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IN THE MATTER OF THE ESTATE OF) IN THE CIRCUIT COURT, TENTH
JOHN R. SHRIVER, JR.,) JUDICIAL CIRCUIT OF ALABAMA.
DECEASED) IN EQUITY
) CASE NO. 167-811

D E C R E E

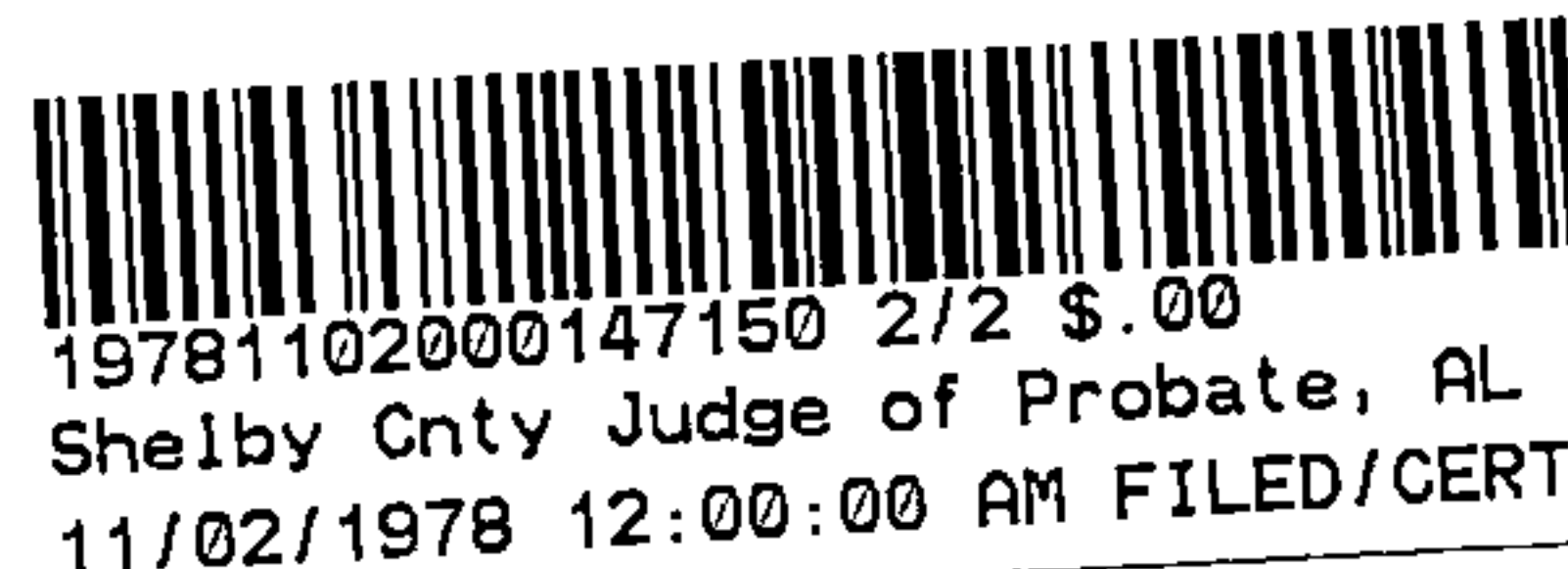
THIS MATTER came before the Court on the 8th day of August, 1972 on the verified petition of The First National Bank of Birmingham as Executor of the Estate of John R. Shriver, Jr., deceased, for the right to sell certain real property, all parties in interest did receive actual notice of the filing of said petition and of the hearing thereon and appeared by their respective counsel; Thomas C. Najjar, Jr. appearing on behalf of Ann S. Reed and Margaret Ruth Schlehr and Clifford Reeves appearing on behalf of Lucy D. Shriver and Drucilla Minton. The Court upon consideration of the verified petition and the contract of sale attached as an Exhibit thereto; the opinion of Louie Reese, MAI expressed in writing and the testimony of Henry Long given in open court the court finds as follows:

1. That the parcel of real property described in the attached Exhibit "A" being the subject matter of petition of sale cannot be equitably divided in kind among the heirs and devisees of the Estate of John R. Shriver, Jr., deceased, nor susceptible to assignment in kind among them.

2. That the said Lucy D. Shriver, widow of John R. Shriver, Jr., deceased, is entitled to commutation of her dower interest in said real property.

FILED IN OPEN COURT	
This <u>11th</u> day of <u>August</u> 19 <u>72</u>	
<u>W. C. Zanaty, Jr.</u> Acting REGISTER	
By <u>Ed</u>	E. R.
E. O. D.	D. R.

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3. That it is in the best interest of all parties that the real property be sold and that the purchase price to be paid in cash as reflected in the agreement of purchase attached to the petition for sale is equal to or in excess of the fair market value of said real property

It is, therefore,

ORDERED, ADJUDGED AND DECREED as follows:

(1) That The First National Bank of Birmingham, as Executor of the Estate of John R. Shriver, Jr., deceased, is authorized and directed to sell said real property upon the terms and conditions and at the price set out in the agreement of sale made the subject matter of the petition of said Executor.

(2) That the said Executor is authorized to execute a conveyance of said real property to the purchasers and to execute all other instruments and do all other things necessary to close said transaction of sale.

DONE this 11th day of August, 1972.

William C. Barber, Circuit Judge in Equity Sitting

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
FILED
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JUDGE OF PROBATE

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