

CASE # CU97-257
PROBATE 33073

5 PAGES

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An Historical sketch of the possible larceny of property and assets belonging to heirs James W. Harris, his sons Wayne and Phillip, and daughter Patricia.

My aunt, Mrs. Ophelia Harris Bowdoin of Dunnavant, Alabama (Shelby Co.) now deceased (August 20, 1996), gave complete and concise instruction on who was to inherit her huge estate of close to 900,000 dollars or more. She stated in a document recorded in 1987 that heirs of the Harris Family would receive her estate. My family is the only interested or legal persons entitled to her estate as of this date, September 12, 2000! The other heirs signed for lawyers and were conned out of their rights to inherit her estate.

We, the James Harris Family, are the only ones who refused to give any attorney permission to handle any of our rights whatsoever! This is possible fraud and larceny and extortion of funds and property. Possibly a dozen other crimes have been done by trying to manipulate and steal Mrs. Harris Bowdoin's estate since 8-20-96. We are the protestors, complainers, exposers. I have filed possibly over 1,000 pages of complaints and told the public by record what these people have attempted to do to gain control of this estate since 1996. I am the only active heir that has kept a record of this mishandling of Mrs. Bowdoin's Intention of the Command (Alabama Code) to give her estate to her heirs! To do so she made a Survivorship Warranty Deed for life.

There is no question about this non-probate survivorship deed. So what was Judge Patricia Fuhmeister and Attorney Joseph Walden doing here in August, 1996? Completely illegal. Alabama Code says that the next of kin is the administrator of the estate. An heir was accepted and bonded days before Fuhmeister (who Chief Justice Hornsby of Montgomery told to stay out of this case 33-073). He appointed Judge Dan Reeves to handle all the care and business of Mrs. Bowdoin. Walden and Fuhmeister (in my opinion) trespassed on a non-probate survivorship deed (for life) and paid no attention to Chief Justice Hornsby's order!

In my opinion, this monumental, colossal mistake of negligence and trespass has led to the extreme suffering and deprivation for all of us for four years! Every person that has followed the erroneous and possible trespass of Walden and Fuhmeister have helped to perpetrate (in my opinion) a monumental hoax!

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When Mrs. Bowdoin passed on (1996), it was the legal duty of all her heirs to take care of her estate. No one else was mentioned and therefore had NO BUSINESS! Repeat, Alabama Code commands a "Next of Kin Settlement of Estates" 43-2-42.

Her command as to who receives her estate on the Warranty Survivorship Deed for life in 1987 (recorded at Probate) was never changed, modified or altered in any way whatsoever up to her passing 8-20-96. We have checked the Probate records on this issue thoroughly!

To this day, September 12, 2000, Honorable Judge Crowson (Circuit Court) has refused to pass on to me my family estate! Please read a few of the pleas for help on the files of Probate, Circuit Court. Mrs. Skinner (tax office) has consistently taken tax money on this property from a person and his wife - Ralph and Carolyn Parker. She has been told dozens of times that he has no bonified will approved by anyone, anywhere and no letters of testamentary --- which mean no legal will! Mrs. Skinner has let a person unqualified in any way pay taxes on my land. When I showed her the mistake, she did not change to Harris.

My bonified Warranty Survivorship Deed from my Aunt to this estate has been on record since this case began. So why does she make sure an unqualified entity, Ralph or Carolyn Parker, get the tax notice? Could this be a plan of the Parkers to try to get our property by adverse possession? And is there someone helping them to do this???

Parker has no paper of any kind signed by any official granting him any title or will to this estate and property. You know where he should be! It was illegal for him to say that he conspired with my Aunt (who lived with her son all those years) in 1991 as she was bound to a Warranty Survivorship Deed with her son, Braxton, filed in 1987. I have proof that Parker has not lived on my land since 1986.

