



20070320000126390 1/2 \$14.00
Shelby Cnty Judge of Probate, AL
03/20/2007 10:39:09AM FILED/CERT

IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

RECEIVED IN OFFICE

**ROY G. COWAN, individually and
as Executor for the ESTATE OF
MARTHA K. COWAN; et al.**

Plaintiffs,

v.

COMMUNITY HOMEBANC, INC.;
et al.,

Defendants.

MAR 03 2007

ANNE-MARIE ADAMS
Clerk

Case No: CV 0104028



20070313000401390 1/2
Bk: LR200704 Pg: 19579
Jefferson County, Alabama
I certify this instrument filed on:
03/13/2007 10:19:54 AM CO
Judge of Probate- Alan L. King

ORDER

This matter came before the Court on the Petition to Vest Title to the Receiver, regarding certain real estate located in Shelby County, Alabama, known as 606 12th Avenue South West, Alabaster, Alabama and more particularly described as:

Begin at the intersection of the North right of way line of 3rd Avenue East and the West right of way line of Fallon Avenue, said right of way line as shown on the Map of Dedication of the Street and Easement, Town of Siluria, Alabama; thence Northwesterly along said right of way line of 3rd Avenue East for 102.44 feet; thence 90 degrees 11 minutes 30 seconds right and run Southeasterly for 102.44 feet to a point on the Westerly right of way line of Fallon Avenue; thence 90 degrees 11 minutes 30 seconds right and run Southwesterly along said right of way line of Fallon Avenue for 123.12 feet to the point of beginning.

There being no opposition to said Petition, it is hereby:

ORDERED, ADJUDGED and DECREED as follows:

1. That title to the above referenced property is hereby vested in Thomas E. Baddley, Jr. as Receiver.

2. That the transfer and assignment to National Bank of Commerce Securities C/Frada Goldman by instrument recorded in Inst. No. 1999-17041 is hereby nullified and held for naught.

3. The Petitioner prays for such other further and different relief as to which the Receiver may be entitled.

4. That based upon the fact that there is no opposition to the Petition, and that the Receiver would be unable to maintain and operate the portfolio without the removal of the liens and encumbrances, the Court finds that it is in the best interest of the class to remove or nullify the liens referenced above.

DONE and **ORDERED** this the 24 day of March, 2007.



JOSEPH L. BOOHAKER
CIRCUIT COURT JUDGE

cc.

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CAMPBELL & WALLER
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The Luckie Building, Suite 415
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Frada Goldman
3416 Mountain Lane
Birmingham, AL 35213

20070313000401390 2/2
Bk: LR200704 Pg: 19579
Jefferson County, Alabama
03/13/2007 10:19:54 AM CO
Fee - \$7.00

Total of Fees and Taxes-\$7.00
TINSLEY