

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

STATE OF ALABAMA,

Plaintiff,

vs.

LYN H. LOYD, et al.,

Defendants.

CASE NO. PR2006-194

NOTICE OF LIS PENDENS PURSUANT TO
§ 18-1A-75, CODE OF ALABAMA, 1975 AS AMENDED

TAKE NOTICE that:

1. The State of Alabama as Plaintiff has filed a Second Amendment to Complaint for Condemnation in the Probate Court of Shelby County, Alabama in Case #PR2006-194, said Second Amendment to Complaint being filed on June 7, 2006. The style of the case is as follows: State of Alabama vs. Lyn H. Loyd, et al.

2. The legal description sought in the Second Amendment to Complaint is as follows:

A part of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, and a part of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 24, Township 21 South, Range 1 West, identified as Tract No. 19, Project No. STPBH-0025(504), being fully described as follows:

Commence at the Northwest corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 24, Township 21 South, Range 1 West, thence run east along the North line of said quarter-quarter Section a distance of 118 feet, more or less, to the point of beginning (said point offset 50 feet and perpendicular to said Project centerline at Station 72+42.89); thence turn an angle to the right and run a distance of 132.12 feet, more or less, to a point of tangency to a curve to the right having a radius of 1,156.23 feet (said point offset 50 feet and perpendicular to said project centerline Station 71+10.63) and run along said curve a distance of 149.42 feet, more or less, to a point on the Northeast margin of a fifty foot street easement (said point offset 50.0 feet and perpendicular to said Project centerline at Station 69+53.98); thence turn an angle to the left and run a distance of 26 feet, more or less, along the said street easement to the right of way for Alabama Highway 25; thence turn an angle to the left and run along said right of way a distance of 288.85 feet, more or less, to a point on the North line of said quarter-quarter Section; thence turn an angle to the left and run a distance of 21.27 feet, more or less,

to the point of beginning. Situated in the S $\frac{1}{2}$ of the NE $\frac{1}{4}$ of Section 24, Township 21 South, Range 1 West, Huntsville Meridian. Shelby County, Alabama.

Said taking containing 0.124 acres, more or less.

Temporary Easement

A part of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ and a part of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 24, Township 21 South, Range 1 West, identified as Tract No. 19, Project No. STPBH-0025 (504), being more fully described as follows:

Commence at the Northwest corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 24, Township 21 South, Range 1 West; thence run east along the North line of said quarter-quarter Section a distance of 83 feet, more or less, to the point of beginning (said point offset 80 feet and perpendicular to said Project centerline at Station 72+25.03); thence continue along last described line a distance of 35 feet, more or less, to a point (said point offset 50 feet and perpendicular to said Project centerline at Station 72+42.89), thence turn an angle to the right and run a distance of 132.12 feet, more or less, to a point of tangency to a curve to the right having a radius of 1,156.23 feet (said point offset 50 feet and perpendicular to said project Centerline at Station 71+10.63) and run along said curve a distance of 149.42 feet, more or less, to a point on the Northeast margin of a fifty foot street easement; (said point offset 50.0 feet and perpendicular to said Project centerline at Station 69+53.98); Thence westerly along said Northeast margin of a fifty foot street easement a distance of 15.57 feet to a point (said point offset 65.60 feet and perpendicular to said Project centerline at Station 69+47.46); Thence northeasterly a distance of 22.10 feet to a point (said point offset 66.12 feet and perpendicular to said project centerline at Station 69+73.46); Thence northerly along said required temporary easement line a distance of 28.71 feet to a point (said point offset 80 feet and perpendicular to said project centerline at Station 70 +00.00); Thence northeasterly along said required temporary easement line a distance of 48 feet to a point (said point offset 70.0 feet and perpendicular to said project centerline at Station 70+50.00); Thence northeasterly along said required temporary easement line a distance of 57 feet to a point (said point offset 70.0 feet and perpendicular to said project centerline at Station 71+10.63); Thence northeasterly along said required temporary easement line a distance of 39 feet to a point (said point offset 70.0 feet and perpendicular to said project centerline at Station 71+50.00); Thence northeasterly along said required temporary easement line a distance of 51 feet to a point (said point offset 80 feet and perpendicular to said project centerline at Station 72+00.00); Thence northeasterly along said required temporary easement line a distance of 25.34 feet, more or less, to the point of beginning.

Containing .0146 acres, more or less.

As a part of the consideration hereinabove stated there is also bargained, sold, conveyed and relinquished to the Plaintiff all existing, future, or potential common law or statutory rights of access between the right of way of the public way identified as Project No. STPBH-0025(504), County of Shelby, and all of the Defendant's remaining property consisting of all parcels contiguous one to another, whether acquired by separate conveyances or otherwise, all of which parcels either adjoin the property conveyed by this instrument or are connected thereto by other parcels owned by the Defendant.

3. The name of the Plaintiff is the State of Alabama. The names of the Defendants are as follows:

LYN H. LOYD, CHARLIE O. LOYD, SR., REGIONS MORTGAGE, DON ARMSTRONG, TAX COMMISSIONER, 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.

STATE OF ALABAMA

BY: 
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