

# **NOTICE OF LIS PENDENS**

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

RECEIVED  
JUN 18 2011  
James W. Fuhrmeister  
Judge of Probate

**SHELBY COUNTY, ALABAMA**, a  
political subdivision of the State of  
Alabama,

Plaintiff,

v.

**CASE NO. PR-2011- 000353**

**GORDON TIMBERLANDS, LTD.**, an  
Alabama Limited Partnership, **M. BRIAN  
GORDON**, as Trustee of the Harris M.  
Gordon Testamentary Trust, for the uses and  
purposes and for the beneficiaries as set out in  
the Will of Harris M. Gordon, deceased,  
**DONALD ARMSTRONG**, in his official  
capacity as Property Tax Commissioner of  
Shelby County, Alabama, A, B, C, D, E, F,  
and G, the owners of the real property  
described in the complaint herein, all of whose  
names are otherwise unknown, but whose  
true names will be added by amendment  
when ascertained,

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 16<sup>th</sup> day of  
June, 2011, 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:

20110616000178140 1/4 \$21.00  
Shelby Cnty Judge of Probate, AL  
06/16/2011 03:51:49 PM FILED/CERT

Property Owner(s): Gordon Timberlands, Ltd., M. Brian Gordon, as Trustee of the Harris M. Gordon Testamentary Trust, for the uses and purposes and for the beneficiaries as set out in the Will of Harris M. Gordon, deceased, and Donald Armstrong, in his official capacity as Property Tax Commissioner of Shelby County, Alabama.

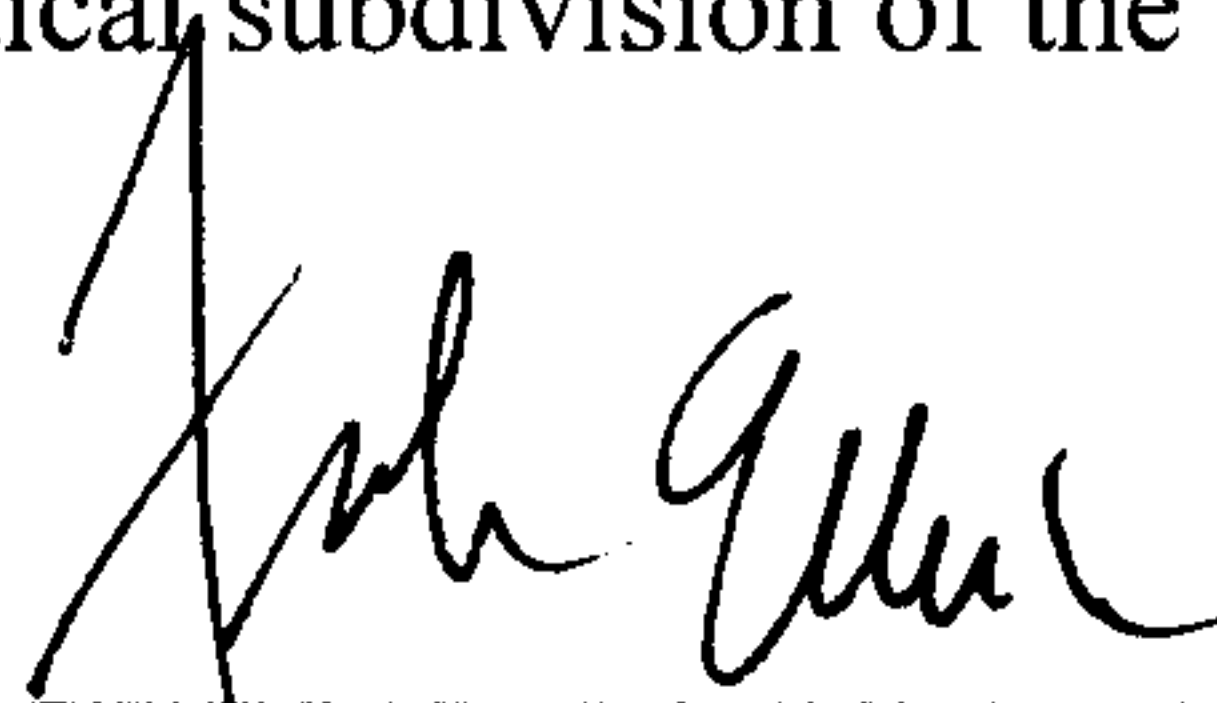
Property described on Exhibit "A" attached hereto and made part and parcel hereof as fully as if set out herein.

