


ALABAMA JUDICIAL DATA CENTER  
SHELBY COUNTY  
CERTIFICATE OF JUDGEMENT  
20031223000824440 Pg 1/3 17.00  
Shelby Cnty Judge of Probate, AL  
12/23/2003 14:17:00 FILED/CERTIFIEDCV 2003 000452.00  
S. DAN REEVES

IN THE CIRCUIT COURT OF SHELBY COUNTY

DAVID A ARGENT AND HEATHER Z ARGENT VS MURFCO INVESTMENT LLC D/B/A BUI

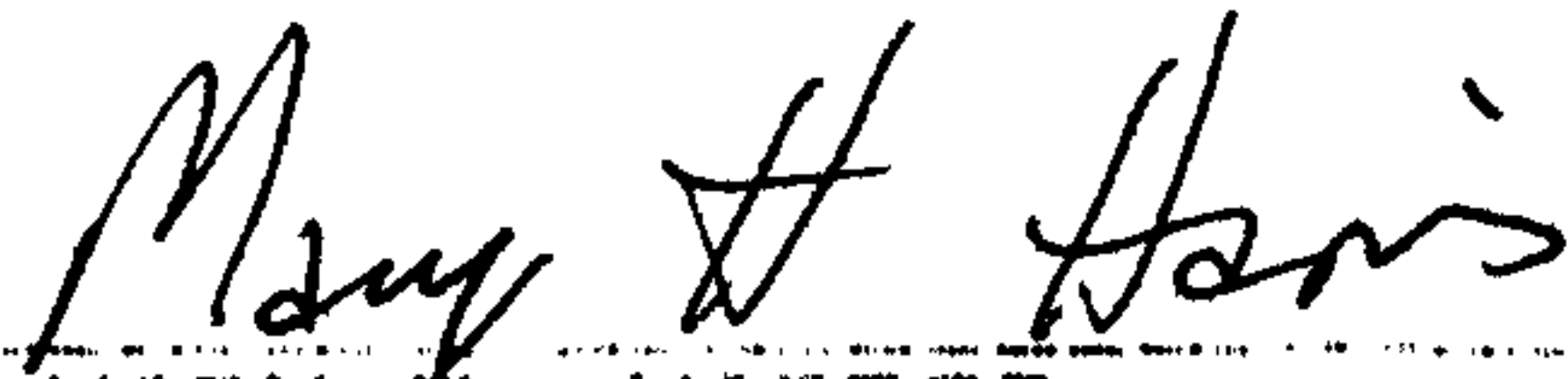
DEFENDANT

PARTY'S ATTORNEY:

MURFCO INVESTMENTS LLC D/B/A  
2231 VICTORY LANE  
STE 700  
BIRMINGHAM AL 35216-0000

I, MARY H. HARRIS, CLERK OF THE ABOVE NAMED COURT HEREBY  
CERTIFY THAT ON 10/27/2003 PLAINTIFF, ARGENT DAVID A RECOVERED  
OF DEFENDANT IN SAID COURT A JUDGEMENT WITHOUT WAIVER OF EXEMPTIONS FOR THE  
SUM OF \$.00 DOLLARS PLUS \$.00 DOLLARS COURT COSTS, AND  
THAT THE PLAINTIFF'S ATTORNEY(S) OF RECORD WAS: MCGOWEN WILLIAM H III

GIVEN UNDER MY HAND THIS DATE 12/23/2003

  
CLERK: MARY H. HARRIS  
P.O. BOX 1810  
COLUMBIANA AL 35051  
(205) 669-3760OPERATOR: SHC  
PREPARED: 12/23/2003

PLAINTIFF'S ATTORNEY:

