

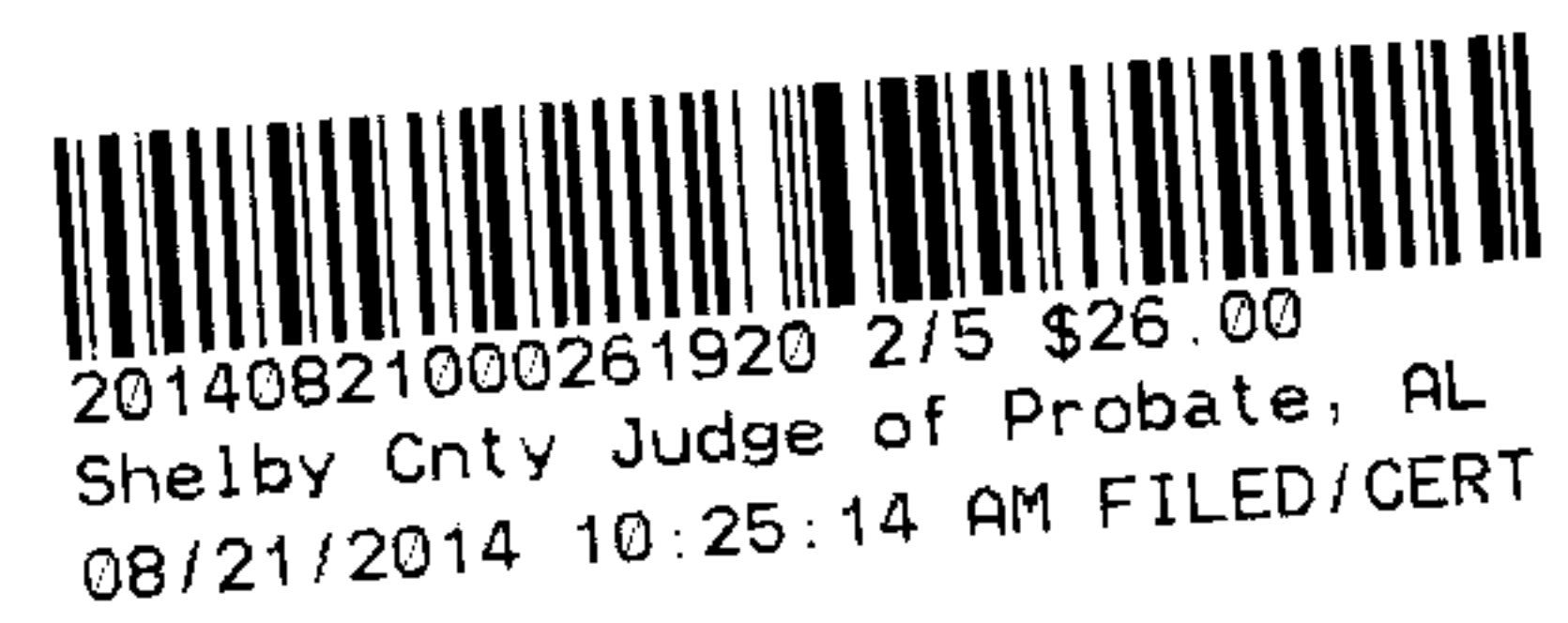


The State of Alabama heretofore deposited in the Probate Court on December 17, 2013, the sum of One Hundred Eighty-Eight Thousand Five Hundred Fifteen Dollars and no/100 (\$188,515.00) and that said sum was transferred to the Circuit Court. The State of Alabama will deposit an additional Twenty-Three Thousand Nine Hundred Eighty-Five Dollars and no/100 (\$23,985.00) into the Circuit Clerk to fund the Consent Judgment

The Court approves this settlement and finds that it is in the best interests of all involved.

