

STATE OF ALABAMA  
COUNTY OF SHELBY

2390

LEGAL NOTICE AND 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. DeAnn S. Rochester and Michael A. Rochester, owners in fee simple of certain designated real estate; Cardinal Homes in its capacity as Mortgagee of certain designated real estate; 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 29-154, on the 4<sup>th</sup> day of September, 1990, for the purpose of acquiring title to all of the lands and real estate as set forth below. Said property is to be used as a 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 number(s) owner(s), and description(s) of the real estate sought to be acquired in aforesaid condemnation proceedings are as follows:

76  
BOOK 308 PAGE

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:

DeAnn S. Rochester  
Route 2 Box 188  
Montevallo, Alabama 35115

Michael A. Rochester  
Route 2 Box 188  
Montevallo, Alabama 35115

P. 1.

Page 2

Cardinal Homes  
Address Unknown

Annette Skinner, Tax Collector  
Shelby County Courthouse  
Columbiana, Alabama 35051

  
HELEN SHORES LEE

HELEN SHORES LEE  
Attorney for Plaintiff  
1728 Third Avenue, North  
Suite 500  
Birmingham, Alabama 35203  
Phone: (205) 323-1600

STATE OF ALABAMA

COUNTY OF JEFFERSON

Before me, the undersigned authority in and for said County and said State, personally appeared Helen Shores Lee, who is known to me, and who, being by me first duly sworn, deposes and says that she is a Special Assistant Attorney General for the State of Alabama, and as such is authorized to make this affidavit, that she has read the foregoing notice and the averments contained therein are true and correct.

  
HELEN SHORES LEE

Subscribed and sworn to before me this  
23<sup>rd</sup> day of August, 1990.

  
Notary Public

My Commission Expires June 13, 1992

BOOK 308 PAGE 77

ORDER

Now it is therefore ordered by the undersigned Register that a publication of this notice be made once a week for four consecutive weeks in the Shelby County Reporter-Democrat, a newspaper published and having general circulation in Shelby County, Alabama, and that all persons to whom this notice is addressed and any and all persons claiming any title to, interest in, or lien or encumbrance upon the above described real estate or any part thereof, be and they are hereby requested to plead, answer or demur to the Application in this cause within thirty (30) days from the 4<sup>th</sup> day of September, 1990, or in default thereof suffer a Judgment by Default against them herein.

It is further ordered that a copy of this notice certified by the undersigned Register as being correct, shall also be recorded as a lis pendens in the office of the Judge of Probate of Shelby County, Alabama.

Done this 4<sup>th</sup> day of September, 1990

Register

Thomas A. [Signature]  
Judge of Probate

Exhibit A

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 NE $\frac{1}{4}$  Section 2, T-24-N, R-12-E; thence southerly along the east line of said SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , a distance of 1212 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 50 feet northwesterly of and at right angles to the centerline of Project No. OLB-059-025-001 at Station 116+00 to a point that is 45 feet northwesterly of and at right angles to the centerline of said project at Station 115+00; thence southwesterly along said line a distance of 15 feet, more or less, to said point that is 45 feet northwesterly of and at right angles to the centerline of said Project at Station 115+00; thence S 86° 32' 49" W, parallel with the centerline of said Project a distance of 242 feet, more or less, to the west property line; thence southerly along said west property line a distance of 19 feet, more or less, to the present northwest right-of-way line of Alabama Highway No. 25; thence northeasterly along said present northwest right-of-way line a distance of 256 feet, more or less, to the east line of said SE $\frac{1}{4}$  of NE $\frac{1}{4}$ ; thence northerly along said east line a distance of 20 feet, more or less, to the point of beginning.

Said strip of land lying in the SE $\frac{1}{4}$  of NE $\frac{1}{4}$ , Section 2, T-24-N, R-12-E and containing 0.11 acre, more or less.

1. Paid To	
2. 1	12.50
3. 2	3.00
4. 3	
5. 4	1.00
6. 5	
Total	16.50

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

90 SEP -4 AM 8:39

*Thomas A. Davidson, Jr.*  
JUDGE OF PROBATE