MCGOWEN WILLIAM H III  
4215 CLIFF ROAD  
BIRMINGHAM AL 35222

**IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA**

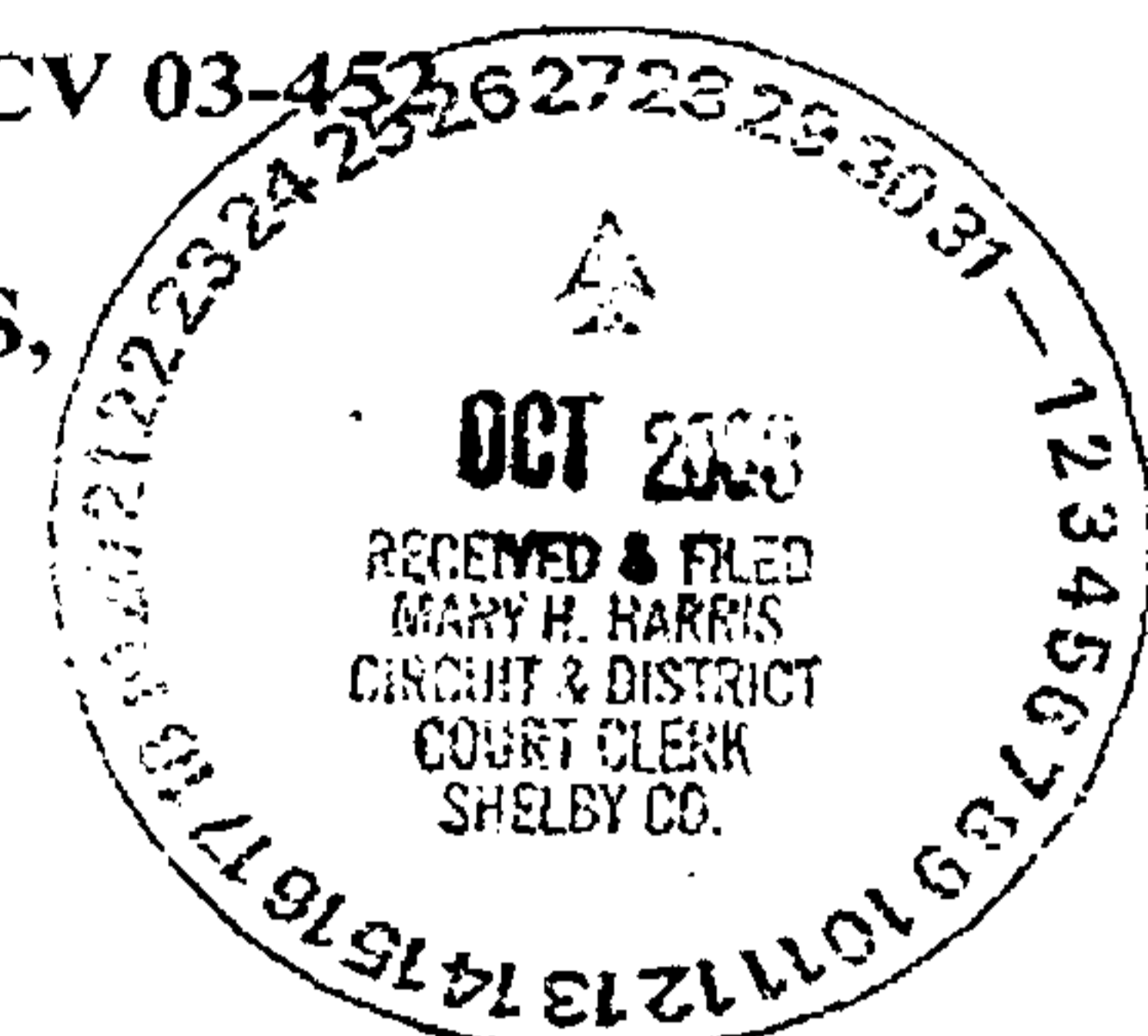
**DAVID A. ARGENT;  
HEATHER Z. ARGENT**  
Plaintiffs

vs.

CASE NO. CV 03-452

**MURFCO INVESTMENTS, LLC d/b/a BUILD AMERICA HOMES,  
An Alabama Limited Liability Company A/K/A  
BUILD AMERICA HOMES, LLC,  
a Limited Liability Company**

Defendant

**ORDER**

THIS CAUSE was heard on October 27, 2003 on Plaintiff's Motion for Summary Judgment. Upon consideration of the Motion the Affidavit of the Plaintiffs, David A. Argent and Heather Z. Argent, and the Affidavit of Counsel for the Plaintiffs, William H. McGowen III, as well as the evidence presented at the hearing, the Court orders that a judgment is hereby entered in favor of the Plaintiffs, David A. Argent and Heather Z. Argent, and against the Defendant, MURFCO Investments, LLC d/b/a Build America Homes, an Alabama Limited Liability Company, a/k/a Build America Homes, L.L.C., a Limited Liability Company as follows:

With regard to Plaintiff's Count Four of the Alias and Amended Verified Complaint, "Complaint to Quiet Title of Land", judgment is hereby awarded in favor of the Plaintiffs as follows:

The Defendant's claim to any ownership interest in the property specifically described as:

*Lot 45, according to the Amended Map of Rushing Parc. Sector Two, as recorded in Map Book 20, Page 33, in the Probate Office of Shelby County, Alabama.*


is hereby terminated pursuant to Code of Alabama, Section 6-6-540 and Section 6-6-543, and that the Defendant has no interest in the property described. The Court has considered that the Defendant has failed to set out and specify, as required in Code of Alabama, Section 6-6-541, its title, claim, interest, or encumbrance and how and by what instrument the same is derived and created. Title in said property is hereby quieted in favor of the Plaintiffs in said property subject to any valid liens or encumbrances from other parties not subject to this cause.

Pursuant to Rule 54(b) of the Alabama Rules of Civil Procedure, it is hereby expressly ordered and directed that there be an immediate entry of judgment as the Court has determined that there is no just reason for delay.

The remaining claims included in the various remaining Counts of the Alias and Amended Verified Complaint are not made a part of this Order and this Order shall not terminate those claims or the rights and liabilities of the parties.

It is also hereby ordered and required that the judgment certificate be recorded in the Office of the Judge of Probate indicating that the Defendant, Build America Homes, L.L.C. be indexed as the Grantor of all of its real estate interest in the property specifically described above and that the Plaintiffs, David A. Argent and Wife, Heather Z. Argent be indexed as the Grantees of the said real estate interest.

DONE and ORDERED this 27th day of October, 2003.

  
G. Daniel Reeves  
CIRCUIT JUDGE  
SHELBY COUNTY, ALABAMA

Cc: All Parties