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Shelby Cnty Judge of Probate, AL
08/02/2007 01:29:10PM FILED/CERT

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-2007-000412

**NORFOLK SOUTHERN RAILWAY
COMPANY, INC.**, a corporation, as
successor to Alabama and Tennessee River
Railroad Company; **DONALD
ARMSTRONG**, in his official capacity as
Property Tax Commissioner of Shelby
County, Alabama; **BLANK COMPANY**, a
corporation, the owner of the property
described in the Complaint; **JOHN DOE** and
MARY DOE, the persons who own the
property described in the Complaint, or some
interest therein; **BLANK COMPANY**, the
entity which is the mortgagee in a mortgage
on the above-described property or claims
some lien or encumbrance against the same,
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 **2nd** day of **August, 2007**, 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 ownership to real property, easements, and public rights of way and other rights, 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): NORFOLK SOUTHERN RAILWAY COMPANY, INC., a corporation, as successor to Alabama and Tennessee River Railroad Company; DONALD ARMSTRONG, in his official capacity as Property Tax Commissioner of Shelby County, Alabama.

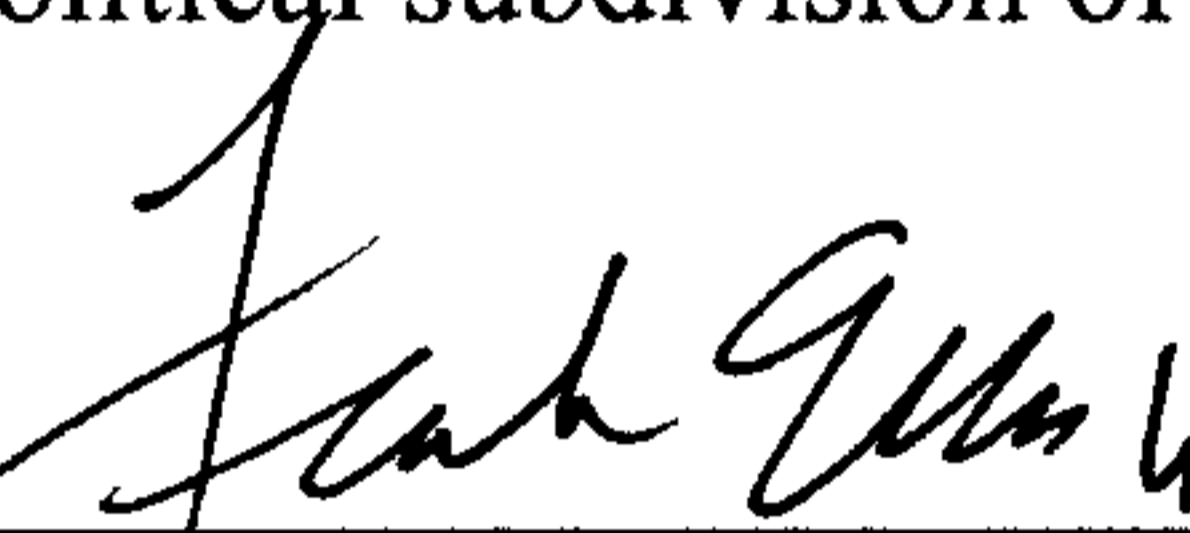
Property described on Exhibit "A" attached hereto and made part and parcel hereof as fully as if set out herein.

Description of above property is taken from right of way map of said project on file in the office of Shelby County Water Services, 200 West College Street, 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



