

2823

Orig.

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

STATE OF ALABAMA, as
applicant,

)
) CASE NO. 29-149
)

Plaintiff,

VS.

INDUSTRIAL DEVELOPMENT BOARD of the
CITY of MONTEVALLO, in its capacity as
owner in fee simple of certain designated
real estate; CENTRAL BANK of the SOUTH, in
its capacity as mortgagee of certain
designated real estate; WATERWORKS BOARD of
the CITY OF MONTEVALLO, in its capacity as
holder of an easement; METROCK PROPERTIES, in
its capacity as owner of a leasehold interest
in certain designated real estate; METROCK
STEEL and WIRE COMPANY, INC. in its capacity
as owner of a leasehold interest in certain
designated real estate; and ANNETTE SKINNER,
Tax Collector for Shelby County, Alabama,
Defendants.

NOTICE OF PENDING ACTION

Notice is hereby given that the State of Alabama as
plaintiff has entered into condemnation proceedings against the
following described properties situated in Shelby County,
Alabama, styled the State of Alabama VS. Industrial Development
Baord of the City of Montevallo Alabama as record owners in fee
simple of certain designated real estate; Water Works Board in
its capacity as holder of an easement of the certain designated
real estate reflected by an instrument recorded in Real Volume
175, Page 198, in the office of the Judge of Probate of Shelby
County, Alabama; Metrock Properties, owner of leasehold interest
of certain designated real estate recorded in Real Volume 8 Page
586; Metrock Steel and Wire Company, Inc., as owner of a
leasehold interest Real Volume 8 Page 730; and Annette Skinner
in her official capacity as Tax Collector of Shelby County,
Alabama, and filed with the Probate Court of Shelby County, Case
Number 29-149 on 8/30 1990. Said property

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is to be used as right-of-way for the construction and maintenance of a public road as shown by the Right-of-Way Map of Project No. OLB-059-025-001 filed in the office of the Judge of Probate of Shelby County, Alabama, the designated tract numbers, owners and descriptions of the real estate sought to be acquired in aforesaid condemnation proceedings are as follows:

See Attachment Exhibit "A"

The record owners or those who may claim an interest in said parcel of real estate and their addresses are as follows:

Donald Hughes
Industrial Development Board
of the City of Montevallo
53 South Main Street
Montevallo, Alabama 35115

Donald Hughes
Waterworks Board of the City of
Montevallo
53 South Main Street
Montevallo, Alabama 35115

Michael Metrock
Metrock Steel & Wire Co., Inc.
P.O. Box 327
Helena, Alabama 35080

Michael Metrock, John Metrock
James Metrock
P. O. Box 327
Helena, Alabama 35080

Tom Hale, Esq.
Legal Department
Central Bank of the South
701 South 20th Street
Birmingham, Alabama 35233

Annette Skinner
Tax Collector
Shelby County Courthouse
Columbiana, Alabama 35051

State of Alabama

BY

Helen Shores Lee

Helen Shores Lee, Esquire
Special Assistant Attorney
General of and for the State of
Alabama, Petitioner

Shores and Lee
1728 Third Avenue, North
Suite 500
Birmingham, Alabama 35203

State of Alabama)

County of Jefferson)

Before me, the undersigned authority, a Notary Public in and for said County and State, personally appeared Helen Shores Lee, who is known to me, and who being by me first duly sworn, deposes and says that the statements made in the foregoing Notice of Pending Action are true and correct.

Helen Shores Lee
Helen Shores Lee

Sworn to and subscribed to before me this the 30th day of
August, 1990.

Glenda L. Finch
Notary Public

My Commission Expires June 13, 1992
My Commission Expires:

Exhibit A

in Shelby County, Alabama, and more particularly described as

follows: and as shown on the right-of-way map of the State of Alabama Highway Department as Project No. OLB-059-025-001 recorded in the Office of the Judge of Probate of Shelby County, Alabama and as shown on the Property Plat attached hereto and made a part hereof:

Commencing at the northeast corner of the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ Section 6, T-24-N, R-13-E; thence southerly along the east line of said SE $\frac{1}{4}$ of NW $\frac{1}{4}$ a distance of 547 feet, more or less, to a point that is 50 feet northwesterly of and at right angles to the centerline of Project No. OLB-059-025-001 and the point of beginning of the property herein to be conveyed; thence N 84° 57' 30" E, parallel with the centerline of said Project a distance of 300 feet, more or less, to the east property line; thence 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. 25; thence southwesterly along said present northwest right-of-way line a distance of 1510 feet, more or less, to the west property line; thence northerly along said west property line a distance of 18 feet, more or less, to a point that is 45 feet northwesterly of and at right angles to the centerline of said Project; thence N 86° 32' 49" E, parallel with the centerline of said Project, a distance of 153 feet, more or less, to a point that is 45 feet northwesterly of and at right angles to the centerline of said Project at Station 147+00; thence northeasterly along a line a distance of 100 feet, more or less, to a point that is 50 feet northwesterly of and at right angles to the centerline of said Project at Station 148+00; thence N 86° 32' 49" E, parallel with the centerline of said project a distance of 724.15 feet; thence northeasterly along a curve to the left (concave northwesterly) having a radius of 5679.58 feet, parallel with the centerline of said Project, a distance of 158 feet, more or less, to a point that is 50 feet northwesterly of and at right angles to the centerline of said Project at Station 156+83.01; thence N 84° 57' 30" E, parallel with the centerline of said Project a distance of 72 feet, more or less, to the point of beginning.

Said strip of land lying in the SE $\frac{1}{4}$ of NW $\frac{1}{4}$ and the SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 6, T-24-N, R-13-E and containing 0.769 acre, more or less.

Also a temporary construction easement to a strip of land being more fully described as follows: Beginning at a point, on the west property line that is 45 feet northwesterly of and at right angles to the centerline of Project No. OLB-059-025-001; thence northerly along said west property line a distance of 50 feet, more or less, to a point that is 95 feet northwesterly of and at right angles to the centerline of said Project; thence N 86° 32' 49" E, parallel with the centerline of said Project, a distance of 24 feet, more or less, to a point that is 95 feet northwesterly of and at right angles to the centerline of said Project at Station 145+70; thence turn an angle of 90° 00' to the right and run a distance of 50 feet; thence S 86° 32' 49" W, parallel with the centerline of said Project, a distance of 23 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 6, T-24-N, R-13-E and containing 0.03 acre, more or less.

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

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1. Deed Fee	
2. Notary Fee	
3. Recording Fee	12.50
4. Instrument Fee	3.00
5. Title Insurance Fee	
6. Certified Copy Fee	1.00
Total	16.50

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

90 AUG 30 PM 3:45

Thomas A. Snowden, Jr.
JUDGE OF PROBATE