

NOTICE OF LIS PENDENS

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

SHELBY COUNTY, ALABAMA, a
political subdivision of the State of
Alabama,

Plaintiff,

vs.

CASE NO. PR 2004-000349

**WILLIAM EARL MOTES; FLOSSIE
MOTES**; A, B, C, D, E, and F, the
owners of the real property described in the
complaint herein, all of whose names are
otherwise unknown, but whose true names
will be added by amendment when
ascertained,

Defendants.

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

Comes now Shelby County, Alabama, a political subdivision of the State of Alabama, by its attorney, and files herewith notice to all persons concerned that on the 24th day of June, **2004**, condemnation proceedings were commenced in the Probate Court of Shelby County, Alabama, whereby said Shelby County, Alabama, a political subdivision of the State of Alabama, seeks to obtain certain fee simple ownership to real property, and said proceedings are now pending.

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

Property Owner(s): William Earl Motes; Flossie Motes

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

Description of above property is taken from right of way map of said project on file in the office of Shelby County Highway Department in Columbiana, Alabama, and in the Office of the Probate Judge of Shelby County, Alabama.

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

SHELBY COUNTY, ALABAMA,
a political subdivision of the State of Alabama

By Frank E. Allen
Attorney for said Plaintiff

STATE OF ALABAMA
SHELBY 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 June, 2004, at _____ o'clock _____ .m. and duly recorded as Instrument No. 2004-_____, and examined.

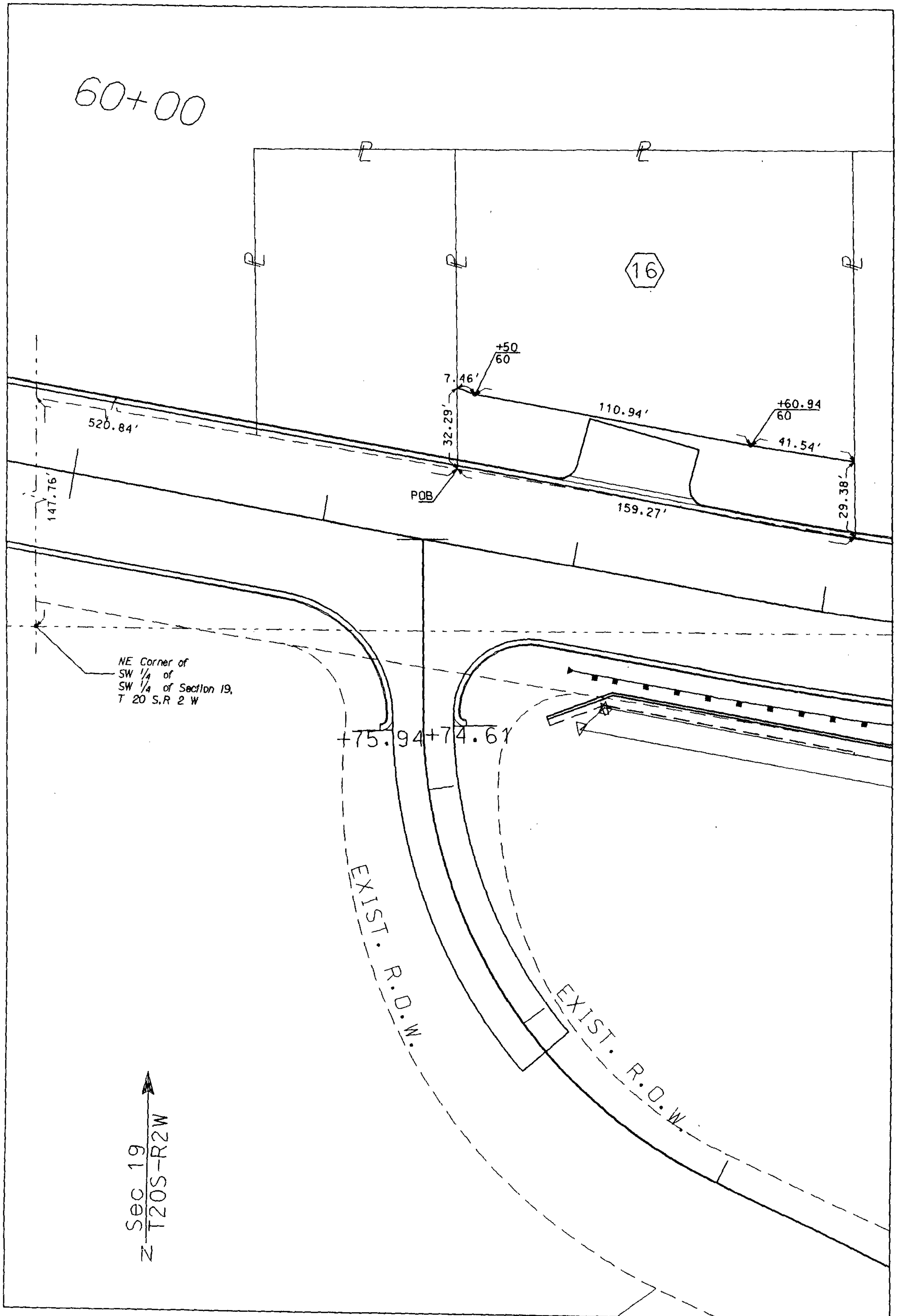
Judge of Probate

Exhibit "A"

Fee Simple Acquisition

A part of the NE $\frac{1}{4}$ of SW $\frac{1}{4}$, Section 19, Township 20 South, Range 2 West identified as Tract No. 16 on Project No. STPBH-7132(003), Shelby County, Alabama and being more fully described as follows;

Commencing at the southwest corner of said NE $\frac{1}{4}$ of SW $\frac{1}{4}$; thence north along the west line of said NE $\frac{1}{4}$ of SW $\frac{1}{4}$ a distance of 147.76 feet to the point of intersection with the present northern right-of-way line of CR 52; thence S80°47'27"E for a distance of 520.84 feet to the point of intersection with the Grantor's western property line being the point of beginning of the property herein to be conveyed; thence N0°36'38"W for along said property for a distance of 32.29 feet to the point of intersection with the required right-of-way line 61.46 feet left of the CR 52 centerline of Project No. STPBH-7132(003) station 61+42.68; thence S68°43'36"E along the required right-of-way line for a distance of 7.46 feet to a point 60.00 feet left of said centerline station 61+50.00; thence S80°02'12"E for a distance of 110.94 feet to a point 60.00 feet left of said centerline station 62+60.94; thence S81°31'29"E for a distance of 41.54 feet to the point of intersection with the Grantor's eastern property line; thence S0°36'38"E for a distance of 29.38 feet to the point of intersection with the present northern right-of-way line of CR 52; thence N80°55'40"W along the present right-of-way line for a distance of 159.27 feet to the point of beginning. Containing 0.11 acre, more or less.



TRACT NUMBER 16
OWNER: WILLIAM
EARL MOTES
TOTAL ACREAGE: 0.50
R/W REQ'D: 0.11
REMAINDER: 0.39
TEMP. CONST. ESMT: 0.00

ALABAMA DEPT. OF TRANSPORTATION
PROJ. NO. STPBH-7132(003)
COUNTY: SHELBY
SCALE: 1" = 50'
DATE: 2-4-03
REVISED: