

## **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 2009- 000465

**JEWEL BRASHER; NORMAN BRASHER,  
CO-TRUSTEE OF THE WILL AND  
ESTATE OF NORMAN R. BRASHER,  
DECEASED; JOYCE MARIE BRASHER,  
CO-TRUSTEE OF THE WILL AND  
ESTATE OF NORMAN R. BRASHER,  
DECEASED; and DONALD  
ARMSTRONG**, in his official capacity as  
Property Tax Commissioner of Shelby County,  
Alabama,

Defendants.

TO THE HON. JAMES W. 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 24<sup>th</sup> day of **July, 2009**, 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 public rights of way and other rights, and said proceedings are now pending in said Court.

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

Property Owner(s): Jewel Brasher; Norman Michael Brasher, Co-Trustee of the Will and Estate of Norman R. Brasher, deceased; Joyce Marie Brasher, Co-Trustee of the Will and Estate of Norman R. Brasher, deceased; and Donald Armstrong, in his official capacity as Property Tax Commissioner of Shelby County, Alabama.


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Shelby Cnty Judge of Probate, AL  
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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 the County Engineer for Shelby County, Alabama, 506 Highway 70, 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

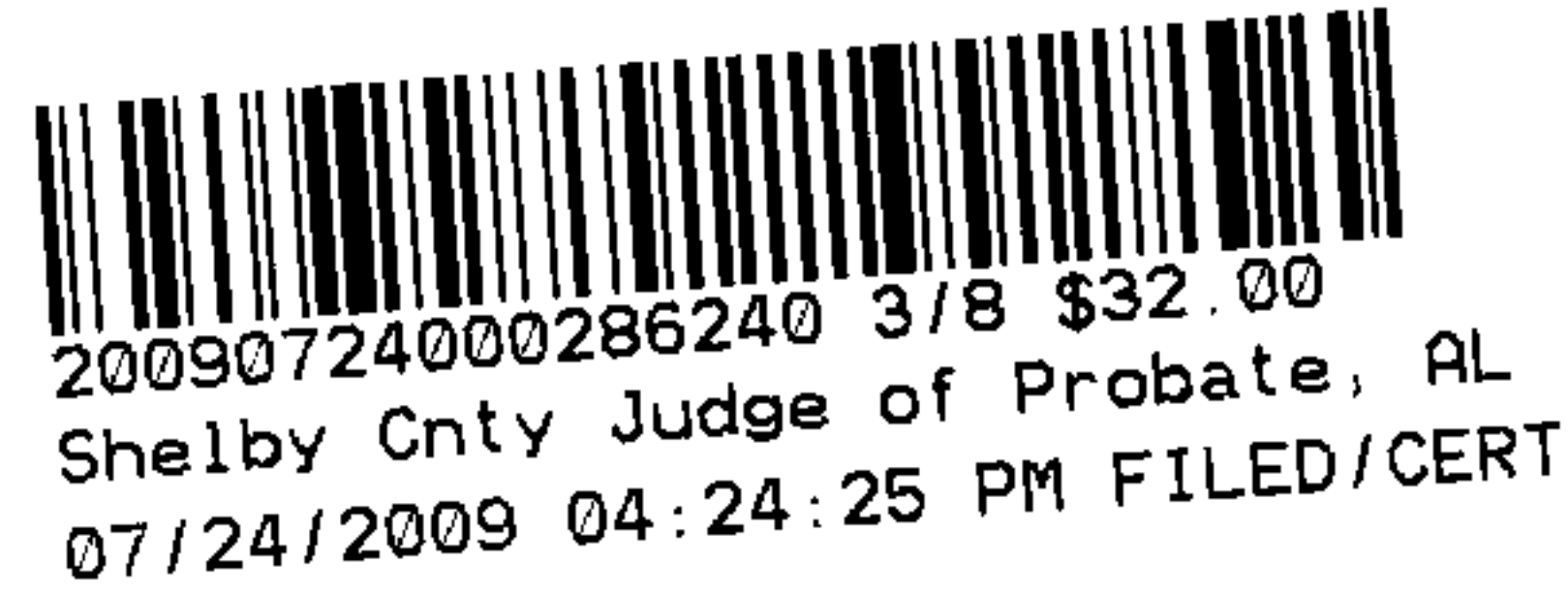
By   
Attorney for said Plaintiff

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 \_\_\_\_\_ day of July, 2009, at \_\_\_\_\_ o'clock \_\_\_\_\_ .m. and duly recorded as Instrument No. \_\_\_\_\_, and examined.

\_\_\_\_\_  
Judge of Probate

**CR11 / Tract 16**

A parcel of land situated in the Northwest quarter of the Northeast quarter of Section 20, Township 20 South, Range 2 West, Shelby County, Alabama, being more particularly described as follows:

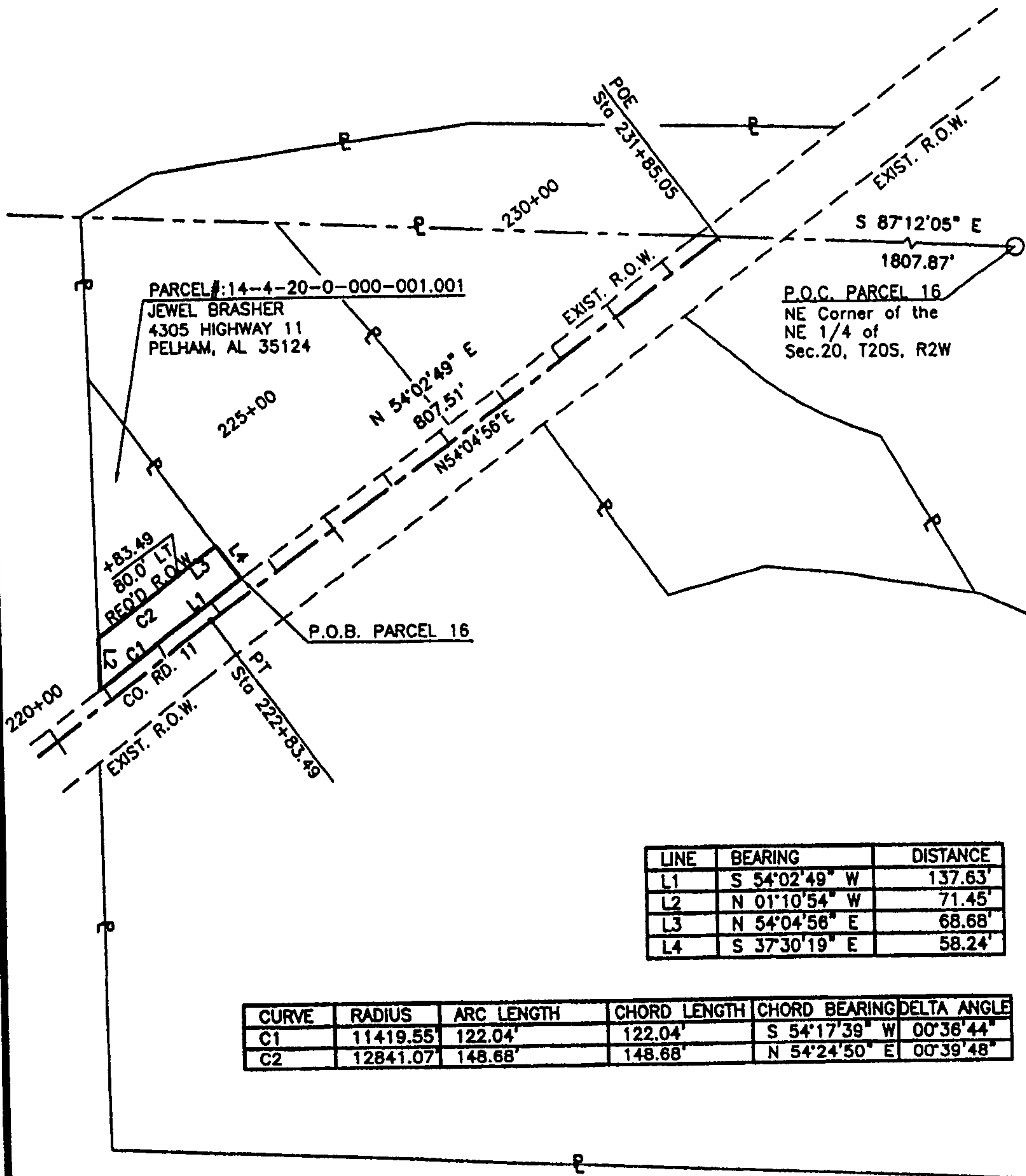
Commence at the Northeast corner of said Section 20 and run North 87 degrees 12 minutes 05 seconds West along the North line of said Section 20 for a distance of 1807.87 feet, to a point on the current Northwestern-most right of way line of Shelby County Road 11; thence leaving said North line run South 54 degrees 02 minutes 49 seconds West along said current Northwestern-most right of way line of Shelby County Road 11 for a distance of 807.51 feet to the POINT OF BEGINNING; thence continue along the last described course along said current right of way line for a distance of 137.63 feet to a point on a curve turning to the right, said curve having a radius of 11,419.55 feet, a central angle of 00 degrees 36 minutes 44 seconds, a chord bearing of South 54 degrees 17 minutes 39 seconds West, and a chord distance of 122.04 feet; thence run along said current right of way line and along the arc of said curve for a distance of 122.04 feet; thence leaving said current Northwestern-most right of way line of Shelby County Road 11 run North 01 degrees 10 minutes 54 seconds West for a distance of 71.45 feet to the proposed Northwestern-most right of way line of Shelby County Road 11, said point also being on a curve turning to the left, said curve having a radius of 12,841.07 feet, a central angle of 00 degrees 39 minutes 48 seconds, a chord bearing of North 54 degrees 24 minutes 50 seconds East, and a chord distance of 148.68 feet; thence run along said proposed Northwestern-most right of way line of Shelby County Road 11 and along the arc of said curve for a distance of 148.68 feet; thence run North 54 degrees 04 minutes 56 seconds East along said proposed Northwestern-most right of way line for a distance of 68.68 feet; thence run South 37 degrees 30 minutes 19 seconds East for a distance of 58.24 feet to the POINT OF BEGINNING. Said parcel contains 13,956 square feet or 0.32 acres more or less.





