

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

STATE OF ALABAMA,
Plaintiff

vs.

STATE DEPARTMENT OF REVENUE Owner
of the fee; Heirs of EMMA BENTON,
DECEASED; JOANNASTINE MCCLAIN,
purchaser of Tax Deed; 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 # 2001-03640

02/01/2001-03640

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SHELBY COUNTY JUDGE OF PROBATE

002 CJ1 14.00

DECREE GRANTING CONDEMNATION
AND APPOINTING COMMISSIONERS

This cause came on to be heard on the 14th day of November, 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;

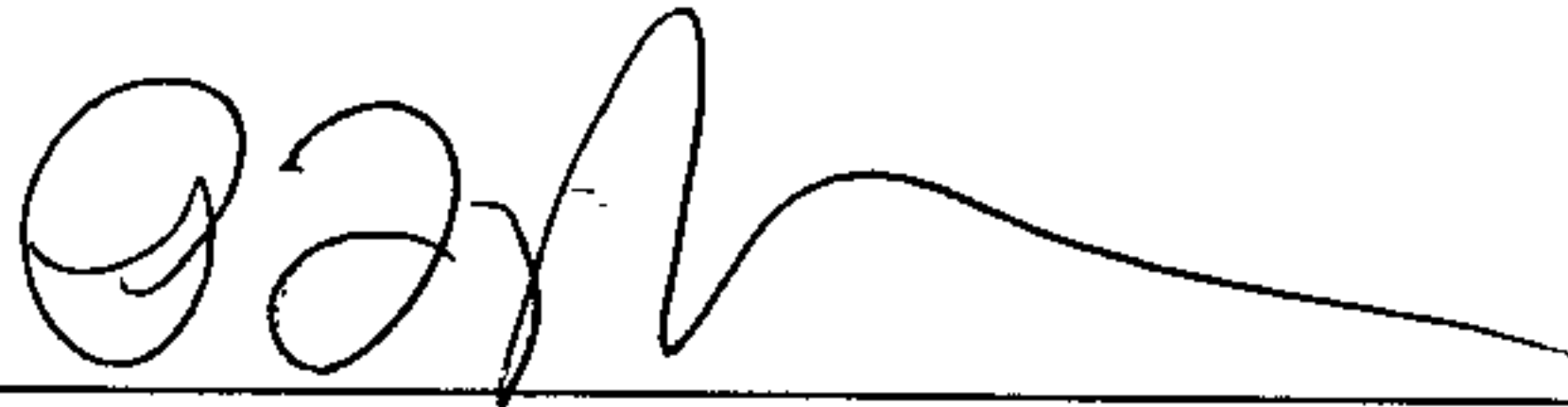
Thereupon, the Court proceeded to hear on the 14th day of November, 2000, the allegations of the Complaint and responsive pleadings filed by the defendants and all evidence thereon offered by the parties, and upon consideration of the same the Court now determines that the allegations of the Complaint have been established and proven by legal evidence as to every party named therein, and that the Complaint should be granted.

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 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 17 day of November, 2000.



PATRICIA YEAGER FUHRMEISTER
Judge of Probate

cc: Ayn Traylor-Sadberry, Esq.
Vonda Felton, Esq., GAL
Annette D. Skinner
Alabama Department of Revenue

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