

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

**STATE OF ALABAMA**

**Plaintiff,**

**Vs.**

**MARGARET A. BRASHER, THE ESTATE OF )  
KELLY R. ERWIN, AND LAMAR )  
ADVERTISING COMPANY, )**

**Defendants.**

**CASE NO. PR-2006-178**

**LIS PENDENS**

Notice is hereby given that the State of Alabama, as Plaintiff, has duly filed and entered on this 29 day of March, 2006, in the Probate Court of Shelby County, Alabama a complaint against the hereinafter stated Defendants, to acquire lands in fee simple for use in connection with the construction and maintenance of a public road, the hereinafter described real property situated in Shelby County, Alabama, as shown and designated on the right of way map of Project Right of Way Map # ST-059-038-003, the same being on file in the Office of the Judge of Probate of Shelby County, Alabama.

That the legal description of the following tract of land is attached hereto and incorporated herein as fully as if set out at length in the following exhibits.

**Tract # 4**

**Exhibit A**

That as to the tract of land, the following named Defendants have or claim to have some interest, the nature of said Defendant's interest, if known being as hereinafter set forth:



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Shelby Cnty Judge of Probate, AL  
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<u>Tract #</u>	<u>Defendant</u>	<u>Nature of Interest</u>
4	Margaret A. Brasher Estate of Kelly R. Erwin Lamar Advertising Company	Fee Simple Fee Simple Lessee

**THE STATE OF ALABAMA**

By: Martin E. Uptain

Attorney for the Plaintiff  
Martin E. Uptain  
P.O. BOX 1211  
Gardendale, AL. 35071  
205-631-2715




Exhibit 8A

 **COPY**

THIS INSTRUMENT PREPARED BY  
[DANNY STOKES]  
[ALABAMA DEPARTMENT OF ALABAMA]  
[BIRMINGHAM, ALABAMA]

STATE OF ALABAMA       )  
  
COUNTY OF SHELBY)

PROJECT NO. ST-059-038-003  
CPMS PROJ. NO.  
TRACT NO. 4  
DATE: 03/08/06

  
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Shelby Cnty Judge of Probate, AL  
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**FEE SIMPLE  
WARRANTY DEED**

**KNOW ALL MEN BY THESE PRESENTS**, that for and in consideration of the sum of \_\_\_\_\_ dollar(s), cash in hand paid to the undersigned by the State of Alabama, the receipt of which is hereby acknowledged, I (we), the undersigned grantor(s), \_\_\_\_\_ have this day bargained and sold, and by these presents do hereby grant, bargain, sell and convey unto the State of Alabama the following described property:

**A part of the SW ¼ of SE ¼, Section 17, Township 19 South, Range 1 West, identified as Tract No. 4 on Project No. ST-059-038-003 in Shelby County, Alabama and being more fully described as follows:**

Commencing at the SE corner of the SW ¼ of SE ¼ of Section 17, Township 19 South, Range 1 West, run thence N 60°41'58" W, a distance of 540.16 feet, more or less, to a point on present R/W of County Road 41, (said point offset 65.00' and perpendicular to centerline of Frontage Road, at station 60+43.17) which is said Point of Beginning;

Thence S 9°59'31" E and along the required R/W line a distance of 143.42 feet to a point on the required R/W line (said point offset 80' and perpendicular to centerline of Frontage Road, at station 61+30);

Thence S 41°4'39" W and along the required R/W line a distance of 92.39 feet to a point on the required R/W line (said point offset 55' and perpendicular to centerline of Frontage Road, at station 62+00);

Thence S 53°27'25" W and along the required R/W line if extended would intersect a point offset 45.00 feet perpendicular to centerline of Frontage Road, at station 63+00, a distance of 46.26 feet to a point on the grantor's South property line;

Thence S 89°25'18" W and along the grantor's South property line a distance of 182.86 feet to a point on the present R/W line of U.S. 280;

Thence N 13°24'15" E and along the present R/W line of U.S. 280, a distance of 94.84 feet, to a R.O.W. marker;

Thence N 57°39'59" E and along the present R/W line of County Road 41, a distance of 276.77 feet; to a point on the present R/W line of County Road 41, (said point offset 65.00' and perpendicular to centerline of Frontage Road at station 60+43.17) place of BEGINNING containing 0.906 acres, more or less;

The easement and right of way hereby granted is more particularly located and described as follows, to-wit: And as shown on the right of way map of Project No. ST-059-038-003 of record in the Alabama Department of Transportation, a copy of which is also deposited in the Office of the Judge of Probate of Shelby County, Alabama as an aid to persons and entities interested therein and as shown on the property plat attached hereto and made a part hereof:



**TEMPORARY CONSTRUCTION EASEMENT:**

**A part of the SW ¼ of SE ¼, Section 17, Township 19 South, Range 1 West, identified as Tract No. 4 on Project No. ST-059-038-003 in Shelby County, Alabama and being more fully described as follows:**

