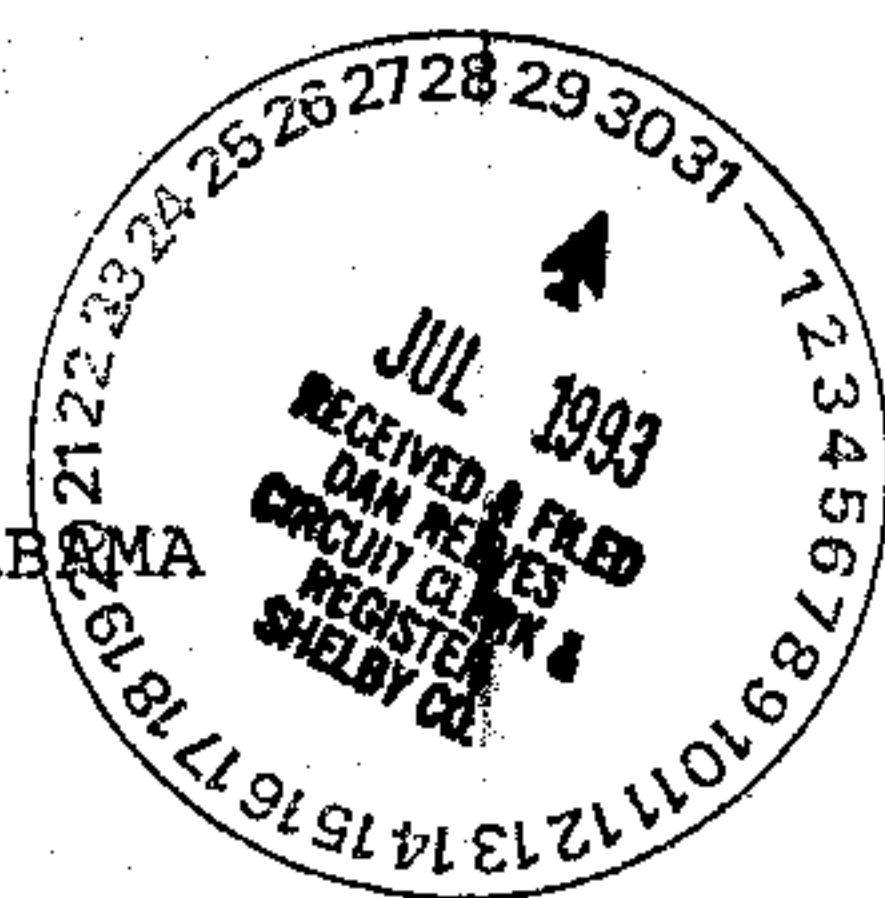


Frank Head
AUG. 04 1993



Inst # 1993-23244

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

EVELYN RUTH SPRAITZAR,

PLAINTIFF

VS.

CASE NO. CV 92-715

EDDIE BRASHER AND
LAURA GUIN BRASHER,

DEFENDANTS

ORDER OF COURT

This cause coming on to be heard the 10th day of June, 1993, and the plaintiff appearing in court with her attorney of record, Hon. J. Frank Head, and the defendants appearing in court with their attorney of record, Hon. Hewitt L. Conwill, and the Court being informed that the parties have reached a settlement agreement, which was presented to the Court, and upon consideration thereof, the Court finds such to be fair and equitable, and it is, therefore, ORDERED, ADJUDGED AND DECREED as follows:

1. That the defendants shall execute a quitclaim deed to the plaintiff for the disputed real property in this cause, which is more particularly described in Exhibit "A", and which is attached hereto, and made a part and parcel hereof.

The defendants shall remove their mobile home and any other of their personal property and possessions from the above described real property on or before December 10, 1993. The defendants shall not leave any trash or debris on the real property, nor damage or destroy any part of said real property, nor commit any waste upon said real property, and shall fill in holes and repair the land in the event excavation is needed to remove fixtures or other possessions.

2. The plaintiff shall pay the defendants the sum of Four Thousand Dollars (\$4,000.00) in consideration of the settlement between the parties and the execution of the quitclaim deed. The plaintiff shall make payment to the defendants upon execution of the quitclaim deed.

3. This cause shall be dismissed on December 31, 1993, unless motion is made by either party informing the court of the failure of compliance with this order. Unless further action is taken, costs will be taxed as paid.

This the 29th day of July, 1993.

08/06/1993-23244
10:20 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 12.00

D. Al Crowder
Circuit Judge

Exhibit "A"
to Order of Court

A parcel of land situated in the Northwest Quarter of the Southeast Quarter of Section 26, Township 19 South, Range 1 West, Huntsville Meridian, Shelby County, Alabama, and lying northerly of Shelby County Highway 440, easterly of Shelby County 39 and easterly and northeasterly of Williamson Road all as situated in June, 1993, and being more particularly described as follows:

Commence at the Southeast Corner of the Southwest Quarter of the Southeast Quarter of said section 26; thence in a northerly direction along and with the easterly line of said quarter-quarter section 1298.56 feet to an iron pipe; thence with a deflection of $0^{\circ}10'17''$ left, 317.81 feet to an old iron pipe in the root of a tree; thence with a deflection of $0^{\circ}18'16''$ right, 55.15 feet to an iron pin on the northerly margin of Shelby County Highway 440, said highway having a prescriptive right-of-way, and the point of beginning; thence in a southwesterly direction along and with said northerly prescriptive right-of-way margin to the intersection with the northeasterly prescriptive right-of-way margin of Williamson Road, for the purpose of this description along and with the following three courses: with a deflection of $105^{\circ}17'55''$ left, 249.63 feet to a point; thence with a deflection of $3^{\circ}36'01''$ left 116.55 feet to a point; thence with a deflection of $33^{\circ}53'47''$ right 41.15 feet to a point; thence in a northerly and northwesterly direction along and with the easterly and northeasterly prescriptive right-of-way margin of Williamson Road to the intersection with the easterly prescriptive right-of-way margin of Shelby County Highway 39, for the purpose of this description along and with the following two courses: with a deflection of $56^{\circ}11'50''$ right, 133.74 feet to a point; thence with a deflection of $14^{\circ}27'46''$ left, 273.28 feet to a point; thence in a northerly direction along and with the prescriptive right-of-way margin of Shelby County Highway 39 to a point, for the purpose of this description along and with the following two courses: thence with a deflection of $29^{\circ}41'27''$ right, 184.88 feet to an iron pin; thence with a deflection of $3^{\circ}51'08''$ right, 112.92 feet to an old iron pipe; thence with a deflection of $88^{\circ}59'55''$ right, leaving said prescriptive right-of-way, 594.87 feet to an iron pipe on the easterly line of the Northwest Quarter of the Southeast Quarter; thence with a deflection of $90^{\circ}43'35''$ right, along and with said quarter-quarter section line 567.12 feet to the point of beginning, forming a closing interior angle of $105^{\circ}17'55''$. According to Survey of Jerry O. Peery, Al. Reg. No. 12697, dated June 26, 1993.

The intent of this Order is for conveyance of any and all interests in property owned by defendants which lie East of the present-day Shelby County Highway 39, East and Northeast of the present-day paved Williamson Road, North of present-day Shelby County Highway 440, South of the D. W. Whisenhunt and Elizabeth G. Whisenhunt property, and West of the East line of the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, of Section 26, Township 19 South, Range 1 West, Shelby County, Alabama.

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