

BALDWIN COUNTY, ALABAMA,

Condemnor,

vs.

ROBERT C. KEENEY, ET AL.,

Condemnees.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

5965

ORDER OF CONDEMNATION

The Commissioners heretofore appointed by this Court to assess the damages and compensation to which Robert C. Keeney, Rita Keeney and Mrs. Pat Brock are entitled as the owners of the hereinafter described land, having heretofore, on the 17th day of February, 1964, filed their report in writing, to which was attached their certificate as required by law, in and by the terms of which report it appears that said Commissioners have determined that said owners are entitled to the sum of \$1.00, and it further appearing to the Court that Baldwin County, Alabama, has this day paid into Court the costs of this proceeding and the amount assessed to the owners of the said land, and that an order should be entered condemning an easement or right-of-way over and across the land hereinafter described in favor of Baldwin County, Alabama; and the Court having considered all of the above, it is therefore

ORDERED, ADJUDGED and DECREED by the Probate Court of Baldwin County, Alabama, that an easement or right-of-way for public roads be, and the same is hereby, condemned, granted and awarded to Baldwin County, Alabama, over and across the following described parcel of real property situated in Baldwin County, Alabama, to-wit:

Commencing at the Northeast Corner of the Southwest Quarter of Section 14, Township 5 South, Range 3 East, run 66.6 feet North 90° 00' West to the point of beginning, thence 56.1 feet North 90° 00' West, thence 276.5 feet South 27° 05' East, thence 112.3 feet North 0° 00' East, thence 150.0 feet North 27° 05' West to the point of beginning.

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Said right-of-way being in the Northeast Quarter of the Southwest Quarter of Section 14, Township 5 South, Range 3 East of Baldwin County and containing 0.265 acres, more or less,

and that such easement be, and the same is, divested out of the Condemnees and in Baldwin County, Alabama.

It is further ORDERED, ADJUDGED and DECREED by the Court that all of the papers now on file in this Court, including the report of the Commissioners, be recorded.

Done this the 24 day of February, 1964.



Judge of Probate

BALDWIN COUNTY, ALABAMA,

Condemnor,

vs.

ROBERT C. KEENEY, RITA KEENEY,
and MRS. PAT BROCK,

Condemnees.

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. _____

FINAL JUDGMENT

This cause coming on to be heard in the Circuit Court of Baldwin County, Alabama, At Law, on appeal by R. C. Keeney and Rita Keeney, Condemnees, to this Court from the Order of Condemnation entered on the 24th day of February, 1964, in the Probate Court of Baldwin County, Alabama, and the demand contained therein by said Condemnees for a trial of this cause in this court by a jury; now comes Baldwin County, Alabama, and the said R. C. Keeney and Rita Keeney and their respective attorneys of record and a jury consisting of twelve good and lawful men to-wit, W. A. Boler and eleven others having been duly qualified and empaneled according to the statutes in such cases made and provided and the rules of this Court and it appearing to the Court from the stipulation of the parties entered into in open court on this date that Baldwin County, Alabama, has the right and authority to condemn the land hereinafter described for the uses and purposes hereinafter set forth and that the application for condemnation heretofore transmitted to this Court by the Probate Court of Baldwin County, Alabama, and introduced into evidence in this cause as Plaintiff's "EXHIBIT 3" should, in all respects, be granted, and that the sole and only question to be presented to said jury in this cause on this date is the amount of compensation, if any, to which the said Robert C. Keeney, Rita Keeney and Mrs. Pat Brock are entitled as the owners of the lands hereinafter described; and this cause having been submitted to said jury upon the testimony of the several witnesses and the exhibits introduced in connection therewith and said jury having returned a verdict in the manner and form following: "We, the jury, assess the Defendant's dam-

ages and compensation at nothing. (Signed) W. A. Boler, Foreman"; and the Court having considered all of the above is of the opinion that an order should be made in this cause in and by the terms of which an easement for public road purposes should be condemned over and across the lands hereinafter described and that the Plaintiff Condemnor, Baldwin County, Alabama, should be taxed with the cost of this proceeding; it is, therefore

