

1786

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

STATE OF ALABAMA,

Plaintiff,

vs.

RANDY L. TRICE; et al,

Defendants.

CASE NO. 26-282

ORDER OF CONDEMNATION BY PROBATE COURT

This cause coming on to be heard after submission of the report of commissioners heretofore appointed in this cause seeking an Order of Condemnation of the lands described in said report of the commissioners filed in said cause and also described in the complaint of the State of Alabama, for an Order of Condemnation; and appearing that this Court previously heard the allegations of said complaint and all legal evidence offered by the parties touching the same and it further appearing that this Court made an order granting said complaint and as heretofore described did appoint J. D. "Buck" Falkner,

Penny Kovakas, Hoyt Henderson

three citizens of Shelby County, Alabama, in which the land sought to be condemned are situated and who were and are disinterested in who possess the qualifications of jurors in Shelby County, Alabama, as commissioners to assess the damages and the compensation to which the defendants described in said complaint are entitled.

It further appearing to this Court that notice of the appointment of said three named persons as commissioners was

EMOND & VINES

LAW OFFICES

1900 DANIEL BUILDING

BIRMINGHAM, ALABAMA 35233

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issued by this Court, as required by law, and that service of such notice was accepted by each of said persons.

It further appears to this Court that said commissioners before entering upon the discharge of their duties in the premises, or sworn as jurors are sworn, and that they did thereafter receive all legal evidence offered by the parties touching the amount of damages the owners of said parcels of the land will sustain in the amount of just compensation they are entitled to receive; and it further appearing to Court that the said commissioners did on the 18th day of December, 1985, as to the tracks numbered 1A, 1C, 1D, 1E, 1F, 8, 11, 12, 17, and 24, as described in said complaint, make a report in writing to this Court setting out the amount of damages and compensation ascertained and assessed by them. A copy of said report is attached hereto and made a part of this Order by reference.

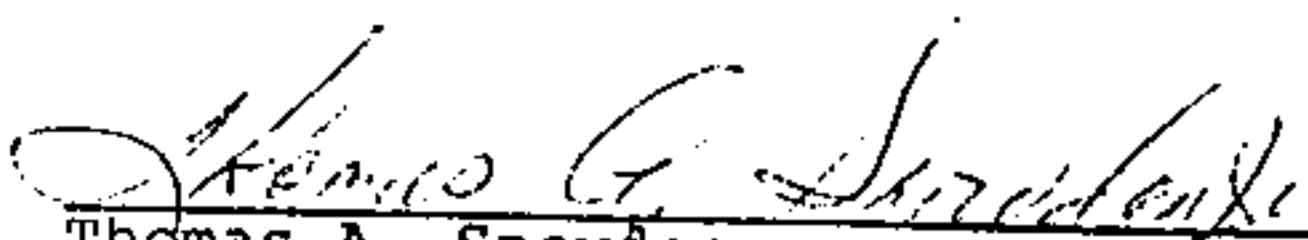
It further appears to this Court that said commissioners did also file a certificate along with their award that none of them has ever been consulted, advised with, or approached by any person with reference to the value of the land and proceedings to condemn the same prior to the assessment of damages, and that they knew nothing of the same prior to their appointment.

It is therefore ORDERED, ADJUDGED AND DECREED and is the judgment of this Court that the property described in the attached report sought to be condemned in said complaint for order of condemnation be, and the same is hereby condemned, granted and awarded to the State of Alabama as planned.

It is further ORDERED, ADJUDGED AND DECREED by this Court

that all costs incurred in this cause be, and the same hereby
are, taxed against the Plaintiff, the State of Alabama.

Ordered this the 22nd day of December 1987.


Thomas A. Snowden
Probate Judge of Shelby County,
Alabama

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and this 22 day of Dec 1987
THOMAS A. SNOWDEN JR.
Probate Judge

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

STATE OF ALABAMA,

Plaintiff,

VS.

RANDY L. TRICE, et al.,

Defendants.

