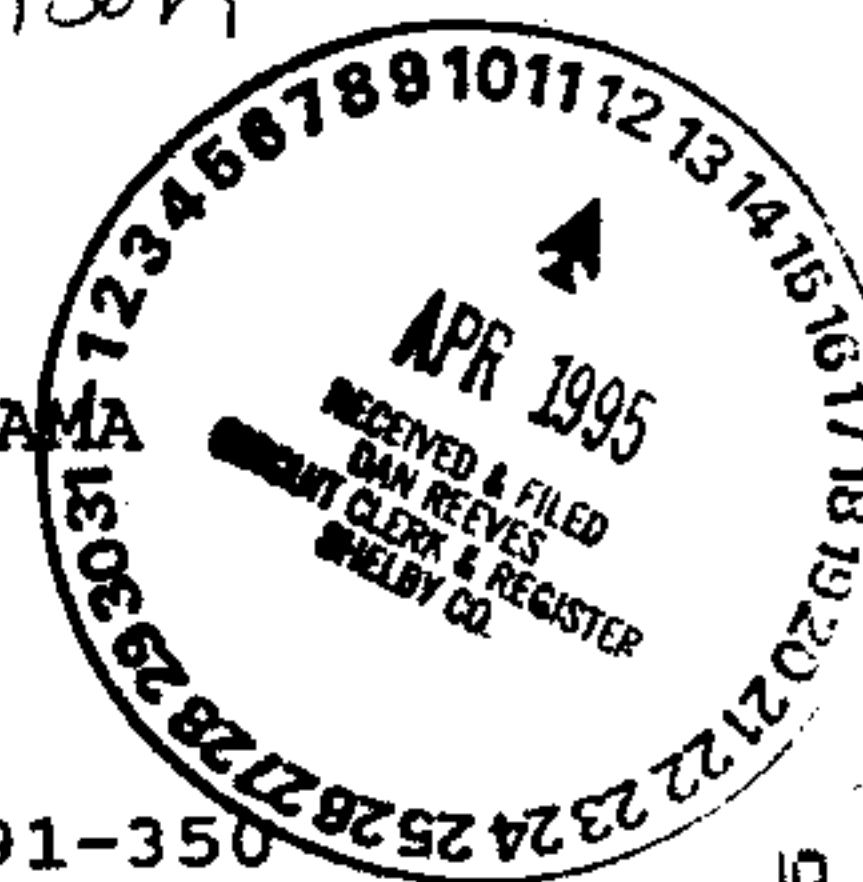


Roy Johnson



IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

IN THE MATTER OF THE
ESTATE OF SAM DATCHER,
DECEASED.

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CASE NUMBER: CV-91-350

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SHELBY COUNTY JUDGE OF PROBATE

JUDGMENT APPROVING PETITION FOR FINAL SETTLEMENT

This being the day heretofore set by this Court to hear and pass upon the verified Petition For Final Settlement Of Decedent's Estate heretofore filed in this cause by Elgin Datcher, as Executor of the Estate of Sam Datcher, deceased, and said cause coming on before the Court for hearing, now comes said Executor, as petitioner, in his own person and by and through his attorney, and moves the Court to pass and allow his accounting as such Executor, and as set forth in said Petition For Final Settlement Of Decedent's Estate, and to proceed with the final settlement of his administration of said Estate in this cause;

And it appearing to the Court from proper evidence that due notice of the time and nature of this settlement has been given by publication for three successive weeks in the Shelby County Reporter, a newspaper published in Shelby County, Alabama, and that the distributees of said Estate have received notice of this proceeding, the Honorable Roy M. Johnson, III, guardian ad litem for Annie Bell Datcher, a person of unsound mind, and of Elston Datcher, a person of unsound mind, being present in open Court, and said cause being called for hearing, the Court now proceeds to examine said Petition For Final Settlement Of Decedent's Estate and to hear evidence relative thereto, including the testimony of said Elgin Datcher in open Court;

Whereupon, the Court FINDS that said Executor has now performed and carried out the Last Will And Testament Of Sam

Inst # 1995-11025

Datcher, Deceased, which has been admitted to Probate in this cause, and as heretofore ordered by this Court.