This was illegal and evidently Fuhmeister, Walden, Culp, and dozens more fell for it. They were all present just a few days after Mrs. Bowdoin's passing. Later on Fuhmeister and her friend, Joseph Walden of Alabaster, Alabama (an attorney), agreed and put on record "Guardian (Walden) for heirs whose residence and condition are unknown." They had just received her letter for a meeting and were present in front of her at the one and only meeting. (8/26/96 - Previous application for administration of this estate was filed and recorded by an heir, Chester Harris - nephew. Papers enclosed.)

So begins (it seems) the start of a manipulation of property and assets belonging to Mrs. Harris Bowdoin's heirs. I showed Fuhmeister the Warranty Deed Trust (enclosed). She said to sit down. The trust was ignored and she said nothing to the heirs that day except "I have a paper from Ralph Parker propoing to be a will." So what? The meeting (15 minutes) dismissed. As far as an explanation to anyone - what the meeting was to accomplish - nothing. All went home.

Now what was Judge Furrmeister's business of even sending a letter to each of the twenty-two heirs? And who gave her any authority in the handling of Mrs. Harris Bowdoin's trust estate? No one. Completely illegal. From my study of Alabama Code, she had no authority whatsoever! **Be sure reader that you establish the above paragraphs in your mind so you can realize the enormous mistake Mrs. Furrmeister made in illegally taking over (with Walden, her friend) the complete control of Mrs. Bowdoin's estate!** No heir asked her to be there. A Warranty Trust Deed had been given to the heirs. She had no legal right to interfere in this estate at all! Also, the Joker Parker's junk holographic paper is illegal in Alabama. She used it to hold up the estate from the heirs and has done so since that time (8/96) till today (9/00) in one way or another.

Her colossal mistake in August, 1996 has deprived all the heirs of the estate! They have suffered untold deprivation and misery - some have died - because of the interference of Judge Furrmeister in a place she was not legally chosen! They call that "trespass", I believe.

She knew that this junk piece of holographic paper was illegal in Alabama. She knew Parker's saying that Mrs. Harris Bowdoin made him a will in 1991 was illegal since she had already made a Life Trust Warranty Deed which was notarized and recorded in 1987. What he said and did is illegal and should have been prosecuted to the extreme max - it's not too late - possible forgery, etc. A few weeks later (in October, 1996) Parker's will (so called) was junked by the Probate Court. Furrmeister still held our money and property.

All the heirs were present at the Shelby County Courthouse just a few days after Mrs. Harris Bowdoin passed (8-20-96). Later (8-29-96) Judge Furrmeister has appointed her friend, Joseph Walden an attorney of Alabaster, to be Guardian Ad Litum. This is an order! Mr. Walden signs and agrees with Furrmeister's order and records and accepts the position to represent "heirs whose residence and condition are unknown"!

Now if that page of Furrmeister and Walden doesn't seem like a step to control property and assets of the heirs of Mrs. Harris Bowdoin, then none of us are out of the First Grade! If true, of course, this could result in a crime called Larceny - I'm almost sure?

She states that one of the heirs has already petitioned for "Letters of Administration" of Ophelia Harris Bowdoin's estate. The bond company finds he already is! This was Chester Harris, nephew of Mrs. Harris Bowdoin. It was duly performed, signed by a notary and placed on record 8-26-96 together with Bond No. CFB-8026338 from Fidelity and Deposit Company of Maryland. The bond states that Chester Harris has been duly appointed Administrator of the estate of Ophelia Harris Bowdoin - deceased 8-20-96. Chester Harris could never have received the huge bond if the above statements

were not true. Remember, he was appointed Administrator of Mrs. Bowdoin's estate three days before Judge Fuhmeister appointed Joseph Walden Guardian Ad Litum! This makes her order null and void!