CASE NO. 26-282

REPORT OF COMMISSIONERS

We, the undersigned Commissioners, duly and regularly appointed by the Court of Probate of Shelby County, Alabama by hereby report in writing as follows:

That after each of us had been sworn as jurors are sworn, we executed our duties in strict accordance with the Court which appointed us, and we herewith set forth the amount of damages and compensation ascertained and assessed by us for the owners and other parties claiming or holding some right, title or interest in the tracts of land as set out in said commission issued to us:

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JAN 11 1988
ALABAMA HIGHWAY DEPT.
Third Division

Commencing at the southeast corner of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 33, T-21-S, R-2-W; thence northerly along the east line of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$ a distance of 1070 feet, more or less, to a point that is 55 feet southwesterly of and at right angles to the centerline of Project No. F-478(1) and the point of beginning of the property herein to be conveyed; thence northwesterly along a curve to the right (concave northeasterly) having a radius of 5821.42 feet, parallel with the centerline of said project a distance of 60 feet, more or less, to a point that is 55 feet southwesterly of and at right angles to the centerline of said project at Station 25190.16; thence N 01 $^{\circ}$ 12' 12" W, parallel with the centerline of said project a distance of 680 feet, more or less, to the west property line; thence northerly along said west property line a distance of 15 feet, more or less, to the present southwest right-of-way line of Alabama Highway No. 70; thence southeasterly along said present southwest right-of-way line a distance of 745 feet, more or less, to the east line of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$, the east property line; thence southerly along said east property line a distance of 15 feet, more or less, to the point of beginning.

Said strip of land lying in the SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 33, T-21-S, R-2-W and containing 0.257 acre, more or less.

Damages Assessed: \$500.00

Commencing at the northeast corner of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 33, T-21-S, R-2-W; thence southerly along the east line of said SE $\frac{1}{4}$ of SE $\frac{1}{4}$, the east property line, a distance of 125 feet, more or less, to a point that is 60 feet northeasterly of and at right angles to the centerline of Project No. F-478(1) and the point of beginning of the property herein to be conveyed; thence continuing southerly along said east property line a distance of 21 feet, more or less, to the present north right-of-way line of Alabama Highway No. 70; thence westerly along said present north right-of-way line a distance of 2010 feet, more or less, to the west property line; thence northerly along said west property line a distance of 25 feet, more or less, to a point that is 60 feet northwesterly of and at right angles to the centerline of said project; thence easterly along a curve to the right (concave southerly) having a radius of 1518.44 feet, parallel with the centerline of said project, a distance of 800 feet, more or less, to a point that is 60 feet northeasterly of and at right angles to the centerline of said project at Station 14+37.96; thence S 81° 12' 12" E, parallel with the centerline of said project, a distance of 1152.20 feet; thence easterly along a curve to the left (concave northerly) having a radius of 5706.42 feet, parallel with the centerline of said project a distance of 50 feet, more or less, to the point of beginning.

Said strip of land lying in the SE $\frac{1}{4}$ of Section 33, T-21-S, R-2-W and containing 0.916 acre, more or less.

Damages Assessed: _____

\$2,100.00

Commencing at the southeast corner of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$ Section 33, T-21-S, R-2-W; thence northerly along the east line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ a distance of 1210 feet, more or less, to a point that is 55 feet southerly of and at right angles to the centerline of Project No. F-478(1) and the point of beginning of the property herein to be conveyed; thence southwestwardly along a curve to the left (concave southeasterly) having a radius of 1403.44 feet, parallel with the centerline of said project, a distance of 565 feet, more or less, to the west property line; thence northerly along said west property line a distance of 15 feet, more or less, to the present south right-of-way line of Alabama Highway No. 70; thence easterly along said present south right-of-way line a distance of 595 feet, more or less, to the east property line; thence southerly along said east property line a distance of 15 feet, more or less, to a point that is 55 feet southerly of and at right angles to the centerline of said project; thence westerly along a curve to the left (concave southerly) having a radius of 1403.44, parallel with the centerline of said project a distance of 28 feet, more or less, to the point of beginning.

Said strip of land lying in the S $\frac{1}{2}$ of SE $\frac{1}{4}$, Section 33, T-21-S, R-2-W and containing 0.207 acre, more or less.

