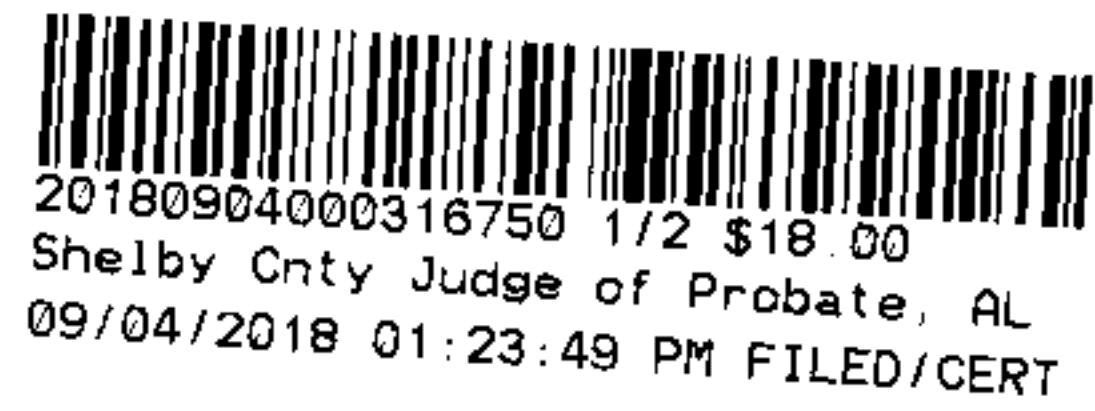


IN THE PROBATE COURT OF SHELBY, ALABAMA

THE CITY OF HOOVER)
)
Plaintiff,)
)
v.)
)
HENRY T. HENZEL,)
ATTORNEYS INSURANCE)
MUTUAL OF THE SOUTH INC.,)
RISK RETENTION GROUP (AIM))
)
Defendants.)

CASE NO. PR-2017-000665



RECEIVED
AUG 31 2018

AMENDED NOTICE OF LIS PENDENS

TO THE PROBATE JUDGE OF SHELBY COUNTY, ALABAMA:

****This an AMENDMENT to Instrument No. 20171025000386770 as filed with the Shelby County Judge of Probate on October 25, 2017. In the original filing, the above style of the case did not clarify that Henry T. Henzel was included solely in his official capacity as Principal of AIM, where the condemnation action of Case No. PR-2017-000665 solely relates to property of Attorney’s Insurance Mutual of the South, Risk Retention Group. ****

Further the condemnation action of Case No. PR-2017-000665 has been settled by agreement with regards to Attorneys Insurance Mutual of the South, Inc., Risk Retention Group and said condemnation action is related to Project No. STPBH-CN13(904), Tract No. 3 with the Alabama Department of Transportation and City of Hoover, Alabama for the purposes of constructing sidewalks along Inverness Parkway and in front of the portion as described in the below legal description. Defendant Henry T. Henzel is only added in his official capacity and was not otherwise sued in his personal capacity. The following is a restatement with amendments as necessary of the original Notice, as the property description nor any pertinent information has changed, as follows:

Notice is hereby given that The City of Hoover, Alabama, claims fee simple title to and interest in the following described real property as owned by Attorney’s Insurance Mutual of the South Inc., Risk Retention Group which is situated in Shelby County, Alabama through its power of eminent domain for the construction of a sidewalk, as described below:

Legal Description of Tract 3

All that certain lot or parcel of land situated in the County of Shelby, State of Alabama, and being more particularly described as follows:

Tract 3 – Parcel 1 of 1: A part of the SW 1/4, Section 2, Township 19S, Range 2W, identified as Tract No. 3 on Project No. STPBH-CN13 (904), Shelby County, Alabama and being more fully described as follows:

COMMENCING at the northeast corner of Summerwood Lot 1 (Parcel ID 10-1-02-0-009-01.000), said property corner being a 5/8” Rebar and a point on the existing southerly Right of Way of Inverness Parkway, and run N 35°38’51” W more or less along the existing southerly Right of Way of Inverness Parkway a distance of 171.07 feet to the point on the existing southerly Right of Way of Inverness Parkway (said point offset 13.71 feet left and perpendicular to Inverness Parkway Baseline of project at Station 22+98.25, more or less), said point also being the POINT OF BEGINNING of the heron described tract of land;

thence along the existing northerly Right of Way of Selkirk Drive line, along a curve to the right, said curve having a radius of 25.00 feet, a chord bearing of S 8°34’36”W, a chord length of 36.01 feet, and a an arc length of 40.20 feet to a point on said existing northerly Right of Way of Selkirk Drive (said point offset 39.15 feet left and perpendicular to Inverness Parkway Baseline of project at Station 22+71.76, more or less);

thence along the existing northly right of way of Selkirk Drive line, along a curve to the left, said curve having a radius of 987.78 feet, a chord bearing of S 54° 13’ 16” W, chord length of 14.54 feet, and an arc length of 14.54 feet to a point at the Acquired Right of Way line (said point offset 543.69 feet left and perpendicular to Inverness Parkway Baseline of project at Station 22+71.62, more or less);

thence along said Acquired right of Way line, along a curve to the left, said curve having a radius of 655.00 feet, a chord bearing of N 43°02'00"W, a chord length of 175.35 feet, and an arc length of 175.87 feet to a point on the Acquired Right of Way line (said point offset 53.77 feet left and perpendicular to Inverness Parkway Baseline of project at Station 24+61.99);

thence N 7°57'23" W along said Acquired Right of Way line a distance of 36.06 feet to a point of the Acquired Right of way line (said point offset 28.77 feet left and perpendicular to Inverness Parkway Baseline of project at Station 24+89.59);

thence along said Acquired Right of Way line, along a curve to the left, said curve having a radius of 680.00 feet, a chord bearing of N 58°48'01"W, a chord length of 138.47 feet, and an arc length of 138.71 feet to a point on the westerly property line (said point offset 28.68 feet left and perpendicular to Inverness Parkway Baseline of project at Station 26+34.19, more or less);

thence N 25°21'20" E along the western property line a distance of 15.00 feet to a point on the existing southerly Right of Way of Inverness Parkway (said point offset 13.68 feet left and perpendicular to Inverness Parkway Baseline of project Station 26+34.17, more or less);

thence along the existing southerly Right of Way of Inverness Parkway, along a curve to the right, said curve having a radius of 695.00 feet, a chord bearing of S 51°03'60" E, a chord length of 326.32 feet, and an arc length of 329.39 feet to the **POINT OF BEGINNING**, containing 0.228 acres, more or less.

All persons are notified by the filing of this notice that the City of Hoover has an interest in this property and any conveyances will be challenged as being voidable.



Phillip D. Corley (COR030)

April Danielson (DAN030)

Roderick J. Evans (EVA045)

revans@wallacejordan.com

Direct Line: (205)874-0349

Attorneys for City of Hoover, Alabama

OF COUNSEL:

WALLACE, JORDAN, RATLIFF & BRANDT, LLC

800 Shades Creek Parkway, Ste. 400

Birmingham, Alabama 35209

Telephone: (205) 874-0555

PLEASE SERVE DEFENDANT BY CERTIFIED MAIL AS FOLLOWS:

Henry T. Henzel, President
220 Inverness Parkway
Birmingham, Alabama 35242

Attorneys Insurance Mutual of the South Inc., Risk Retention Group
220 Inverness Parkway
Birmingham, Alabama 35242



20180904000316750 2/2 \$18.00
Shelby Cnty Judge of Probate, AL
09/04/2018 01:23:49 PM FILED/CERT