Description of above property is taken from right of way map of said project on file in the office of Shelby County Highway Department, 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

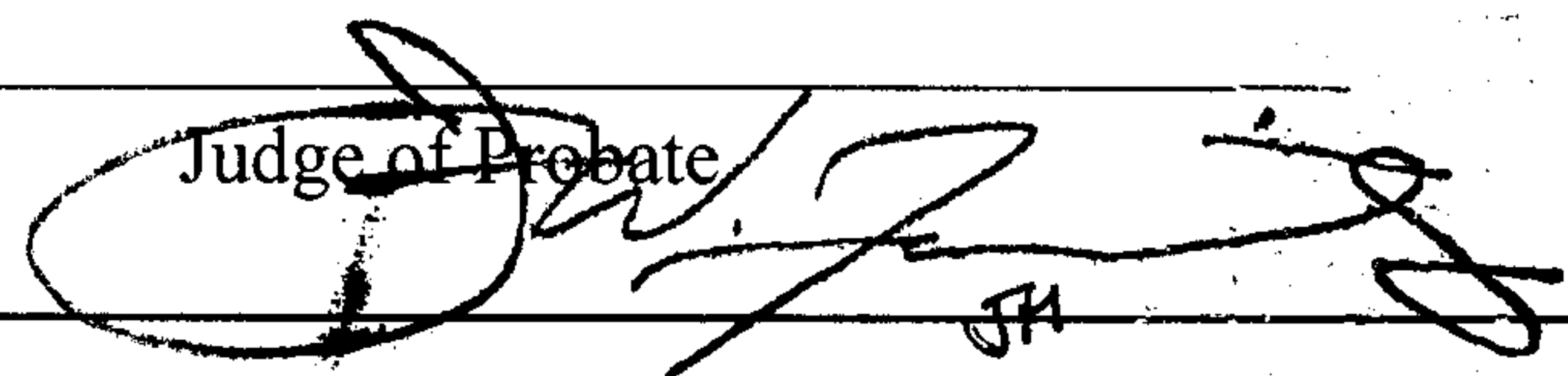
IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

I hereby certify that the within Lis Pendens was filed in this office for record on the 16<sup>th</sup> day of June, 2011, at \_\_\_\_\_ o'clock \_\_\_\_\_ .m. and duly recorded as Instrument No. \_\_\_\_\_, and examined.



20110616000178140 2/4 \$21.00  
Shelby Cnty Judge of Probate, AL  
06/16/2011 03:51:49 PM FILED/CERT

Judge of Probate

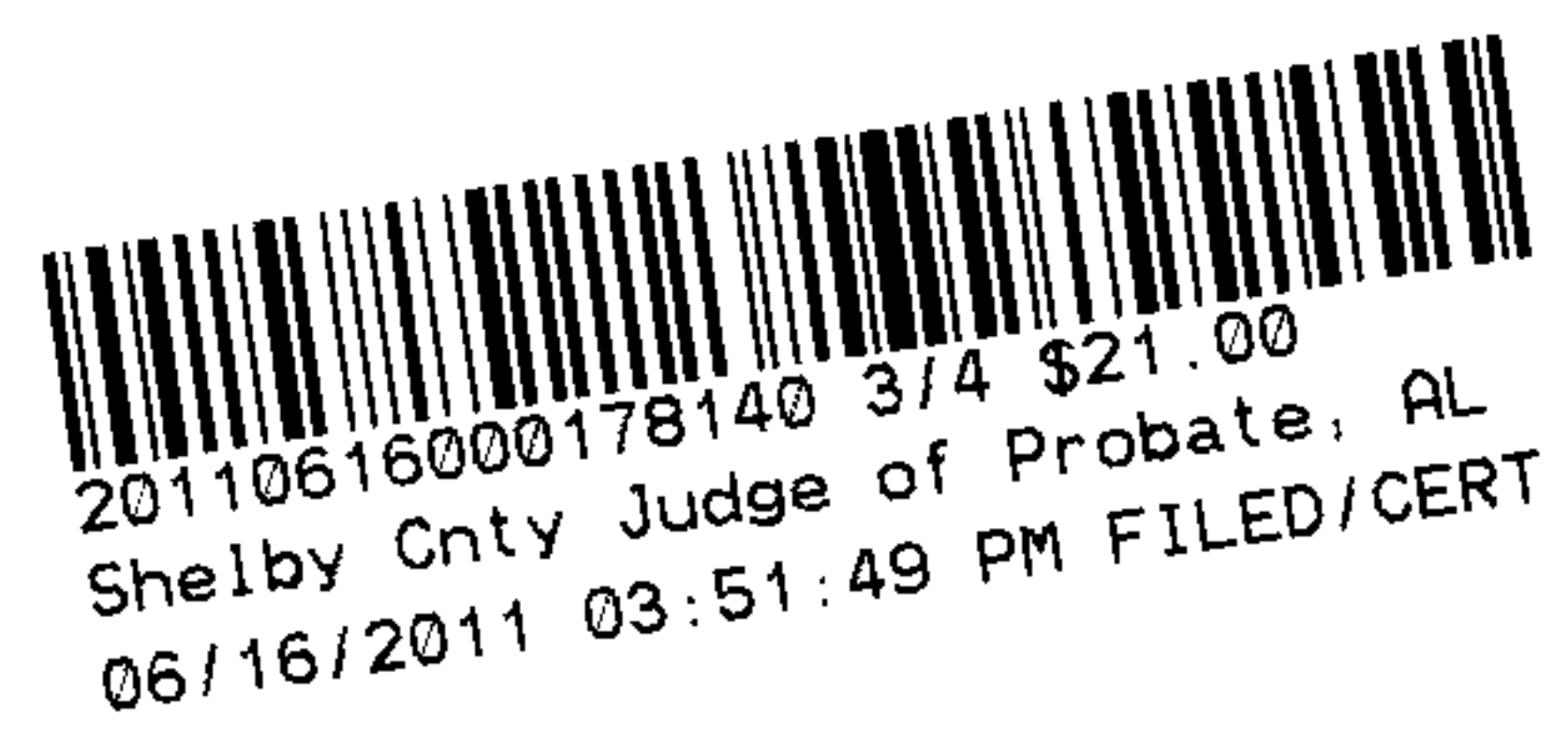




# Exhibit “A”

A right of way for Shelby County, Bentley Road, situated in the Southeast quarter of Section 6, Township 21 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

Commence at a found axle locally accepted to be the Southeast corner of said Section 6; thence run in a Westerly direction along the South line of said Section 6 for a distance of 1,218.50 feet to the point of beginning; thence continue along last stated course for a distance of 60.97 feet to a point; thence turn an angle to the right of 100 degrees, 15 minutes, 13 seconds and run in a Northeasterly direction for a distance of 120.71 feet to a point on a curve to the left, having a central angle of 10 degrees, 59 minutes, 29 seconds and a radius of 1,470.00 feet; thence run in a Northeasterly direction along the arc of said curve for a distance of 282.00 feet to a point; thence run tangent to last stated curve in a Northeasterly direction for a distance of 27.54 feet to a point on a curve to the right, having a central angle of 62 degrees, 27 minutes, 16 seconds and a radius of 330.00 feet; thence run in a Northeasterly direction along the arc of said curve for a distance of 359.71 feet to a point; thence run tangent to last stated curve in a Northeasterly direction for a distance of 292.03 feet to a point on a curve to the left, having a central angle of 20 degrees, 27 minutes, 29 seconds and a radius of 1,220.00 feet; thence run in a Northeasterly direction along the arc of said curve for a distance of 435.61 feet to a point; thence run tangent to last stated curve in a Northeasterly direction for a distance of 47.94 feet to a point on a curve to the right, having a central angle of 36 degrees, 51 minutes, 28 seconds and a radius of 480.00 feet; thence run in a Northeasterly direction along the arc of said curve for a distance of 308.78 feet to a point; thence run tangent to last stated curve in a Northeasterly direction for a distance of 11.16 feet to a point on a curve to the left, having a central angle of 36 degrees, 43 minutes, 09 seconds and a radius of 260.00 feet; thence run in a Northeasterly direction along the arc of said curve for a distance of 166.63 feet to a point; thence run tangent to last stated curve in a Northeasterly direction for a distance of 97.87 feet to a point on the East line of said Southeast quarter; thence turn an angle to the right of 140 degrees, 22 minutes, 20 seconds and run in a Southerly direction along said East line for a distance of 94.07 feet; thence turn an angle to the right of 39 degrees 37 minutes, 40 seconds and run in a Southwesterly direction for a distance of 25.41 feet to a point on a curve to the right, having a central angle of 36 degrees, 43 minutes, 09 seconds and a radius of 320.00 feet; thence run in a Southwesterly direction along the arc of said curve for a distance of 205.08 feet to a point; thence run tangent to last stated curve in a Southwesterly direction for a distance of 11.16 feet to a point on a curve to the left, having a central angle of 36 degrees, 51 minutes, 28 seconds and a radius of 420.00 feet; thence run in a Southwesterly direction along the arc of said curve for a distance of 270.18 feet to a point; thence run tangent to last stated curve in a Southwesterly direction for a distance of 47.94 feet to a point on a curve to the right, having a central angle of 20 degrees, 27 minutes, 29 seconds and a radius of 1,280.00 feet; thence run in a Southwesterly direction along the arc of said curve for a distance of 457.04 feet to a point; thence run tangent to last stated curve in a Southwesterly direction for a distance of 292.03 feet to a point on a curve to the left, having a central angle of 62 degrees, 27 minutes, 16 seconds and a radius of 270.00 feet; thence run in a Southwesterly direction along the arc of said curve for a distance of 294.31 feet to a point; thence run tangent to last stated curve in a Southwesterly direction for a distance of 27.54 feet to a point on a curve to the right, having a central angle of 10 degrees, 59 minutes, 29 seconds and a radius of 1,530.00 feet; thence run in a Southwesterly direction along the arc of said curve for a distance of 293.51 feet to a point; thence run tangent to last stated curve in a Southwesterly direction for a distance of 109.86 feet to the point of beginning; containing 2.882 acres, more or less.





## page 2 of 2

**PREPARED BY:  
SURVEYING SOLUTIONS, INC.  
5511 HIGHWAY 280 E, STE 314  
BIRMINGHAM, AL 35242  
TEL: (205) 991-8985**

A right of way for Shelby County, Bentley Road, situated in the Southeast quarter of Section 8, Township 21 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows:

I, Carl Daniel Moore, a registered Land Surveyor, certify that all parts of the above legal description and sketch have been completed in accordance with the current requirements of the Standards of Practice for Land Surveying in the State of Alabama to the best of my knowledge, information, and belief. Revised 4-28-07 to add acreage.

**Carl Daniel Moore, Reg. L.S. # 12159**

**Date of Signature**

SE 1/4

SOUTHEAST CORNER  
SECTION 6, TOWNSHIP 21 SOUTH,  
RANGE 1 WEST  
SHELBY COUNTY, ALABAMA



























P.O.C.

**ABBR. LEGEND:**

AC	= across
ASPH	= asphalt
BLDG	= building
BM	= bench mark
CALC	= calculated
CAP	= capped iron
CL	= cantierline
C	= covered
CH	= chord
CMP	= corrugated metal pipe
CONC	= concrete
C&G	= curb and gutter
d	= deflection
dr	= drive
E	= curva delta angle
E	= east
ESMT	= easement
EL	= elevation
FC	= fence
FF	= finished floor
FD	= found
GW	= guy wire
HW	= headwall
I.P.F.	= iron pin found
I.P.F.*	= iron pin found (#6 rebar with KBW cap)
I.P.S.	= iron pin sat (#6 rebar with SSI cap)
L	= length
MB	= map book
MEAS	= measured
MIN	= minimum
MON	= monument
MH	= manhole
N	= north
OH	= overhang
P	= porch

PC	=	point of curve
PG	=	page
POB	=	point of beginning
POC	=	point of commencement
PP	=	power pole
PT	=	point of tangent
PVMT	=	pavement
PWR	=	power
R	=	radius
RCP	=	reinforced concrete pipe
REBAR	=	reinforcement bar
REC	=	recorded
RES	=	residence
ROW	=	right of way
S	=	south
SAN	=	sanitary
STM	=	storm
SWR	=	sewer
SQ FT	=	square feet
SYN	=	synthetic
TAN	=	tangent
U	=	uncovered
W	=	west
w/	=	with
°	=	degrees
'	=	minutes, in bearings or angles
"	=	seconds, in bearings or angles
'	=	feet, in distance
±	=	more or less, or plus or minus

- LP = light pole
- = power pole
- — = power pole w/ anchor
- SS — = sanitary sewer line

	= fence
	= power & telephone lines
	= sanitary sewer manhole
	= storm sewer manhole
	= telephone manhole
	= telephone pedestal
	= power box
	= power manhole
	= water meter
	= water valve
	= fire hydrant
	= gas valve
	= gas meter
	= gas light
	= yard inlet
	= pipe headwall
	= parking meter
	= sign
	= mail box
	= gas line
	= water line
	= underground telephone
	= underground power
	= underground cable
	= wall
	= curb & gutter

MAP CHECKED: CAH 2-8-07  
ORDER NO: 87060  
JLW ACAD\SHELBY CO ROADS\SHELBYCOROADS\BENTLEY\_SKETCH