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CR11 / Tract 16



LINE	BEARING	DISTANCE
L1	S 54°02'49" W	137.63'
L2	N 01°10'54" W	71.45'
L3	N 54°04'56" E	68.68'
L4	S 37°30'19" E	58.24'

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	11419.55'	122.04'	122.04'	S 54°17'39" W	00°36'44"
C2	12841.07'	148.68'	148.68'	N 54°24'50" E	00°39'48"

TRACT NUMBER 16

OWNER: JEWEL BRASHER

TOTAL ACREAGE OF PARCEL: 1.08 ACRES  
RIGHT OF WAY ACQUIRED: 0.32 ACRES  
REMAINING ACREAGE: 0.76 ACRES

SHELBY COUNTY HIGHWAY DEPARTMENT  
COUNTY ROAD NO. 11

SCALE: 1" = 200'

DATE: 1-17-08

REVISED: 2-11-08

GSA PROJECT NO. 25448



**CR11 / Tract 17**

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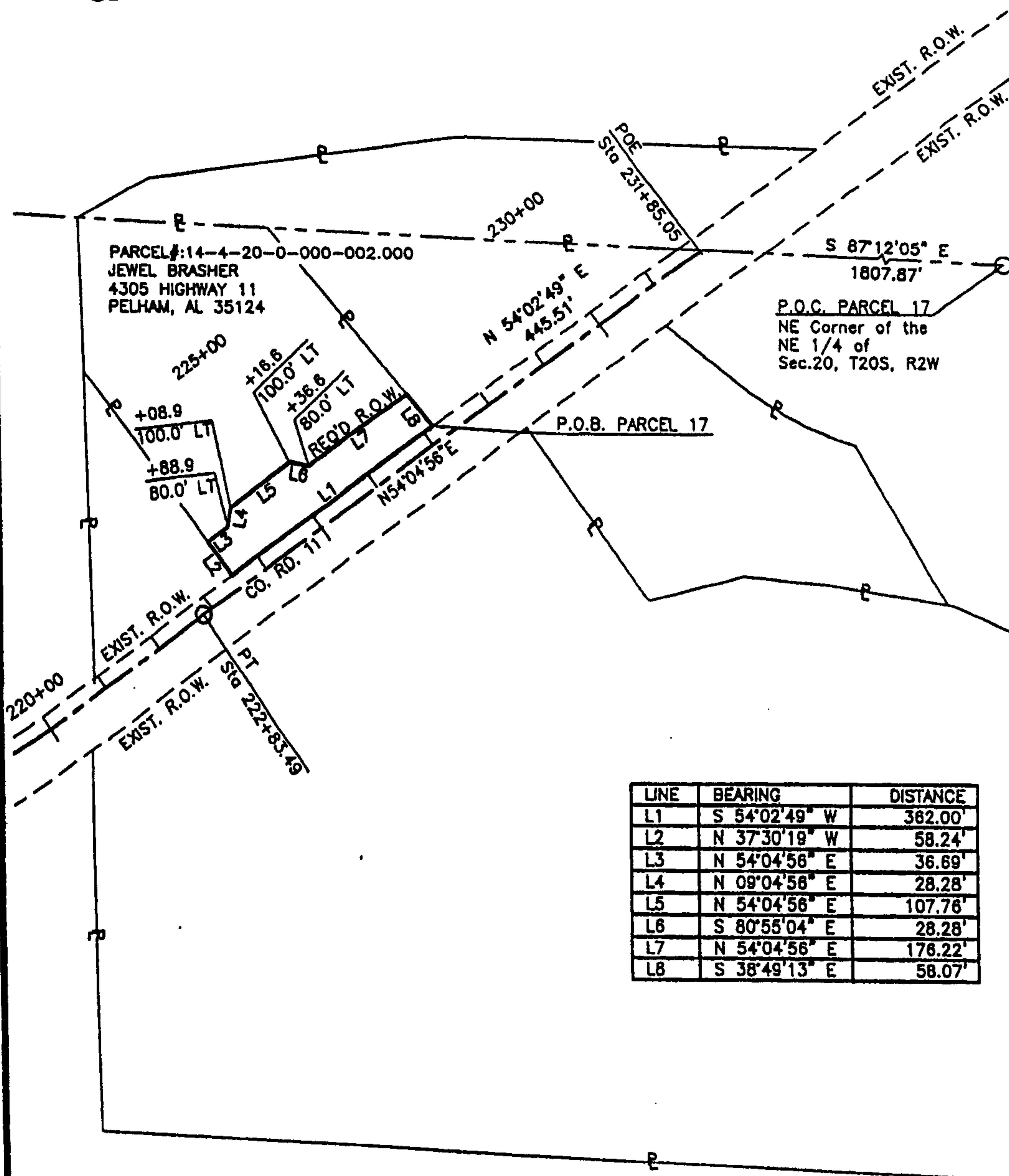
A parcel of land situated in the Northwest quarter of the Northeast quarter of Section 20, Township 20 South, Range 2 West, Shelby County, Alabama, being more particularly described as follows:

