

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- 000688

**ELSIE LUCEAL CONNELL ARMSTRONG,
MERL TRAVIS CAMPBELL,
JANET ANNETTE SALSER,
REGINA CONNELL ALBERT,
BOBBY JOE CONNELL,
BILLY WAYNE CONNELL,
BEVERLY CONNELL MORRIS,
DEBRA CONNELL,
HARVEY CONNELL,
CARL CONNELL,
ANGELA CONNELL JOHNSON HILYER,
STEVEN EARL CONNELL,
TROY CONNELL,
MEGAN CONNELL, 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 22nd day of October, 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 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:

RECEIVED

James W. Fuhrmeister
Judge of Probate

Property Owner(s): Elsie Luceal Connell Armstrong, Merl Travis Campbell, Janet Annette Salser, Regina Connell Albert, Bobby Joe Connell, Billy Wayne Connell, Beverly Connell Morris, Debra Connell, Harvey Connell, Carl Connell, Angela Connell Johnson Hilyer, Steven Earl Connell, Troy Connell, Megan Connell, and 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 the County Engineer of Shelby County, Alabama, located at 506 Highway 70, Columbiana, Alabama 35051, 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 _____, 2009, at _____ o'clock _____ m. and duly recorded as Instrument No. _____, and examined.

Judge of Probate



20091022000398920 3/6 \$39.00
Shelby Cnty Judge of Probate, AL
10/22/2009 04:17:40 PM FILED/CERT

LEGAL DESCRIPTION TRACT 1:

A parcel of land situated in the Northwest quarter of the Southeast quarter of Section 11, Township 24 North, Range 15 East, Shelby County, Alabama, and being more particularly described as follows:

Commence at the Northwest corner of the Northwest quarter of the Southeast quarter of said Section 11 and run South 86 degrees 55 minutes 39 seconds East along the North line of said quarter – quarter section for a distance of 267.76 feet to the proposed Westernmost right of way line of Shelby County Road #311, said point also being the POINT OF BEGINNING; thence run South 86 degrees 55 minutes 39 seconds East for a distance of 33.63 feet to the centerline of said proposed right of way line, said point also being on a curve turning to the left, said curve having a radius of 200.00 feet, a central angle of 01 degree 08 minutes 31 seconds, a chord bearing of South 30 degrees 21 minutes 05 seconds West, and a chord distance of 3.99 feet; thence run along said centerline and along the arc of said curve for a distance of 3.99 feet; thence run South 29 degrees 46 minutes 21 seconds West along said centerline for a distance of 153.98 feet to a point on a curve turning to the right, said curve having a radius of 128.73 feet, a central angle of 22 degrees 45 minutes 34 seconds, a chord bearing of South 41 degrees 09 minutes 08 seconds West, and a chord distance of 50.80 feet; thence run along said centerline and along the arc of said curve for a distance of 51.14 feet to a point on a curve turning to the left, said curve having a radius of 180.00 feet, a central angle of 25 degrees 30 minutes 09 seconds, a chord bearing of South 39 degrees 46 minutes 51 seconds West, and a chord distance of 79.46 feet; thence run along said centerline and along the arc of said curve for a distance of 80.12 feet to a curve turning to the left, said curve having a radius of 2358.21 feet, a central angle of 13 degrees 02 minutes 20 seconds, a chord bearing of South 20 degrees 30 minutes 36 seconds West, and a chord distance of 535.50 feet; thence run along said centerline and along the arc of said curve for a distance of 536.66 feet; thence leaving said centerline run North 03 degrees 44 minutes 58 seconds East for a distance of 144.80 feet to a point on said proposed Westernmost right of way line of Shelby County Road #311, said point also being on a curve turning to the right, said curve having a radius of 2388.21 feet, a central angle of 09 degrees 37 minutes 05 seconds, a chord bearing of North 22 degrees 13 minutes 13 seconds East, and a chord distance of 400.44 feet; thence run along said proposed right of way line and along the arc of said curve for a distance of 400.91 feet to a point on a curve turning to the right, said curve having a radius of 210.00 feet, a central angle of 25 degrees 30 minutes 09 seconds, a chord bearing of North 39 degrees 46 minutes 51 seconds East, and a chord distance of 92.70 feet; thence run along said proposed right of way line and along the arc of said curve for a distance of 93.47 feet to a point on a curve turning to the left, said curve having a radius of 98.73 feet, a central angle of 22 degrees 45 minutes 34 seconds, a chord bearing of North 41 degrees 09 minutes 08 seconds East, and a chord distance of 38.96 feet; thence run along said proposed right of way line and along the arc of said curve for a distance of 39.22 feet; thence run North 29 degrees 46 minutes 21 seconds East along said proposed right of way line for a distance of 142.86 feet to the POINT OF BEGINNING. Said parcel contains 22,435 square feet or 0.52 acres more or less.

