

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

RALPH COMER AND RUTH COMER
PLAINTIFFS

VS

BILLY K. GRAHAM, SR.
BILLY K. GRAHAM, JR., ET. AL.
DEFENDANTS

CASE #: CV 84-120 (E)

JUDGMENT FIXING BOUNDARY LINE

This is a statutory boundary line action brought pursuant to Title 35-3-1 et seq., of the Code of Alabama, 1975. The court having considered the pleadings, and having appointed John Gary Ray, registered professional engineer and land surveyor # 12295 to survey and establish the common line of the government survey between the Northeast quarter of the Southeast quarter of Section 11, Township 24 North, Range 13 East and the Northwest quarter of the Southwest quarter of Section 12, Township 24 North, Range 13 East. The Court finds as follows:

1. The Court has jurisdiction of the parties, this cause and the subject matter of this cause; and
2. That the Plaintiffs own the following described real estate in Shelby County, Alabama: Northeast quarter of the Southeast quarter of Section 11, Township 24 North, Range 13 East, and
3. That the Defendant, Billy R. Graham, Sr., owns the following described real estate in Shelby County, Alabama: Northwest quarter of the Southwest quarter of Section 12, Township 24 North, Range 13 East and
4. That a dispute exists as to the true East/West boundary line of said properties.
5. The parties hereto by their respective attorneys, having considered the survey made by John Gary Ray, Registered Professional Engineer and Land Surveyor # 12295 and a copy of said survey being attached to this decree as Exhibit A, in open Court in the presence of their clients, have agreed in open Court that said survey and the location of said boundary line is true and correct, and the court does hereby approve the survey as made by John Gary Ray, a copy of which is attached hereto as Exhibit A as the true North/South boundary line between the properties belonging to the Plaintiffs and the Defendant, which line establishes the East boundary line of Plaintiff's property and the West boundary line of Defendant's property.



Ins. # 1994-32849

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SHELBY COUNTY JUDGE OF PROBATE
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C. Clark Davidson