Commence at the Northeast corner of said Section 20 and run North 87 degrees 12 minutes 05 seconds West along the North line of said Section 20 for a distance of 1807.87 feet, to a point on the current Northwestern-most right of way line of Shelby County Road 11; thence leaving said North line run South 54 degrees 02 minutes 49 seconds West along said current Northwestern-most right of way line of Shelby County Road 11 for a distance of 445.51 feet to the POINT OF BEGINNING; thence continue along the last described course along said current right of way line for a distance of 362.00 feet; thence leaving said current Northwestern-most right of way line of Shelby County Road 11 run North 37 degrees 30 minutes 19 seconds West for a distance of 58.24 feet to the proposed Northwestern-most right of way line of Shelby County Road 11; thence run North 54 degrees 04 minutes 56 seconds East along said proposed Northwestern-most right of way line for a distance of 36.69 feet; thence run North 09 degrees 04 minutes 56 seconds East and run along said proposed Northwestern-most right of way line for a distance of 28.28 feet; thence run North 54 degrees 04 minutes 56 seconds East and run along said proposed Northwestern-most right of way line for a distance of 107.76 feet; thence run South 80 degrees 55 minutes 04 seconds East and run along said proposed Northwestern-most right of way line for a distance of 28.28 feet; thence run North 54 degrees 04 minutes 56 seconds East and run along said proposed Northwestern-most right of way line for a distance of 176.22 feet; thence run South 38 degrees 49 minutes 13 seconds East for a distance of 58.07 feet to the POINT OF BEGINNING. Said parcel contains 23,552 square feet or 0.54 acres more or less.



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## CR11 / Tract 17



LINE	BEARING	DISTANCE
L1	S 54°02'49" W	382.00'
L2	N 37°30'19" W	58.24'
L3	N 54°04'56" E	36.89'
L4	N 09°04'56" E	28.28'
L5	N 54°04'56" E	107.76'
L6	S 80°55'04" E	28.28'
L7	N 54°04'56" E	176.22'
L8	S 38°49'13" E	58.07'

TRACT NUMBER 17

OWNER: JEWEL BRASHER

TOTAL ACREAGE OF PARCEL: 3.76 ACRES

RIGHT OF WAY ACQUIRED: 0.54 ACRES

REMAINING ACREAGE: 3.22 ACRES

SHELBY COUNTY HIGHWAY DEPARTMENT  
COUNTY ROAD NO. 11

SCALE: 1" = 200'