PARCEL ID#: 33-1-11-0-001-037.000
ELNER MAE GLASS
15241 CO RD 51
JEMISON, AL 35085

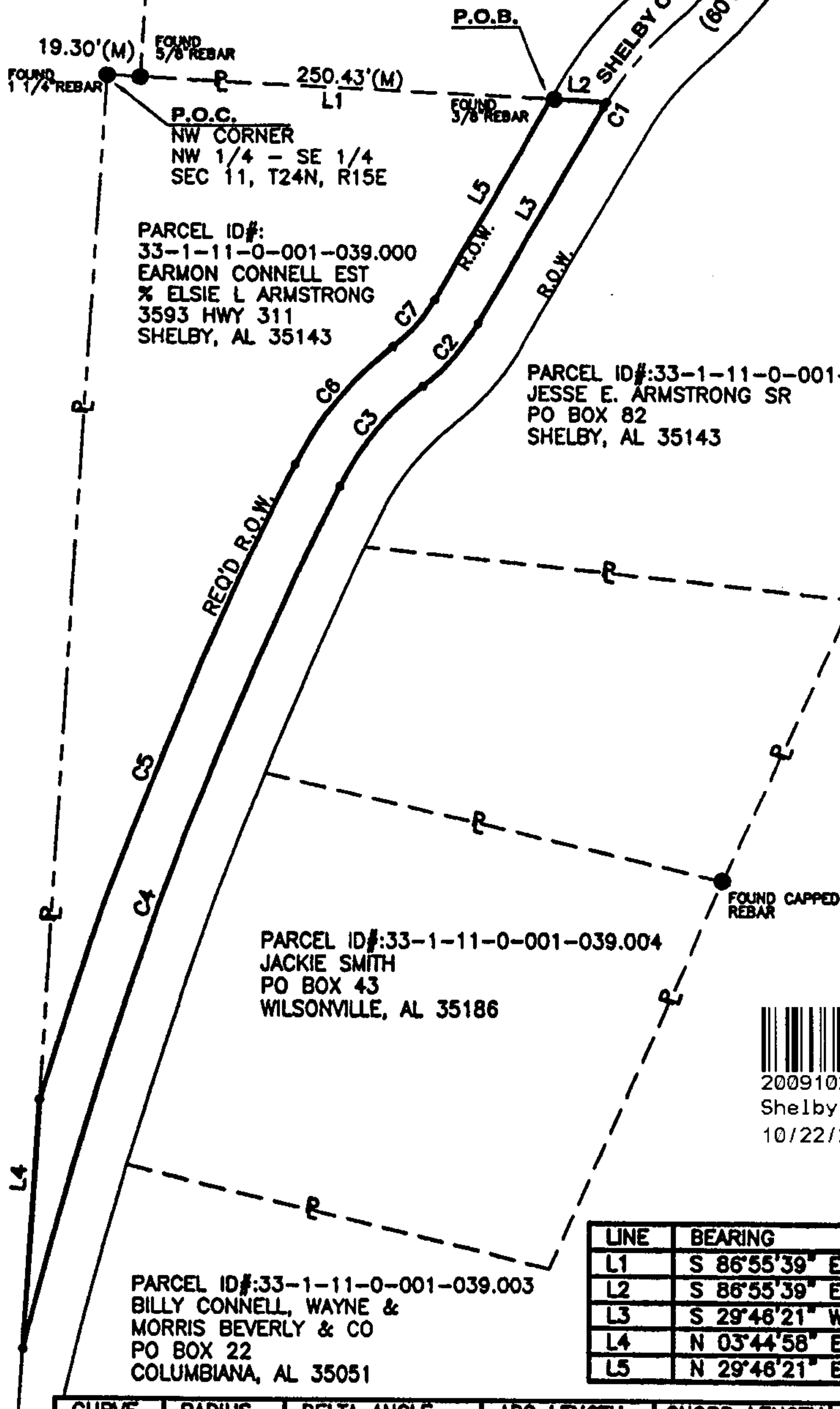
PARCEL ID#: 33-1-11-0-001-034.000
EARMON CONNELL EST % ELSIE L ARMSTRONG
& DORIS CAMPBELL
3593 HWY 311
SHELBY, AL 35143