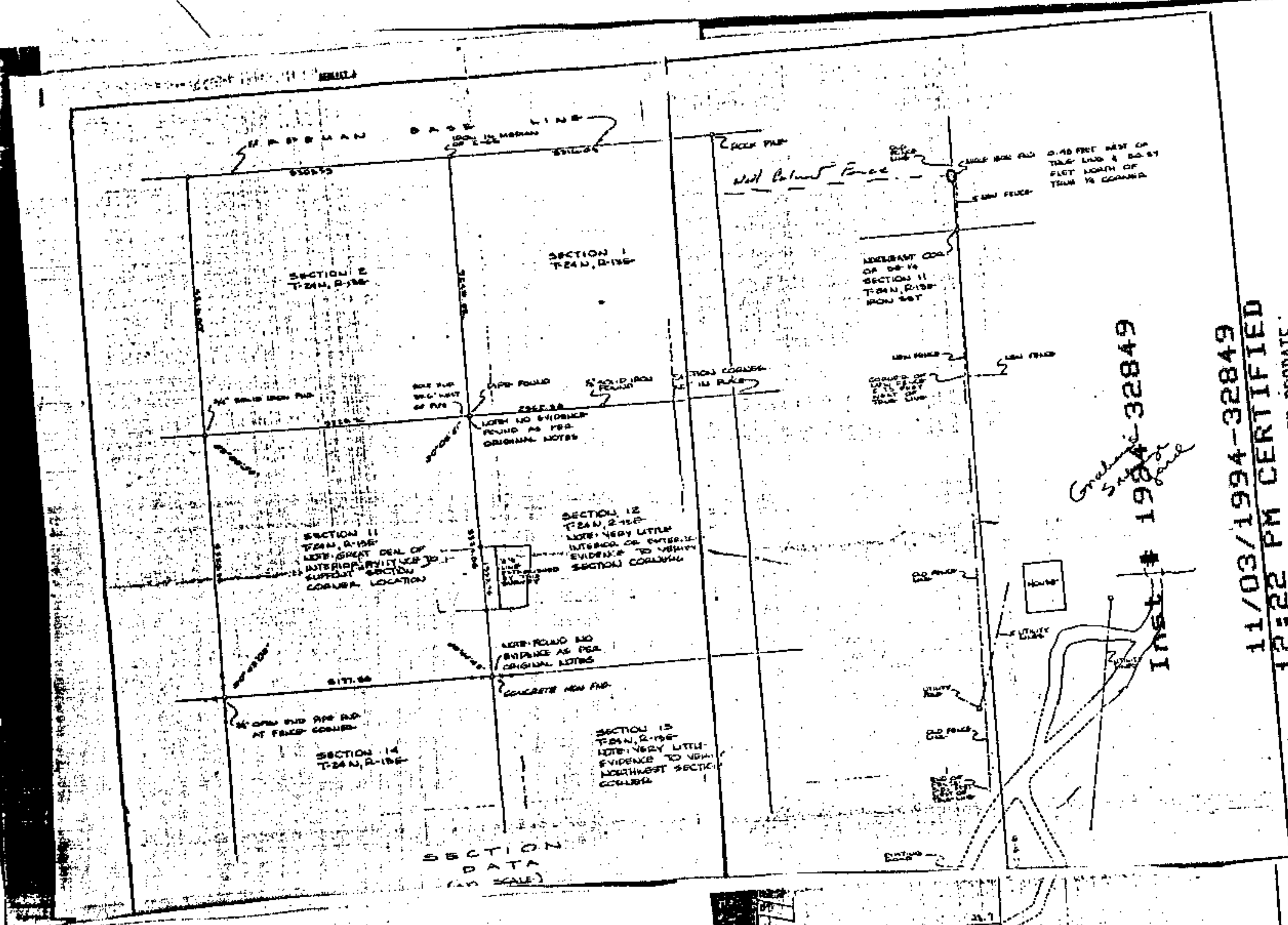
It is therefore, ORDERED, ADJUDGED AND DECREED by the Court that the true common boundary line on the East and West of the properties belonging to the Plaintiffs and the Defendant shall be as established by said surveyor and a copy of a map or plat of said survey establishing the boundary line is hereto attached as Exhibit A. It is further,

ORDERED, ADJUDGED AND DECREED by the Court that John Gary Ray, Registered Surveyor # 12295, go out and place monuments on the South end of the property designated on Exhibit A as Southeast corner of the Northeast quarter of Southeast quarter of Section 11, Township 24 North, Range 13 East and as that South East corner is designated (circled in red) on Exhibit A and on the North end of said property designated on Exhibit A as Northeast corner of Southeast quarter of Section 11, Township 24 North, Range 13 East, as the North East corner is designated (circled in red) on Exhibit A and as noted to be 50.37 feet North of the true 1/4 corner at found angle iron. And that said monuments be inscribed as follows: "This monument is placed here to mark a boundary line established by the Circuit Court of Shelby County, Alabama, Case Number: CV 84-120 (E) on August 19th, 1994." The cost of the monuments, the surveyors fees, shall be taxed as cost upon the filing of an affidavit stating the same. The surveyor shall file a report with the court within ten days after the monuments are so placed describing them and reciting their locations.

It is further ordered that the clerk cause a copy of this judgment and Exhibit A to be recorded in the office of the Judge of Probate of Shelby County, Alabama, that the cost of the certified copy and recording fees to be taxed as cost.

