

IN THE CIRCUIT COURT, SHELBY COUNTY, ALABAMA
EQUITY DIVISION

ROBERT C. WESSON, an individual,

Plaintiff,

vs.

CASE NO. CV 83 283 (E)

Begin at the NE corner of Section 23, Township 18 South, Range 1 East; thence run West along the North line of said Section 23, a distance of 1328.32 feet; thence turn an angle of 89 degrees 10' 46" to the left and run a distance of 1187.60 feet; thence turn an angle of 90 degrees 43' 45" to the left and run a distance of 300.00 feet; thence turn an angle of 90 degrees 59' 31" to the right and run a distance of 490.06 feet to a point on the North right of way line of Shelby County Highway No. 45; thence turn an angle of 80 degrees 52' 10" to the left and run along said highway right of way a distance of 215.96 feet; thence turn an angle of 5 degrees 16' 15" to the right and continue along said highway right of way a distance of 271.53 feet; thence turn an angle of 5 degrees 05' 59" to the right and continue along said highway right of way a distance of 237.06 feet; thence turn an angle of 5 degrees 23' 43" to the right and continue along said highway right of way a distance of 375.28 feet to a point on the East line of Section 23; thence turn an angle of 115 degrees 23' 01" to the left and run along the East line of said Section 23 a distance of 2036.57 feet to the point of beginning. Situated in the NE 1/4 of Section 23, Township 18 South, Range 1 East, Shelby County, Alabama, and containing 51.41 acres;

E. E. HOLCOMBE; A. J. HOLCOMBE; A. A. STRACNER; J. W. DUNCAN; DOCK GREEN; MOLLIE GREEN; R.E.L. CONNELLY a/k/a R.E.L. CONNOLLY; A. L. SIMS; ALLIE F. SIMS; L. B. HOUSTON; G. W. PATMON; D. L. BAKER, M. J. BAKER; SYLACAUGA WHOLESALE GROCERY CO., BY ITS PRESIDENT AND SECRETARY, JOHN S. PITTS; H. N. STRACNER; MAGGIE C. STRACNER; R. J. BRUNER; MRS. R. E. L. CONNELLY a/k/a MRS. R. E. L. CONNOLLY; OZELLE BRUNER; J.C. HOWARD; ROSE ELLEN HOWARD; WILLIAM C. TOMPKINS; BALSIE M. TOMPKINS; CHARLES TOMPKIN; SOHIO PETROLEUM CO.; and CENTRAL STATE BANK, and all of the said defendants' heirs, or devisees, if deceased, and any and all unknown claimants of the property herein named, or any interest, title, right, lien, or encumbrance thereon whose true identities are unknown to plaintiff at this time but which will be added by way of amendment when ascertained; and that real property situated in Shelby County, Alabama, hereinafter described in this complaint.

Defendants.

FINAL DECREE

THIS CAUSE, coming on to be heard upon the verified bill
GORHAM, WALDREP, STEWART & KENDRICK

ATTORNEYS AT LAW

15TH FLOOR

CITY FEDERAL BUILDING

BIRMINGHAM, ALABAMA 35203

BOOK 56 PAGE 932

of complaint heretofore filed in this cause, the default judgments rendered herein, the answers filed by defendants, Sohio Petroleum Company and Central State Bank, the appointment of Guardian Ad Litem and testimony under oath of the witnesses, and the pleadings and proof as shown by the file, The Court, considering only such proof and testimony as is relevant, material, competent and legal, finds that the plaintiff is entitled to the relief prayed for and it is, therefore, ORDERED, ADJUDGED and DECREED by This Court as follows:

1. That this cause was properly brought as an in rem action against said lands and against the parties to said cause.

2. That the plaintiff is the owner of said lands described in the complaint and has an absolute fee simple title thereto, free of all liens and encumbrances, with the exception of (1) a mortgage held by William C. Tompkins, as recorded in Mortgage Book No. 377, Page 412, in the Probate Court of Shelby County, Alabama, and (2) Sohio Petroleum Company has mineral rights leased on said property as per the Oil, Gas and Mineral Lease recorded in Real Book 342, Page 55, in the Probate Office of Shelby County, Alabama, and plaintiff's title to said lands is hereby established, and all doubts and disputes concerning the same are hereby resolved. Said property is situated in Shelby County, Alabama, and more is particularly described as follows:

Begin at the NE corner of Section 23, Township 18 South, Range 4 East; thence run West along the North line of said Section 23, a distance of 1328.32 feet; thence turn an angle of 89 degrees 10' 46" to the left and run a distance of 1187.60 feet; thence turn an angle of 90 degrees 43' 45" to the left and run a distance of 300.00 feet; thence turn an angle of 90 degrees 59' 31" to the right and run a distance of 490.06 feet

BOOK 56 PAGE 933

Certified - a true and complete copy

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5/31/84

to a point on the North right of way line of Shelby County Highway No. 45; thence turn an angle of 80 degrees 52' 10" to the left and run along said highway right of way a distance of 215.96 feet; thence turn an angle of 5 degrees 16' 15" to the right and continue along said highway right of way a distance of 271.53 feet; thence turn an angle of 5 degrees 05' 59" to the right and continue along said highway right of way a distance of 237.06 feet; thence turn an angle of 5 degrees 23' 43" to the right and continue along said highway right of way a distance of 375.28 feet to a point on the East line of Section 23; thence turn an angle of 115 degrees 23' 01" to the left and run along the East line of said Section 23 a distance of 2036.57 feet to the point of beginning. Situated in the NE 1/4 of Section 23, Township 18 South, Range 1 East, Shelby County, Alabama, and containing 51.41 acres.

3. That the defendants, William C. Tompkins and Sohio Petroleum Company, have an interest in the said lands and all other defendants in this cause or any other person, firm, or corporation, have no right, title or interest or lien or encumbrance on said lands or any part thereof, and all right, title and interest of said defendants and all other persons, firms, or corporations is hereby divested out of said defendants and vested into the plaintiff, Robert C. Wesson.

4. That a certified copy of this decree will be recorded in the Office of the Judge of Probate of Shelby County, Alabama, and be indexed in the name of Robert C. Wesson, on both the direct and indirect index of record thereof.

5. That the guardian ad litem in this cause is awarded \$ 100. as payment for his services as such guardian ad litem, the same to be taxed as a part of the costs herein.

6. The plaintiff shall pay the costs of this proceeding, for which let execution issue.

Done and Ordered this 7 day of May, 1984.

FILED IN OFFICE THIS THE 7

May 19 84

1984 JUN -4

AM 10:12

Kyle Sanatkar
Clerk of Circuit Court
Shelby County, Alabama

JUDGE OF PROBATE

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

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certified a true and complete copy

Kyle Sanatkar 5/31/84

Register of Circuit Court

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PAGE 934