Damages Assessed: \$1175.00

Morrison - Peeples \$850.00
Kirby 325.00

Commencing at the northwest corner of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 33, T-21-S, R-2-W; thence easterly along the north line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ a distance of 685 feet, more or less, to the east property line; thence southerly along said east property line a distance of 120 feet, more or less, to a point that is 60 feet northwesterly of and at right angles to the centerline of Project No. F-478(1) and the point of beginning of the property herein to be conveyed; thence continuing southerly along said east property line a distance of 25 feet, more or less, to the present northwest right-of-way line of Alabama Highway No. 70; thence southwesterly along said present northwest right-of-way line a distance of 455 feet, more or less, to a present right-of-way line connecting said present northwest right-of-way line and the present northeast right-of-way line of U.S. Highway 31; thence northwesterly along said present connecting right-of-way line (which if extended would intersect said present northeast right-of-way line) a distance of 25 feet, more or less, to a point that is 55 feet northwesterly of and at right angles to the centerline of said project at Station 2108.64; thence N 57° 26' 08" E, parallel with the centerline of said project a distance of 176.50 feet; thence northeasterly along a curve to the right (concave southeasterly) having a radius of 1513.44 feet, parallel with the centerline of said project a distance of 230 feet, more or less, to a point that is 55 feet northwesterly of and at right angles to the centerline of said project at Station 6100; thence turn an angle of 90° 00' to the left and run a distance of 5 feet; thence northeasterly along a curve to the right (concave southeasterly) having a radius of 1518.44 feet, parallel with the centerline of said project a distance of 78 feet, more or less, to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 33, T-21-S, R-2-W and containing 0.178 acre, more or less.

Damages Assessed: \$4,500.00

PARCEL NO. 1 OF 2: Commencing at the southeast corner of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 33, T-21-S, R-2-W; thence westerly along the south line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ a distance of 620 feet, more or less, to the present northeast right-of-way line of U.S. Highway No. 31; thence northwesterly along said present northeast right-of-way line a distance of 875 feet, more or less, to the beginning of a right-of-way line connecting said present northeast right-of-way line with the present southeast right-of-way line of Alabama Highway No. 70; thence northeasterly along said present right-of-way line connector (which if extended would intersect said present southeast right-of-way line) a distance of 80 feet, more or less, to a point that is 55 feet southeasterly of and at right angles to the centerline of Project No. F-478(1) at Station 2104.66 and the point of beginning of the property herein to be conveyed; thence continuing northeasterly along said present right-of-way line connector a distance of 20 feet, more or less, to said present southeast right-of-way line; thence northeasterly along said present southeast right-of-way line a distance of 520 feet, more or less, to the east property line; thence southerly along said east property line a distance of 15 feet, more or less, to a point that is 55 feet southeasterly of and at right angles to the centerline of said project; thence southwesterly along a curve to the left (concave southerly) having a radius of 1403.44 feet, parallel with the centerline of said project a distance of 340 feet, more or less, to a point that is 55 feet southeasterly of and at right angles to the centerline of said project at Station 3185.14; thence S 51° 26' 08" W, parallel with the centerline of said project a distance of 180.48 feet to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 33, T-21-S, R-2-W and containing 0.174 acre, more or less.

PARCEL NO. 2 OF 2: Commencing at the southeast corner of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 33, T-21-S, R-2-W; thence westerly along the south line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$ a distance of 620 feet, more or less, to the present northeast right-of-way line of U.S. Highway No. 31; thence northwesterly along said present northeast right-of-way line a distance of 735 feet, more or less, to a point that is northeasterly of and at right angles to the base line of said highway at Station 17450 and the point of beginning of the property herein to be conveyed; thence continuing northwesterly along said present northeast right-of-way line a distance of 140 feet, more or less, to the beginning of a present right-of-way line connecting said present northeast right-of-way line with the present southeast right-of-way line of Alabama Highway No. 70; thence northeasterly along said present right-of-way line connector (which if extended would intersect said present southeast right-of-way line) a distance of 30 feet, more or less, to a point that is 70 feet northeasterly of and at right angles to the base line of said highway at Station 19412.32; thence southeasterly, parallel with the base line of said highway a distance of 162.32 feet; thence turn an angle of 90° 00' to the right and run a distance of 20 feet, more or less, to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 33, T-21-S, R-2-W and containing 0.065 acre, more or less.

Damages Assessed: \$1,500.⁰⁰

Commencing at the northeast corner of the NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 34, T-21-S, R-2-W; thence southerly along the east line of said NW $\frac{1}{4}$ of SE $\frac{1}{4}$, the east property line a distance of 1190 feet, more or less, to a point that is 70 feet northwesterly of and at right angles to the centerline of Project No. F-478(1) and the point of beginning of the property herein to be conveyed; thence continuing southerly along said east property line a distance of 30 feet, more or less, to the present northwest right-of-way line of Alabama Highway No. 70; thence southeasterly along said present northwest line a distance of 315 feet, more or less, to the west property line; thence northerly along said west property line a distance of 30 feet, more or less, to a point that is 70 feet northwesterly of and at right angles to the centerline of said project; thence N 85° 32' 55" E, parallel with the centerline of said project, a distance of 315 feet, more or less, to the point of beginning.

