

STATE OF ALABAMA
SHELBY COUNTY

(IN THE CIRCUIT COURT OF
SHELBY COUNTY, ALABAMA
AT LAW, CASE NO. 1171

STATE OF ALABAMA,

PETITIONER

VS.

J. E. JOHNSON, et al,

DEFENDANTS

Inst. # 1993-03988
02/10/1993-03988
02:50 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
DOE MCD 9.00

JUDGMENT OF CONDEMNATION AND ASSESSMENT
OF COMPENSATION ON VERDICT OF JURY

On the 8th day of December, 1965, the State of Alabama duly filed in the Probate Court of Shelby County, Alabama, its application for the condemnation for public use a right-of-way and easement for the construction and maintenance of a public highway facility, over certain private lands described in said application.

In the Probate Court due and appropriate proceedings, as required by law were had, resulting in an order of condemnation of said right-of-way and easement over said lands by the Probate Court of Shelby County, Alabama, on the 28th day of February, 1966.

Thereupon in the manner and form as prescribed by law, and within the time required by law, the Defendants in said proceedings appealed to the Circuit Court of Shelby County, Alabama, from said order of condemnation, the Defendants demanded trial by jury; and the Court now proceeds to hear said matter, trying the cause de novo as required by law. The Court, being of opinion that the said The State of Alabama is entitled to have the lands described in its said application condemned for use as a right-of-way and easement for the construction and maintenance of a public highway facility, it is, therefore,

CONSIDERED, ORDERED, ADJUDGED AND DECREED by the Court that a right-of-way and easement for the construction and maintenance of a public highway facility over the following described lands lying within Shelby County, Alabama, to-wit: ZD

Commencing at the SE corner of the NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Section 3, T-22-S, R-1-E; thence westerly along the south line of said NW $\frac{1}{4}$ of SW $\frac{1}{4}$, the south property line, a distance of 808 feet, more or less, to a point that is 100 feet southeasterly of and at right angles to the centerline of Project No. f-412 (4) and the point of beginning of the property herein to be conveyed; thence continuing westerly along said south property line (crossing the centerline of said Project at Station 407+55) a distance of 208 feet, more or less, to a point that is 100 feet north-westerly of and at right angles to the centerline of said Project; thence N 12° 07' E, parallel to the centerline of said Project a distance of 3,455 feet, more or less, to the east line of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of said Section 3, the east property line; thence southerly along the said east property line (crossing the centerline of said Project at Station 438+69) a distance of 670 feet, more or less, to a point that is 100 feet southeasterly of and at right angles to the centerline of said

Certified a true and complete copy

Dan Reeves, Jr.
Register of Circuit Court

Project; thence S 12° 07' W, parallel to the centerline of said Project, a distance of 2,760 feet, more or less, to the point of beginning.

Said strip of land lying in the NW $\frac{1}{4}$ of SW $\frac{1}{4}$, W $\frac{1}{2}$ of NW $\frac{1}{4}$, Section 3, T-22-S, R-1-E and containing 14.05 acres, more or less.

is hereby condemned for the purposes set forth in the application filed in the Probate Court in this cause.

Thereupon the Court proceeds to have assessed by a jury the damages and compensation to which J. E. Johnson is entitled for the condemnation of said property for use as a right-of-way and easement for the construction and maintenance of a public highway facility.

Thereupon on the 2nd day of November, 1966, came a jury of good and lawful men, to-wit: W. H. Weston, and eleven others, who, being duly empaneled and sworn according to law, upon their oaths, do say: "We the jury, hereby assess and fix the damages and compensation to the owners of the property described in Exhibit "B", Item 2, Tract 20 of the application for condemnation filed in the Office of the Probate Judge of Shelby County, Alabama on December 8, 1965 at Sixty One Hundred Ninty Five (\$6,195.00) Dollars.

Dated November 2nd, 1966.

/s/ W. H. Weston
Jury Foreman

AND IT IS NOW, THEREFORE,

CONSIDERED, ORDERED, ADJUDGED AND DECREED by the Court, and it is the judgment of the Court, that the damages and compensation to which J. E. Johnson is entitled in this cause as just compensation for the condemnation of said right-of-way and easement over said lands be, and the same is hereby, fixed at the sum of Sixty One Hundred Ninty Five (\$6,195.00) Dollars, and the Probate Court of Shelby County, Alabama is ordered to pay to the Circuit Clerk of Shelby County the sum of \$2300.00, the amount of the commissioners' award in the Probate Court.

CONSIDERED, ORDERED, ADJUDGED AND DECREED further that the said J. E. Johnson, does have and recovers of said The State of Alabama the sum of Sixty One Hundred Ninty Five (\$6,195.00) Dollars, together with the costs of this cause.

Dated this 22nd day of November, 1966.

A. E. Henderson
Judge of the Circuit Court of Shelby
County, Alabama

Inst # 1993-03988

Filed in the Office of the Circuit
Clerk this 22nd day of November,
1966.

L. L. Little
Circuit Clerk

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