

AMENDED NOTICE OF LIS PENDENS

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

STATE OF ALABAMA,


Plaintiff,

v.

**ROBERT W. MCKINNON d/b/a
WILSONVILLE POWER WASH;
REGIONS BANK; JOSEPH SHEPHERD;
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
names will be added by amendment when
ascertained,**

Defendants.

CASE NO. PR-2012-000711


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Shelby Cnty Judge of Probate, AL
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Comes now the State of Alabama, by its attorney, and files herewith amended notice to all persons concerned that on the 15th day of November, 2012, condemnation proceedings were commenced in the Probate Court of Shelby County, Alabama, whereby said State of Alabama seeks to obtain certain ownership to real property and said proceedings are now pending.

The names of the property owners concerned, together with the property sought to be condemned, are as set forth below:

Property Owner(s):

ROBERT W. MCKINNON d/b/a WILSONVILLE POWER WASH; REGIONS BANK; JOSEPH SHEPHERD; and DONALD ARMSTRONG, in his official capacity as Property Tax Commissioner of Shelby County, Alabama

Property description:

A part of the NW ¼ of the NW ¼, Section 6, Township 21 South, Range 2 East, identified as Tract No. 30 on Project No STPBH-0025(507) in Shelby County, Alabama and being more fully described as follows:

Parcel 1 of 1:

Commencing at the northwest corner of Section 6, Township 21 South, Range 2 East being a gun barrel found in place, thence proceed in an easterly direction along the north boundary of said Section 6 for a distance of 1374.19 feet, more or less, to a point on the centerline of project STPBH-0025(507) at station 42+64.56; thence proceed southwesterly along the centerline of said project for a distance of 174.88 feet to a point on the centerline of project located at P.C. Station 41+31.25; thence proceed southwesterly along the centerline of said project for a distance of 321.03 feet to a point on the centerline of project located at station 38+10.22; thence turn a deflection angle 90 degrees right and proceed in a northwesterly direction for a distance of 32.57 feet, more or less, to a point (existing iron pin found) on the present R/W line of SR 25, which is located to the right of station 38+10.22; thence N 59° 43' 05" W and along the grantor's property line a distance of 20.00 feet to a point (existing iron pin) on the grantor's property line, which is the point of BEGINNING; thence N 59° 43' 05" W and along the required R/W line a distance of 1.43 feet to a point on the required R/W line (said line between a point that is offset 54.00 feet and perpendicular to centerline of project at station 37+40.00 and a point that is offset 54.00 feet and perpendicular to centerline of project at station 41+00.00); thence N 30° 21' 0" E and along the required R/W line a distance of 90.00 feet to a point on the grantor's property line (said line between a point that is offset 54.00 feet and perpendicular to centerline of project at station 37+40.00 and a point that is offset 54.00 feet and perpendicular to centerline of project at station 41+00.00); thence S 59° 43' 5" E and along the grantor's property line a distance of 1.33 feet to a point on the grantor's property line; thence S 30° 16' 55" W and along the grantor's property line a distance of 90.00 feet to the point and place of BEGINNING, containing 0.01 acres, more or less.

Temporary Construction Easement 1 of 1:

A part of the NW ¼ of the NW ¼, Section 6, Township 21 South, Range 2 East identified as Tract No. 30 on Project No STPBH-0025(507) in Shelby County, Alabama and being more fully described as follows:

Commencing at the northwest corner of Section 6, Township 21 South, Range 2 East, being a gun barrel found in place, thence proceed in an easterly direction along the north boundary of said Section 6 for a distance of 1374.19 feet, more or less, to a point on the centerline of project STPBH-0025(507) at station 42+64.56; thence proceed southwesterly along the centerline of said project for a distance of 174.88 feet to a point on the centerline of project located at P.C. Station 41+31.25; thence proceed southwesterly along the centerline of said project for a distance of 321.03

feet to a point on the centerline of project located at station 38+10.22; thence turn a deflection angle 90 degrees right and proceed in a northwesterly direction for a distance of 32.57 feet, more or less, to a point (existing iron pin found) on the present R/W line of SR 25, which is located to the right of station 38+10.22; thence N 59° 43' 05" W and along the grantor's property line a distance of 20.00 feet to a point (existing iron pin) on the grantor's property line; thence N 59° 43' S" W and along the required R/W line a distance of 1.43 feet to a point on the required R/W line (said line between a point that is offset 54.00 feet and perpendicular to centerline of project at station 37+40.00 and a point that is offset 54.00 feet and perpendicular to centerline of project at station 41+00.00), which is the point of BEGINNING; thence N 59° 43' 05" W and along the grantor's property line a distance of 13.00 feet to a point on the required temporary construction easement (said line between a point that is offset 67.00 feet and perpendicular to centerline of project at station 37+40.00 and a point that is offset 67.00 feet and perpendicular to centerline of project at station 41+00.00); thence N 30° 21' 0" E and along the required temporary construction easement a distance of 90.00 feet to a point on the grantor's property line (said line between a point that is offset 67.00 feet and perpendicular to centerline of project at station 37+40.00 and a point that is offset 67.00 feet and perpendicular to centerline of project at station 41+00.00); thence S 59 ° 43' 5" E and along the grantor's property line a distance of 13.00 feet to a point on the required R/W line (said line between a point that is offset 54.00 feet and perpendicular to centerline of project at station 37+40.00 and a point that is offset 54.00 feet and perpendicular to centerline of project at station 41+00.00); thence S 30° 21' 0" W and along the required R/W line a distance of 90.00 feet; to the point and place of BEGINNING, containing 0.03 acres, more or less.

The temporary easements are for a period of 3 years, or until the completion of the highway widening project, whichever is later. It is expressly understood that all rights, title and interest to the above described temporary construction easements shall revert to the grantor(s) upon completion of said project.

Description of above property is taken from right of way map of said project on file in the office of State of Alabama Department of Transportation 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.

STATE OF ALABAMA

By


William R. Justice

Attorney for said Plaintiff

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