PARCEL ID#: 33-1-11-0-001-039.000
EARMON CONNELL EST
% ELSIE L ARMSTRONG
3593 HWY 311
SHELBY, AL 35143

PARCEL ID#: 33-1-11-0-001-039.008
JESSE E. ARMSTRONG SR
PO BOX 82
SHELBY, AL 35143

PARCEL ID#: 33-1-11-0-001-039.004
JACKIE SMITH
PO BOX 43
WILSONVILLE, AL 35186

PARCEL ID#: 33-1-11-0-001-039.003
BILLY CONNELL, WAYNE &
MORRIS BEVERLY & CO
PO BOX 22
COLUMBIANA, AL 35051



20091022000398920 4/6 \$39.00
Shelby Cnty Judge of Probate, AL
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LINE	BEARING	DISTANCE
L1	S 86°55'39" E	267.76'
L2	S 86°55'39" E	33.63'
L3	S 29°46'21" W	153.98'
L4	N 03°44'58" E	144.80'
L5	N 29°46'21" E	142.86'

CURVE	RADIUS	DELTA ANGLE	ARC LENGTH	CHORD LENGTH	CHORD BEARING
C1	200.00'	01°08'31"	3.99'	3.99'	S 30°21'05" W
C2	128.73'	22°45'34"	51.14'	50.80'	S 41°09'08" W
C3	180.00'	25°30'09"	80.12'	79.46'	S 39°46'51" W
C4	2358.21'	13°02'20"	538.68'	535.50'	S 20°30'36" W
C5	2388.21'	09°37'05"	400.91'	400.44'	N 22°13'13" E
C6	210.00'	25°30'09"	93.47'	92.70'	N 39°46'51" E
C7	98.73'	22°45'34"	39.22'	38.96'	N 41°09'08" E

TRACT NUMBER 1

OWNER: EARMON CONNELL ESTATE
% ELSIE L ARMSTRONG

TOTAL ACREAGE OF PARCEL: 2.10 ACRES
RIGHT OF WAY ACQUIRED: 0.52 ACRES
REMAINING ACREAGE: 1.58 ACRES

SHELBY COUNTY HIGHWAY DEPARTMENT
COUNTY ROAD NO. 311

SCALE: 1" = 100'

