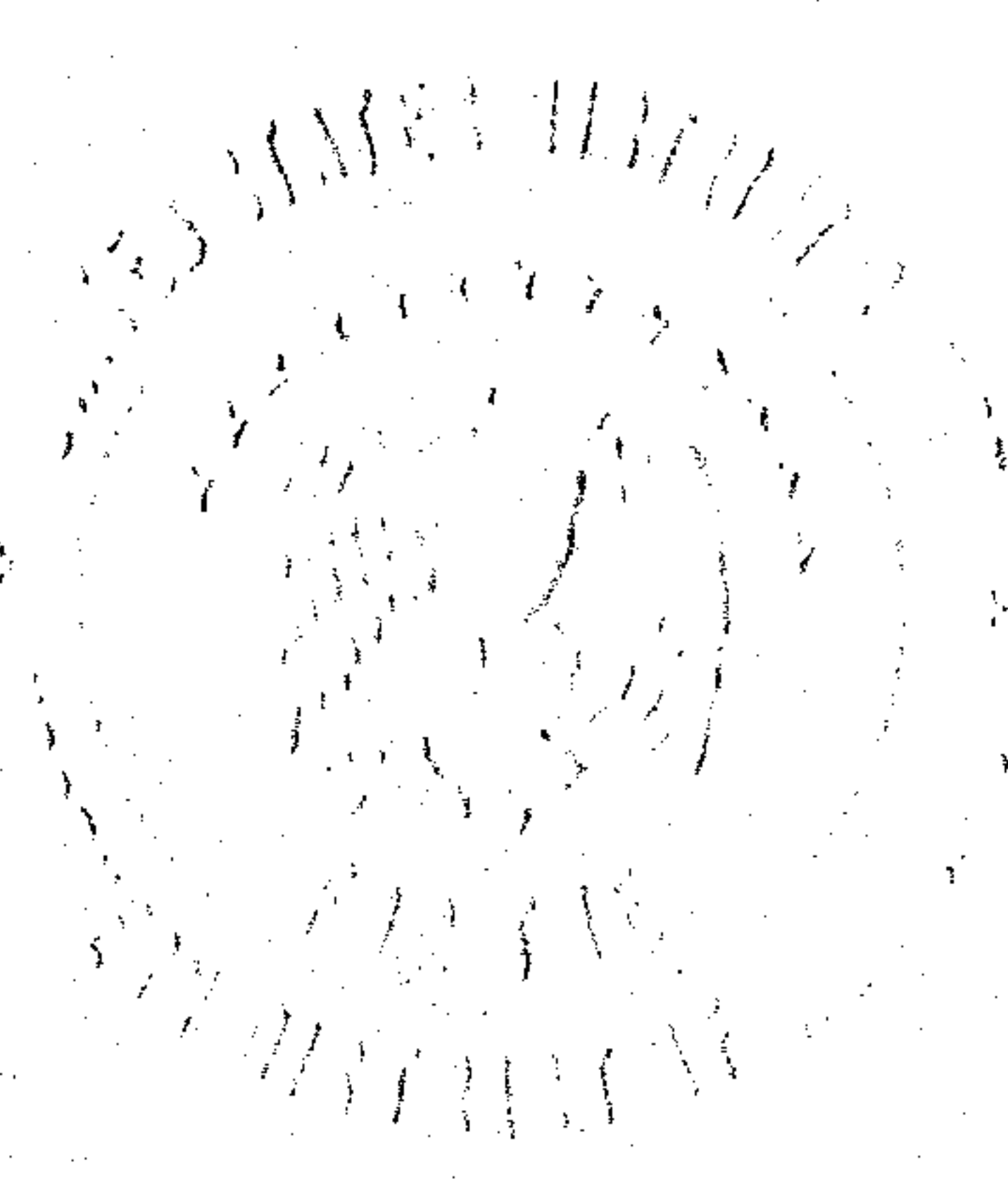
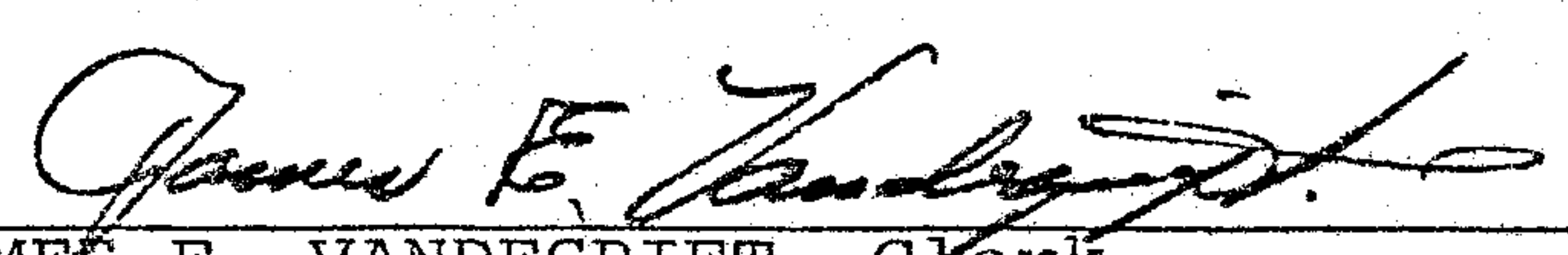
Bankruptcy No. 75-4697

