

STATE OF ALABAMA,
PETITIONER,

IN THE PROBATE COURT OF
SHELBY COUNTY, ALABAMA

VS.

ZOLLIE COWART, JR., et als,
RESPONDENTS.

MOTION BY PETITIONER

Comes now the Petitioner in the above entitled cause and shows unto the Court that the property more particularly described in the paragraph or "Parcel" No. 46 of Paragraph 3 of the Application For Order Of Condemnation, as amended, heretofore filed in this said cause, and in the written report of Commissioners heretofore filed in this said cause, and sought to be condemned in this said cause, has been, since the filing of said written report of Commissioners, purchased from and conveyed by the owners thereof, parties Respondent to this said cause, to Petitioner, and that Petitioner has paid to said owners the sum of \$6210.00, which is the amount of damages and compensations ascertained and assessed by Commissioners in said written report, as the purchase price for said property. Petitioner further shows unto the Court that by reason of the above stated facts, Petitioner is entitled to be refunded by the Court the sum of \$6210.00 which has been paid into the Court for said above specified property which Petitioner has purchased as aforesaid, and Petitioner herein makes application unto the Court for said sum of \$6210.00.

Petitioner amends said Application For Order Of Condemnation by striking from said Application the property described in paragraph or "Parcel" No. 46 of Paragraph 3 of said Application and by striking from said Application the following named parties Respondent to said Application: J. C. Sargeant, Jr. Mary M. Sargeant, J. Stanley Sargeant, Shirley S. Sargeant, The Federal Land Bank of New Orleans, a corporation, and J. O. Self, and by striking the description of said property and names and the descriptions designating the identity of said parties from said Application, and Petitioner moves the Court to dismiss these proceedings against said property and parties.


ATTORNEY FOR PETITIONER

ORDER OF THE COURT

On Motion of Petitioner, it is understood by the Court that the property described in paragraph or "Parcel" No. 46 of Paragraph 3 of the

Application for Order of Condemnation, as amended, heretofore filed in this said cause, and in the written report of Commissioners heretofore filed in this said cause, has now been purchased from and conveyed by the owners thereof to Petitioner herein for the sum of \$6210.00 which was the same amount of damages and compensations ascertained and assessed by Commissioners in said written report of Commissioners, and that as a consequence thereof, the sum of \$6210.00 which was also paid into this Court by Petitioner as payment for said same property, is due to be refunded to said Petitioner.

It is therefore considered, ordered, adjudged, and decreed by the Court that the sum of \$6210.00 be paid from the funds on deposit in this said cause to the State of Alabama; Petitioner herein.

It is further considered, ordered, adjudged, and decreed by the Court that the amendments to Application For Order Of Condemnation specified in the Second Paragraph of the above Motion by Petitioner are hereby allowed.

Witness my hand this 6th day of January, 1959.

L. C. Walker
 JUDGE OF PROBATE

STATE OF ALABAMA, SHELBY COUNTY

I, L. C. Walker, Judge of Probate, hereby certify that the within was filed for record the _____ day of _____, 19____, at _____ o'clock _____ M. and recorded in _____ Record _____ Page _____, and the Mortgage Tax of _____ Deed Tax of _____ has been paid.

L. C. Walker
 Judge of Probate