ORDERED, ADJUDGED and DECREED by the Circuit Court of Baldwin County, Alabama, At Law, as follows:

1. That an easement or right-of-way for public roads be, and the same is hereby, condemned, granted and awarded to Baldwin County, Alabama, over and across the following described real property situated in Baldwin County, Alabama, to-wit:

Commencing at the Northeast corner of the Southwest Quarter (SW $\frac{1}{4}$) of Section 14, Township 5 South, Range 3 East, run 66.6 feet North 90° 00' West to the point of beginning, thence 56.1 feet North 90° 00' West, thence 276.5 feet South 27° 5' East, thence 112.3 feet North 0° 00' East, thence 150.0 feet North 27° 05' West to the point of beginning; Said right-of-way being in the Northeast quarter (NE $\frac{1}{4}$) of the Southwest quarter (SW $\frac{1}{4}$) of Section 14, Township 5 South, Range 3 East of Baldwin County, Alabama, and containing 0.265 acres, more or less;

and that such easement be, and the same is hereby, divested out of the said Robert C. Keeney, Rita Keeney and Mrs. Pat Brock and in Baldwin County, Alabama.

2. That Baldwin County, Alabama, pay the costs of this proceeding, for which let execution issue.

3. That all of the proceedings had herein, together with the verdict of the jury hereinabove referred to be recorded.

Done this 17th day of September, 1964.

Circuit Judge

BALDWIN COUNTY, ALABAMA,

Condemnor,

vs.

ROBERT C. KEENEY and RITA
KEENEY, and MRS. PAT BROCK,

Condemnees.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

REPORT OF COMMISSIONERS:

TO THE HONORABLE L. D. OWEN, JR., JUDGE OF PROBATE OF BALDWIN
COUNTY, ALABAMA:

The undersigned JAKE KEULER, W.D.
HOBBS and ELSIE HANKINS,

who were heretofore appointed by the Probate Court of Baldwin
County, Alabama, as Commissioners to assess the damages and com-
pensation to which Robert C. Keeney and Rita Keeney and Mrs. Pat
Brock, as the owners of the following described land situated in
Baldwin County, Alabama, to-wit:

Commencing at the Northeast Corner of the Southwest Quar-
ter of Section 14, Township 5 South, Range 3 East, run
66.6 feet North 90° 00' West to the point of beginning,
thence 56.1 feet North 90° 00' West, thence 276.5 feet
South 27° 05' East, thence 112.3 feet North 0° 00' East,
thence 150.0 feet North 27° 05' West to the point of
beginning.

Said right-of-way being in the Northeast Quarter of the
Southwest Quarter of Section 14, Township 5 South, Range
3 East of Baldwin County and containing 0.265 acres,
more or less,

are entitled; do hereby respectfully report that pursuant to said
commission we viewed the said land after having been sworn as
jurors are sworn, and thereafter we proceeded to assess the dam-
ages and compensation to which the owners of the above described
property are entitled by reason of the condemnation of said ease-
ment for road purposes over and across the above described land
belonging to them; and we, and each of us, separately assessed

BOOK
035
PAGE 246

the damages and compensation to which the said Robert C. Keeney and Rita Keeney and Mrs. Pat Brock, as the owners of said parcel are entitled, at the sum of \$ 10000 Dollars.

Done this the 15 day of February, 196 4.

Jake Keuler

W. D. Hobbs

CE Hankins

CERTIFICATE OF COMMISSIONERS

We, the undersigned, as Commissioners heretofore appointed by the Judge of Probate of Baldwin County, Alabama, in the above styled cause do hereby certify that we each possess the qualifications of jurors, that we have never been consulted, advised with or approached by any person in reference to the value of the lands which are the subject of this proceeding, or the proceedings to condemn the same prior to the assessment of the damages, and that we, and each of us, knew nothing of the same prior to our appointment as such Commissioners.

