

35528

IN THE CIRCUIT COURT OF TYLER COUNTY, WEST VIRGINIA

BARBARA RENNER, and JOHN L. RENNER,

Plaintiffs,

vs.

CIVIL ACTION NO. 07-C-15K

EDGAR L. BONNER, and HAZEL E. BONNER,
MELISSA COX FELSKE, ROSEMARY LANG,
BRIAN TRUNK, MICHAEL TRUNK,
RYAN J. RENNER and DAVID RENNER,

Defendants.

ORDER

On the 31st day of July, 2009, came the Plaintiffs, Barbara Renner and John L. Renner, in person, and by their attorney Frederick E. Gardner of Gardner Law Offices, PLLC, and as well came the Defendants, Edgar L. Bonner and Hazel E. Bonner, in person, and by their attorney, Keith White of Bryant and White, pursuant to the order of the Court setting this matter for hearing upon the parties objections to the Commissioners' Report.

THEREUPON, the Court advised the parties that after a further reading of the Report of the Commissioners hereto appointed by the Court to determine whether the property in dispute was susceptible to partition, said report being dated October 31, 2007, and filed on November 29, 2007, it was apparent to the Court that the said Commissioners found that the property was not susceptible to partition and that they recommended the sale on the Court House steps.

THEREFORE, the Court found that said property is not susceptible to partition and adopts the recommendation of the Commissioners to sell the property on the Court House steps. The Defendants Edgar L. Bonner and Hazel E. Bonner, objects and excepts the said

finding.

It is THEREFORE, ORDERED and ADJUDGED that Frederick E. Gardner and Keith White are hereby appointed Special Commissioners for the purpose of advertising and exposing said property to a judicial sale at the front door of the Court House, and it is further ORDERED and ADJUDGED that whatsoever the said Frederick E. Gardner and Keith White do as Special Commissioners that they report to the Court before consummating any contemplated sales.

Dated this 15TH day of December, 2009.

Mark A. Karl

Judge

Frederick E. Gardner

Frederick Gardner
Counsel for Plaintiffs
WV Bar ID# 4751

Keith White

Keith White
Attorney for Defendants
Edgar L. Bonner and Hazel E. Bonner
WV Bar ID#4008

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Order Book No. 23
Page 813 On 12/16/09
Candice Amos Clerk
by J. B. Patton, Deputy

I hereby certify that the annexed instrument is a true and correct copy of the original on file in my office.

Attest: *Candice Warner*, clerk

Circuit Court of Tyler County, West Virginia

By: *Linda Fitzgibbon*, Deputy