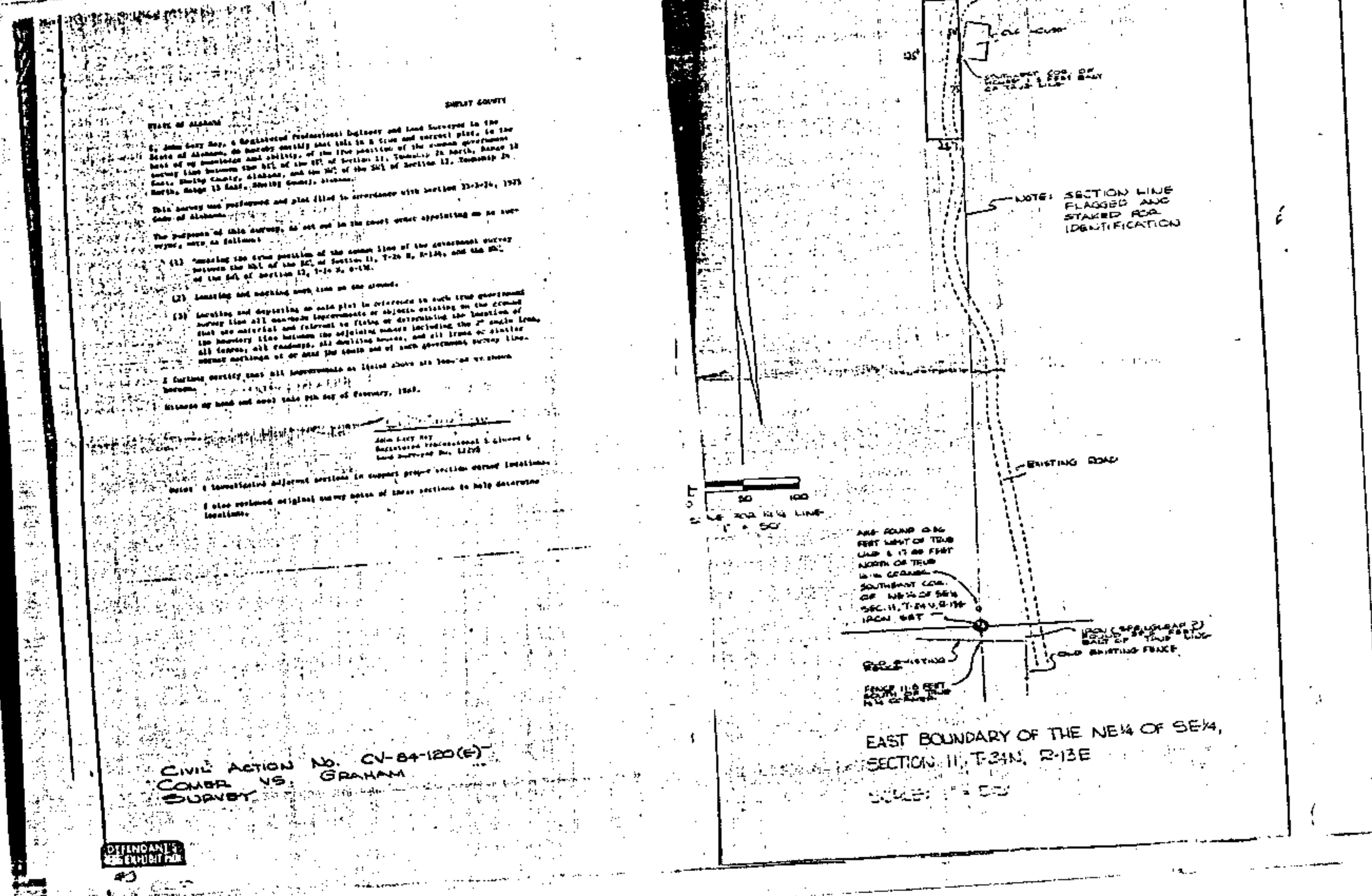
Done this 26th day of September, 1994.

D. Al Crowson
Circuit Judge



Graham vs. Comer
Inst. # 1984-32849

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CIVIL ACTION No. CV-84-120(E)
COMER VS. GRAHAM
SURVEY

EAST BOUNDARY OF THE NE 1/4 OF SE 1/4,
SECTION 11, T-24N, R-13E
SCALE: 1" = 50'

Original Map (Scale) is in the Circuit Court of Shelby County File No.
Case No. CV-84-120 (Comer v Graham)