And each of us do hereby certify that we were sworn as jurors are sworn and that the following oath was administered to us:
"You do solemnly swear that you will well and truly try all issues and execute all writs of inquiry, which may be submitted to you during the present session, and true verdicts render according to the evidence-----so help you God."

BOOK 035
PAGE 247

Done this the 15 day of February, 1964.

Jake Kewler

W. S. Hobbs

C. E. Harbin

Sworn to and subscribed before me on
this the 15 day of Feb,
1964.

L. J. D. D.
Judge of Probate

BALDWIN COUNTY, ALABAMA,

Condemnor,

vs.

ROBERT C. KEENEY and RITA
KEENEY, and MRS. PAT BROCK,

Condemnees.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

REPORT OF COMMISSIONERS:

TO THE HONORABLE L. D. OWEN, JR., JUDGE OF PROBATE OF BALDWIN
COUNTY, ALABAMA:

The undersigned JAKE KEULER, W.D.
HOBBS and ELSIE HANKINS,

who were heretofore appointed by the Probate Court of Baldwin
County, Alabama, as Commissioners to assess the damages and com-
pensation to which Robert C. Keeney and Rita Keeney and Mrs. Pat
Brock, as the owners of the following described land situated in
Baldwin County, Alabama, to-wit:

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ter of Section 14, Township 5 South, Range 3 East, run
66.6 feet North 90° 00' West to the point of beginning,
thence 56.1 feet North 90° 00' West, thence 276.5 feet
South 27° 05' East, thence 112.3 feet North 0° 00' East,
thence 150.0 feet North 27° 05' West to the point of
beginning.

Said right-of-way being in the Northeast Quarter of the
Southwest Quarter of Section 14, Township 5 South, Range
3 East of Baldwin County and containing 0.265 acres,
more or less,

are entitled; do hereby respectfully report that pursuant to said
commission we viewed the said land after having been sworn as
jurors are sworn, and thereafter we proceeded to assess the dam-
ages and compensation to which the owners of the above described
property are entitled by reason of the condemnation of said ease-
ment for road purposes over and across the above described land
belonging to them; and we, and each of us, separately assessed

BOOK 035 PAGE 249

the damages and compensation to which the said Robert C. Keeney and Rita Keeney and Mrs. Pat Brock, as the owners of said parcel are entitled, at the sum of \$ 100 one Dollar.

Done this the 15 day of February, 196 4.

Jake Keuler

W. D. Hobbs

C. E. Hankins

CERTIFICATE OF COMMISSIONERS

We, the undersigned, as Commissioners heretofore appointed by the Judge of Probate of Baldwin County, Alabama, in the above styled cause do hereby certify that we each possess the qualifications of jurors, that we have never been consulted, advised with or approached by any person in reference to the value of the lands which are the subject of this proceeding, or the proceedings to condemn the same prior to the assessment of the damages, and that we, and each of us, knew nothing of the same prior to our appointment as such Commissioners.

And each of us do hereby certify that we were sworn as jurors are sworn and that the following oath was administered to us:
"You do solemnly swear that you will well and truly try all issues and execute all writs of inquiry, which may be submitted to you during the present session, and true verdicts render according to the evidence-----so help you God."

Done this the 15 day of February, 1964.

Jake Kewler

W. D. Hobbs

C. E. Hankins

Sworn to and subscribed before me on
this the 15 day of Feb,
1964.

L. D. [Signature]
Judge of Probate

BALDWIN COUNTY, ALABAMA,

Condemnor,

vs.