Attorney for said Plaintiff

STATE OF ALABAMA
SHELBY COUNTY

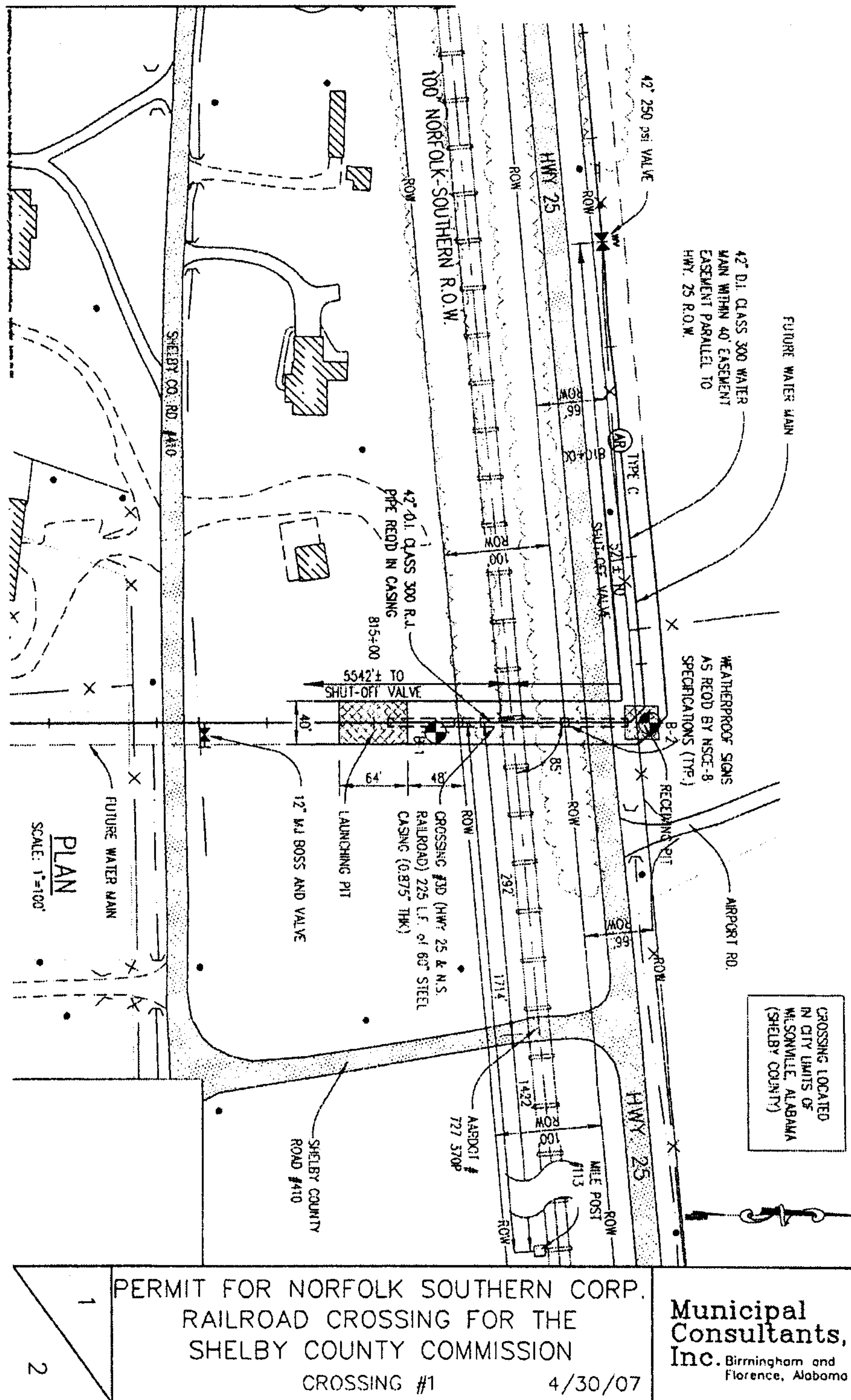
IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

I hereby certify that the within Lis Pendens was filed in this office for record on the 2nd day of August, 2007, at 1:29 o'clock p.m. and duly recorded as Instrument No. 20070802000360700, and examined.



Judge of Probate

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Shelby Cnty Judge of Probate, AL
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Project Easement Reference: NFS RR

Shelby County Parcel ID: N/A

Owner of Record To Be Determined By County Attorney

Description:

A 40 foot utility easement for water lines situated in Section 2, Township 21 South, Range 1 East, Shelby County, Alabama crossing a 100 foot wide Norfolk Southern Right of Way at an approximate 85 degree angle. Said crossing being located approximately 1714 feet west from Railroad Milepost 113 and approximately 292 feet west from Street Grade Crossing AARDOT Number 727-370P