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IN THE CIRCUIT COURT FOR JEFFERSON COUNTY, ALABAMA  
BESSEMER DIVISION

MARIANNE W. HARDY,

Plaintiff,

vs.

JAMES W. HARDY,

Defendant.

FILED IN OFFICE  
BESSEMER DIVISION  
90 DEC -6 P3 51

CASE NO. DR 87-398:01

ORDER

This cause coming on to be heard on this the 28th day of November, 1990, on the Petition filed by the Plaintiff, Marianne W. Hardy, both parties being represented by counsel, and it appears to the Court that an Agreement having been entered into between the parties, it is hereby ORDERED, ADJUDGED and DECREED by the Court that the Petition filed by the Plaintiff be and the same hereby is granted as follows:

A. It is hereby ORDERED, ADJUDGED and DECREED by the Court that a judgment be rendered against the Defendant in the amount of \$18,000.00 representing back child support due by virtue of the Divorce Decree rendered in January, 1988.

B. It is further ORDERED, ADJUDGED and DECREED by the Court that the Defendant shall pay to the Plaintiff the sum of \$9,000.00 to be received by the Plaintiff on or before December 8, 1990. The balance of \$9,000.00 shall be paid by the Defendant to the Plaintiff in thirty-six (36) equal monthly installments, either through Chapter 13 Bankruptcy Court, or paid directly to the Plaintiff. The Plaintiff's Petition for Contempt is granted.

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James Hollins

The Court finds that the Defendant has willfully refused to pay child support as ordered. He is sentenced to the Jefferson County Jail, but this sentence is suspended, and he may purge himself of contempt by paying to the Plaintiff the amounts set out in this paragraph. In the event the Defendant fails to comply with this Order, he is hereby ordered to the Jefferson County Jail for which an Arrest Order shall forthwith be issued upon notification to the Court by the Plaintiff's attorney that the Defendant has failed to comply with this Order.

C. It is further ORDERED, ADJUDGED and DECREED by the Court that the Defendant shall pay to the Plaintiff through the office of her attorney, James A. Holliman, the sum of \$500.00 representing a reasonable attorney fee incurred by the Plaintiff in collecting the back child support. Payment shall be made by paying said sum directly to James A. Holliman on or before December 8, 1990.

D. It is also further ORDERED, ADJUDGED and DECREED by the Court that all other provisions of the said judgment of divorce not specifically modified herein shall remain in full force and effect, and all court costs incurred herein be and the same hereby are taxed against the Defendant for which let execution issue.

DATED this the 5th day of December, 1990.

I, Earl N. Carter, Jr., as Clerk of the Circuit Court, Tenth Judicial Circuit of Alabama, Bessemer Division, do hereby certify that the foregoing is a true, correct and full copy of the instrument herewith set out as appears of record in said Court.

Witness my hand and the seal of said Court, this  
day of January, 1991

Clerk

ROGER HALCOMB, CIRCUIT JUDGE

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

2 91 JAN -7 AM 11:33

Judge of Probate

Rec'd 5.00  
Jud 3.00  
Cost 1.00  
Total 9.00

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