

Glenda J. Stinson,  
Plaintiff,

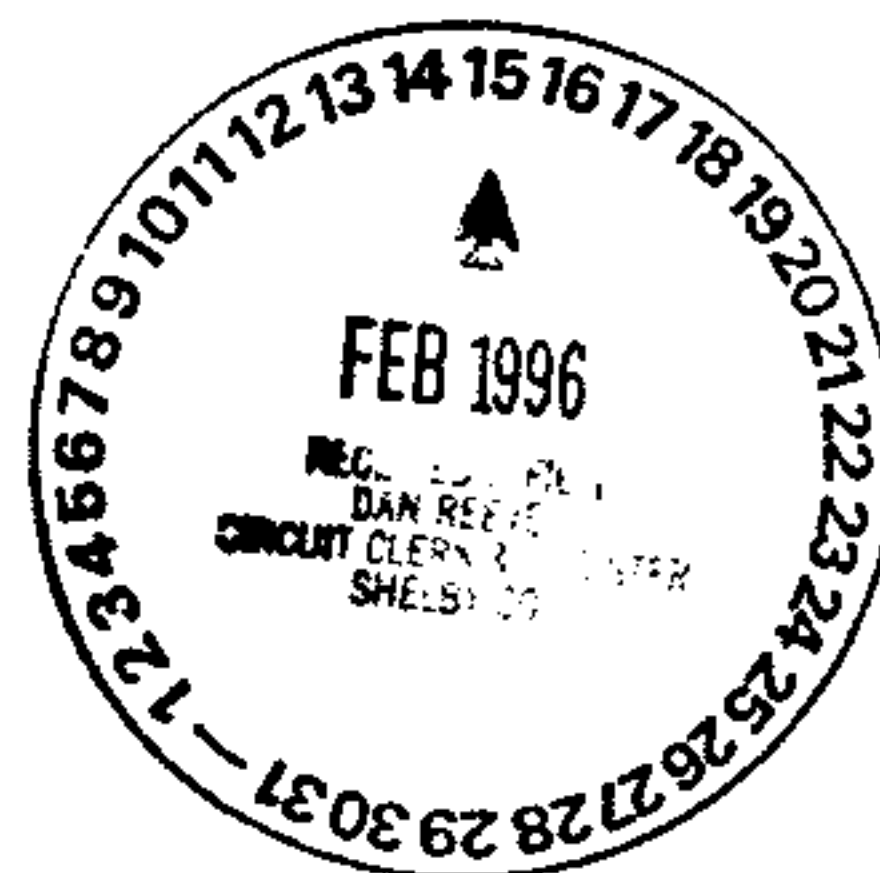
v.

South ½ of SW¼ of SE¼ and that  
part of the SE¼ of the SE¼ of  
the SW¼ Lying East of Hwy.#39  
and North of Hwy.#331 less the  
ROW of Section 18, Township 20  
South, Range 1 West, Shelby  
County, Alabama; Melvin C.  
Harper, Individually and as  
Trustee for Mount Calvary  
Baptist Church and Cemetery; the  
heirs at law of J.S. Farrell,  
deceased, including but not  
limited to Dora Adams, S.M.  
Farrell, J.D. Farrell, T.F.  
Farrell, W.C. Farrell, Augusta  
Fulton, H.C. Farrell, John B.  
Farrell, J.W. Burgess, E.B.  
Burgess, Annie Pettus, Inez Orr,  
Gena Savage, L.D. Willis, Paul  
Willis, N.L. Willis, Hobary C.  
Fulton, Mildred Mood, S.L.  
Fulton, J.A. Waggoner, R.B.  
Waggoner, W. Farrell Waggoner  
and Morris E. Waggoner, and  
Defendants "A" through "ZZ"  
being those heirs at law of the  
aforementioned heirs of J.S.  
Farrell,

Defendants.

IN THE CIRCUIT COURT OF  
SHELBY COUNTY, ALABAMA

CASE NO. CV95-050



Inst # 1996-06779

JUDGMENT QUIETING TITLE IN REM

This action came on to be heard before the Court and was submitted for Judgment on the Pleadings and Proof.

