

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

IN RE: APPLICATION OF
Ray Traywick and Imogene Porter

FOR THE CONDEMNATION OF
RIGHT OF WAY
Ray Traywick and Imogene Porter,
Condemnors

vs.
Boyce L. Trott, Helen M. Trott,
Alex Bearden and Lorraine Bearden
Condemnees

Case No.:

40-029

Inst # 2000-16799

05/22/2000-16799

11:53 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

11.00

NOTICE OF LIS PENDENS

PLEASE TAKE NOTICE; that an action has been commenced in the Probate Court of Shelby County by the above named Condemnors against the above named Condemnees applying to the Probate Court of Shelby County, Alabama to condemn a private right of way as contemplated by Code of Alabama, Section 18-3-1, et seq.; over and across the lands of the Condemnees, which lands are described as follows:

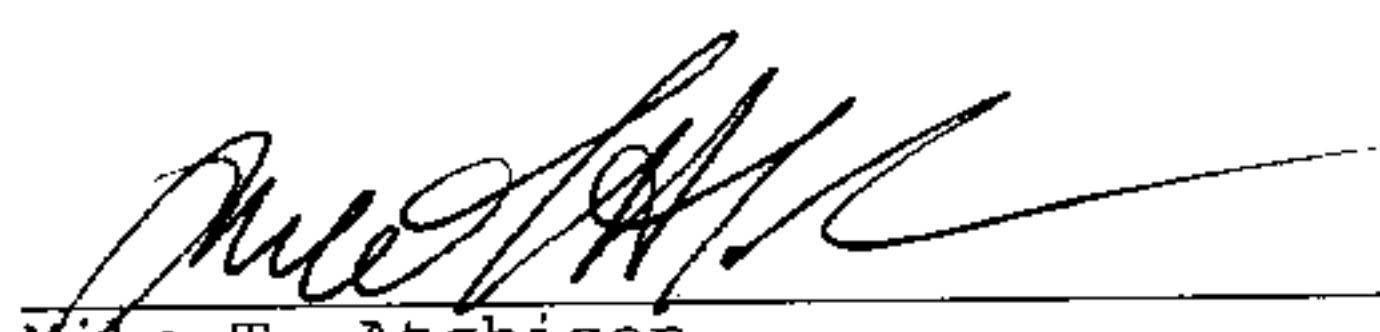
Begin at a point where the West boundary of the SW 1/4 of the SE 1/4 of Section 9, Township 24 North, Range 14 East is intersected by the South boundary line of the Hiwassee Dirt Road; thence run South along the West boundary of said 1/4-1/4 Section a distance of 870 feet to a point; then run due East parallel with the Southern boundary of said 1/4-1/4 Section 700 feet, more or less, to a point on the Western bank of Buxahatchee Creek; thence turn to the left and run in a Northerly and Northwesterly direction along the low water edge of Buxahatchee Creek a distance of 920 feet, more or less, to a point where the same intersects the Hiwassee Road; thence turn to the left and run 200 feet, more or less, along said Hiwassee Road to the point of beginning.

Also, Part of the SW 1/4 of the SE 1/4 of Section 9, Township 24 North, Range 14 East, more particularly described as follows:
Commence at a point where the West boundary of the SW 1/4 of the SE 1/4 of said Section 9 is intersected by the South boundary of the Hiwassee Dirt Road; run thence South along the West boundary of said 1/4-1/4 Section a distance of 870 feet to the SW corner of the Trott property; thence run East parallel with the Southern boundary of said 1/4-1/4 Section and along the Southern boundary of the Trott property a distance of 210 feet to a point; thence turn to the right and run Southerly along the Western boundary of the Vassiliou and Cindy C. Trott property a distance of 310 feet to the point of beginning of the property herein conveyed; thence continue South parallel with the Western boundary of said 1/4-1/4 Section a distance of 210 feet, more or less, to a point on the Southern boundary of said 1/4-1/4 Section; thence turn to the left and run Easterly 840 feet, more or less, to a point on the Western bank of Hurricane Branch; thence turn to the left and run in a Northerly or Northeastern direction along the Western bank of Hurricane Branch 210 feet, more or less, to a point which is the Southeastern corner of lot deeded to George Vassiliou and Cindy C. Trott; thence turn to the left and run Westerly along the Southern boundary of the George Vassiliou and Cindy C. Trott lot a distance of 800 feet, more or less, to the point of beginning.

ALSO, commence at a point where the West boundary of the SW 1/4 of the SE 1/4 of Section 9, Township 24 North, Range 14 East, is intersected by the South boundary line of the Hiwassee Dirt Road; thence run South along the West boundary of said 1/4-1/4 Section a distance of 870 feet to the SW corner of the Trott property; thence run East parallel with the Southern boundary of said 1/4-1/4 Section and along the Southern boundary of the Trott property a distance of 210 feet to point of beginning; thence

continue in the same direction, parallel with the Southern boundary of said 1/4-1/4 Section a distance of 490 feet, more or less, to a point on the Western bank of Buxahatchee Creek; thence turn to the right and run in a Southerly direction along the low water edge of Buxahatchee Creek a distance of 400 feet, more or less, to a point on the Western bank of Hurricane Branch; thence turn right and run Southwesterly a distance of 50 feet along the low water mark of said banks to a point; thence turn to the right and run Westerly parallel with the Southern boundary of said 1/4-1/4 Section a distance of 800 feet, more or less, to a point on the Eastern boundary of the Wayne Horton lot; thence turn to the right and run Northerly a distance of 310 feet to the point of beginning.

Done this 17th day of May, 2000.


Mike T. Atchison,
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