DATE: 2-16-09

REVISED: 2-20-09

GSA PROJECT NO. 26045



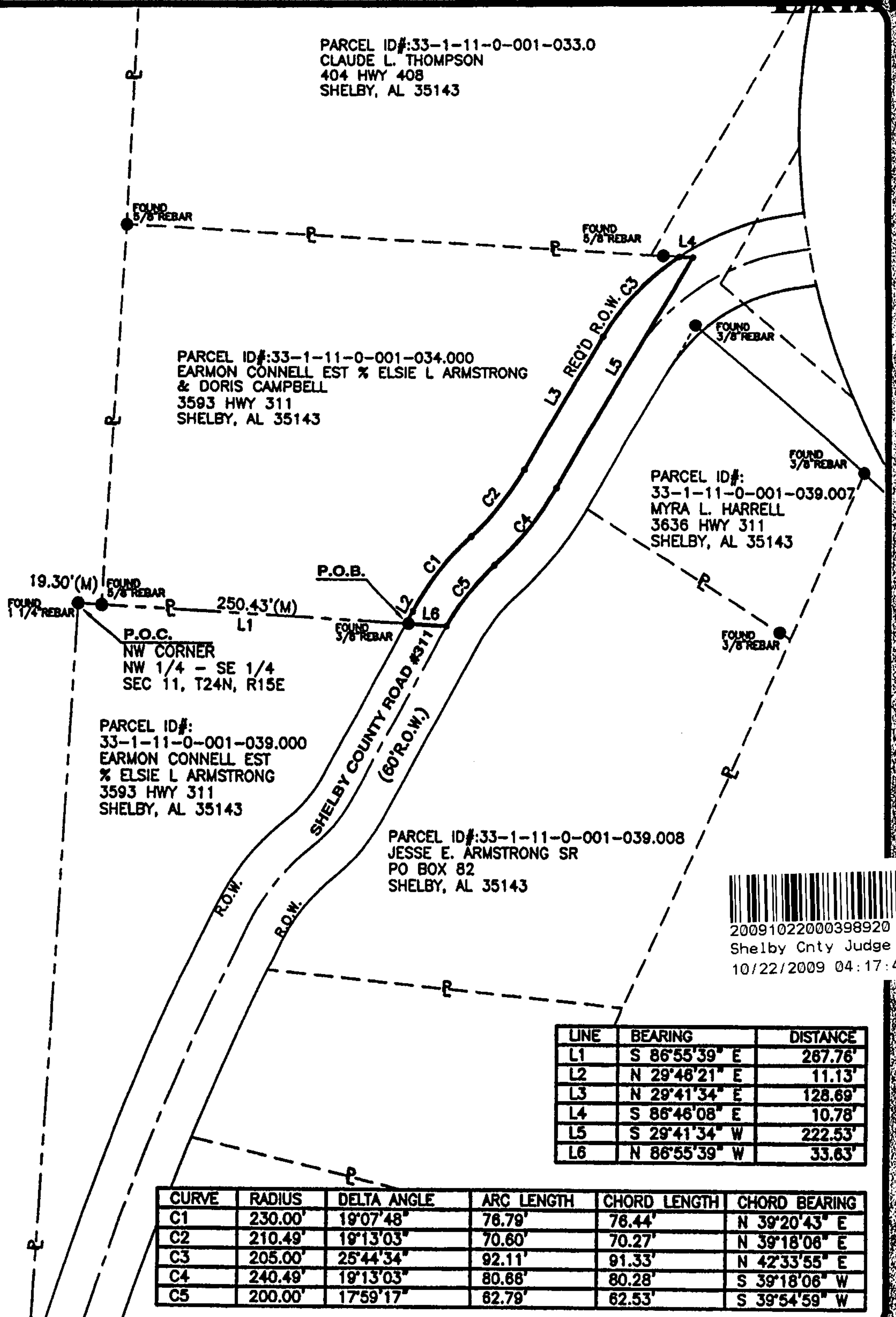
**LEGAL DESCRIPTION
TRACT 2:**



20091022000398920 5/6 \$39.00
Shelby Cnty Judge of Probate, AL
10/22/2009 04:17:40 PM FILED/CERT

A parcel of land situated in the Northeast quarter of the Southeast quarter of Section 11, Township 24 North, Range 15 East, Shelby County, Alabama, and being more particularly described as follows:

Commence at the Northwest corner of the Northwest quarter of the Southeast quarter of said Section 11 and run South 86 degrees 55 minutes 39 seconds East along the South line of said quarter – quarter section for a distance of 267.76 feet to the proposed Westernmost right of way line of Shelby County Road #311, said point also being the POINT OF BEGINNING; thence run North 29 degrees 46 minutes 21 seconds East along said proposed right of way line for a distance of 11.13 feet to a point on a curve turning to the right, said curve having a radius of 230.00 feet, a central angle of 19 degrees 07 minutes 48 seconds, a chord bearing of North 39 degrees 20 minutes 43 seconds East, and a chord distance of 76.44 feet; thence run along said proposed right of way line and along the arc of said curve for a distance of 76.79 feet to a point on a curve turning to the left, said curve having a radius of 210.49 feet, a central angle of 19 degrees 13 minutes 03 seconds, a chord bearing of North 39 degrees 18 minutes 06 seconds East, and a chord distance of 70.27 feet; thence run along said proposed right of way line and along the arc of said curve for a distance of 70.60 feet; thence run North 29 degrees 41 minutes 34 seconds East along said proposed right of way line for a distance of 128.69 feet to a point on a curve turning to the right, said curve having a radius of 205.00 feet, a central angle of 25 degrees 44 minutes 34 seconds, a chord bearing of North 42 degrees 33 minutes 55 seconds East, and a chord distance of 91.33 feet; thence run along said proposed right of way line and along the arc of said curve for a distance of 92.11 feet; thence run South 86 degrees 46 minutes 08 seconds East for a distance of 10.78 feet; thence run South 29 degrees 41 minutes 34 seconds West for a distance of 222.53 feet to a point on a curve turning to the right, said curve having a radius of 240.49 feet, a central angle of 19 degrees 13 minutes 03 seconds, a chord bearing of South 39 degrees 18 minutes 06 seconds West, and a chord distance of 80.28 feet; thence run along the arc of said curve for a distance of 80.66 feet to a point on a curve turning to the left, said curve having a radius of 200.00 feet, a central angle of 17 degrees 59 minutes 17 seconds, a chord bearing of South 39 degrees 54 minutes 59 seconds West, and a chord distance of 62.53 feet; thence run along the arc of said curve for a distance of 62.79 feet; thence run North 86 degrees 55 minutes 39 seconds West for a distance of 33.63 feet to the POINT OF BEGINNING. Said parcel contains 10,494 square feet or 0.24 acres more or less.



20091022000398920 6/6 \$39.00
Shelby Cnty Judge of Probate, AL
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TRACT NUMBER 2

OWNER: EARMON CONNELL ESTATE
% ELSIE L ARMSTRONG &
DORIS CAMPBELL

TOTAL ACREAGE OF PARCEL: 2.75 ACRES
RIGHT OF WAY ACQUIRED: 0.24 ACRES
REMAINING ACREAGE: 2.51 ACRES

SHELBY COUNTY HIGHWAY DEPARTMENT
COUNTY ROAD NO. 311

SCALE: 1" = 100'

DATE: 2-16-09

REVISED: 2-16-09

GSA PROJECT NO. 26045