DATE: 1-17-08

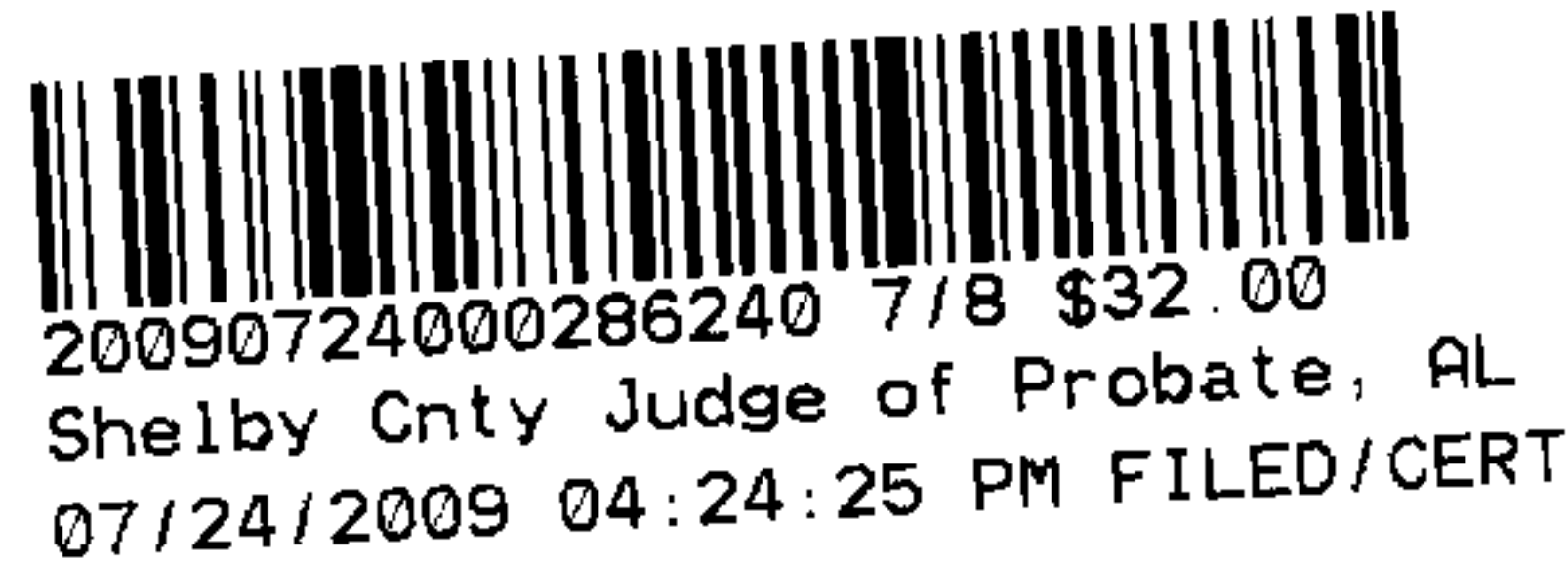
REVISED: 2-11-08

GSA PROJECT NO. 25448





CR11 / Tract 18

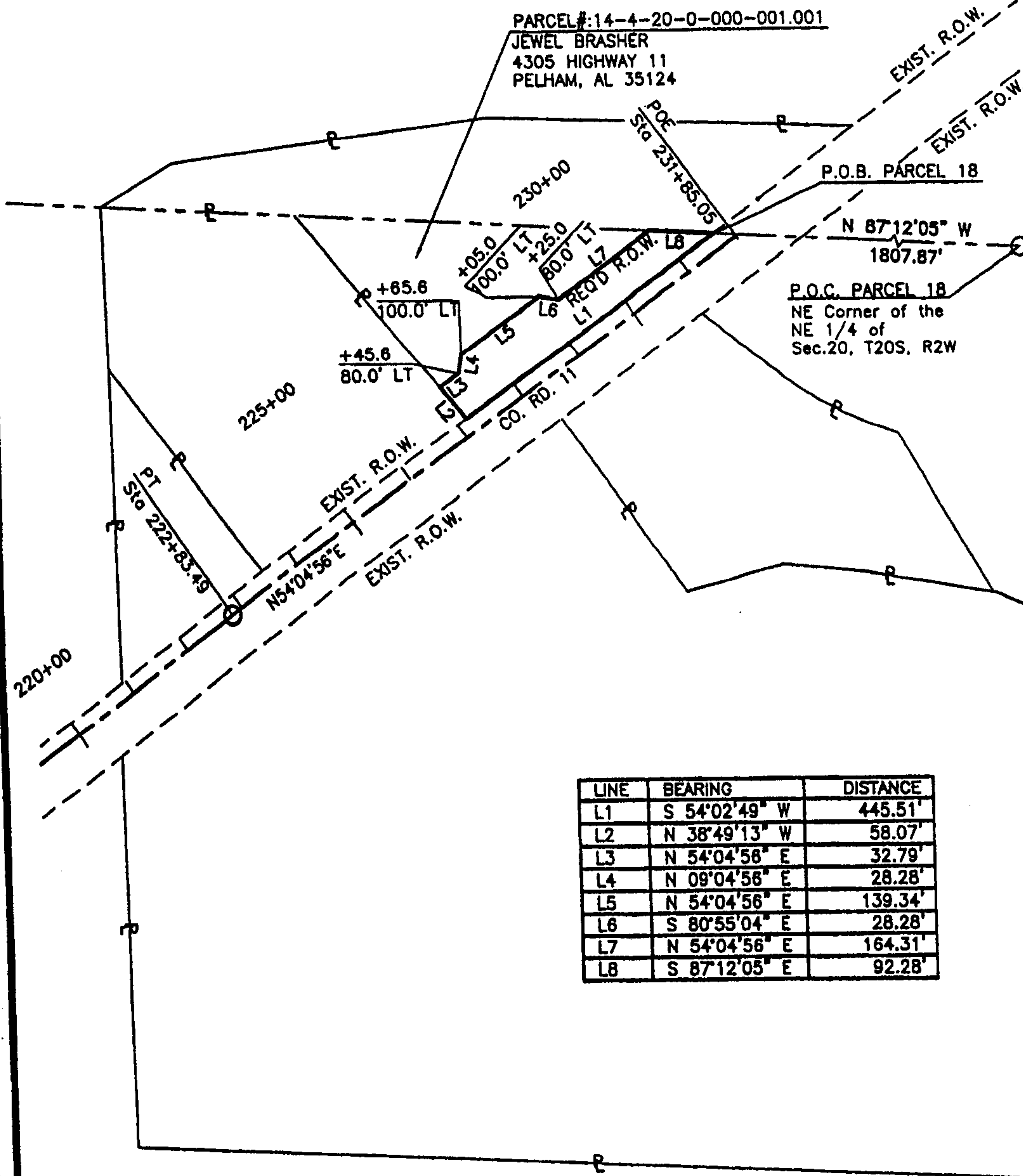


A parcel of land situated in the Northwest quarter of the Northeast quarter of Section 20, Township 20 South, Range 2 West, Shelby County, Alabama, being more particularly described as follows:

Commence at the Northeast corner of said Section 20 and run North 87 degrees 12 minutes 05 seconds West along the North line of said Section 20 for a distance of 1807.87 feet to the current Northwestern-most right of way line of Shelby County Road 11, said point also being the POINT OF BEGINNING; thence run South 54 degrees 02 minutes 49 seconds West along said current right of way line for a distance of 445.51 feet; thence leaving said current Northwestern-most right of way line of Shelby County Road 11 run North 38 degrees 49 minutes 13 seconds West for a distance of 58.07 feet to the proposed Northwestern-most right of way line of Shelby County Road 11; thence run North 54 degrees 04 minutes 56 seconds East along said proposed Northwestern-most right of way line for a distance of 32.79 feet; thence run North 09 degrees 04 minutes 56 seconds East along said proposed Northwestern-most right of way