IN THE MATTER OF: MYRTLE E. WYATT,)
Bankrupt)
)
)
MILTON G. GARRETT, Trustee,)
Plaintiff)
)
)
vs.)
)
JUDITH LANE KERLIN,)
Defendant)
)
)
vs.)
)
CENTRAL STATE BANK,)
Intervenor and Defendant)

CERTIFICATE OF JUDGMENT

I, James E. Vandegrift, Clerk of the United States District Court for the Northern District of Alabama, Southern Division, do hereby certify that on the 5th day of May, 1976, a judgment was rendered by said Court in the above stated cause, wherein MILTON G. GARRETT, Trustee, is plaintiff and JUDITH LANE KERLIN is defendant and CENTRAL STATE BANK is intervenor and defendant, in favor of said parties as shown on the judgment attached hereto, and that James T. Johnson, III, is attorney for Myrtle E. Wyatt, Bankrupt, and for Judith Lane Kerlin, defendant, and that Wade H. Morton, Jr. is attorney for Central State Bank, intervenor and defendant, in said cause.

WITNESS My Hand and the Seal of said Court, this 7th day of May, 1976.



JAMES E. VANDEGRIFT, Clerk
United States District Court

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NORTHERN DISTRICT OF ALABAMA
Southern DIVISION

In the Matter of
Myrtle E. Wyatt

In Bankruptcy No. 75-4697

Bankrupt

FILED IN CLERK'S OFFICE
NORTHERN DISTRICT OF ALABAMA

MAY 6 1976

CERTIFICATE TO THE CLERK UNDER
RULE 921, RULES OF
BANKRUPTCY PROCEDURE

JAMES E. VANDEGRIFT, CLERK
UNITED STATES DISTRICT COURT
BY: *John J. Turner*

The undersigned Bankruptcy Judge attaches hereto and encloses herewith copy of judgment for the recovery of money for indexing in the form and manner prescribed by Rule 79 of the Federal Rules of Civil Procedure for judgments of the District Court, and the undersigned certifies that this is a true and correct copy of the judgment rendered in the above styled case, and returns same to the Clerk for filing and indexing as provided by said Rule 921, Rules of Bankruptcy Procedure.

DONE at Birmingham, Alabama, this 6th day of May
19 76.

Stephen B. Coleman
Stephen B. Coleman

Bankruptcy Judge

Copy to: Wade H. Morton, Jr., Attorney
Milton G. Garrett, Trustee
James T. Johnson, III, Attorney

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Shelby Cnty Judge of Probate, AL
05/10/1976 12:00:00AM FILED/CERT

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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

IN RE
MYRTLE E. WYATT,

Bankrupt,

MILTON G. GARRETT, Trustee,

Plaintiff,

vs.

JUDITH LANE KERLIN,

Defendant,

vs.

CENTRAL STATE BANK,

Intervenor and Defendant.

