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Shelby Cnty Judge of Probate, AL  
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**NOTICE OF LIS PENDENS**

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

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

**Plaintiff,**

**v.**

**CASE NO. PR-2024-000649**

**JOSEPH C. GULLY; MACEY GULLY;  
MORTGAGE ELECTRONIC  
REGISTRATION SYSTEMS, INC.;  
FAIRWAY INDEPENDENT MORTGAGE  
CORPORATION; UNITED STATES  
STEEL CORPORATION;  
DONALD ARMSTRONG, in his official  
capacity as Property Tax Commissioner of  
Shelby County, Alabama; BLANK  
COMPANY, an entity, the owner of the  
property described in the Complaint; A, B, C,  
D and E, 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.**

Comes now Shelby County, Alabama, by its attorney, and files herewith notice to all persons concerned that on the 30th day of May, 2024, condemnation proceedings were commenced in the Probate Court of Shelby County, Alabama, whereby said Shelby County, 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): Joseph C. Gully, Owner of fee; Macey Gully, Owner of fee; Mortgage Electronic Registration Systems, Inc., Mortgagee; Fairway Independent Mortgage Corporation, Lender; Don Armstrong, Shelby County Property Tax Commissioner, ad valorem property taxes



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Property description: Project No. STPBH-5939(200) Tract No. 78:

Commence at the Northwest corner of Section 3, Township 19 South, Range 2 West, Shelby County, Alabama; thence run easterly along the North line of said Section for a distance of 1316.12 feet to a point on the proposed centerline of Caldwell Mill Road; thence turn an angle right 124 deg. 16 min. 39 sec. and run Southwesterly for a distance of 27.32 feet to the point of beginning of a curve to the left having a radius of 600 feet, and a central angle of 26 deg. 01 min. 47.18 sec.; thence run southwesterly along the arc of said curve for a distance 272.58 feet to the end of said curve; thence continue southwesterly along the extended tangent of said curve for a distance of 100 feet; thence turn an angle right 180 deg. 00 min. 00 sec. and run northeasterly for a distance of 100 feet to the point of beginning of a curve to the right having a radius of 600 feet, a central angle of 26 deg. 01 min. 47.18 sec., and an arc length of 272.58 feet; thence run northeasterly along the arc of said curve for a distance of 18.96 feet to the Point of Beginning of a variable width Right-of-Way being bound on the southeasterly side, by the present northwesterly right of way line of Caldwell Mill Road and being bound on the northwesterly side by the Grantor's southwesterly property line; thence run northeasterly along the arc of said curve for a distance of 14 feet, at this point the Right-of-Way is bound on the northwesterly side by a line being 103.00 feet northwesterly of and perpendicular to this point, and decreasing to 56.12 feet northwesterly of and perpendicular to a point 138.09 feet ahead along the following described line; thence continue northeasterly along the previously described course and arc of said curve for a distance of 138.09 feet, at this point the Right-of-Way is bound on the northwesterly side by a line being 56.12 feet northwesterly of and perpendicular to this point, and increasing to 99.41 feet northwesterly of and perpendicular to a point 38.14 feet ahead along the following described line; thence continue northeasterly along the previously described course and arc of the said curve for a distance 38.14 feet. At this point the Right-of-Way is bound on the northwesterly side by the existing southerly right of way line of Lakeland Drive; thence continue northeasterly along the previously described course and arc of said curve for a distance of 9 feet, more or less, to the end of said Right-of-Way. The outer boundaries of said Right-of-Way being extended or trimmed to terminate at the property lines of the Grantor. Less and except any portion lying outside the boundaries of Shelby County. All of said Right-of-Way being part of Lot 43, according to the survey of River Estates, as recorded in Map Book 4, Page 27 in the Probate Office of Shelby County, Alabama. The Right-of-Way lies in the Northwest  $\frac{1}{4}$  of the Northwest  $\frac{1}{4}$  of Section 3, Township 19 South, Range 2 West, Shelby County, Alabama, and contains 0.120 acres more or less.

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

By *J. Berley Evers*  
Attorney for said Plaintiff