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Shelby Cnty Judge of Probate,AL
11/05/2008 03:19:53PM FILED/CERT

**IN THE CIRCUIT COURT FOR SHELBY COUNTY, ALABAMA
DOMESTIC RELATIONS DIVISION**

BETTY BEARDEN,

Plaintiff,

VS.

Case No.: DR-05-909.01

BRADLEY BEARDEN,

Defendant.

ORDER

THIS CAUSE coming before the Court on September 15, 2008, on the Plaintiff's Petition for Rule NISI. The parties having appeared before this Honorable Court with their respective counsel and upon consideration of the proof and testimony submitted, the Court finds that Defendant, BRADLEY BEARDEN, has failed to comply with the Final Judgment of Divorce dated March 29, 2007, and the Defendant, BRADLEY BEARDEN, is found to be in **CONTEMPT**. Therefore, the Court ORDERS, ADJUDGES and DECREES the following:

1. That Pursuant to the Final Judgment of Divorce, the Plaintiff, BETTY BEARDEN, was entitled to the sum of \$46, 414.50 from the Defendant's retirement account located at Region's Bank. The Court finds that the Defendant, BRADLEY BEARDEN, has depleted said funds.

2. That the Final Judgment of Divorce was executed by this Honorable Court on March 29, 2007. Said sum has accrued interest on the on the judgment from the date thereof until September 15, 2008 in the total amount of \$8,354.61.

3. Therefore JUDGMENT is entered in favor of the Plaintiff, BETTY BEARDEN, in the amount of \$54,769.11 plus 4% interest from the date of this Order until said judgment is satisfied.

4. The Court further finds that the Defendant, BRADLEY BEARDEN, has failed to execute the deed pursuant to the Final Judgment of Divorce. Therefore, the Clerk is ordered to

convey by Clerk's deed. The property attached hereto as exhibit "A" to the Plaintiff, BETTY BEARDEN, divesting the Defendant, BRADLEY BEARDEN, of any interest herein.

5. Plaintiff, BETTY BEARDEN, is awarded a judgment in the sum of \$1,293.00 for Court costs and attorney's fees in connection with this action.

6. The Defendant, BRADLEY BEARDEN, is hereby restrained from entering the property located at 610 Highway 35, Pelham, Alabama.

DONE and ORDERED this the 17TH day of October, 2008.


CIRCUIT JUDGE


RECEIVED AND FILED
MARY H HARRIS

OCT 22 2008

CIRCUIT & DISTRICT
COURT CLERK
SHELBY CO

Exhibit "A"

1 A part of the N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 24, Township 20 South, Range 3 West, described as follows: Commence at a point on the South boundary of the N $\frac{1}{2}$ of the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 24 where the same is intersected by the East boundary of newly acquired service road (condemned in connection with U. S. Highway I-65) and run thence in a Northwesterly direction along said Highway right of way line a distance of 265 feet, more or less, to a highway right of way marker; thence turn to the right and run Northerly along said right of way line a distance of 91 feet 4 inches, more or less, to a right of way marker located on the East right of way line of Shelby County Highway No. 35; thence turn to the right and run Northeasterly along the right of way line of Shelby County Highway 35 a distance of 190 feet to point of beginning of property herein conveyed; thence turn an angle of 90 deg. to the right and run Southeasterly 325 feet, more or less, to a point on the Eastern section line of Section 24; thence turn to the left and run Northerly along the Eastern section line of said Section 24 to the Northeastern corner of grantors property as described in Deed Book 204, page 79, in the Probate Records of Shelby County, Alabama; thence turn to the left and run Northwesterly along said grantor's property line to a point on the Eastern right of way line of Shelby County Highway 35; thence turn to the left and run Southwesterly along the right of way of Shelby County Highway 35 a distance of 225 feet, more or less, to the point of beginning.


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