

2290

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

STATE OF ALABAMA
AS APPLICANT,

Plaintiff,

VS.

AGROPLAN GESELLSCHAFT FUR
AGARWIRTSCHAFTLICHE PROJECKLE
mbh

Defendant.

)
) CASE NO. 29- 141
)
)
)
)
)
)

AFFIDAVIT

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 being by me first duly sworn, deposes and says as follows:

I, Helen Shores Lee, as attorney for plaintiff, State of Alabama, as applicant, do hereby certify that the legal property description for Agroplan Gesellcraft Agarwirtschaftliche Projeckle mbh Tract 46, Shelby County was not attached to the Lis Pendens as filed in the office of Probate Judge of Shelby County on August 23, 1990, and should have been attached as Exhibit "A". Recorded in the Probate office Book 306, Page 813, August 23, 1990.

Helen Shores Lee
Helen Shores Lee
Shores and Lee
1728-3rd Avenue, North
Birmingham, Alabama 35203
Telephone: 323-1600

Subscribed and sworn to before me this the 29th day of August, 1990.

Glenda L. Finch
Notary Public

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Form ROW-4

THIS INSTRUMENT PREPARED BY
CHARLES W. TAYLOR
 STATE OF ALABAMA HIGHWAY
 DEPARTMENT, BUREAU OF RIGHT
 OF WAY, MONTGOMERY, ALABAMA 36104

STATE OF ALABAMA)

TRACT NO. 46

COUNTY OF SHELBY)

FEE SIMPLE
 WARRANTY DEED

KNOW ALL MEN BY THESE PRESENTS, for and in consideration of the
 sum of _____ dollars, cash in hand paid to the undersigned by the State of
 Alabama, the receipt of which is hereby acknowledged, we (I), the undersigned, grant-
 or(s), Agroplan Gesellschaft Fur Agarwirtschaftliche Projekte, have (has)

this day bargained and sold, and by these presents do hereby grant, bargain, sell and
 convey unto the State of Alabama the following described property, lying and being

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 southeast corner of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 6, T-24-N,
 R-13-E; thence northerly along the east line of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$ a distance
 of 768 feet, more or less, to a point that is 45 feet southeasterly 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 S 84°
 57' 30" W, parallel with the centerline of said project, a distance of 64
 feet, more or less, to a point that is 45 feet southeasterly of and at right
 angles to the centerline of said Project at Station 169+00; thence southwesterly
 along a line a distance of 100 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 168+00; thence S 84° 57' 30" W, parallel with the centerline of said
 Project a distance of 475 feet; thence southwesterly along a line a distance
 of 111 feet, more or less, to a point on the present southeast right-of-way
 line of Dry Valley Road that is southeasterly of and at right angles to the
 traverse of said Road at Station 9+00; thence northeasterly along said present
 southeast right-of-way line a distance of 98 feet, more or less, to the present
 southeast right-of-way line of Alabama Highway No. 25; thence northeasterly
 along said present southeast right-of-way line a distance of 682 feet, more
 or less, to the east line of said SW $\frac{1}{4}$ of NE $\frac{1}{4}$; thence southerly along said east
 line a distance of 20 feet, more or less, to the point of beginning.

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Said strip of land lying in the SW $\frac{1}{4}$ of NE $\frac{1}{4}$ Section 6, T-24-N,
R-13-E and containing 0.39 acre, more or less.

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To Have and To Hold, unto the State of Alabama, its successors and
assigns in fee simple forever.

And for the consideration, aforesaid, we (I) do for ourselves (myself),
for our (my) heirs, executors, administrators, successors, and assigns covenant
to and with the State of Alabama that we (I) are (am) lawfully seized and possessed
in fee simple of said tract or parcel of land hereinabove described; that we (I) have
a good and lawful right to sell and convey the same as aforesaid; that the same is
free of all encumbrances, liens, and claims, except the lien for ad valorem taxes
which attached on October 1, last past, and which is to be paid by the grantor; and
that we (I) will forever warrant and defend the title thereto against the lawful claims
of all persons whomsoever.

The grantor(s) herein further covenant(s) and agree that the purchase
price above-stated is in full compensation to them (him-her) for this conveyance,
and hereby release the State of Alabama and all of its employees and officers
from any and all damages to their (his-her) remaining property contiguous to the
property hereby conveyed arising out of the location, construction, improvement,
landscaping, maintenance, or repair of any public road or highway that may be so
located on the property herein conveyed.

In witness whereof, we (I) have hereunto set our (my) hand(s) and
seal(s) this the _____ day of _____, 19____.

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

90 AUG 30 PM 3: 56

JUDGE OF PROBATE

1. Paid Cash	_____
2. _____	_____
3. _____	7.50
4. _____	3.00
5. _____	_____
6. Cash	1.00
Total	11.50