

CHENEY LIME AND CEMENT COMPANY,

Plaintiff,

VS

GEORGE R. MOORE, and his heirs
or devisees, if deceased, LAMON
ROY, EVA ROY, and described
property,

Defendants.

IN THE CIRCUIT COURT FOR

SHELBY COUNTY, ALABAMA

CIVIL ACTION NUMBER

JUDGMENT

CV-81-311(E)
FILED IN OFFICE THIS THE 21st DAY
OF May, 1985
Kyle Lunsford
Clerk of Circuit Court
This case came
Shelby County, Alabama

The plaintiff, Cheney Lime and Cement Company, filed an in rem and in personam action in regard to the subject property. on for trial, and defendants Lamon and Eva Roy and the plaintiff executed certain quitclaim deeds to each other, and the Roys no longer make any claim to any of the subject property except that which was deeded to them by quitclaim deed. The Clerk made an entry of default as to all other defendants.

The court proceeded to take evidence in this case, in the presence of the guardian ad litem and the attorney for the Roys. It is the finding of this court that the Cheney family acquired the title to this property in June 23, 1922, that Cheney went into possession of the subject property in 1935, and that the Cheney family, or the company owned by the Cheney family, have paid taxes on the property since the early 1930's.

Wherefore, it is hereby ORDERED, ADJUDGED and DECREED that Cheney Lime and Cement Company is the sole owner of all right, title to and interest in the east half of the southwest quarter of the northeast quarter of Section 11, Township 21 South, Range 3 West, Shelby County, Alabama, less and except the portion thereof, which the plaintiff has quitclaimed to Mrs. Eva Roy, described as follows:

Commence at the SW corner of the SW 1/4 of the NE 1/4 of Section 11, T21S, R3W, Shelby County, Alabama, and run easterly along the south line of said quarter-quarter a distance of 679.31' to a fence corner and the point of beginning of the parcel being described, thence turn an angle of 89 degrees 02 minutes 10 seconds to the left and run northerly along said fence line a distance of 201.07' to a 20" diameter oak tree with a railroad spike set in its center a height of 5 feet, thence turn an angle of 2 degrees 23 minutes 0 seconds to the left and run northerly a distance of 594.65' to a steel pin corner set on the center of an existing creosated fence post on the south right of way line of the L & N Railroad and the end of the agreement line; thence run northwesterly along the south right of way line of the L & N Railroad to the intersection thereof with the west line of the east half of the SW 1/4 of the NE 1/4 of said Section 11; thence run south along the west line of the east half of the SW 1/4 of the NE 1/4 of said Section 11 to the intersection thereof with the south line of the SW 1/4 of the NE 1/4 of said section 11; thence run east along the south line of said SW 1/4 of the

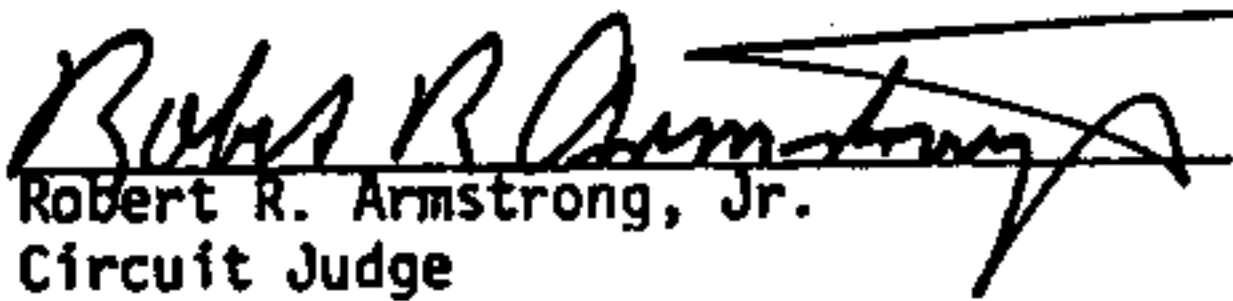
W. E. J. F.

NE 1/4 of Section 11, a distance of 22.0 feet to the point of beginning, according to survey of Joseph E. Conn, Jr., Registered Land Surveyor, dated April 14, 1985,

and no other person, and no other entity has any right, title to or interest in the said property, and title to it is hereby quieted in Cheney Lime and Cement Company.

It is further ORDERED that the guardian ad litem, Mr. Mike Atchison, is hereby awarded a fee in the amount of One Hundred Fifty Dollars (\$150), which fee is hereby taxed as a part of the court costs.

Costs of this action are taxed to Cheney Lime and Cement Company.
DONE and ORDERED this 21 day of May, 1985.


Robert R. Armstrong, Jr.
Circuit Judge

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STATE OF ALABAMA)
SHELBY COUNTY)

I, the undersigned, Kyle Lansford, Register of the Circuit Court for Shelby County, Alabama, do hereby certify that the foregoing is a correct copy of the original Judgment rendered by the Judge of the Circuit Court in the above stated cause, which said Judgment is on file and enrolled in my office, and the cost has been paid.

Witness my hand and seal this 28 day of May, 1985.


Register, Circuit Court

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

MAY 28 AM 9:35


JUDGE OF PROBATE

RECORDING FEES

Recording Fee \$ 5.00

Index Fee 1.00

TOTAL \$ 6.00