Said strip of land lying in the NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 34, T-21-S, R-2-W and containing 0.213 acre, more or less.

Damages Assessed: \$ 682.⁰⁰

PARCEL NO. 1 OF 2: Commencing at the northwest corner of the NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 36, T-21-S, R-2-W; thence southerly along the west line of said NW $\frac{1}{4}$ of NE $\frac{1}{4}$ a distance of 70 feet, more or less, to a point that is 60 feet northwesterly of and at right angles to the centerline of Project No. F-478(1) and the point of beginning of the property herein to be conveyed; thence N 67° 41' 20" E, parallel with the centerline of said project, a distance of 630 feet, more or less, to a point that is 60 feet northwesterly of and at right angles to the centerline of said project at Station 170+00; thence turn an angle of 90° 00' to the left and run a distance of 20 feet; thence N 67° 41' 20" E, parallel with the centerline of said project, a distance of 440 feet, more or less, to the east property line; thence southerly along said east property line a distance of 45 feet, more or less, to the present northwest right-of-way line of Alabama Highway No. 70; thence southwesterly along said present northwest right-of-way line a distance of 1535 feet, more or less, to the west property line; thence northerly along said west property line a distance of 22 feet, more or less, to a point that is 60 feet northwesterly of and at right angles to the centerline of said project; thence N 67° 41' 20" E, parallel with the centerline of said project, a distance of 470 feet, more or less, to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$, the NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 36 and the SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 25, T-21-S, R-2-W and containing 0.924 acre, more or less.

PARCEL NO. 2 OF 2: Commencing at the southeast corner of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 25, T-21-S, R-2-W; thence northerly along the east line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$, the east property line, a distance of 398 feet, more or less, to a point that is 65 feet southeasterly of and at right angles to the centerline of Project No. F-478(1) and the point of beginning of the property herein to be conveyed; thence S 67° 41' 20" W, parallel with the centerline of said project, a distance of 1915 feet, more or less, to the west property line; thence northerly along said west property line a distance of 30 feet, more or less, to the present southeast right-of-way line of Alabama Highway No. 70; thence northeasterly along said present southeast right-of-way line a distance of 1915 feet, more or less, to the east line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$, the east property line; thence southerly along said east property line a distance of 30 feet, more or less, to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of NW $\frac{1}{4}$, the NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 36 and the SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 25, T-21-S, R-2-W and containing 1.096 acres, more or less.

Damages Assessed: _____

\$3535.00

Commencing at the northeast corner of the SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 25, T-21-S, R-2-W; thence southerly along the east line of said SW $\frac{1}{4}$ of SE $\frac{1}{4}$, the east property line, a distance of 760 feet, more or less, to a point that is 70 feet northwesterly of and at right angles to the centerline of Project No. F-478(1) and the point of beginning of the property herein to be conveyed; thence continuing southerly along said east property line a distance of 33 feet, more or less, to the present northwest right-of-way line of Alabama Highway No. 70; thence southwesterly along said present northwest right-of-way line a distance of 380 feet, more or less, to the west property line; thence northerly along said west property line a distance of 45 feet, more or less, to a point that is 80 feet northwesterly of and at right angles to the centerline of said project; thence N 67° 41' 20" E, parallel with the centerline of said project, a distance of 170 feet, more or less, to a point that is 80 feet northwesterly of and at right angles to the centerline of said project at Station 176+00; thence turn an angle of 90° 00' to the right and run a distance of 10 feet; thence N 67° 41' 20" E, parallel with the centerline of said project, a distance of 205 feet, more or less, to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 25, T-21-S, R-2-W and containing 0.301 acre, more or less.

