

IN THE CIRCUIT COURT OF MACON COUNTY, ALABAMA

MACON COUNTY COMMISSION,)	
LEE ANTHONY T.,)	
BENTLEY HAL E.,)	
CARLISLE JACQUELYN E. ET AL,)	
Plaintiffs,)	
**)	CT 2021 000002 00
V.) Case No.:	CV-2021-900092.00
)	
TUSKEGEE CHAPTER UNITED)	
DAUGHTERS OF CONFEDERACY,)	
AL DIVISION OF UNITED DAUGHTERS	`	
OF THE CONFEDERACY,)	
Defendants.)	

ORDER

This matter came before the Court on Motions for Summary Judgment filed by the Plaintiff and the Defendant. This suit concerns a tract of property that was conveyed by deed from Macon County (or its predecessors) to the Tuskegee Chapter of the United Daughters of the Confederacy. Said deed contained the following provision:

TO HAVE AND TO HOLD unto the Tuskegee Chapter of the United Daughters of the Confederacy for the purpose of maintaining a park for white people and maintaining a monument to the memory of the Confederate soldiers of Macon County, Alabama and upon the failure of the property to be used in said manner, the same shall revert to Macon County, Alabama, immediately, in fee simple.

There is no evidence that the property has ever been used for a park for white people; therefore, the reversion clause causes the vesting of fee simple title to said tract to Macon County.

The Tuskegee Chapter of the United Daughters of the Confederacy have 60 days to retrieve and remove the monument from this property.

DONE this 26th day of January, 2023.

/s/ STEVEN R PERRYMAN

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CIRCUIT JUDGE	