

CERTIFICATE OF JUDGMENT

Case Number
CV 82 805
Yr Number

IN THE CIRCUIT COURT OF JEFFERSON COUNTY

5/7

Plaintiff. The First National Bank of Birmingham,
a national banking association

Judgment Date 3/21/83

Judgment \$31,242.64

Costs 48.00

Other

TOTAL \$31,290.64

VS

Defendant:

Rivers Company, Inc., a corp; Ralph A. Rivers, individually
P.O. Box 9473, Bham, Al

Plaintiff's Atty. Cabaniss, Johnston, Gardner

Defendant's Atty. Donald T. Trawick

JUDGMENT RENDERED IN FAVOR OF

X PLAINTIFF

DEFENDANT

JUDGMENT:

☐ Default

☐ Dismissal

☐ Detinue

☒ Other Summary Judgment

☐ Consent

☐ Workman's Comp.

☐ Unlawful Detainer

☐ Non Suit

☐ Pro Ami

JUDGMENT CONDITIONS:

☐ With Exemptions

☐ With Prejudice

☐ Without Exemptions

☐ Without Prejudice

3/21/83 Mot for Summary Judgment:

Granted as per separate order this date filed. Bryan, Jd.

SEE ATTACHED SHEET

Cabaniss, Johnston, et al

Certified as a True Copy

CLERK

Dolly Conradi
CLERK



IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

THE FIRST NATIONAL BANK OF
BIRMINGHAM, a national
banking association

Plaintiff,

vs.

RIVERS COMPANY, INC., a
corporation, et al

Defendants

CIVIL ACTION NO. CV 82-00805

ORDER

This matter before the court on the plaintiff's motion for summary judgment. The court has considered said motion, affidavits in support of and in opposition, as well as briefs by counsel for each party.

In the opinion of this court, the plaintiff has complied with the law in regard to establishing its claim and the outstanding deficiency. The court is very mindful that the defendants feel that the property foreclosed and the bid price were low and insufficient and, therefore, an unreasonable price. Notwithstanding this fact, it is the opinion of this court that the affidavit in opposition to said summary judgment is insufficient to create a jury issue. The values received on foreclosure and the prices paid by the plaintiff at foreclosure sale do not appear to be so low as to raise a question of propriety to this court. The court is mindful of the deflated real estate value at the time of foreclosure in this market area.

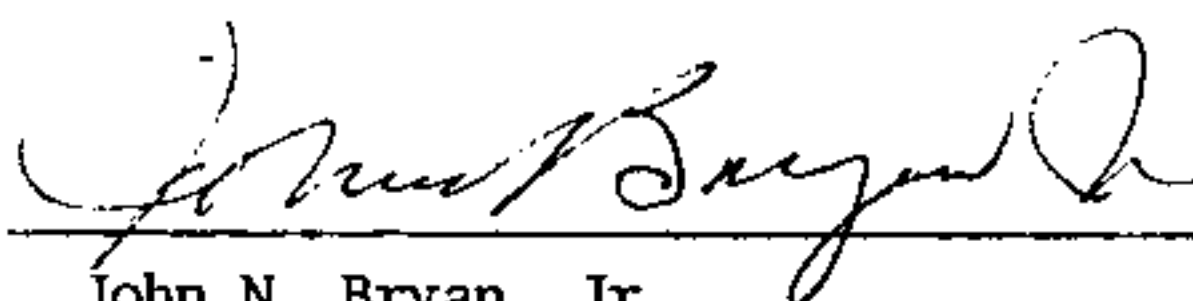
Judgment is, therefore, entered in favor of the plaintiff and against the defendants, as a matter of law, in the principal sum of Ten Thousand Eight Hundred and 43/100 Dollars (\$10,800.43), plus interest of Eighteen Thousand Nine Hundred Seventy-Five and 92/100 Dollars (\$18,975.92) up to December 13, 1982, and the additional interest of Four Hundred Sixty-Six and 29/100 Dollars (\$466.29) up to the date of this judgment. In addition, this court finds attorney's fees in the

Civil Action No. CV 82 00805

amount of One Thousand Dollars (\$1,000.00) to be a reasonable attorney's fee. The total judgment rendered in this case in favor of plaintiff and against defendants is the sum of Thirty-One Thousand Two Hundred Forty-Two and 64/100 Dollars (\$31,242.64) and all costs of court are taxed to the defendants.

DONE AND ORDERED this 21st day of March, 1983.

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John N. Bryan, Jr.
Presiding Judge

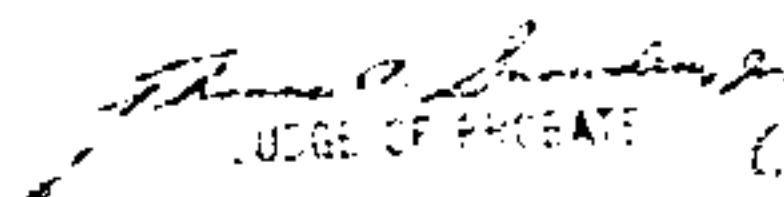
cc: W. Percy Badham, III
Donald J. Trawick

CLERK OF ALA. SHELBY CO.

FILED IN THIS
CASE NO. 82-00805

1983 JUN 10 AM 9:58

Rec. 4.50
Ind. 1.00
5.50


JUDGE OF PROBATE