ROBERT C. KEENEY and RITA
KEENEY, and MRS. PAT BROCK,

Condemnees.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

REPORT OF COMMISSIONERS:

TO THE HONORABLE L. D. OWEN, JR., JUDGE OF PROBATE OF BALDWIN
COUNTY, ALABAMA:

The undersigned JAKE KEULER,

W. D. HOBBS and ELSIE HANKINS,

who were heretofore appointed by the Probate Court of Baldwin
County, Alabama, as Commissioners to assess the damages and com-
pensation to which Robert C. Keeney and Rita Keeney and Mrs. Pat
Brock, as the owners of the following described land situated in
Baldwin County, Alabama, to-wit:

Commencing at the Northeast Corner of the Southwest Quar-
ter of Section 14, Township 5 South, Range 3 East, run
66.6 feet North 90° 00' West to the point of beginning,
thence 56.1 feet North 90° 00' West, thence 275.5 feet
South 27° 05' East, thence 112.3 feet North 0° 00' East,
thence 150.0 feet North 27° 05' West to the point of
beginning.

Said right-of-way being in the Northeast Quarter of the
Southwest Quarter of Section 14, Township 5 South, Range
3 East of Baldwin County and containing 0.265 acres,
more or less,

are entitled; do hereby respectfully report that pursuant to said
commission we viewed the said land after having been sworn as
jurors are sworn, and thereafter we proceeded to assess the dam-
ages and compensation to which the owners of the above described
property are entitled by reason of the condemnation of said ease-
ment for road purposes over and across the above described land
belonging to them; and we, and each of us, separately assessed

BOOK 035 PAGE 252

the damages and compensation to which the said Robert C. Keeney and Rita Keeney and Mrs. Pat Brock, as the owners of said parcel are entitled, at the sum of \$ 100 One Dollar.

Done this the 15 day of February, 196 4.

Jake Keuler

W. L. Doherty

C. E. Hamlin

CERTIFICATE OF COMMISSIONERS

We, the undersigned, as Commissioners heretofore appointed by the Judge of Probate of Baldwin County, Alabama, in the above styled cause do hereby certify that we each possess the qualifications of jurors, that we have never been consulted, advised with or approached by any person in reference to the value of the lands which are the subject of this proceeding, or the proceedings to condemn the same prior to the assessment of the damages, and that we, and each of us, knew nothing of the same prior to our appointment as such Commissioners.

And each of us do hereby certify that we were sworn as jurors are sworn and that the following oath was administered to us:

"You do solemnly swear that you will well and truly try all issues and execute all writs of inquiry, which may be submitted to you during the present session, and true verdicts render according to the evidence-----so help you God."

Done this the 15 day of February, 1964.

Jack Keuler

P. L. D. Heller

C. E. Hankins

Sworn to and subscribed before me on

this the 15 day of Feb,

1964.

L. D. Orange

Judge of Probate

BOOK 035 PAGE 254

BALDWIN COUNTY, ALABAMA,

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Condemnor,

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IN THE PROBATE COURT OF

vs.

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BALDWIN COUNTY, ALABAMA

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ROBERT C. KEENEY and RITA
KEENEY,

§

Condemnees.

§

ORDER APPOINTING DAY TO HEAR
APPLICATION TO CONDEMN LAND

This day came Baldwin County, Alabama, acting by and through John B. Hadley, as its Agent and Chairman of the County Commission of Baldwin County, Alabama, and filed its application to have condemned an easement or right-of-way for public road purposes over and across the land therein described; and it appearing to the Court from the allegations of said application that it is necessary that Baldwin County, Alabama, acquire such easement or right-of-way and that Baldwin County, Alabama, desires to have such easement or right-of-way condemned; and the Court having considered the same is of the opinion that an order should be entered appointing a day for the hearing of said application and that notice should be given to the owners of such land as shown by the application; it is, therefore

ORDERED, ADJUDGED and DECREED by the Probate Court of Baldwin County, Alabama, that the 9th day of ~~December~~ ^{JANUARY}, 1964, at 10:00 A. M. be, and the same is hereby, appointed as the day for the hearing of said application and that notice of the filing of said application and of the day set for the hearing of said application be given to Robert C. Keeney and Rita Keeney by service upon them by the Sheriff of the County in which they reside, of a notice of the filing of said application and of the day set herein for the hearing of the same.