line for a distance of 28.28 feet; thence run North 54 degrees 04 minutes 56 seconds East along said proposed Northwestern-most right of way line for a distance of 139.34 feet; thence run South 80 degrees 55 minutes 04 seconds East along said proposed Northwestern-most right of way line for a distance of 28.28 feet; thence run North 54 degrees 04 minutes 56 seconds East along said proposed Northwestern-most right of way line for a distance of 164.31 feet to said North line of said Section 20; thence run South 87 degrees 12 minutes 05 seconds East along said North line for a distance of 92.28 feet to the POINT OF BEGINNING. Said parcel contains 26,970 square feet or 0.62 acres more or less.

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## CR11 / Tract 18



LINE	BEARING	DISTANCE
L1	S 54°02'49" W	445.51'
L2	N 38°49'13" W	58.07'
L3	N 54°04'56" E	32.79'
L4	N 09°04'58" E	28.28'
L5	N 54°04'56" E	139.34'
L6	S 80°55'04" E	28.28'
L7	N 54°04'56" E	164.31'
L8	S 87°12'05" E	92.28'

TRACT NUMBER 18

OWNER: JEWEL BRASHER

TOTAL ACREAGE OF PARCEL: 1.91 ACRES  
RIGHT OF WAY ACQUIRED: 0.62 ACRES  
REMAINING ACREAGE: 1.29 ACRES

SHELBY COUNTY HIGHWAY DEPARTMENT  
COUNTY ROAD NO. 11

SCALE: 1" = 200'

DATE: 1-17-08

REVISED: 2-11-08

GSA PROJECT NO. 25448

