

2004012918000085160 PR-2003-000442
Shelby County Probate Court 1/3
1/29/2004 8:49:45 AM CD ORD

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

CITY OF ALABASTER, ALABAMA, a municipal
Corporation within the State of Alabama and
Shelby County, Alabama,
Plaintiff,

vs.

JAMES E. and BRENDA A. HALL, FIRST FAMILY
FINANCIAL SERVICES, INC., CONSECO
FINANCE CORP. - ALABAMA, AS ASSIGNEE OF
SHOWPLACE HOMES, INC., ANNETTE
SKINNER, Tax Collector, JOHN DOE, and A, B, C
and D, those fictitious parties whom claim to own
any title interest in that tract of land located in Shelby
County, Alabama and herein below described, and
who will be added by amendment when
ascertained.

Defendants.

Case No. PR-2003-000442



20040218000085160 Pg 1/3 17.00
Shelby Cnty Judge of Probate, AL
02/18/2004 16:02:00 FILED/CERTIFIED

ORDER CONDEMNING PROPERTY BY CONSENT AND WITHOUT OBJECTION

This cause, coming to be heard, upon the Consent to Judgment filed by the named Defendants concerning the property sought to be acquired by the City of Alabaster pursuant to its Complaint for Condemnation, said interest being:

A Fee Simple, subject to any and all mineral and mining rights reservation, easements and public rights of way of record, in the following property, to wit: as shown on Exhibit A.

And said parties having submitted to the Court the agreed upon amount, in writing setting out the amount of damages and compensation ascertained and assessed by them which should be awarded as to said property as follows:

Award: \$60,000.00

It is further ORDERED, ADJUDGED and DECREED that the relief sought in the Complaint for Condemnation, as amended, for the condemnation of said real property as described herein is GRANTED by Consent and the same is hereby condemned, granted and awarded to the Plaintiff, the City of Alabaster, Alabama, and that all rights, title and interest prayed for in said Complaint, as amended, which are condemned, granted, and awarded to the Plaintiff be, and the same hereby are divested of said defendants, the owners of, or the owners of an interest in, the lands heretofore described, and vested in the Plaintiff. Such condemnation is effective upon the payment of the damages and compensation and the deposit of the same in Court. Appeal rights have been waived by the parties.

I certify this to be a true and
correct copy [Signature]
Probate Judge
Shelby County

Order Condemning Property by Consent and Without Objection

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It is further ORDERED, ADJUDGED and DECREED that the Court shall hold a hearing to ascertain the interests of any and all persons in said money deposited with the Court. Said notice of hearing shall be sent to all parties of record at the place where served, or, if represented by counsel, to their attorney of record.

It is further ORDERED, ADJUDGED and DECREED by the Court that the Petitioner, the City of Alabaster, Alabama, pay all costs incurred in this cause with respect to the Court and the Guardian ad Litem.

DONE and ORDERED, this the 29 day of January, 2004.



Judge of Probate

cc: Jim Pino, Esq.
Greg Morris, Esq.
Jeffrey W. Brumlow, Esq.
Frank C. Galloway, III, Esq., GAL
Jack H. Harrison, Esq.
Michael L. Hall, Esq.
Janine L. Smith, Esq.
First Family Financial Services, Inc.
Hon. Annette Skinner

ENTERED AND FILED

JAN 29 2004

Kimberly Maltin, Chief Clerk
Probate Court
Shelby County, Alabama

20040218000085160 Pg 3/3 17.00
Shelby Cnty Judge of Probate, AL
02/18/2004 16:02:00 FILED/CERTIFIED

Exhibit "A"

A parcel of land in the Southwest $\frac{1}{4}$ of the Southeast $\frac{1}{4}$ of Section 1, Township 21 South, Range 3 West, Shelby County, Alabama, described as follows:

Commence at the Southwest corner of said $\frac{1}{4}$ - $\frac{1}{4}$ section; thence run East along the South section line a distance of 632.0 feet to an iron which is 18.0 feet West of the centermost of three power lines; thence turn left 89 degrees 38 minutes and run Northerly a distance of 140.0 feet to the point of beginning; thence continue last course a distance of 49.8 feet to an iron; thence turn right 61 degrees 02 minutes and run Northeasterly a distance of 120.01 feet to an iron; thence turn right 118 degrees 68 minutes and run Southerly a distance of 108.0 feet to an iron; thence turn right 90 degrees 00 minutes and run West a distance of 105.0 feet to the point of beginning; being situated in Shelby County, Alabama.

20040125100003470 PR-2003-000242
Shelby County Probate Court 3/3
1/29/2004 8:45:45 AM CD ORD
FILED