Done this the 17th day of December, 1963.

BALDWIN COUNTY, ALABAMA,

Condemnor,

VS. #

ROBERT C. KEENEY and RITA
KEENEY,

Condemnees.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

TO: ROBERT C. KEENEY AND RITA KEENEY, 3200 EAST MAUDELAYNE DRIVE,
MOBILE, ALABAMA:

YOU ARE HEREBY NOTIFIED that on the 17th day of December, 1963, Baldwin County, Alabama, acting by and through John B. Hadley as its agent and as Chairman of the County Commission of Baldwin County, Alabama, filed an application in writing for the condemnation of an easement or right-of-way for public road purposes over and across the following described real property situated in Baldwin County, Alabama, alleged to be owned by you:

Commencing at the Northeast Corner of the Southwest Quarter of Section 14, Township 5 South, Range 3 East, run 66.6 feet North 90° 00' West to the point of beginning, thence 56.1 feet North 90° 00' West, thence 276.5 feet South 27° 05' East, thence 112.3 feet North 0° 00' East, thence 150.0 feet North 27° 05' West to the point of beginning.

Said right-of-way being in the Northeast Quarter of the Southwest Quarter of Section 14, Township 5 South, Range 3 East of Baldwin County and containing 0.265 acres, more or less.

and that the 9th day of ~~December~~^{JANUARY}, 1964, at 10:00 A. M. has been appointed as the day for the hearing of said application, at which time you may appear and contest the same if you so desire.

Done this the 17th day of December, 1963.

CHASON & STONE
Attorneys for Condemnor

By: Nancy M. Delune Judge of Probate Chief Clerk

Received 18 day of Dec 1963
and on 20 day of Dec 1963

I served a copy of the within Notice
on Robert C. Keeney & Rita
Keeney

By service on _____

Russell Bridges
By J W Lloyd Sheriff

1/9 August

2021

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RECEIVED

DEC 19 1963

SHERIFF'S OFFICE

BALDWIN COUNTY, ALABAMA,	Ø	
Condemnor,	Ø	IN THE PROBATE COURT OF
vs.	Ø	
	Ø	BALDWIN COUNTY, ALABAMA
ROBERT C. KEENEY and RITA	Ø	
KEENEY, ET AL.,	Ø	
Condemnees.	Ø	

ORDER OF CONTINUANCE

This being the day heretofore appointed for the hearing of the application of the Condemnor in the above styled cause, and it appearing to the Court that this matter should be continued, it is, therefore

ORDERED and DECREED by the Probate Court of Baldwin County, Alabama, that this cause be, and the same is hereby, continued until Tuesday, January 28, 1964, at 9:00 A. M.

Done this the 9th day of January, 1964.

L. D. Owen, Jr.
 Judge of Probate
 By: Henry M. Poling
 chief clerk.

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BALDWIN COUNTY, ALABAMA,
Condemnor,
vs.
ROBERT C. KEENEY and RITA
KEENEY,
Condemnees.

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IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA

ANSWER TO PETITION
TO CONDEMN

Come now your Condemnees, Robert C. Keeney and Rita Keeney,
by their attorney, and for answer to the Petition to Condemn their
property as set forth in said Petition, dated 17 December, 1963,
say as follows:

1. There is no necessity to condemn the amount of property
belonging to your Petitioners as set forth in said Petition.
2. There would be an equitable condemnation if your Condemnee's
property was condemned.
3. There is no map of record filed in this Probate Court to
show the property sought to be acquired in this proceeding, there-
fore your Condemnee's are without sufficient description to prepare
for their defence to this Condemnation.
4. That the Condemnor is without authority to Condemn in this
cause.
5. That your Petitioner's were not sewed with a copy of the
application for this particular condemnation.

