

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

JOHN A. HINES, JR.,
PLAINTIFF

vs.

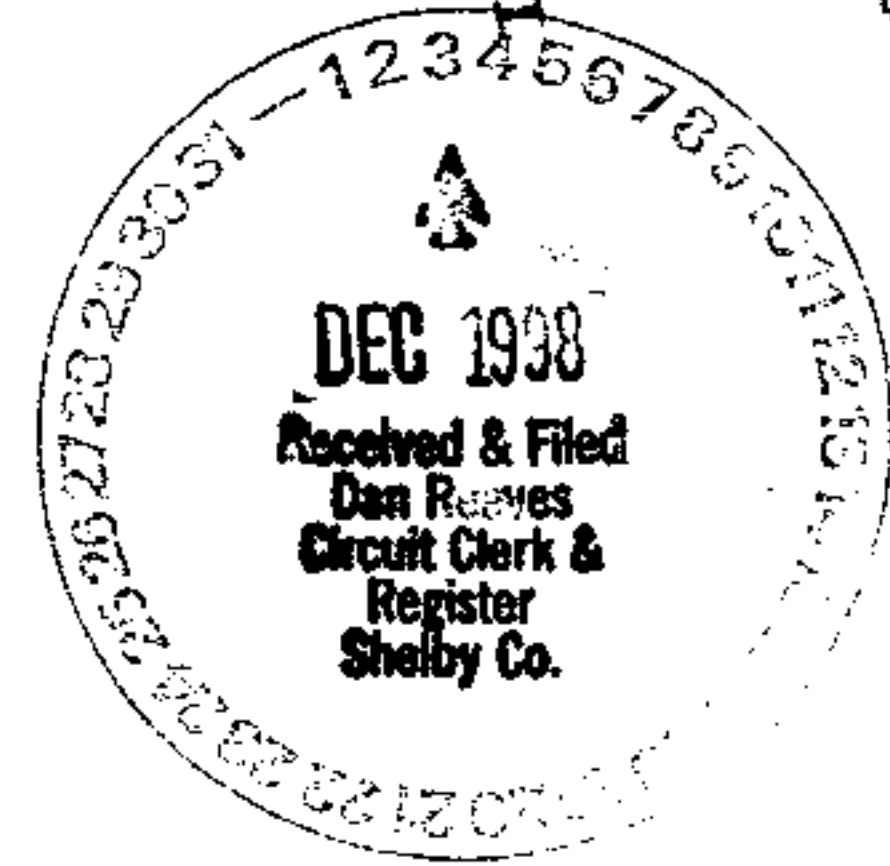
CASE NO. CV-97-537

SHERMAN HOLLAND; ANNIE LEE McDADE; JOHN McDADE;
MAMIE ELMORE; WILLIE HARRIS; EDDIE MAE HARRIS;
J. MARCUS; ORA LEE MARCUS;
THE CITY OF ALABASTER AND ALL UNKNOWN PARTIES
A, B & C, AND THE FOLLOWING DESCRIBED PROPERTY,
TO-WIT:

A PART OF THE NE 1/4 OF THE SW 1/4 AND A PART OF
THE SE 1/4 OF THE SW 1/4 OF SECTION 36, TOWNSHIP
20 SOUTH, RANGE 3 WEST, MORE PARTICULARLY
DESCRIBED AS FOLLOWS:
BEGIN AT THE SW CORNER OF THE NE 1/4 OF THE
SW 1/4 OF SECTION 36, TOWNSHIP 20 SOUTH, RANGE
3 WEST; THENCE RUN NORTH ALONG THE WEST LINE
THEREOF FOR 1323.33 FEET TO THE NW CORNER OF
SAID 1/4-1/4 SECTION; THENCE 91 DEGREES 12
MINUTES 26 MINUTES RIGHT RUN EASTERLY ALONG
THE NORTH LINE OF SAID 1/4-1/4 SECTION FOR
999.55 FEET, MORE OR LESS, TO THE WESTERLY
RIGHT OF WAY OF REESE DRIVE; THENCE 103 DEGREES
29 MINUTES 37 SECONDS RIGHT RUN SOUTHERLY ALONG
SAID RIGHT OF WAY FOR 38.45 FEET; THENCE 90
DEGREES 00 MINUTES LEFT CONTINUE ALONG SAID
RIGHT OF WAY FOR 74.73 FEET; THENCE 108 DEGREES
16 MINUTES 50 SECONDS RIGHT FOR SOUTHWESTERLY
FOR 84.31 FEET TO AN IRON PIPE; THENCE 0 DEGREES
41 MINUTES 13 SECONDS LEFT CONTINUE SOUTHWESTERLY
105.0 FEET; THENCE 78 DEGREES 41 MINUTES 27 SECONDS
RIGHT RUN NORTHWESTERLY 80.05 FEET; THENCE 76 DEGREES
23 MINUTES 29 SECONDS LEFT RUN SOUTHWESTERLY 512.88
FEET; THENCE 74 DEGREES 30 MINUTES 57 SECONDS LEFT
RUN SOUTHEASTERLY 105.23 FEET; THENCE 72 DEGREES
38 MINUTES 55 SECONDS RUN SOUTHWESTERLY 735.0 FEET
TO AN IRON PIPE; THENCE 9 DEGREES 40 MINUTES RIGHT
CONTINUE SOUTHWESTERLY 318.54 FEET; THENCE 100
DEGREES 51 MINUTES RIGHT RUN NORTHWESTERLY 82.44
FEET TO AN IRON PIPE ON THE WEST LINE OF THE SE 1/4
OF THE SW 1/4 OF SAID SECTION; THENCE 36 DEGREES
45 MINUTES 24 SECONDS RIGHT RUN NORTHERLY 175.13
FEET TO THE POINT OF BEGINNING.
ACCORDING TO SURVEY OF THOMAS E. SIMMONS, RLS #12945,
DATED MAY 29, 1997.
SITUATED IN SHELBY COUNTY, ALABAMA,
DEFENDANTS

