

CITY OF CALERA, ALABAMA,  
a municipal corporation,

Petitioner,

vs.

IN THE PROBATE COURT OF  
SHELBY COUNTY, ALABAMA

CASE NO. 22-265

JEWELL D. BAXLEY; CHARLES E.  
BAXLEY; J. W. BAXLEY; W. D.  
HUGGINS, individually, and W. D.  
HUGGINS, Trustee; or if deceased,  
his heirs or devisees; JAMES M.  
HUGGINS, or if deceased, his heirs  
or devisees; ELIZABETH A. HUGGINS,  
or if deceased, her heirs or devisees;  
FAY F. QUICK, as Tax Collector of Shelby  
County, Alabama; and any and all other  
Persons, Firms, Associations and  
Corporations who Claim or Hold any Right,  
Title, and Interest in the Hereinafter  
described Real Estate Situated in Shelby  
County, Alabama,

Defendants.

NOTICE OF LIS PENDENS

Notice is hereby given that on, to-wit, the 9<sup>th</sup> day of  
February, 1982, the City of Calera, Alabama, a municipal corporation,  
filed its application in the Court of Probate of Shelby County,  
Alabama, against Jewell D. Baxley; Charles E. Baxley; J. W. Baxley;  
W. D. Huggins, individually, and W. D. Huggins, Trustee; or if de-  
ceased, his heirs or devisees; James M. Huggins, or if deceased, his  
heirs or devisees; Elizabeth A. Huggins, or if deceased, her heirs  
or devisees; Fay F. Quick, as Tax Collector of Shelby County,  
Alabama; and any and all other Persons, Firms, Associations and  
Corporations who Claim or Hold any Right, Title, and Interest in  
the Hereinafter Described Real Estate Situated in Shelby County,  
Alabama, seeking to condemn for certain purposes therein stated,  
the hereinafter described lands belonging to said defendants. Said  
real estate being situated in Shelby County, Alabama, and described  
as follows:

PARCEL NO. 1.

A portion of lots 3, 4, 5, 6 and 7 of Block Q, Hetz  
Resurvey, Calera, Shelby County, Alabama, with those  
lots being shown in Book 278, Page 312 of the Shelby  
County Records as belonging to Charles E., Jewel D.,  
and J. W. Baxley, which parcel is herein identified as  
Parcel 1, being more particularly described as follows:

Lis Pendens Book 6 Page 329

Commence at the Northwest corner of Lot 12, Block Q, Hetz Resurvey, Calera, Shelby County, Alabama, which corner is evidenced by a found  $\frac{1}{2}$ " crimped iron monument; thence Westerly 160.90 feet along the North line of Block Q, Hetz Resurvey, to the point of curvature of a curve to the left, having a radius of 676.20 feet and that curve being the Southern line of the proposed right-of-way for the relocation of Hetz Place (Pilgreen Drive); thence Westerly along the curve a distance of 39.1 feet to the East line of Lot 7, Block Q, Hetz Resurvey, the point of beginning; thence continue 259.72 feet along the curve to the left of radius 676.20 feet, to the Western lot line of Lot 3, Block Q, Hetz Resurvey; thence Northerly 64.95 feet along the Western line of Lot 3, Block Q, Hetz Resurvey, to the North line of Block Q; thence Easterly along the North line of Block Q, Hetz Resurvey, 250 feet to the East line of Lot 7, Block Q; thence Southerly along the East line of Lot 7, Block Q, 1.13 feet to the point of beginning.

PARCEL NO. 3.

A parcel of land located in Calera, Shelby County, Alabama, being shown in Deed Book 278, Page 312 of the records of Shelby County, Alabama as belonging to Charles E., Jewel D. and J. W. Baxley, which parcel is herein identified as Parcel 3, being more particularly described as follows:

Commence at the Northwest corner of Lot 12, Block Q, Hetz Resurvey, Calera, Shelby County, Alabama, which corner is evidenced by a found  $\frac{1}{2}$ " crimped iron; thence Westerly along the North line of Block Q, 160.90 feet to the point of curvature of a curve to the left having a radius of 676.20 feet; thence 415.13 feet along the curve to the Western line of Lot 1, Block Q (which run is also the proposed Southern right-of-way line of the proposed relocated Pilgreen Drive), Hetz Resurvey to the point of beginning; thence continue 93.79 feet along the curve to the left of radius 676.20 feet to the Western line of the Baxley Property as evidenced by an old fence line; thence Northerly 52.97 feet along the Western line of the Baxley property to the centerline of the proposed relocation of Pilgreen Drive; thence continue Northerly along the Western line of the Baxley Property (as evidenced by the old fence) 50.87 feet to a point in the proposed Northern right-of-way line of the proposed relocated Pilgreen Drive; thence right 50 deg. 32 min. with the new heading to be the point of curvature of a curve to the right having a radius of 756.20 feet; thence 89.95 feet along the curve to the right, which is the proposed Northern right-of-way line of proposed relocated Pilgreen Drive to the Western line of Lot 1, Block Q, Hetz Resurvey; thence Southerly along the Western line of Lot 1, Block Q, Hetz Resurvey 96.46 feet to the point of beginning.

This the 8<sup>th</sup> day of February, 1982.

HARRISON, CONWILL, HARRISON & JUSTICE

By William R. Justice  
Attorney for Petitioner

See Deed Book 6 Page 330

State of Alabama

Shelby County

Before me, the undersigned authority, personally appeared William R. Justice, who, being by me first duly sworn, deposes and says that he is the attorney for the said Petitioner, City of Calera, Alabama and is authorized to file the foregoing notice for and in behalf of said City, and that he has knowledge of the statements contained therein and that such statements are true.

William R. Justice  
William R. Justice, Attorney for  
City of Calera, Alabama

Sworn to and subscribed before me  
on this the 8<sup>th</sup> day of  
February, 1982.

Eva D. Mooney  
Notary Public

CITY OF ALABAMA, SHELBY CO.  
I CERTIFY THIS  
DOCUMENT WAS FILED  
1982 FEB -9 PM 3:18

Thomas A. Henderson, Jr.  
JUDGE OF PROBATE

Rec 7.50  
Ind 1.00  
8.50

See Probate Book 6 Page 331