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PHILLIP E. LACEY and
BILLIE R. LACEY,

PLAINTIFFS

VS.

SHARON LACEY ECHOLS,
SARAH LACEY TEMPLIN: JOE
TEMPLIN, AND SUZANNE LACEY,
A MINOR,

DEFENDANTS

IN THE CIRCUIT COURT OF
SHELBY COUNTY, ALABAMA
CASE NO. CV-78-149 (E)



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Shelby Cnty Judge of Probate, AL
09/22/1978 12:00:00 AM FILED/CERT

FINAL JUDGMENT

This being the date heretofore set by the Court for hearing this cause, and being present in open Court, the Plaintiffs in their own person and with their attorney, and the Defendant, Suzanne Lacey, a minor, and Sue Lacey, who is the mother of said Suzanne Lacey and who is also the legally appointed Guardian of said Suzanne Lacey, a minor, in their own persons and with their attorney;

And this cause being submitted to the Court on the Plaintiff's Complaint, Decree Default Judgment On Certified Mail against the Defendant, Joe Lacey, Answer of Defendants, Nomination Of Guardian Ad Litem of Suzanne Lacey, a minor over the age of fourteen years (whereby said minor nominated as her Guardian Ad Litem in this cause Honorable Karl C. Harrison), Appointment And Acceptance of Guardian Ad Litem, and written Answer of Honorable Karl C. Harrison as Guardian of said Suzanne Lacey which denies the allegations of the Complaint and demands strict proof thereof;

Whereupon, the Court proceeds to hear the testimony ore tenus in open Court offered by the Plaintiffs, and in the presence of said Suzanne Lacey, a minor, and also in the presence of said Sue Lacey, the mother and guardian of said Suzanne Lacey, a minor, and also in the presence of Honorable Karl C. Harrison, as Guardian Ad Litem for said Suzanne Lacey, a minor, and upon consideration thereof, and upon consideration of the exhibits offered into evidence by the Plaintiffs, the Court is of the opinion that the Plaintiffs are entitled to the relief prayed for in the Complaint, the Court finding as follows:

1. That the Plaintiffs, Phillip E. Lacey and Billie R. Lacey, are in the actual or constructive possession of, and are the owners of, as joint

FILED IN OFFICE THIS THE 21st DAY
OF September, 1978

Kyle R. Rasmussen

Clerk of Circuit Court
Shelby County, Alabama

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tenants with right of survivorship, the following described real estate situated in Shelby County, Alabama, viz.:

The S $\frac{1}{2}$ of the NE $\frac{1}{4}$, the SE $\frac{1}{4}$ of NW $\frac{1}{4}$, and all that part of the SW $\frac{1}{4}$ of NW $\frac{1}{4}$, lying East of Shelby County Highway No. 17 (the paved Maylene to Helena Highway), all in Section 16, Township 21 South, Range 3 West, and containing 134.6 acres, more or less.

2. That the Plaintiffs received their title in and to said real estate by virtue of a regularly executed deed from Robert E. Lacey, who is now deceased, as grantor, dated August 28, 1969, said deed being thereafter delivered by said Robert E. Lacey to the Plaintiffs and then recorded in Deed Book 261 at page 228, Office of Judge of Probate of Shelby County, Alabama; that said Robert E. Lacey died intestate while a resident of Shelby County, Alabama, on or about the 7th day of February, 1974, and that the administration of the estate of said Robert E. Lacey was accomplished in the Probate Court of Shelby County, Alabama, the Plaintiff, Phillip E. Lacey (or P. E. Lacey, as he is also known), having served as the Administrator in said cause and having been duly discharged as such Administrator after final settlement of said estate on or about the 15th day of September, 1978; that said Plaintiffs have also received a quit claim deed conveying to them all of the right, title, and interest in and to the said real estate more particularly described above by all of the children and descendants of deceased children of said Robert E. Lacey, Deceased, except for the Defendant, Suzanne Lacey, who is still a minor, and that upon the delivery of said quit claim deed, which is dated February, 1978, the Plaintiffs had said quit claim deed recorded in Deed Book 314 at pages 78-80 in said Probate Office.

3. That said Suzanne Lacey, a minor, has received her full share of and from the estate of said Robert E. Lacey, deceased, and neither said Suzanne Lacey, nor any other Defendants in this cause, have any interests whatsoever in and to said real property which is more particularly described above.

4. That no action is pending to enforce or test the validity of the title, claim, or encumbrance of any of the parties to this suit in any

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Court, other than this cause which is now before the Court.

IT IS THEREFORE CONSIDERED, ORDERED, ADJUDGED, AND DECREED by the Court as follows:

A. That the Plaintiffs, Phillip E. Lacey and wife, Billie R. Lacey, as joint tenants with right of survivorship, are the owners of the real property described above in Paragraph No. 1 of this Decree;

B. That the Defendants, Sharon Lacey Echols, Sarah Lacey Templin, Joe Templin, and Suzanne Lacey, have no right, title, claim, or interest in or encumbrance upon said real property, nor any part thereof, and that said Defendants be, and they are hereby, perpetually enjoined from interfering in any manner with the Plaintiffs's peaceable possession of said real property.

C. That the Register of this Court, within thirty days from this date, is ordered and directed to file this Final Judgment, or a certified transcript thereof, for record in the Probate Court of Shelby County, Alabama, taxing the expense thereof as costs in this cause, as is provided by 1975 Code of Alabama, Title 6, Section 6-544.

D. That costs of Court in this cause be, and the same are hereby, taxed against the Plaintiffs, for which let execution issue.

DONE AND ORDERED this 21st day of September, 1978.

James H. Sharbutt
Circuit Judge
I CERTIFY THIS JUDGMENT WAS FILED

1978 SEP 22 PM 2:54

Thomas A. Snowden, Jr.
JUDGE OF PROBATE

Rec. 5.50
Ind 1.50
\$ 6.50

STATE OF ALABAMA

SHELBY COUNTY

I, Kyle Lansford, Clerk of the Circuit Court of Shelby County, Alabama, hereby certify that the within and foregoing is a true, correct, and complete copy of the Final Judgment in Case No. CV-78-149 (E) as same appears of record in my office.

Given under my hand and official seal this the 22nd day of September, 1978.

Kyle Lansford