

STATE OF ALABAMA

VS

JAMES ROBERT WALKER, SR., ET AL::

Probate Judge
Shelby County

IN THE PROBATE COURT

SHELBY COUNTY, ALABAMA

DECREE OF CONDEMNATION

THIS CAUSE was submitted to the Court for A Decree confirming the report of the Commissioners heretofore appointed in said cause and for an order of Condemnation as to the lands described in the Commissioners' Report and in the original Petition filed in this Court by the State of Alabama, and it appearing to the Court that on the 31st day of August, 1973, this Court heard the allegations of the Petition filed by the State of Alabama in this cause and all legal evidence presented by any interested party, Richard Bell, guardian ad litem, for non compos mentis, minors, and unknown parties, and on the 31st day of August, 1973, the Court made an order granting said Petition for the condemnation of the property described as follows:

Parcel No. 1. Tract No. 3, Project F-214(20)

paid
Legrand H. Amberson, et als.

Parcel No. 2. Tract No. 6, Project F-214(20)

appealed
Kenneth D. Salser, et als.

Parcel No. 3. Tract No. 7, Project F-214(20)

appealed
James Rolan Pugh, et al.

Parcel No. 5. Tract No. 18, Project F-214(20)

appealed
James H. Suggs, et als.

Parcel No. 6. Tract No. 19, Project F-214(20)

paid
Frances W. Davis, et als.

Parcel No. 7. Tract No. 20, Project F-214(20)

appealed
Lucille Christian, et als.

Parcel No. 8. Tract No. 22, Project F-214(20)

appealed
Robert Kelly, et als.

Filed this 27 day of Sept 1973
CONRAD M. FOWLER
Judge of Probate

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Parcel No. 9. Tract No. 23, Project F-214(20)

Paid

Samuel Russell, et al.

Parcel No. 10. Tract No. 27, Project F-214(20)

Paid

Ludie Hitchcock, et als.

Parcel No. 11. Tract No. 29, Project F-214(20)

Appealed

E.R. Elliott, et al.

Parcel No. 12. Tract No. 30, Project F-214(20)

Marvin Archer, et als.

Parcel No. 13. Tract No. 31, Project F-214(20)

Appealed

Almeda Bentley

Parcel No. 14. Tract No. 33, Project F-214(20)

Eva Stinson Strother, et als.

Parcel No. 15. Tract No. 34, Project F-214(20)

Appealed

C.E. Gardner, et al.

Parcel No. 18. Tract No. 40, Project F-214(20)

Appealed

Naomi Robertson, et al.

Parcel No. 19. Tract No. 43, Project F-214(20)

Appealed

E.R. Elliott, et al.

Parcel No. 20. Tract No. 47, Project F-214(20)

Appealed

N. Frank Wortham, et als.

Parcel No. 21. Tract No. 49, Project F-214(20)

Appealed

Sarah C. Marbury, et als.

Parcel No. 22. Tract No. 50, Project F-214(20)

Appealed

Dr. Hugh Linder, et al.

Parcel No. 23. Tract No. 51, Project F-214(20)

Appealed

Imogene H. Valentine, et al.

that the Court appointed Claude Smith, Harold Reuben, and Roy Grantham 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 compensations to which the Respondents in this cause are entitled; and it appearing to the Court that notice of the appointment of the said Commissioners was issued by the Court to the Sheriff of Shelby County 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 17th day of September, 1973, make their report in writing to this Court stating

Parcel No. 1. Tract No. 3, Legrand H. Amberson, et als.

the sum of \$ 2,800.00

Paid
Parcel No. 2. Tract No. 6, Kenneth D. Salser, et als.

the sum of \$ 5,225.00

Appealed
Parcel No. 3. Tract No. 7, James Rolan Pugh, et als.

the sum of \$ 8,500.00

appealed
Parcel No. 5. Tract No. 18, James H. Suggs, et als.

the sum of \$ 6,448.00

Appealed
Parcel No. 6, Tract No. 19, Frances W. Davis, et als.

the sum of \$ 7,000.00

Paid
Parcel No. 7. Tract No. 20, Lucille Christian, et als.

the sum of \$21,360.00

appealed
Parcel No. 8. Tract No. 22, Robert Kelly, et als.

the sum of \$13,560.00

Appealed
Parcel No. 9. Tract No. 23, Samuel Russell, et al.

the sum of \$ 450.00

Paid
Parcel No. 10. Tract No. 27, Ludie Hitchcock, et als.

the sum of \$ 2,000.00

Paid
Parcel No. 11. Tract No. 29, E.R. Elliott, et al.

the sum of \$35,200.00

appealed
Parcel No. 12. Tract No. 30, Marvin Archer, et als.

the sum of \$ 1,416.00

Parcel No. 13. Tract No. 31, Almeda Bentley

the sum of \$15,000.00

appealed
Parcel No. 14. Tract No. 33, Eva Stinson Strother, et als.

the sum of \$ 500.00

Parcel No. 15. Tract No. 34, C.E. Gardner, et al.

Appealed
the sum of \$22,760.00

Parcel No. 18. Tract No. 40, Naomi Robertson, et al.

Appealed
the sum of \$ 7,500.00

Parcel No. 19. Tract No. 43, E.R. Elliott, et al.

appealed
the sum of \$ 3,354.00

Parcel No. 20. Tract No. 47, N. Frank Wortham, et als.

appealed
the sum of \$ 9,222.00

Parcel No. 21. Tract No. 49, Sarah C. Marbury, et als.

appealed
the sum of \$10,240.00

Parcel No. 22. Tract No. 50, Dr. Hugh Linder, et al.

appealed
the sum of \$12,150.00

Parcel No. 23. Tract No. 51, Imogene H. Valentine, et al.

appealed
the sum of \$ 2,000.00

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 persons 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 matters, 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 Respondents, 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 right, 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 Respondents and vested in the applicant.

DONE this the 27 day of September, 1973.

Conrad M. Fowler
JUDGE OF THE PROBATE COURT
SHELBY COUNTY, ALABAMA

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