Commencing at the SE corner of the SW ¼ of SE ¼ of Section 17, Township 19 South, Range 1 West, run thence N 60°41'58" W, a distance of 540.16 feet, more or less, to a point on present R/W of County Road 41, (said point offset 65.00' and perpendicular to centerline of Frontage Road, at station 60+43.17) which is said Point of Beginning;


thence N 57°39'59" E and along the present R/W line a distance of 11.52 feet to a point on the present R/W line;

thence N 69°8'37" E and along the present R/W line a distance of 57.23 feet to a point on the required easement line (said point offset 42.09 feet and perpendicular to centerline of Frontage Road at station 60+10.00);

thence S 4°13'54" W and along the required easement line a distance of 143.44 feet to a point on the required easement line (said point offset 105.00 feet and perpendicular to centerline of Frontage Road at station 61+20.00);

thence S 41°18'50" W and along the required easement line a distance of 39.03 feet to a point on the required R/W line (said point offset 80.00 feet and perpendicular to centerline of Frontage Road at station 61+30.00);

thence N 10°31'31" W and along the required R/W line a distance of 148.42 feet (said point offset 65.00 feet and perpendicular to centerline of Frontage Road at station 60+43.17) to the point and place of BEGINNING, containing 0.155 acres, more or less;

  
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And as shown on the right of way map of record in the Alabama Department of Transportation a copy of which is also deposited in the office of the Judge of Probate as an aid to persons and entities interested therein and as shown on the Property Sketch attached hereto and made a part hereof.

**TO HAVE AND TO HOLD**, unto the State of Alabama, its successors and assigns in fee simple forever.

**AND FOR THE CONSIDERATION AFORESAID**, I (we) do for myself (ourselves), for my (our) heirs, executors administrators, successors, and assigns covenant to and with the State of Alabama that I (we) am (are) lawfully seized and possessed in fee simple of said tract or parcel of land hereinabove described; that I (we) have a good and lawful right to sell and convey the same as aforesaid; that the same is free of all encumbrances, liens, and claims, except the lien for ad valorem taxes which attached on October 1, last past, and which

is to be paid by the grantor; and that I (we) will forever warrant and defend the title thereto against the lawful claims of all persons whomsoever.

**THE GRANTOR(S) HEREIN FURTHER COVENANT(S) AND AGREE(S)**, that the purchase price above-stated is in full compensation to him-her (them) for this conveyance.

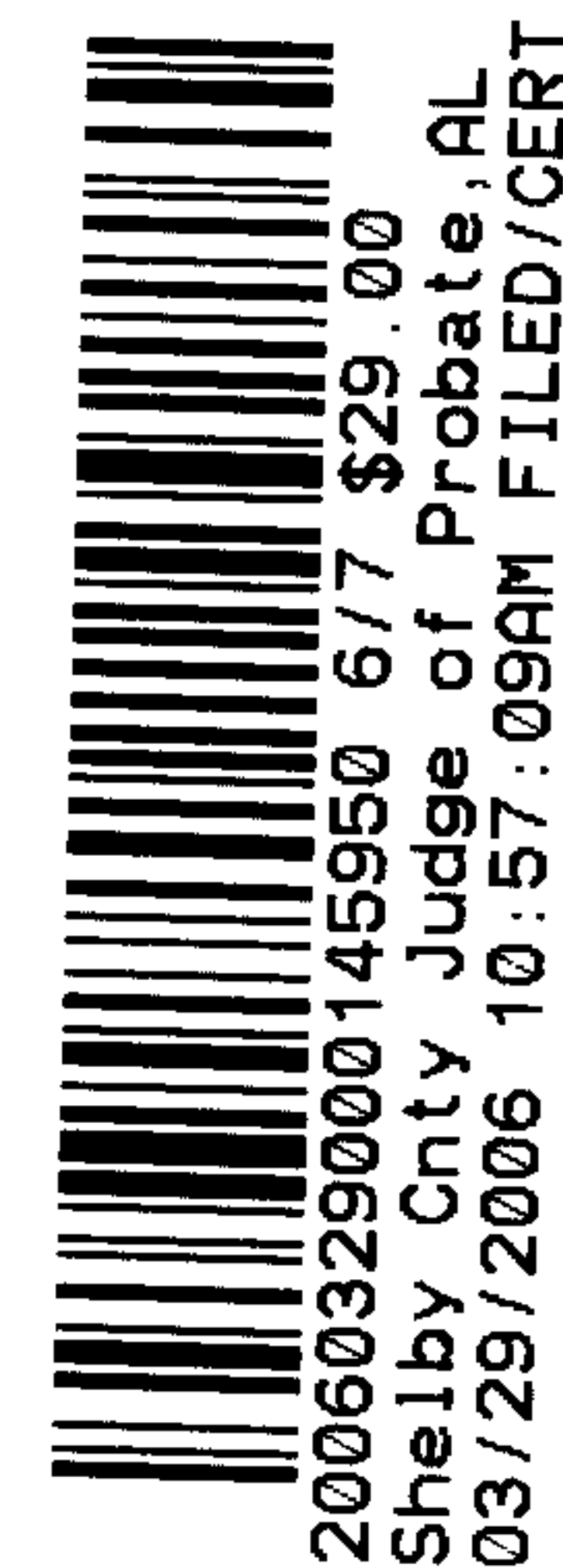
**IN WITNESS WHEREOF**, I (we) have hereunto set my (our) hand(s) and seal this the \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.



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ALABAMA DEPT. OF TRANSPORTATION  
 PROJ. NO. ST-059-038-003  
 COUNTY: SHELBY  
 SCALE: 1" = 100'  
 DATE: 08/01/05  
 REVISED: 03/08/06



