

**IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA**

STATE OF ALABAMA,  
Plaintiff,

v.

ALABAMA DEPARTMENT of REVENUE,  
Owner of the fee, Heirs of EMMA  
BENTON, DECEASED,  
JOANNASTINE McCLAIN  
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.

CASE NO.

39-266

Inst # 2000-12184

04/13/2000-12184

09:55 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

13.50

003 NWS

**LIS PENDENS**

**TO THE HON. PATRICIA YEAGER FURMEISTER, JUDGE OF PROBATE OF  
SHELBY COUNTY, ALABAMA:**

COMES NOW, the State of Alabama, by and through its Deputy Attorney General, and files herewith notice to all persons concerned that on the 3 day of April, 2000 condemnation proceedings were commenced in the probate Court of Shelby County, Alabama, whereby said State of Alabama seeks to obtain certain public rights-of-way and other rights, and said proceedings are now pending.

The name of the property owner concerned together with the property sought to be condemned is set forth below:

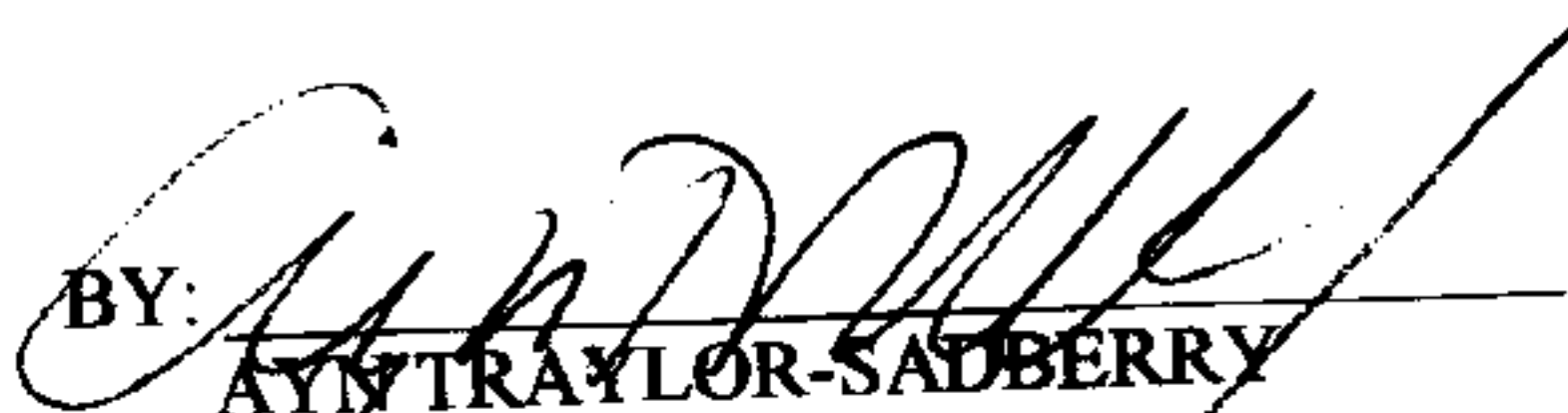
Property Owner: Heirs of Emma Benton  
Alabama Department of Revenue  
Joannstine McClain

Property described on Exhibit "A" attached hereto and made a part hereof as if fully set forth herein.

Description of above described property is taken from right of way map of Project STPAA-458 (1) of record in the Alabama Department of Transportation, and in the Office of the Judge of Probate of Shelby County, Alabama.

The title of the action and the case number thereof are as hereinabove designated.

