

STATE OF ALABAMA

Plaintiff,

vs.

R. L. JOHNSON, et al

Defendants.

IN THE PROBATE COURT

OF SHELBY COUNTY,

ALABAMA

CASE NO: 20-257

DECREE OF CONDEMNATION

This cause was submitted to the Court for a Decree confirming the report of commissioners heretofore appointed in said cause and for an order of condemnation as to the lands described in the commissioner's report, and in the original petition filed in this court by the State of Alabama.

It appearing to the Court that on the 21 day of August, 1978, this Court heard the allegations of the petition filed by the State of Alabama, in this cause and all legal evidence presented by any interest party, and on the 21 day of August, 1978, the Court made an order granting said petition for the condemnation of the property described as follows:

PARCEL NO. 1:

Tract No. 2
Project No. ST-1894(2)
R. L. Johnson, et al

PARCLE NO. 2:

Tract No. 3
Project No. ST-1894(2)
Joseph V. Lovoy, et al

That the Court appointed J. P. Graham, Charles Seales

, and Jesse E. Jowers, each being citizens of Shelby County, Alabama, in which the lands sought to be condemned are situated, who were disinterested and who possessed the qualifications of jurors to assess the damages and compensation to which the defendants in this cause are entitled; and it appearing to the court that notice of the appointment of the said commissioners issued by the court to the sheriff of Shelby County, Alabama, and by said sheriff served on them, as required by law; that said commissioners were sworn and did thereafter receive all legal evidence offered by the parties relative to the amount of damages the owners of said property will sustain and the amount of compensation to which they are entitled; that the commissioners did on, to-wit: the 6th day of September,

I certify this to be a true and correct copy.

6/25/92
Probate Judge
Shelby County

Inst # 1993-03107

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1978, make their report in writing to this Court, stating:

PARCEL NO. 1:

Tract No. 2
R. L. Johnson, et al
THE SUM OF \$ 274,500.00

PARCEL NO. 2:

Tract No. 3
Joseph V. Lovoy, et al
THE SUM OF \$ 25,970.00

The above to be the amount of damages and compensation assessed by them for the taking and condemnation of said property, and it further appearing to the Court that said Commissioners filed a certificate along with their award stating none of them has ever been consulted, advised with or approached by any person in reference to the value of the property or the proceedings to condemn the same prior to the assessment of damages and that they knew nothing of the same prior to their appointment, and the Court having considered and understood all of the hereinabove stated matter, it is therefore;

ORDERED, ADJUDGED AND DECREED, by the Court that applicant, the State of Alabama, pay all costs incurred in this cause;

And it further appearing to the Court that the damages and compensation so ascertained and assessed by said commissioners for the defendants, named in the above styled cause, have been deposited in this court;

And it further appearing to the Court that all things necessary and required by the Laws of the State of Alabama have been done and performed by the applicant;

It is further ORDERED, ADJUDGED AND DECREED, and is the Judgment of this Court, that the property sought to be condemned by said Petition be condemned, granted, and awarded to the applicant, The State of Alabama, and all rights, title, and interest prayed for in said Petition which is now condemned, granted, and awarded to the applicant, in and by this Decree, be and the same is hereby divested out of said defendants and vested in the applicant, The State of Alabama.

DONE THIS THE 6 DAY OF September, 1978.

Thomas A. Snowden Jr.
JUDGE OF PROBATE COURT OF SHELBY COUNTY, ALA.

Filed this 6 day of Sept, 1978
THOMAS A. SNOWDEN JR.
Judge of Probate

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