Bankruptcy No. 75-4697

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Shelby Cnty Judge of Probate, AL
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JUDGMENT

At Birmingham, Alabama, in said District, on the 5th day of May, 1976, before Honorable Stephen B. Coleman, Bankruptcy Judge:

This matter coming on to be heard on the two pending adversary proceedings, namely, the Complaint filed by the Trustee on March 25, 1976 seeking to have Judith Lane Kerlin ordered to convey to him the herein-after described real estate by warranty deed, in which proceeding Central State Bank was allowed to intervene and prosecute certain adversary proceedings in its own behalf for the recovery of said real estate and for an order authorizing foreclosure of its mortgage heretofore executed by the Bankrupt, and the Complaint filed by the Trustee on March 19, 1976 seeking to have Central State Bank ordered to turn over to him possession of \$5,885.40 received by it by virtue of a judgment rendered on December 3, 1975 in the Circuit Court of Shelby County, Alabama, Civil Action No. E-501-74, and on the respective Answers of Judith Lane Kerlin and Central State Bank thereto,

And now appearing James T. Johnson, III, Attorney for Bankrupt and Judith Lane Kerlin; Wade H. Morton, Jr., Attorney for Central State Bank; Carlene Hadaway, Cashier of Central State Bank; Judith Lane Kerlin; Myrtle E. Wyatt; and Milton G. Garrett, Trustee; and reporting that the parties have entered into a settlement and compromise of the litigation

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STEPHEN B. COLEMAN
BANKRUPTCY JUDGE

involved in the said proceedings, by the terms, to-wit:

1. Central State Bank will pay to the Trustee the sum of \$3,000.00, which will be the extent of Central State Bank's monetary responsibility in these proceedings.
2. Judith Lane Kerlin will execute a deed of conveyance conveying to the Trustee all of her right, title and interest in and to the hereinafter described real estate.
3. The Trustee will execute a deed of conveyance conveying all of his right, title and interest in and to the hereinafter described real estate to Central State Bank.
4. Myrtle E. Wyatt will execute a quitclaim deed to Central State Bank covering the hereinafter described real estate.
5. Central State Bank will not have the right to file a claim in these proceedings and will withdraw its pending claim.
6. Judith Lane Kerlin will have the right to file a claim in these proceedings.
7. Central State Bank acknowledges a discharge of all indebtedness due to it by the Bankrupt and will satisfy of record its judgment against the Bankrupt.

And considerable testimony having been taken in this case from Myrtle E. Wyatt, the Bankrupt, from Carlene Hadaway, Cashier of said Bank, and from Judith Lane Kerlin, and from the representations of counsel and the documents presented, the Court is satisfied that the said settlement agreement is fair and equitable and in the interest of the creditors, and that no further notice to creditors is required, and for good cause shown,

IT IS, ACCORDINGLY, CONSIDERED AND ORDERED:

That the said compromise agreement be and the same is in all respects ratified and confirmed and Judith Lane Kerlin is hereby ordered and directed to execute and deliver to the Trustee a statutory warranty deed conveying to the Trustee all of her right, title and interest in and to the hereinafter described real estate and, upon payment to the Trustee of \$3,000.00 by the said Bank, the Trustee is authorized and directed to execute a good and sufficient deed conveying the right, title and interest of the Trustee in and to the said real estate to Central State Bank, to-wit:

Lots 1 and 2 in Block 1, Map of Southmont, in SW $\frac{1}{2}$ of NE $\frac{1}{2}$ of Section 3, Township 24 North, Range 12 East, in Town of Montevallo, Alabama, according to map recorded in Map Book 4, at Page 46, in the Office of the Judge of Probate of Shelby County, Alabama. Subject to easements, exceptions, restrictions and reservations of record,

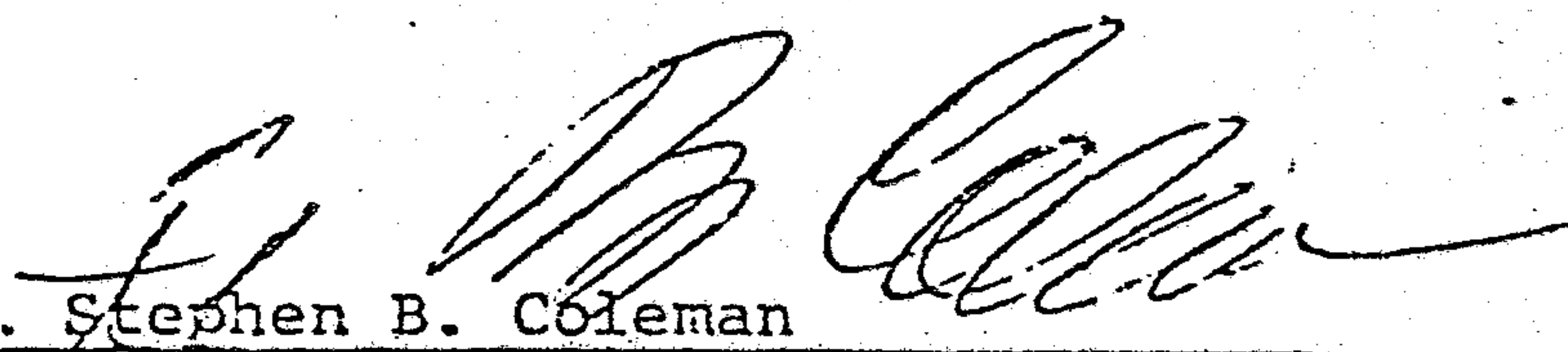
and the said Myrtle E. Wyatt is ordered and directed to execute a