STATE OF ALABAMA

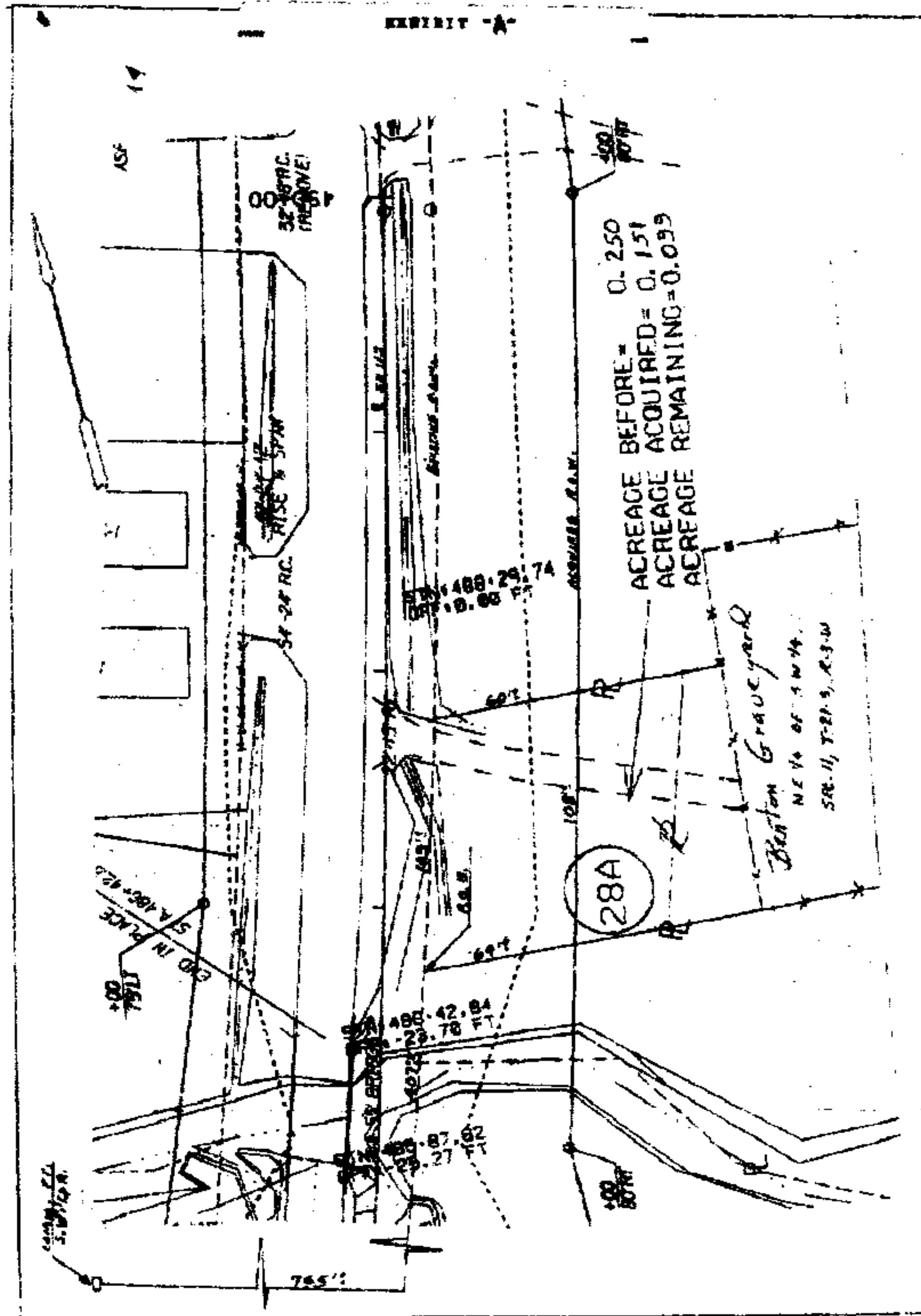
BY:   
AMY TRAYLOR-SADBERRY  
DEPUTY ATTORNEY GENERAL

STATE OF ALABAMA )  
COUNTY )

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

I hereby certify that the within Lis Pendens was filed in this office for record on the \_\_\_\_ day of \_\_\_\_\_, 2000, at \_\_\_\_\_ o'clock \_\_\_\_ m. and duly recorded as Instrument No. \_\_\_\_\_, and examined.

\_\_\_\_\_  
Judge of Probate



TRACT NUMBER 28A ALABAMA DEPARTMENT OF TRANSPORTATION  
 OWNER: EMMA BENTON PROJECT NO. STPAA-458(1)  
 SHELBY COUNTY  
 TOTAL ACREAGE: 0.250 SCALE: 1" = 50'  
 R/W REQUIRED: 0.151 DATE: 12-12-97

A part of the Northeast  $\frac{1}{4}$  of the Southwest  $\frac{1}{4}$ , Section 11, Township 21 South, Range 3 West, identified as Tract No. 28-A, Project No. STPAA-458(1), Shelby County, Alabama, and being more fully described as follows:

Commence at the SW corner of said NE  $\frac{1}{4}$  of SW  $\frac{1}{4}$ , thence east along the South line of said NE  $\frac{1}{4}$  of SW  $\frac{1}{4}$  a distance of 745 feet, more or less, to the present Southeast right of way line of Alabama Highway 119; thence Northeasterly along said right of way line a distance of 407 feet, more or less, to the South property line and the point of beginning of the property herein to be conveyed; thence continue Northeasterly along said right of way line a distance of 109 feet, more or less, to the North property line; thence easterly along said property line a distance of 60 feet, more or less, to a point that is 80 feet southeasterly of and at right angles to the centerline of said Project No STPAA-458 (1); thence southwesterly, parallel with said centerline, along a curve to the right (concave northwesterly), a distance of 108 feet, more or less, to the South property line; thence westerly along said property line a distance of 64 feet, more or less, to the point of beginning. Containing 0.151 acre, more or less.

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