ORDER

1. Plaintiff, John A. Hines, Jr., is an individual whose mailing address is P.O. Box 217, Alabaster, Alabama 35007. Plaintiff filed a verified complaint in personam and in rem under the provisions of Title 6-6-560, Code of Alabama, 1975, as amended, et seq. against the persons herein made Defendants and the lands herein described.



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2. Defendants, Annie Lee McDade, Mamie Elmore, and the City of Alabaster, filed an answer to said complaint.

3. Defendant, Sherman Holland, executed a quit-claim deed to Plaintiff and was dismissed from this suit.

4. Defendant, Willie Harris, is deceased.

5. Defendants, Eddie Mae Harris, J. Marcus, and Ora Lee Marcus, executed a settlement agreement with Plaintiff.

6. Defendants, Lorean Lee, Lela May McNeil, Christine McCarter, Mamie Albritton, Charles Albritton, and Georgette Albritton, were all served notice and failed to file an answer in the abovestyle cause.

7. Guardian ad litem, William R. Justice, Jr., was appointed to represent unknown defendants and filed an answer on their behalf.

8. Testimony in the above styled case was taken Ore Tenus on 12 November, 1998. At issue was the establishment of the title of Plaintiff. Upon consideration of the documentary evidence and the testimony considered, it is the conclusion and order of this court that the Plaintiff, John A. Hines, Jr., an individual, is the owner of the above described property in fee simple, proving superior title to any and all above named defendants. The above considered, title is hereby quieted in John A. Hines, Jr., an individual and all other claims and interests are hereby terminated in and to the following described property, to-wit:

A PART OF THE NE 1/4 OF THE SW 1/4 AND A PART OF THE SE 1/4 OF THE SW 1/4 OF SECTION 36, TOWNSHIP 20 SOUTH, RANGE 3 WEST, MORE PARTICULARLY DESCRIBED AS FOLLOWS:
BEGIN AT THE SW CORNER OF THE NE 1/4 OF THE SW 1/4 OF SECTION 36, TOWNSHIP 20 SOUTH, RANGE 3 WEST; THENCE RUN NORTH ALONG THE WEST LINE THEREOF FOR 1323.33 FEET TO THE NW CORNER OF SAID 1/4-1/4 SECTION; THENCE 91 DEGREES 12 MINUTES 26 SECONDS RIGHT RUN EASTERLY ALONG THE NORTH LINE OF SAID 1/4-1/4 SECTION FOR 999.55 FEET, MORE OR LESS, TO THE WESTERLY RIGHT OF WAY OF REESE DRIVE; THENCE 103 DEGREES 29 MINUTES 37 SECONDS RIGHT RUN SOUTHERLY ALONG SAID RIGHT OF WAY FOR 38.45 FEET; THENCE 90 DEGREES 00 MINUTES LEFT CONTINUE ALONG SAID RIGHT OF WAY FOR 74.73 FEET; THENCE 108 DEGREES 16 MINUTES 50 SECONDS RIGHT FOR SOUTHWESTERLY FOR 84.31 FEET TO AN IRON PIPE; THENCE 0 DEGREES 41 MINUTES 13 SECONDS LEFT CONTINUE SOUTHWESTERLY 105.0 FEET; THENCE 78 DEGREES 41 MINUTES 27 SECONDS RIGHT RUN NORTHWESTERLY 80.05 FEET; THENCE 76 DEGREES 23 MINUTES 29 SECONDS LEFT RUN SOUTHWESTERLY 512.88 FEET; THENCE 74 DEGREES 30 MINUTES 57 SECONDS LEFT RUN SOUTHEASTERLY 105.23 FEET; THENCE 72 DEGREES 38 MINUTES 55 SECONDS RUN SOUTHWESTERLY 735.0 FEET TO AN IRON PIPE; THENCE 9 DEGREES 40 MINUTES RIGHT CONTINUE SOUTHWESTERLY 318.54 FEET; THENCE 100 DEGREES 51 MINUTES RIGHT RUN NORTHWESTERLY 82.44 FEET TO AN IRON PIPE ON THE WEST LINE OF THE SE 1/4 OF THE SW 1/4 OF SAID SECTION; THENCE 36 DEGREES 45 MINUTES 24 SECONDS RIGHT RUN NORTHERLY 175.13 FEET TO THE POINT OF BEGINNING.
ACCORDING TO SURVEY OF THOMAS E. SIMMONS, RLS #12945.

SITUATED IN SHELBY COUNTY, ALABAMA,

9. Guardian ad litem fee is established at \$200.00. Plaintiff hereby is ordered to pay to William R. Justice this amount.

Done, this the 3rd day of December, 1998.


J. Michael Joiner, Circuit Judge

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