

*Corrected  
Bonnie & Leola  
Neil*

1103 at Page 449. W. P. Johnson died intestate on or about November 22, 1968, survived by the defendant as his widow and children, however, there was no probate administration for approximately four years after his death. After an administrator was appointed, plaintiff received no formal notification of such appointment nor any instructions as to any change in the method of making payments nor was any assignment of such mortgage placed of record in the court house. Accordingly, plaintiff and/or his ex-wife made the required monthly payment in the amount of \$25.00 each payable to Mrs. W. P. Johnson on a regular basis from September, 1968 up through a final payment on August 1, 1975 and plaintiff has produced cancelled checks which clearly prove that the eighty four monthly installments were paid.

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it further appears that plaintiff has made repeated demands and requests of the defendants over the last five years for cancellation of his mortgage and that defendants have ignored his demands and caused him to incur a great deal of trouble and expense in order to obtain the mortgage cancellation to which he is entitled.

It further appears that plaintiff has subsequently acquired the interest of his ex-wife by deed of record in the EMC Office and that his ex-wife, Joan E. Neil is no longer a party in interest in this matter.

IT IS THEREFORE ORDERED, that the aforesaid mortgage recorded in Mortgage Book 1103 at Page 449 executed by Charles E. Neil and Joan E. Neil to W. P. Johnson and Leola W. Johnson, in the original amount of \$1,700.00, dated September

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