Kenneth Cooper
Attorney for Condemnees

STATE OF ALABAMA, BALDWIN COUNTY
Filed Jan 9, 1964 M
Recorded L. D. Owen, Jr. book page
Judge of Probate

BALDWIN COUNTY, ALABAMA,

Condemnor,

vs.

ROBERT C. KEENEY and RITA
KEENEY,

Condemnees.

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IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

ORDER GRANTING APPLICATION AND
APPOINTING COMMISSIONERS

This being the day appointed by the Court for the hearing of the application heretofore filed in this Court praying that this Court condemn certain lands described therein for the purpose set forth therein, now comes said Applicant, by its Attorney, and the condemnees having had due notice as required by law, the Court proceeds to hear said application, together with all legal evidence touching the same; and it appearing to the Court that the allegations of said application are true and that it is necessary that said land be condemned for the purpose mentioned in said application, and the Court having considered all of the above; it is, therefore

ORDERED, ADJUDGED and DECREED by the Probate Court of Baldwin County, Alabama, that said application be, and the same is hereby, granted.

And it further appearing to the Court that

W.A. HOBBS

and

ELIZIE HAWKINS

are

three citizens of the County possessing the qualifications of jurors, and who are disinterested, and that the above named citizens are proper and competent persons to act as Commissioners to view the land described in said application, and, after hearing all evidence offered, to assess the damages and compensation to which the owners of the land are entitled, and they are hereby

7157
BALDWIN COUNTY, ALABAMA,

Condemnor,

vs.

ROBERT C. KEENEY and RITA
KEENEY, and MRS. PAT BROCK,

Condemnees.

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IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

NOTICE OF APPOINTMENT OF COMMISSIONERS:

TO: TAYLOR WILKINS, SHERIFF OF BALDWIN COUNTY, ALABAMA:

YOU ARE HEREBY NOTIFIED that the undersigned Judge of Probate of Baldwin County, Alabama, has, in the above styled cause now pending in said Court, appointed JAKE KEULER,
W. D. HOBBS and ELSIE HANKINS,
as Commissioners to assess the damages and compensation, if any, to which Robert C. Keeney and Rita Keeney and Mrs. Pat Brock, as the owners of the following described land situated in Baldwin County, Alabama, to-wit:

Commencing at the Northeast Corner of the Southwest Quarter of Section 14, Township 5 South, Range 3 East, run 66.6 feet North 90° 00' West to the point of beginning, thence 56.1 feet North 90° 00' West, thence 276.5 feet South 27° 05' East, thence 112.3 feet North 0° 00' East, thence 150.0 feet North 27° 05' West to the point of beginning.

Said right-of-way being in the Northeast Quarter of the Southwest Quarter of Section 14, Township 5 South, Range 3 East of Baldwin County, and containing 0.265 acres, more or less,

are entitled.

And you are hereby required to serve a copy of this notice upon each of the persons designated herein as Commissioners within five days of the receipt of this notice, which said Commissioners must, within twenty days from this date, make a report in writing, to the Court stating the amount of damages and compensation ascertained and assessed by them for the owners of the above described land.

And you are required to make due return on this notice to
this Court.

Done this the 10th day of February, 1964.



Judge of Probate

BOOK 030 PAGE 242

Report

BALDWIN COUNTY, ALABAMA,	§	
Condemnor,	§	
vs.	§	IN THE PROBATE COURT OF
	§	
ROBERT C. KEENEY and RITA	§	BALDWIN COUNTY, ALABAMA
KEENEY, and MRS. PAT BROCK,	§	
Condemnees.	§	

REPORT OF COMMISSIONERS:

TO THE HONORABLE L. D. OWEN, JR., JUDGE OF PROBATE OF BALDWIN
COUNTY, ALABAMA:

The undersigned JAKE KEULER, W. D.

HOBBS and ELSIE HANKINS,

who were heretofore appointed by the Probate Court of Baldwin
County, Alabama, as Commissioners to assess the damages and com-
pensation to which Robert C. Keeney and Rita Keeney and Mrs. Pat
Brock, as the owners of the following described land situated in
Baldwin County, Alabama, to-wit:

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thence 150.0 feet North 27° 05' West to the point of
beginning.