The Court further **FINDS** that there are no unpaid claims which have been filed against said Estate and that said Executor has distributed all personal property which has come into his hands as Executor, and has executed and delivered deeds to all real estate which was owned by said decedent at the time of his death pursuant to said Last Will And Testament and the previous orders of this Court, that the business of this Estate has been completed, and that this Estate should now be closed.

And it further appearing to the satisfaction of the Court that costs of Court herein accrued have been prepaid by said Executor, except for the guardian ad litem fee for Honorable Roy M. Johnson, III in the amount of \$1,541.50 which has previously been approved by this Court, without objection, and further, that no cash funds remain for the payment of said guardian ad litem fee, which is taxed as additional Court costs herein.

It is therefore **CONSIDERED, ORDERED, ADJUDGED, and DECREED** by the Court as follow:

1. That said Petition For Final Settlement Of Decedent's Estate as filed herein by Elgin Datcher, as Executor of the Last Will And Testament of Sam Datcher, Deceased, is finally **APPROVED** and that said Elgin Datcher, as such Executor, is hereby **RELEASED** and **DISCHARGED** as such Executor and is hereby **RELEASED** and **DISCHARGED** of all liability in this cause.

2. That the remaining unpaid Court costs in this case, i.e., the sum of \$1,541.50 which has been approved as a guardian ad litem fee for said Roy M. Johnson, III, is hereby **DECLARED** to be a lien on the several parts of the real estate which have been partitioned in kind among the joint distributes of the Estate of said Sam Datcher, Deceased, as said parcels are more particularly designated

in the Order entered by this Court in this cause on February 18, 1994, and as further described in the Statutory Warranty Deeds which have been executed and delivered by said Executor and recorded in the Probate Office of Shelby County, Alabama, as Inst. #1994-19959, Inst. #1994-19960, Inst. #1994-19961, Inst. #1994-19962, and Inst. #1994-19963, as authorized and provided by 1975 Code of Alabama 34-3-60.

DONE and ORDERED this 10th day of April, 1995.

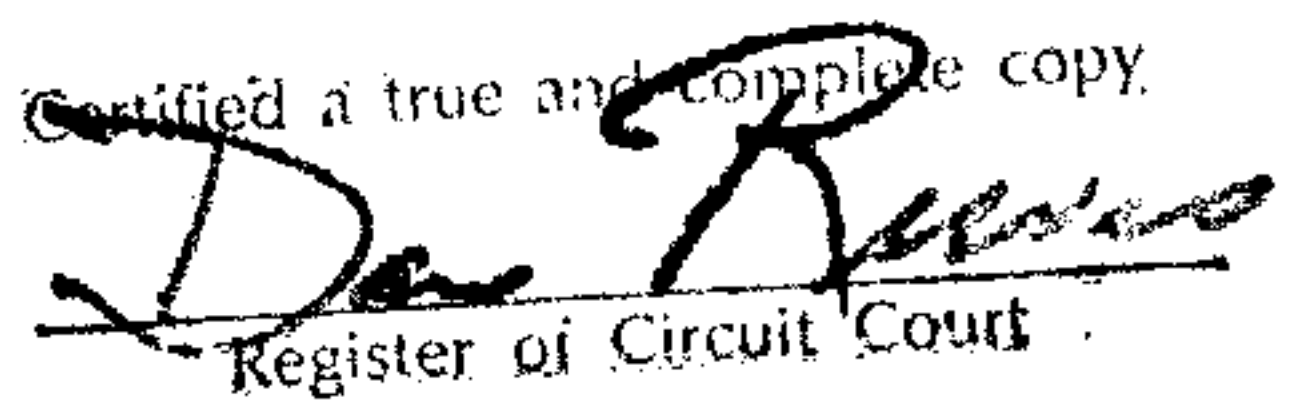


Oliver P. Head
Circuit Judge

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Certified a true and complete copy.



Register of Circuit Court