Also, she had a recusal from Montgomery that she could not represent Probate Case 33-073. This is the Ophelia Harris Bowdoin estate. Judge Dan Reeves was appointed by Mr. Hornsby to be the special Probate Judge for Case 33-073. This was ordered by Chief Justice Sonny Hornsby - Montgomery. This order was made a few months before Mrs. Bowdoin passed on. Fuhmeister had no legal right in the Harris Bowdoin estate. In fact, she trespassed into something that was none of her business! Illegal intrusion.

Repeat - a paragraph at the start of this discourse about J. Fuhmeister's and Walden's acceptance of Guardian Ad Litum of the heirs' estate. Please study this. She states and he accepts and agrees.

Guardian Ad Litum for heirs whose residence and condition are unknown. Is this not a clear statement that they plan to take this property and assets? How can you take care of the heirs' estate as Ad Litum if they are not known? Does that make any sense to you? What do you think the intention here is? They both have already violated the law because Chester Harris was previously appointed Administrator for the Case 33-073 - Mrs. Harris Bowdoin - his aunt (next of kin) - Alabama Code Settlement of Estates 43-2-4-2.

Judge Fuhmeister knew beyond any doubt that this so called junk will that Parker fixed up (going against a Life Estate) was completely erroneous. No sign anywhere of being remotely qualified as a will! Also holographic trash (illegal in Alabama). Every detail on this paper speaks to me of forgery. But, it is no good even if it was first-class. It is not acceptable in Alabama. She used this junk of Parker's to tie up the estate -- to deliberately deprive the "unknown" heirs of their property and rights.

When Probate looked at this scandal of Parker's, they figuratively threw it in the trash basket. Then Parker figures out how he can make Circuit Court a victim of this fraudulent paper. That's when Culp and his brigade of cronies, two lawyers from Columbiana, and more from Pell City join in this illegal will. Before this trash got to trial (ha, ha) - got to Circuit Court - there is no end of persons taking part in Fuhmeister's and Walden's monumental, colossal, illegal mistake. Fuhmeister had been dismissed by Bobby Hornsby (Chief Justice, Montgomery) and he had appointed Judge Dan Reeves to take care of all matters pertaining to Case 33-073, Ophelia Harris Bowdoin welfare, property, etc.

You talk about injustice of the highest caliber from a highly experienced Judge and her friend, Walden. They take top dishonor and completely shame the Judicial System of Shelby County. How many people followed them in their evident intent to take complete control of property and assets. That sentence on 8-29-96 tells what their motives are -- take over "for heirs whose residence and condition are unknown."

Just a few days before, twenty-two heirs had received a letter from Fuhmeister to appear at the one and only meeting (August, 1996). They were all there! Can you detect the inconsistency of all this illegal mess? She had been ordered to take no part in this case by Chief Hornsby of Montgomery. She ignored this order! Also a Warranty Deed, jointly for life, with remainder to survivor does not go through Probate. So how many illegal moves did they make? Plenty.

This woman observed the pitiful plight of most of these needy heirs -- from speaking through a voice box to malnutrition to age, etc. A most touching and unpleasant sight of twenty-two desperate and needy persons starving and grasping for a little relief from life's toils. Reminds me of the family classic picture of the Dust Bowl in Oklahoma in the 1930's. This woman and her co-workers saw this tragic sight for hours in the hallways at Circuit Court and the first meeting with the heirs in August. She had no compassion and paid no attention whatsoever to their plight, knowing that she and Walden had started an action in August, 1996 to control and take over their rights. God have mercy on this poor woman's soul!

There are more reasons why Judge Fuhmeister illegally took over this estate. I, James Harris, have protested, filed complaints, and asked Judge Crowson many, many times to investigate. No one paid any attention. Probably 1500 pages showing how someone tried to deprive the heirs of their rightful inheritance have been recorded. Read the first pages of these manuscripts and you can understand how every person and every action made in the two cases will, I believe, be proven to be fraudulent from day one, August, 1996 till today, September, 2000.

I and my family are the last remaining heirs that have kept the complaints on record and showed to anyone the dishonesty of certain people that are trusted by us.

So be it.

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