ACCORDINGLY, IT IS ADJUDGED, ORDERED, AND DECREED that:

- (1) The State of Alabama will pay all court costs incurred in this cause.
- (2) The Circuit Clerk is hereby directed and authorized to make immediate payment of One Hundred Eighty-Eight Thousand Five Hundred Fifteen Dollars and no/100 (\$188,515.00), including all accrued interest, to defendants 119 Partners I, LLC; 119 Partners II, LLC, Stanley L. Graves, and Graco Resources, Inc. The payment is to be made directly to defendant Stanley L. Graves on behalf of 119 Partners I, LLC; 119 Partners II, LLC; and Graco Resources, Inc.
- (3) Upon the State of Alabama's deposit of the additional Twenty-Three Thousand Nine Hundred Eighty-Five Dollars and no/100 (\$23,985.00), the Circuit Clerk is hereby directed and authorized to pay Twenty-Three Thousand Nine Hundred Eighty-Five Dollars and no/100 (\$23,985.00) to defendants 119 Partners I, LLC; 119 Partners II, LLC, Stanley L. Graves, and Graco Resources, Inc. The payment is to be made directly to defendant Stanley L. Graves on behalf of 119 Partners I, LLC; 119 Partners II, LLC; and Graco Resources, Inc.
- (4) The Circuit Clerk is hereby directed and authorized to pay any other funds, if any, to the State of Alabama and given directly to John E. Rollins, Esq. for and on behalf of the State of Alabama.





(5) There is hereby given and awarded and is hereby transferred and conveyed unto the State of Alabama, the interest in the following described lands sought in the Complaint for Condemnation, for the uses and purposes set forth therein, which is shown on the right-of-way map of Project No. NHF-0038(531) of the State of Alabama Department of transportation, a copy of which is also deposited in the Office of the Judge of Probate of Shelby County, Alabama as an aid to persons and entities interested therein and as shown on the Property Plat attached hereto and made a part hereof:

A part of the NW  $\frac{1}{4}$  of the NW  $\frac{1}{4}$ , Section 5, Township 19-S, and a part of the SW  $\frac{1}{4}$  of SW  $\frac{1}{4}$  Section 32 Township 18-S, Range 1-W, identified as Tract No. 4 on Project No. NHF-0038(531) in Shelby County, Alabama and being more fully described as follows:

Parcel 1:

Commencing at a found  $\frac{3}{4}$ " rebar in the northeast corner of the property referenced in Map Book 11, Page 73 in the Probate Office of Shelby County: thence S  $0^{\circ} 30' 50''$  E and along the grantor's west property line a distance of 252.71 feet to a point on the acquired R/W line (said line between a point offset 52.37' LT and perpendicular with centerline of project at station 105+74.41 and a point offset 55.31' LT and perpendicular with centerline of project at station 107+29.43), which is the point of BEGINNING; thence following the curvature thereof an arc distance of 155.05 feet and along the acquired R/W line to a point on the acquired R/W line (said point offset 55.31' LT and perpendicular to centerline of project at station 107+29.43) (said arc having a chord bearing of N  $20^{\circ} 18' 19''$  E, a counterclockwise direction, a chord distance of 155.05 feet and a radius of 6442.26 feet); thence following the curvature thereof an arc distance of 293.29' and along the acquired R/W line to a point on the acquired R/W line (said point offset 58.16' LT and perpendicular to centerline of project at station 110+22.70) (said arc having a chord bearing of N  $20^{\circ} 50' 11''$  seconds E, a clockwise direction, a chord distance of 293.27' and a radius of 7013.00 feet); thence N  $22^{\circ} 2' 4''$  E and along the acquired R/W line a distance of 52.96 feet to a point on the acquired R/W line (said point offset 57.56' LT and perpendicular to centerline of project at station 110+75.66); thence N  $32^{\circ} 14' 18''$  E and along the acquired R/W line a distance of 25.40 feet to a point on the acquired R/W line (said point offset 52.78' LT and perpendicular to centerline of project at station 111+00.61); thence N  $22^{\circ} 2' 4''$  E and along the acquired R/W line a distance of 39.37 feet to a point on the grantor's north property line; thence S  $68^{\circ} 3' 37''$  E and along the grantor's said property line a distance of 15.23 feet to a point on the



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west present R/W line of SR-119; thence S 21°59'16" W and along the said present R/W line a distance of 588.19 feet to a point on the grantor's west property line; thence N 0°30'50" W and along the grantor's said property line a distance of 24.51 feet; to the point and place of BEGINNING, containing 0.211 acre(s) more or less.