Damages Assessed: \$660.⁰⁰

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PARCEL NO. 1 OF 2: Commencing at the southeast corner of the SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 29, T-21-S, R-1-W; thence northerly along the east line of said SW $\frac{1}{4}$ of NW $\frac{1}{4}$ a distance of 905 feet, more or less, to a point that is 65 feet southeasterly of and at right angles to the centerline of Project No. F-470(1) and the point of beginning of the property herein to be conveyed; thence S 67° 41' 20" W, parallel with the centerline of said project, a distance of 5 feet, more or less, to a point that is 65 feet southeasterly of and at right angles to the centerline of said project at Station 264+00; thence turn an angle of 90° 00' to the right and run a distance of 5 feet; thence S 67° 41' 20" W, parallel with the centerline of said project, a distance of 320 feet, more or less, to a present right of way flare connecting the present northeast right-of-way line of County Road No. 97 and the present southeast right-of-way line of Alabama Highway No. 70; thence northeasterly along said present right of way flare a distance of 40 feet, more or less, to said present southeast right-of-way line; thence northeasterly along said present southeast right-of-way line a distance of 1095 feet, more or less, to a right-of-way line offset; thence southeasterly along said right-of-way line offset a distance of 10 feet, more or less, to the present southeasternmost right-of-way line; thence northeasterly along said present southeasternmost right-of-way line a distance of 230 feet, more or less, to a right-of-way line offset; thence northwesterly along said right-of-way line offset a distance of 10 feet, more or less, to said present southeast right-of-way line; thence northeasterly along said present southeast right-of-way line a distance of 1080 feet, more or less, to center of a county road, the north property line; thence easterly along said north property line a distance of 170 feet, more or less, to a point that is 65 feet southeasterly of and at right angles to the centerline of said project; thence southwesterly along a curve to the left (concave southeasterly) having a radius of 5607.85 feet, parallel with the centerline of said project a distance of 30 feet, more or less, to a point that is 65 feet southeasterly of and at right angles to the centerline of said project at Station 206+50; thence turn an angle of 90° 00' to the left and run a distance of 10 feet; thence southwesterly along a curve to the left (concave southeasterly) having a radius of 5597.85 feet, parallel with the centerline of said project, a distance of 90 feet, more or less, to a point that is 75 feet southeasterly of and at right angles to the centerline of said project at Station 285+50; thence turn an angle of 90° 00' to the right and run a distance of 10 feet; thence southwesterly along a curve to the left (concave southeasterly) having a radius of 5607.85 feet, parallel with the centerline of said project, a distance of 550 feet, more or less, to a point that is 65 feet southeasterly of and at right angles to the centerline of said project at Station 200+00; thence turn an angle of 90° 00' to the left and run a distance of 5 feet; thence southwesterly along a curve to the left (concave southeasterly) having a radius of 5602.85 feet, parallel with the centerline of said project, a distance of 98 feet, more or less, to a point that is 70 feet southeasterly of and at right angles to the centerline of said project at Station 279+00; thence turn an angle of 90° 00' to the right and run a distance of 20 feet; thence southwesterly along a curve to the left (concave southeasterly) having a radius of 5622.85 feet, parallel with the centerline of said project, a distance of 195 feet, more or less, to a point that is 50 feet southeasterly of and at right angles to the centerline of said project at Station 277+00; thence turn an angle of 90° 00' to the left and run a distance of 20 feet; thence southwesterly along a curve to the left (concave southeasterly) having a radius of 5602.85 feet, parallel with the centerline of said project a distance of 272 feet, more or less, to a point that is 70 feet southeasterly of and at right angles to the centerline of said project at Station 274+20.16 "Back" which equals Station 274+27.60 "Ahead"; thence S 67° 41' 20", parallel with the centerline of said project a distance of 420.16 feet; thence turn an angle of 90° 00' to the right and run a distance of 5 feet; thence S 67° 41' 20" W, parallel with the centerline of said project, a distance of 605 feet, more or less, to the point of beginning.

Said strip of land lying in the E $\frac{1}{4}$ of NW $\frac{1}{4}$ and the NW $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 29, T-21-S, R-1-W and containing 1.303 acres, more or less.

