

443

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

STATE OF ALABAMA,

Plaintiff,

VS.

Agroplan Gesellschaft Fur
Agrarwirtschaftliche Projekte MBH
Annette Skinner, Tax Collector
Shelby County, Alabama.

Defendants.

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) CASE NO. 29-141
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MOTION TO DISMISS
APPLICATION FOR ORDER OF CONDEMNATION

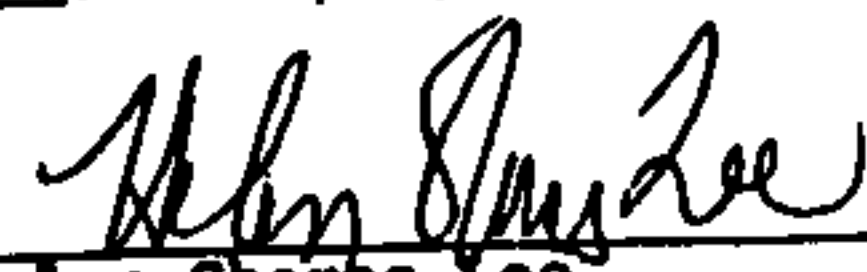
Comes now the plaintiff, State of Alabama, as applicant, by and through its attorney, Helen Shores Lee, and moves this Honorable Court for an Order dismissing the action filed on August 23, 1990, and for grounds therefor shows:

1. On October 4, 1990, the defendants agreed to and accepted the amount of \$5,550.00 offered by the plaintiff.


Helen Shores Lee
Attorney for Plaintiff
1728 Third Avenue, North
Birmingham, Alabama 35203
Phone: (205) 323-1600

CERTIFICATE OF SERVICE

I hereby certify that I have served a copy of the above Motion to Dismiss on Agroplan Gesellschaft Fur Agrarwirtschaftliche Projekte MBH c/o Lawana M. Johns, Esq., McNees, Wallace & Nurick, Attorneys at Law, 100 Pine Street, Harrisburg, PA. 17108; and to Annette Skinner, Tax Collector, Shelby County Courthouse, P. O. Box 825, Columbiana, Alabama this the 15 day of April, 1990/1991.


Helen Shores Lee

Filed this

15 day of April 19 91
THOMAS A. SNOWDEN JR.
Judge of Probate

BOOK 367 PAGE 368

29-128

EXHIBIT A

TRACT 56

BOOK 367 PAGE 369

Commencing at the southeast corner of the SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 5, 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 1048 feet, more or less, to the present southwest right-of-way line of Alabama Highway No. 25; thence northwesterly along said present southwest right-of-way line a distance of 658 feet, more or less, to the east line of the property herein to be conveyed and the point of beginning; thence continuing northwesterly along said present southwest right-of-way line a distance of 215 feet, more or less, to the west property line; thence southerly along said west property line a distance of 23 feet, more or less, to a point that is 50 feet southerly of and at right angles to the centerline of Project No. OLB-059-025-001; thence easterly along a curve to the right (concave southerly) having a radius of 1748.62 feet, parallel with the centerline of said project, a distance of 42 feet, more or less, to a point that is 50 feet southwesterly of and at right angles to the centerline of said project at Station 214+99.86; thence easterly along a line a distance of 153 feet, more or less, to a point that is 40 feet southwesterly of and at right angles to the centerline of said project at Station 216+50; thence S 86° 40' 45" E, parallel with the centerline of said project, a distance of 22 feet, more or less, to the east property line; thence northerly 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 SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 5, T-24-N, R-13-E and containing 0.09 acre, more or less.

1. Dead Tax	\$	
2. Mfg. Tax	\$	
3. Recording Fee	\$	5.00
4. Indexing Fee	\$	3.00
5. No Tax Fee	\$	
6. Certified Fee	\$	1.00
Total	\$	9.00

TR. 56

Cse # 29-128

Decree Condemnation

Bk 319 / 379

Please record
Exhibit A

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

91 OCT -7 PM 1:02

James H. Shumaker, Jr.
JUDGE OF PROBATE