Publication of the pendency of this action was made in The Shelby County Reporter, a newspaper of general circulation in Shelby County, Alabama on April 26, 1995; May 3 and May 10, 1995, calling on Defendants to plead, answer or otherwise defend on or before thirty days from the 10th day of June, 1995. More than sixty days has elapsed from the date of the first publication of said notice and the filing of a certified copy thereof in the Office of the Judge of Probate of Shelby County, Alabama.

The Plaintiff and Defendant Melvin C. Harper, individually and as Trustee for Mount Calvary Baptist Church and Cemetery, have

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resolved their claims to a portion of the Defendant lands in a Consent Judgment entered by this Court on September 26, 1995, wherein Plaintiff executed a Quit Claim Deed to said Defendant, such deed having been recorded as Instrument No.1995-30722 on October 26, 1995 in the Office of the Judge of Probate of Shelby County, Alabama. Such Consent Judgment is hereby confirmed and ratified by the Court.

The guardian ad litem, **Vickie Jowers**, has filed an answer and denial, and actively participated in the examination of the pleadings and proof in this action, and the Court, finding that the Complaint filed in this action complies in all respects with the requirements of Ala. Code §§6-6-560 and -561, it is the opinion of the Court that the Plaintiffs are entitled to the **in rem** relief prayed for in the Complaint.

ACCORDINGLY, IT IS ORDERED, ADJUDGED and DECREED:

1. The right, title, interest and ownership of the Plaintiffs in and to the property described hereinafter is hereby established and forever quieted in rem and against the property which is more particularly described as:

**South  $\frac{1}{4}$  of SW $\frac{1}{4}$  of SE $\frac{1}{4}$  and that part of the SE $\frac{1}{4}$  of the SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  Lying East of Hwy.#39 and North of Hwy.#331 less the ROW of Section 18, Township 20 South, Range 1 West, Shelby County, Alabama.**

**LESS AND EXCEPT:**

**PARCEL 1:**

Commence at the Southwest Corner of the SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 18, Township 20 South, Range 1 West, Shelby County, Alabama and run thence Easterly along the South line of said quarter-quarter section a distance of 781.42' to a point; thence turn 80°15'13" left and run Northerly 115.90' to a point on the Northerly Right of Way line of Shelby County Highway No. 74 and the Point of Beginning of the property being described: thence continue along the last described course and along the existing fence line a distance of 202.30' to a steel pin set at an existing fence corner; thence turn 110°13'01" left and run West-Southwesterly along an existing fence line a distance of 235.19' to a steel pin set at an existing fence corner; thence turn 85°25'01" left and run South-Southeasterly a distance of 119.35' to a steel pin corner set on the Northerly margin of same said Highway No. 74; thence turn 72°30'55" left and run East-Southeasterly along said margin of said highway a distance of 188.63' to the Point of Beginning: containing 0.76 of an acre.

**ALSO LESS AND EXCEPT:**

**PARCEL 2:**

Commence at the Southwest Corner of the SW $\frac{1}{4}$  of the SE $\frac{1}{4}$  of Section 18, Township 20 South, Range 1 West, Shelby County,

Alabama and run thence Easterly along the South line of said quarter-quarter section a distance of 470.00' to the Point of Beginning of the property being described; thence continue on the last described course a distance of 311.42' to a steel pin corner; thence turn 80°15'13" left and run Northerly 35.90' to a steel pin set on the Southerly margin of Shelby County Highway No. 74; thence turn 87°56'02" left and run Northwesterly along said margin of said highway a distance of 298.69' to a steel pin corner; thence turn 87°13'01" left and run Southwesterly a distance of 99.74' to a steel pin corner and the Point of Beginning; containing 0.47 of an acre.

2. The Clerk of this Court shall certify copies of this Judgment and record the same in the Office of the Judge of Probate of Shelby County, Alabama, and the same shall be indexed in the same books and in the same manner in which deeds are recorded and said judgment shall be indexed in the name of the Defendants against whom this relief is granted in the direct index and in the name of the Plaintiffs in possession of the property in the reverse index.

3. The Guardian Ad Litem, Vickie Jowers, is awarded a fee in the amount of \$ 500.00 for her representation herein, such fee to be paid by the plaintiff.

4. Costs are taxed to the Plaintiffs.

DONE AND ORDERED this the 15<sup>th</sup> day of ~~January~~, 1996.

  
CIRCUIT JUDGE

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