Damages Assessed: \$2600.00

PARCEL NO. 2 OF 2: Commencing at the northwest corner of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 29, T-21-S, R-1-W; thence easterly along the north line of said SE $\frac{1}{4}$ of NW $\frac{1}{4}$, a distance of 775 feet, more or less, to a point that is 75 feet northwesterly of and at right angles to the centerline of Project No. F-470(1) and the point of beginning of the property herein to be conveyed; thence continuing easterly along the north line of said SE $\frac{1}{4}$ of NW $\frac{1}{4}$, the north property line, a distance of 80 feet, more or less, to the present northernmost right-of-way line of Alabama Highway No. 70; thence southwesterly along said northwesternmost right-of-way line a distance of 170 feet, more or less, to a present right-of-way line offset; thence southeasterly along said present right-of-way line offset a distance of 10 feet, more or less, to the present northwest right-of-way line; thence southwesterly along said present northwest right-of-way line a distance of 310 feet, more or less, to the west property line; thence northerly along said west property line a distance of 22 feet, more or less, to a point that is 60 feet northwesterly of and at right angles to the centerline of said project; thence N 67° 41' 20" E, parallel with the centerline of said project, a distance of 105 feet, more or less, to a point that is 60 feet northwesterly of and at right angles to the centerline of said project at Station 270+00; thence turn an angle of 90° 00' to the left and run a distance of 15 feet; thence N 67° 41' 20" E, parallel with the centerline of said project a distance of 300 feet, more or less, to the point of beginning.

Said strip of land lying in the SE $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 29, T-21-S, R-1-W and containing 0.284 acre, more or less.

Damages Assessed: \$700.⁰⁰

Commencing at the southwest corner of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 28, T-21-S, R-1-W; thence northerly along the west line of said NW $\frac{1}{4}$ of NW $\frac{1}{4}$, the west property line, a distance of 345 feet, more or less, to the point of beginning of the property herein to be conveyed, said point of beginning being on a line which extends from a point that is 60 feet southeasterly of and at right angles to the centerline of Project No. F-478(1) at Station 306100 to a point that is 70 feet southeasterly of and at right angles to the centerline of said project at Station 308150; thence continuing northerly along said west property line a distance of 22 feet, more or less, to the present southeast right-of-way line of Alabama Highway No. 70; thence northeasterly along said present southeast right-of-way line a distance of 305 feet, more or less, to the center of a drive, the east property line; thence southerly along said east property line a distance of 35 feet, more or less, to a point on a line which extends from a point that is 95 feet southerly of and at right angles to the centerline of said project at Station 31101.84 to a point that is 70 feet southeasterly of and at right angles to the centerline of said project at Station 308150; thence northwesterly along said line a distance of 80 feet, more or less, to said point that is 70 feet southeasterly of and at right angles to the centerline of said project at Station 308150; thence westerly along a line (which if extended would intersect a point that is 60 feet southeasterly of and at right angles to the centerline of said project at Station 306100) a distance of 225 feet, more or less, to the point of beginning.

Said strip of land lying in the NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 28, T-21-S, R-1-W and containing 0.185 acre, more or less.

Also a temporary easement to a strip of land necessary for construction and being more fully described as follows: Beginning at a point that is 70 feet southeasterly of and at right angles to the centerline of Project No. F-478(1) at Station 308150; thence southeasterly along a line (which if extended would intersect a point that is 95 feet southerly of and at right angles to the centerline of said project at Station 31101.84) a distance of 80 feet, more or less, to the center of a dirt drive, the east property line; thence southerly along said east property line a distance of 25 feet, more or less, to a point that is 100 feet southeasterly of and at right angles to the centerline of said project; thence southwesterly along a curve to the left (concave southeasterly) having a radius of 5465.70 feet, parallel with the centerline of said project a distance of 80 feet, more or less, to a point that is 100 feet southeasterly of and at right angles to the centerline of said project at Station 308150; thence turn an angle of 90° 00' to the right and run a distance of 30 feet to the point of beginning.

Said strip of land lying in the NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 28, T-21-S, R-1-W and containing 0.045 acre, more or less.

It is expressly understood that all rights, title and interest to the above described easement shall revert to the grantor upon completion of said project.

Damages Assessed: \$ 770.00

We herewith file a certificate along with this award that none of us has ever been consulted, advised with, or approached by any person in reference to the value of the lands or the proceedings to condemn the same prior to the assessment of damages and that we knew nothing of the same prior to our appointment.

J. D. Folkner

Benny O. Kowalski

Wm. E. Henderson

Sworn to and subscribed before me this 18 day of December, 1987.

Thomas A. Shoups, Jr.
Judge of the Court of Probate of
Shelby County, Alabama

Filed this 18 day of Dec 19 87
THOMAS A. SHOUPS, JR.
Judge of Probate

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

88 JAN 28 AM 10:33

Thomas A. Shoups, Jr.
JUDGE OF PROBATE

RECORDING FEES

Recording Fee \$40.00

Index Fee 1.00

\$41.00