

1233

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

ALLIED PRODUCTS COMPANY, an
Alabama Corporation, et al

Plaintiffs,

VS.

JOHN C. PATTERSON, et al

Defendants.

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CIVIL ACTION NO. CV-82-214(E)

ORDER AMENDING DECREE TO QUIET TITLE

This matter having been presented to the court on motion for reconsideration by the defendants, and on motion to dismiss the quiet title claim and to amend decree filed by the plaintiff Allied Products Company (hereinafter referred to as Allied), and the court having read and considered said motion and having conferred with counsel for the parties involved herein, the court is of the opinion that the relief requested should be granted:

It is, therefore, ORDERED, ADJUDGED AND DECREED as follows:

1. That the quiet title claim of Allied be, and it is, hereby dismissed without prejudice.

2. That the decree to quiet title entered by the court on December 10, 1985, be, and it is, hereby amended as follows:

(a) Paragraph seven (7) on page six of said order is hereby deleted.

(b) The "Order", contained on pages six through nine, both inclusive, is hereby deleted and the following

"Order" is substituted therefor:

12-9-86 Filed with the Court at Chambers in Alabama
at 1:20 PM this date 12-9-86

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ORDER

It is therefore, ORDERED, ADJUDGED AND DECREED as follows:

1. Judgement is hereby entered against the defendants on their quiet title action because of the defendants' failure to prove title by adverse possession.

2. Plaintiffs are hereby granted the right to take possession of the property and the Pattersons are hereby ordered not to go onto said property or in any way interfere with the peaceable possession of said property by plaintiffs or any of their agents, servants, or employees. Plaintiffs are further granted the right, if necessary, to file with this court any writs of eviction or other legal proceeding necessary to remove Pattersons from said property in the event they fail to vacate the premises within thirty (30) days from the date of this order.

3. It is further ordered that this decree be, and it is, hereby deemed to be a Final decree, all of the issues in this case having now been decided.

4. The costs in this matter are hereby taxed against the Pattersons.

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(c) All portions of the court's December 10, 1985 order not specifically referred to above shall remain in full force and effect.

Done and ordered this the 9th day of April, 1986, at

3:26 p.m. at Chambers

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

Circuit Judge

1986 APR 18 PM 4:24

Rec 5.00
Jud 1.00
6.00

James W. Henderson, Jr.
JUDGE OF PROBATE

FILED IN OFFICE THIS THE 9th DAY

OF April 1986 4:25 P.M.

Kyle Lansford

Circuit Clerk and Register
Shelby County, Alabama

4-18-86

Certified a true and complete copy

Kyle Lansford
Clerk of Circuit Court