This acquisition is made for the purpose of a controlled access facility and adjacent service road or roads and the property owner hereby releases and relinquishes to the State of Alabama any and all abutter's rights appurtenant to property owner's remaining property in and to said controlled access facility, provided however, that there is hereby reserved the right of ingress to and egress from such remaining property to and from said service road or roads which will be accessible to the controlled access facility only at such points as may be established by public authority.


The Defendants, their successors and assigns of said State of Alabama herein, hereby reserve the mineral rights to the property hereby acquired to the State of Alabama but it is understood and agreed by and between the parties to this acquisition that the rights so reserved will in no way affect or interfere with any of the rights of the State of Alabama for the construction and maintenance of public roads and highways on the property herein acquired.

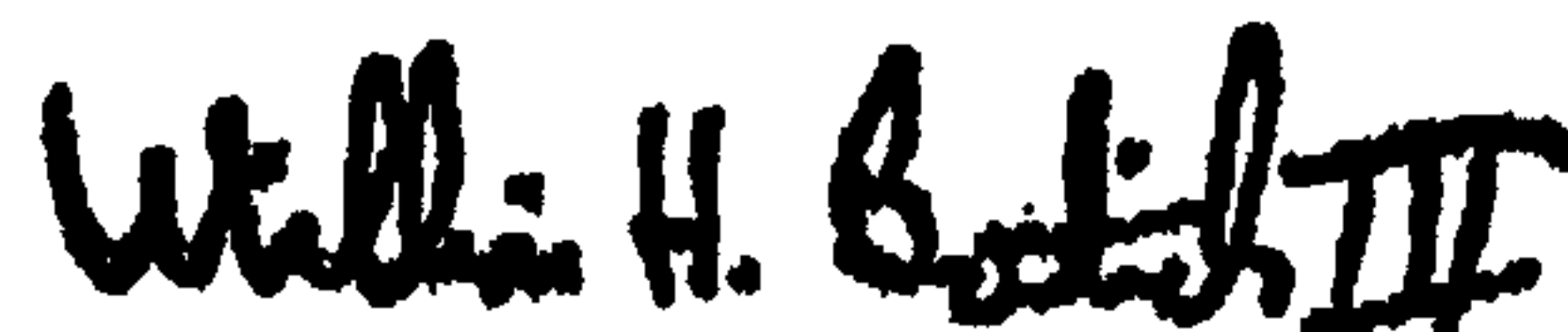
#### TEMPORARY CONSTRUCTION EASEMENT

BEGINNING at a point on the required easement line (said point offset 71.17' LT and perpendicular to centerline of project at station 111+10.88); thence N 22° 2' 4" E and along the required easement line a distance of 29.33 feet to a point on the grantor's north property line; thence S 68°3'37" E and along the grantor's said property line a distance 24.50 feet to a point on the acquired R/W line (said line offset 45.5' LT and parallel with centerline of project); thence S 22°2'4" W and along the acquired R/W line a distance of 39.37 feet to a point on the acquired R/W line (said point offset 52.78' LT and perpendicular to centerline of project at station 111+00.61); thence N 45° 45'43" W and along the required easement line a distance of 26.46 feet to the point and place of BEGINNING containing 0.019 acre(s) more or less.

It is expressly understood that all rights, title and interest of the above described easement(s) shall revert to the grantor upon completion of said project.

