



ELECTRONICALLY FILED
 9/30/2020 11:06 AM
 58-DR-2013-900820.00
 CIRCUIT COURT OF
 SHELBY COUNTY, ALABAMA
 MARY HARRIS, CLERK

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



20201007000455540 1/3 \$28.00
 Shelby Cnty Judge of Probate, AL
 10/07/2020 01:34:29 PM FILED/CERT

JERRY DEWAYNE WOOD,

Plaintiff,

vs.

PATRICIA WOOD,

Defendant.

)
)
)
)
)
)
)
)
)
)

CASE NO. DR-2013-900820.00

AMENDED ORDER OF CONDEMNATION AND ORDER OF CLARIFICATION

THIS CAUSE previously came to be heard on the Defendant Patricia Wood's Motion to Condemn. Defendant appeared with her attorney of record; Plaintiff, Jerry Dewayne Wood, appeared with his attorney of record; counsel for Travelers Property & Casualty Company of America (hereinafter "Travelers Insurance"), the Garnishee/Interpleader, appeared; and, Regions Bank, the second Garnishee herein, failed to appear. The Court found that Garnishee Travelers Insurance had answered stating that the sum of two hundred fifty thousand one hundred eighty-five and no/100 dollars (\$250,185.00) was paid into the Clerk of Court and placed in an interest bearing account and that the Garnishee Regions Bank herein answered stating that the sum of one thousand eight hundred fifty-two and 29/100 dollars (1,852.29) was in its possession and on hold pending an Order from this Court. This Court, on its own initiative, upon being informed by the Clerk of Court that the amount of funds on hold exceeds the original judgment amount, as amended, and upon consideration of the foregoing, makes the subsequent findings herein.

It is ORDERED, DECREED and ADJUDGED as follows:


1. The Court entered its Final Judgment of Divorce herein on February 28, 2018. Said judgment awarded Defendant, Patricia Wood, a judgment against Plaintiff, Jerry Dewayne Wood, in the amount of two hundred fifty thousand and 00/100 dollars (\$250,000.00) for Defendant's interest

in the real properties acquired during the marriage. Additionally, this Court's Final Judgment of Divorce awarded Defendant attorney fees in the amount of nineteen thousand five hundred and 00/100 dollars (\$19,500.00) to be paid by Plaintiff.

2. Thereafter, on July 6, 2018, this Court entered its Order amending the Final Judgment of Divorce such that Defendant's judgment against Plaintiff, Jerry Dewayne Wood, for Defendant's interest in the real properties acquired during the marriage was reduced to two hundred twenty-five thousand and 00/100 dollars (\$225,000.00). All other provisions of the Court's Final Judgment of Divorce, including the award of attorney fees to Defendant in the amount of nineteen thousand five hundred and 00/100 dollars (\$19,500.00), remained unaltered and in full force and effect.

3. The Court hereby finds that the total judgment owed by Plaintiff to Defendant for Defendant's real estate interest and attorney fees, per this Court's Final Judgment of Divorce, as amended, was and is two hundred forty-four thousand five hundred and 00/100 dollars (\$244,500.00), exclusive of interest. The Court further finds that the statutory interest accumulated, to date, on said judgment to be thirty-nine thousand seven hundred thirty-one and 25/100 dollars (\$39,731.25). *Consequently, the total aggregate judgment owed by Plaintiff to Defendant for Defendant's real estate interest and attorney fees, per this Court's Final Judgment of Divorce, as amended, inclusive of interest accrued to date, is two hundred eighty-four thousand two hundred thirty-one and 25/100 dollars (\$284,231.25).*

4. *Therefore, the said sum of two hundred fifty thousand one hundred eighty-five and no/100 dollars (\$250,185.00), previously paid into the Clerk of Court by the Garnishee Travelers Insurance, plus any and all interest accrued thereon while on deposit, as Ordered, in the Clerk of Court's interest bearing account, is hereby condemned and Ordered to be paid by the Clerk of Court to the Defendant forthwith, c/o her attorney of record, Ramona J. Morrison,*


20201007000455540 2/3 \$28.00
Shelby Cnty Judge of Probate, AL
10/07/2020 01:34:29 PM FILED/CERT

MORRISON & SPANN, LLC, 101 North Main Street, Post Office Box 278, Columbiana, Alabama

35051. Said payment shall be applied to the judgment, interest and costs as accrued herein.

Further, upon said payment the Garnishee Travelers Insurance is hereby discharged.

5. The said sum of one thousand eight hundred fifty-two and 29/100 dollars (1,852.29) on hold with the Garnishee Regions Bank, pursuant to their Amended Answer of Garnishee filed herein, is hereby condemned and Ordered to be paid to the Defendant forthwith c/o her attorney of record, Ramona J. Morrison, MORRISON & SPANN, LLC, 101 North Main Street, Post Office Box 278, Columbiana, Alabama 35051. Said payment shall be applied to the judgment, interest and costs as accrued herein. Further, upon said payment, the Garnishee Regions Bank is hereby discharged.

6. The Court notes that the combined amounts of the funds condemned herein, inclusive of interest, is ***less than*** the total aggregate judgment owed by Plaintiff to Defendant.

Done and Ordered this 09/30/2020 day of September, 2020.

/S/ Lara M. Alvis

LARA M. ALVIS, CIRCUIT JUDGE



20201007000455540 3/3 \$28.00
Shelby Cnty Judge of Probate, AL
10/07/2020 01:34:29 PM FILED/CERT