

1920

IN THE CIRCUIT COURT
FOR THE EIGHTEENTH JUDICIAL CIRCUIT OF ALABAMA

ESTATE OF JOE A. SCOTCH
DECEASED, JOE A. SCOTCH, JR.
EXECUTOR,

Plaintiff

vs.

JOHNNIE BURTON, ELVIRAH Z.
FINLEY, FRANK GREEN, MARY L.
GREEN, JAKE ODEN, WILL OWENS
LEONA OWENS, OTIS D. SMITH,
FRED TROTTER, SUSIE TROTTER,
et al.

Defendants

Civil Action #CV-87-182

FILED IN OFFICE THIS THE MAR 11 1988
OF _____, 19____

Kyle Lanford

Circuit Clerk and Register
Shelby County, Alabama

JUDGMENT

This cause came on to be heard based upon the jointly filed "Motion for Consent Judgment" filed by counsel of record for the plaintiff, Estate of Joe A. Scotch, Deceased, Joe A. Scotch, Jr., Executor, and defendants, Fred Trotter and Susie Trotter. According to said Motion, the parties acknowledged that the plaintiff has no claim, right, title or interest in the subject real property, viz: the West half of Lot 6, Block 5 of the Lincoln Park Subdivision as recorded in Map Book 3, Page 145, in the Probate Office of Shelby County, Alabama, and further, that all right, title and interest in and to said property should be in the said defendants, Fred Trotter and Susie Trotter, as joint tenants with right of survivorship. The parties further requested that costs of this portion of the action against said defendants be taxed to plaintiff and that the judgment entered be according to Rule 54(b).

Seier, Johnston & Drippe

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Based upon the said joint Motion, it is therefore,

ORDERED, ADJUDGED AND DECREED as follows:

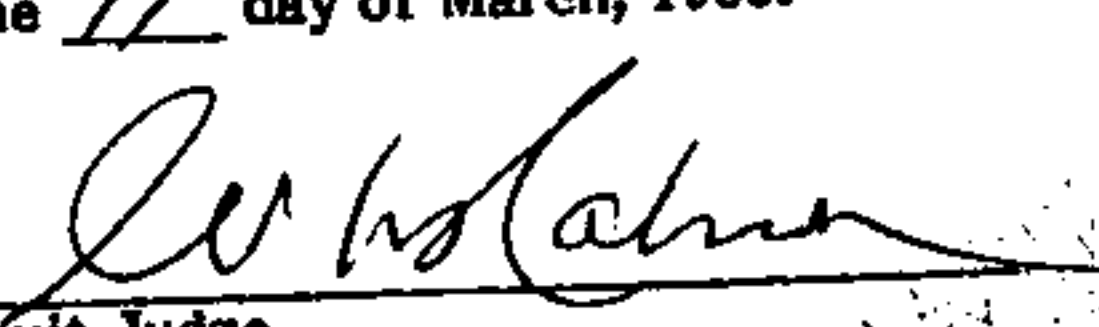
1. Fred Trotter and Susie Trotter, as joint tenants with right of survivorship, are the true title holders of that certain real property located in Shelby County, Alabama, more particularly described as follows: the West half of Lot 6, Block 5, according to the Lincoln Park Subdivision recorded in Map Book 3, Page 145, in the Probate Office of Shelby County, Alabama, and all right, title and interest in and to said real property is hereby vested in Fred Trotter and Susie Trotter, as joint tenants with right of survivorship.

2. The Court further finds that the Estate of Joe A. Scotch, deceased, has no right, title or interest in or to the said real property and any and all claims are hereby forever barred.

3. The Court finds no just reason for delay in entering a Final Judgement on this claim and therefore, pursuant to Rule 54(b) of the ARCP, does direct entry of Final Judgment on the claim of Fred Trotter and Susie Trotter. This Judgment is therefore final only as to the said claim of Fred Trotter and Susie Trotter, and all other claims in the above styled cause not heretofore resolved, shall continue for just adjudication.

4. Costs of the proceeding against Fred Trotter and Susie Trotter are hereby taxed against the plaintiff.

DONE AND ORDERED on this the 14 day of March, 1988.


Circuit Judge

cc: A. Eric Johnston, Esquire
Don B. Long, Jr., Esquire

RECORDING FEES

Recording Fee	\$ <u>500</u>
Index Fee	<u>900</u>
TOTAL	\$ <u>1400</u>

STATE OF ALABAMA
J. C. STUBBS
INSTRUMENTS
88 MAR 25 PM 4:02
CLERK OF PROBATE