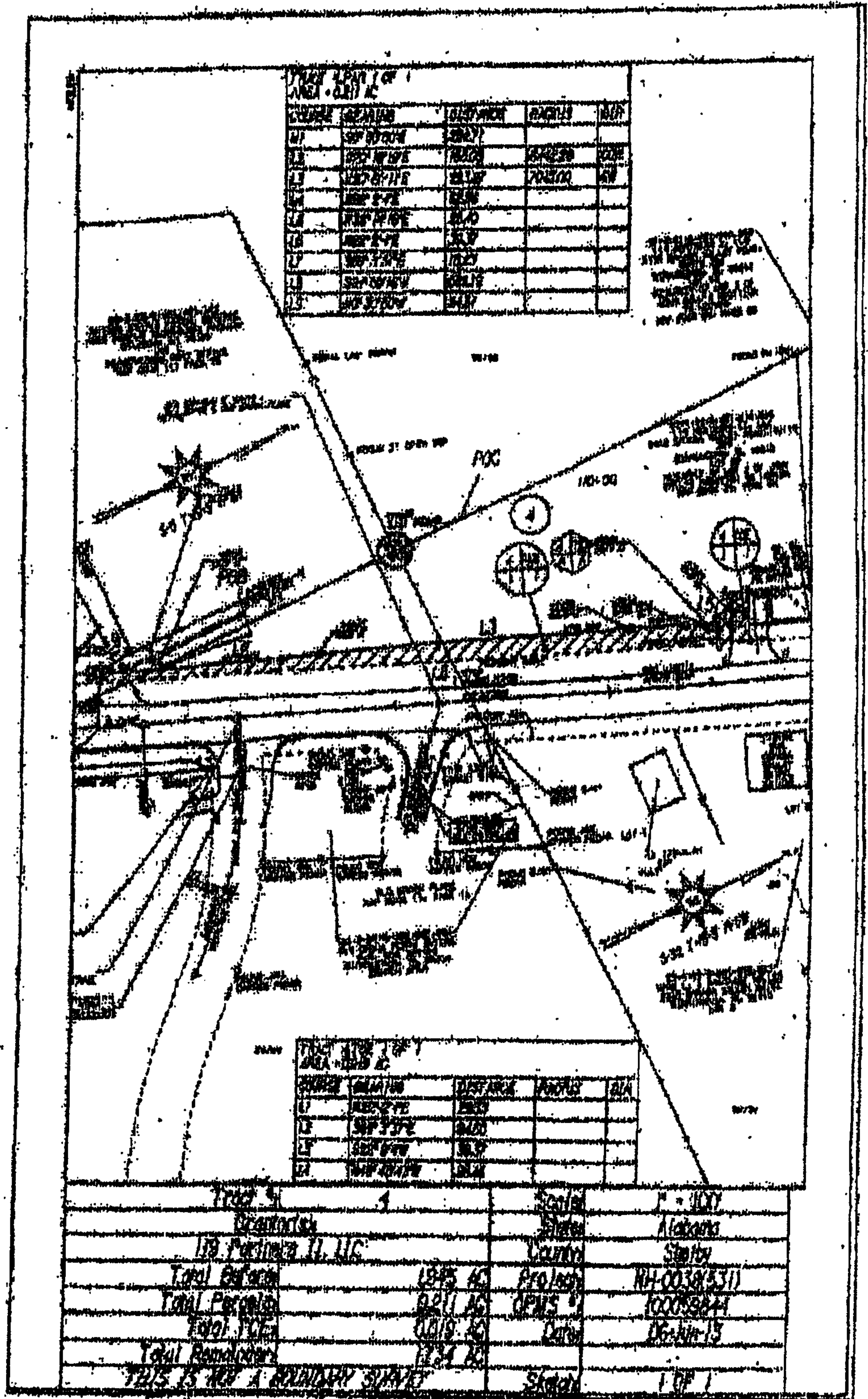
Done this 18<sup>th</sup> day of June, 2014.

  
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Hon. William H. Bostick, III  
Circuit Court Judge





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