

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

STATE OF ALABAMA,
Plaintiff,

Case No. 39-038

vs:

ROBERT E. HILL, COLONIAL BANK, N.A.,
MORTGAGEE and ANNETTE D. SKINNER,
SHELBY COUNTY TAX COLLECTOR; and any
and all unknown persons, firms, entities or
corporations holding or claiming any right, title,
interest in, lien or encumbrance in and to the
property described in this Complaint,
Defendants.

Inst # 2000-12183

04/13/2000-12183
09:52 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
004 MMS 16.00

DECREE GRANTING CONDEMNATION
AND APPOINTING COMMISSIONERS

This cause came on to be heard on the 25th day of January, 2000, upon the Complaint of the State of Alabama, to condemn certain lands or interests in lands for public road or highway purposes.

And it further appearing to the Court that all defendants who are named in the Complaint have had notice of the filing of the Complaint and of the day set for hearing thereof, as provided by law;

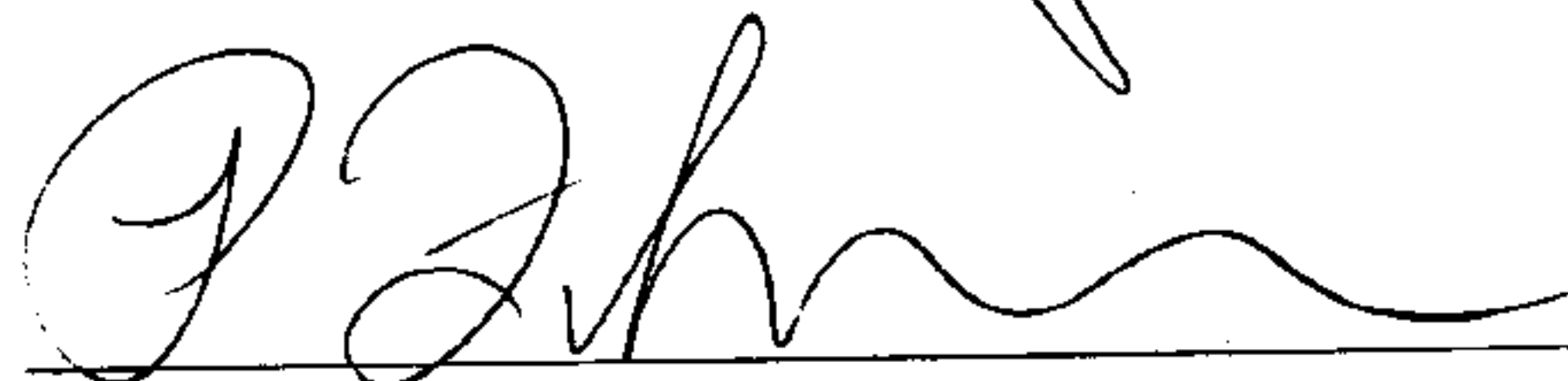
Thereupon, the Court proceeded to hear on the 25th day of January, 2000, the allegations of the Complaint and responsive pleadings filed by the defendants and all evidence thereon offered by the parties, and upon consideration of the same the Court now determines that the allegations of the Complaint have been established and proven by legal evidence as to every party named therein, and that the Complaint should be granted as to the property more particularly described in Exhibit "A" attached hereto; and, further, the Plaintiff is granted the right to enter on Defendant's remaining property, if necessary, for the purpose of removing any structure located wholly or partially on the property described in Exhibit "A".

It is, therefore, ORDERED, ADJUDGED and DECREED that the Complaint be and the same is hereby granted as to all parties named therein. And the Court now coming to appoint commissioners to assess the damages and compensation to which the defendants are entitled for the structures, lands or interest in lands sought to be condemned by the plaintiff, and it appearing to the Court that Jim Strickland, Corley Ellis, and Johnny Lowe, are citizens of Shelby County, Alabama, the county in which the structures and lands sought to be condemned are located, and that each of them possesses the qualifications of jurors under the laws of the State of Alabama and is disinterested in the proceeding;

It is, therefore, ORDERED, ADJUDGED and DECREED that Jim Strickland, Corley Ellis, and Johnny Lowe are hereby appointed commissioners to assess the damages and compensation to which the defendants, as owners and parties holding or claiming some interest in the lands described in the Complaint, as amended in open court (Plaintiff's Exhibit 1), are entitled.

It is further ordered that notice of the appointment of the commissioners be served upon each of such commissioners and that they report to this Court, in writing, the amount of damages and compensation so ascertained and assessed by them as being due said owners of, or the owners of an interest in, said structures and lands within the time prescribed by law.

DONE and ORDERED this the 4 day of February, 2000.

A handwritten signature in cursive script, appearing to read 'P. Yeager Fuhrmeister', written over a horizontal line.

PATRICIA YEAGER FUHRMEISTER
Judge of Probate

cc: Ayn Traylor-Sadberry, Esq.
George M. Neal, Jr., Esq.
Kerry P. McInerney, Esq.
James F. Burford, III, Esq.
Jill Karle, Esq.
Annette D. Skinner

And as shown on the right of way map of Project No. STPAA-458(1) of record in the Alabama Department of Transportation, a copy of which is also deposited in the Office of the Judge of Probate of Shelby County, Alabama as an aid to persons and entities interested therein and as shown on the property plat attached hereto and made a part hereof:

A part of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$, Section 14, Township 21 South, Range 3 West, identified as Tract No. 2-A, Project No. STPAA-458(1), Shelby County, Alabama, and being more fully described as follows:

Commence at the southeast corner of said NW $\frac{1}{4}$ of the NW $\frac{1}{4}$; thence north along the east line of said NW $\frac{1}{4}$ of NW $\frac{1}{4}$ a distance of 29 feet, more or less, to the present north right of way line of County Road 26 East; thence westerly along said right of way line a distance of 256 feet, more or less, to a point that is at right angles to the centerline of Relocated County Road 26 East at Station 22+17 and the point of beginning of the property herein to be conveyed; thence northwesterly a distance of 112 feet, more or less, to a point on the northwest property line that is at right angles to the centerline of said Project No. STPAA-458(1) at Station 455+70; thence northeasterly along said northwest property line a distance of 167 feet, more or less, to a point that is at right angles to said centerline at Station 457+36.74; thence northeasterly along a line which, if extended, would intersect a point that is 110 feet southeasterly of and at right angles to said centerline at Station 460+50 a distance of 250 feet, more or less, to the north property line; thence westerly along said property line a distance of 88 feet, more or less, to the present southeast right of way line of Alabama Highway 119; thence southwesterly along said right of way line a distance of 450 feet, more or less, to a flare which connects the present southeast right of way line of said Alabama Highway 119 to the present north right of way line of County Road 26 East; thence southeasterly along said right of way flare a distance of 98 feet, more or less, to a point on the present north right of way line of County Road No. 26 East; thence easterly along said present right of way line of County Road No. 26 East a distance of 80 feet, more or less, to the point of beginning. Containing 0.979 acre, more or less.

04/13/2000-12183
09:52 AM CERTIFIED
S. L. Co. S. L. Co.

Inst • 2000-12183

04/13/2000-12183
09:52 AM CERTIFIED
SNO-CLY COUNTY JUDGE OF PROBATE
004 PMS 16.00

06-91 366 103

ALABAMA DEPARTMENT OF TRANSPORTATION

PROJECT NO. STPAA-458 (1)

SHELBY COUNTY

SCALE: 1" = 100'

DATE: 12-12-97

REVISED: 7-29-97, 8-31-98