quitclaim deed conveying any title or interest she may have in and to the said real estate to Central State Bank.

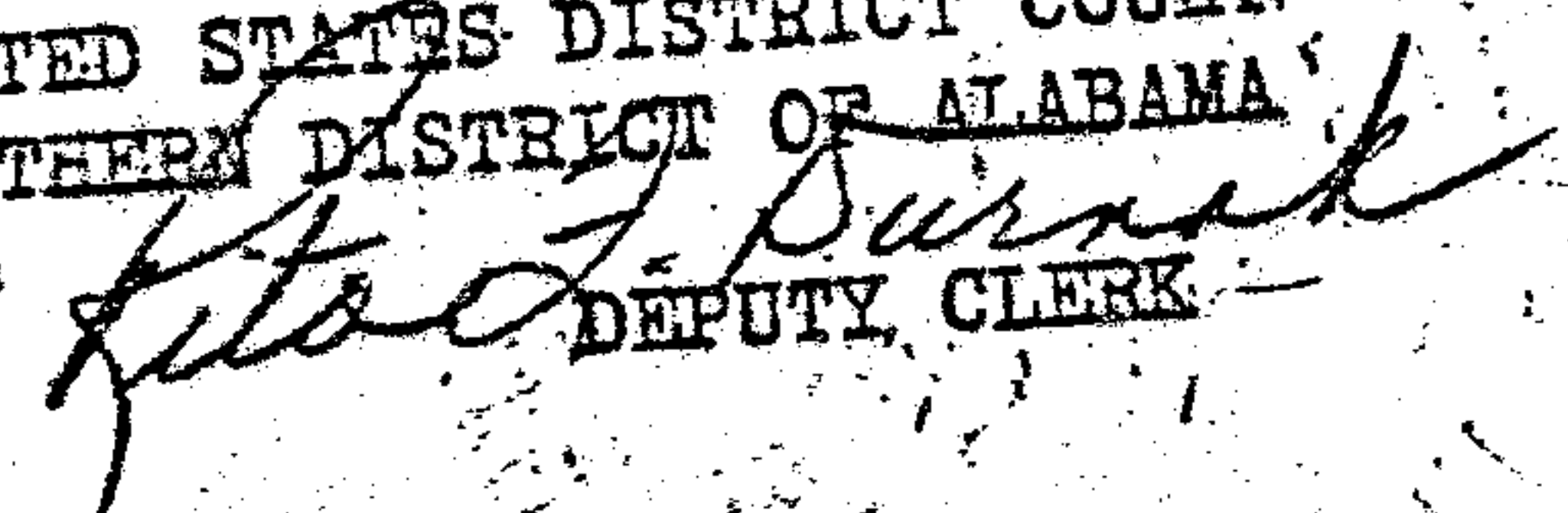
It is further ordered that the pending claim of Central State Bank in this case be and the same is hereby withdrawn.

Dated this the 5th day of May, 1976.


Stephen B. Coleman
Bankruptcy Judge

Copy to:

James T. Johnson, III, Attorney
Milton G. Garrett, Trustee
Wade H. Morton, Jr., Attorney

A TRUE COPY
JAMES E. VANDEGRIFT, Clerk
UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF ALABAMA
BY: 
DEPUTY CLERK

Conrad H. Smith
JUDGE OF PROBATE

1976 MAY 10 PM 2:19

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED


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Shelby Cnty Judge of Probate, AL
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