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12/1/2014 3:53 PM
58-CV-2014-900392.00
CIRCUIT COURT OF
SHELBY COUNTY, ALABAMA
MARY HARRIS, CLERK

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

NEST EGG PROPERTIES, L.L.C.,
Plaintiff,

V.

MOORE BUILDING COMPANY, LLC,
FIRST UNITED SECURITY BANK,
FARMINGDALE ESTATES, LLC,
Defendants.

Case No.: CV-2014-900392.00

**ORDER FOR POSSESSION AND QUIETING TITLE AS TO FIRST UNITED
SECURITY BANK**

This matter came before the Court upon the Joint Motion for Entry of Order Quieting Title filed by Nest Egg Properties, L.L.C. ("Plaintiff") and First United Security Bank ("Defendant"). In its Complaint, Plaintiff requests that this Court enter an Order for Possession and Quieting Title as to Defendant with respect to real property identified and described as:

SHELBY CO. PARCEL NOS.:

07-8-33-2-002-040.000;

07-8-33-2-002-041.000;

07-8-33-2-002-043.000;

07-8-33-2-002-046.000;

07-8-33-2-002-048.000;

07-8-33-2-002-050.000;

07-8-33-2-002-055.000;

LEGAL DESCRIPTION:

LOTS 40, 41, 43, 46, 48, 50 & 55, ACCORDING TO THE MAP OF FARMINGDALE ESTATES, SECTOR 3, AS RECORDED IN MAP BOOK 37, PAGE 77, COUNTY OF SHELBY, STATE OF ALABAMA.



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Shelby Cnty Judge of Probate, AL
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Situated in Shelby County, Alabama (the "Property").


The Court is informed by the parties that Defendant claims no interest in the Property based on its Real Estate Mortgage on the Property dated October 3, 2006 and recorded on October 5, 2006 at Instrument Number 20061005000493190 in the office of the Shelby County Judge of Probate, or otherwise, but that Defendant has not released or otherwise compromised the underlying debt securing such Real Estate Mortgage. Based on the foregoing and for good cause shown, it is hereby **ORDERED, ADJUDGED, and DECREED:**

1. Plaintiff is entitled to possession and is in actual and peaceable possession of the Property;
2. All proceedings regarding the initial sale of the Property for taxes and the subsequent issuance of the tax deed to the Property to Plaintiff were completed in conformity with Alabama law;
3. Any title or interests claimed by Defendant is hereby **VESTED** and **QUIETED** in favor of the Plaintiff;
4. The claims of Defendant and all who claim title under Defendant in and to the Property are without any right, and Defendant has no estate, right of redemption, title, lien, or interest in or to the Property or any part of the Property;
5. Defendant and all persons claiming under Defendant are permanently enjoined from asserting any estate, right of redemption, title, lien, or interest in or to the Property or any part of the Property;
6. Nothing in this Order shall impact or impair the rights of Defendant to enforce its debt against Moore Building Company, LLC or any guarantor or to alter any other right or remedy of Defendant except as expressly set forth herein; and,

The costs of these proceedings are to be taxed as paid.

DONE this 24th day of November, 2014.


CIRCUIT JUDGE


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