

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

ALABAMA POWER COMPANY

Plaintiff(s)

vs.

SRC INVERNESS CLIFFS, LLC, et al.

Defendant(s)

CASE NO. PR-2023-000696



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Shelby Cnty Judge of Probate, AL  
01/21/2025 10:03:31 AM FILED/CERT

ORDER GRANTING CONDEMNATION AND APPOINTING COMMISSIONERS

This coming to be heard on **23rd day of August, 2023**, being the day appointed for hearing the Complaint for Condemnation filed by **ALABAMA POWER COMPANY** to condemn certain properties or interests therein, more particularly described or designated in said Complaint for the uses and purposes therein stated;

And it appearing to the satisfaction of the court that the Defendant(s) named in said complaint were served with notice of these proceedings and the date and time set for the hearing thereon and the purposes thereof, as required by law;

And it further appearing to the court that the Plaintiff(s) should be allowed to proceed to judgment against said Defendant(s);

And it further appearing to the satisfaction of the court that the aforementioned Defendant(s) are of sound mind and over 19 years of age or duly represented by a court appointed Guardian ad Litem;

And the court then proceeded in open court to hear said complaint and all the evidence offered in support thereof and touching thereon, and all evidence offered by all persons who made known to the court their desire to testify in any capacity or for any purposes;

And it appearing to the satisfaction of the court from legal and competent evidence offered by Plaintiff(s) that the averments of said Complaint for Condemnation are true and correct and that Plaintiff(s) is/are entitled to acquire said lands, interests and properties herein sought to be condemned for the purpose set forth in said Complaint; and it further appearing to the satisfaction of the court that the Complaint for Condemnation prayed for by Plaintiff(s) should be granted by the court against the said Defendant(s) and against all of the properties or interests therein designated or described in said Complaint for Condemnation;

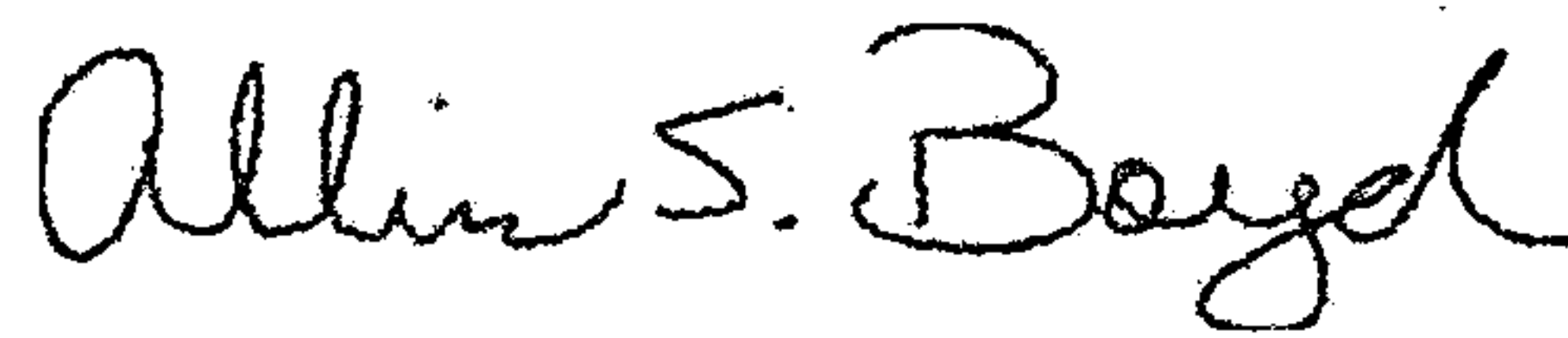
And it appearing to the satisfaction of the court that **JIM STRICKLAND, EDDY JOWERS** and **JEFF MURPHY** are resident citizens of Shelby County, Alabama, and that each of said persons possess the qualifications of jurors, and that each of said persons is disinterested and has no interest whatever in these proceedings, that each of said

persons is in all respects competent and qualified to serve as commissioners to assess the damages and compensation to which the owner(s) and interested parties of the said properties herein condemned is/are entitled;

IT IS, THEREFORE, CONSIDERED, ORDERED, ADJUDGED and DECREED by the court as follows:

That the said Complaint for Condemnation heretofore filed in this cause by the Plaintiff(s) be and the same is hereby granted, and that the said **JIM STRICKLAND, EDDY JOWERS** and **JEFF MURPHY** be and they are hereby appointed commissioners to assess and appraise the damages and compensation to which the owner(s) and interested parties of the said properties described in said Complaint for Condemnation, and more correctly described on Exhibit "A" attached hereto, is/are entitled, and that said persons so appointed commissioners have notice of their appointment as such commissioners by written commission issued to them, and that said commissioners proceed with the assessment of said damages and compensations in the manner required by law, and that said commissioners report their findings in writing under oath to this court within the time required by law.

DONE this the 23rd day of August, 2023.



ALLISON S. BOYD  
JUDGE OF PROBATE

cc: CHRISTOPHER L. YEILDING ESQ  
J. BENTLEY OWENS III, ESQ.  
WALTER F. SCOTT III, ESQ.  
DONALD ARMSTRONG  
REGIONS BANK C/O CORPORATION SERVICE COMPANY INC.  
JIM STRICKLAND  
EDDY JOWERS  
JEFF MURPHY



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**PARCEL 2**

A strip of land, varying in width, lying within a portion of the Southeast Quarter of Northwest Quarter (SE 1/4 of the NW 1/4), of Section 11, Township 19 South, Range 02 West, Shelby County, Alabama, such strips being more particularly described as follows:

To reach the point of beginning of said strip, commence at the Southwest corner of Lot 4, Meadow Brook Professional and Medical Centre- 1st Sector, as recorded in Map Book 17, Page 21 in the Office of Judge of Probate of Shelby County, Alabama, said point being marked by a found capped iron stamped GSA; thence run N39°36'53"E a distance of 74.21 feet to a point of the centerline of survey used to describe said strip of land for right of way, said point being marked by a set 5/8 inch rebar with yellow APCO cap; thence continue along said centerline of survey a bearing of N37°40'27"E a distance of 470.34 feet to the Southwest boundary of Defendants' property; such point being the Point of Beginning of the right of way herein described; therefrom said strip is varying in width and lies from 15 feet right of said survey centerline and up to the Southeast right of way of Valleydale Road and the continuations thereof, which begins at such Point of Beginning and runs N37°40'27"E a distance of 17.38 feet to a set 5/8 inch rebar with yellow APCO cap; thence continue along said centerline of survey a bearing of N46°49'57"E a distance of 149.62 feet to the Northeast boundary of Defendants' property; such point being the POINT OF ENDING of the strip of right of way herein described.

All bearings based on Alabama State Plane West Zone Grid North.

Defendants MKL, L.L.C., Regions Bank, and Don Armstrong, Property Tax Commissioner, are the owners of, or owners of an interest in, the above-described land.

APCO Property # 72268159 / GIS #48