Said right-of-way being in the Northeast Quarter of the
Southwest Quarter of Section 14, Township 5 South, Range
3 East of Baldwin County and containing 0.265 acres,
more or less,

are entitled; do hereby respectfully report that pursuant to said
commission we viewed the said land after having been sworn as
jurors are sworn, and thereafter we proceeded to assess the dam-
ages and compensation to which the owners of the above described
property are entitled by reason of the condemnation of said ease-
ment for road purposes over and across the above described land
belonging to them; and we, and each of us, separately assessed

Received 11 day of Feb 1964
and on 12 day of Feb 1964
I served a copy of the within Notice
on Jakey Fuller
W.D. Perkins
By Edw Hankins

TAYLOR, WILKINS, Sheriff
Robert E. Grant D. S.
Roxinton

Sheriff claims 180 miles 44
Ten Cents per mile Total \$ 18.00
TAYLOR, WILKINS, Sheriff
BY [Signature]
DEPUTY SHERIFF

the damages and compensation to which the said Robert C. Keeney and Rita Keeney and Mrs. Pat Brock, as the owners of said parcel are entitled, at the sum of \$ 140 One Dollar.

Done this the 15 day of February, 196 4.

Jake Keuler

E. T. Dobbler

C. E. H. Ambrose

CERTIFICATE OF COMMISSIONERS

We, the undersigned, as Commissioners heretofore appointed by the Judge of Probate of Baldwin County, Alabama, in the above styled cause do hereby certify that we each possess the qualifications of jurors, that we have never been consulted, advised with or approached by any person in reference to the value of the lands which are the subject of this proceeding, or the proceedings to condemn the same prior to the assessment of the damages, and that we, and each of us, knew nothing of the same prior to our appointment as such Commissioners.

And each of us do hereby certify that we were sworn as jurors are sworn and that the following oath was administered to us:

"You do solemnly swear that you will well and truly try all issues and execute all writs of inquiry, which may be submitted to you during the present session, and true verdicts render according to the evidence-----so help you God."

Done this the 15 day of February, 1964.

Jake Kuller

W. D. Hobbs

C. E. Hankin

Sworn to and subscribed before me on
this the 15 day of Feb,
1964.

L. D. Cunningham

Judge of Probate

BALDWIN COUNTY, ALABAMA,

Condemnor,

vs.

ROBERT C. KEENEY, ET AL.,

Condemnees.

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IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

ORDER OF CONDEMNATION

The Commissioners heretofore appointed by this Court to assess the damages and compensation to which Robert C. Keeney, Rita Keeney and Mrs. Pat Brock are entitled as the owners of the hereinafter described land, having heretofore, on the 17th day of February, 1964, filed their report in writing, to which was attached their certificate as required by law, in and by the terms of which report it appears that said Commissioners have determined that said owners are entitled to the sum of \$1.00, and it further appearing to the Court that Baldwin County, Alabama, has this day paid into Court the costs of this proceeding and the amount assessed to the owners of the said land, and that an order should be entered condemning an easement or right-of-way over and across the land hereinafter described in favor of Baldwin County, Alabama; and the Court having considered all of the above, it is therefore

ORDERED, ADJUDGED and DECREED by the Probate Court of Baldwin County, Alabama, that an easement or right-of-way for public roads be, and the same is hereby, condemned, granted and awarded to Baldwin County, Alabama, over and across the following described parcel of real property situated in Baldwin County, Alabama, to-wit:

Commencing at the Northeast Corner of the Southwest Quarter of Section 14, Township 5 South, Range 3 East, run 66.6 feet North 90° 00' West to the point of beginning, thence 56.1 feet North 90° 00' West, thence 276.5 feet South 27° 05' East, thence 112.3 feet North 0° 00' East, thence 150.0 feet North 27° 05' West to the point of beginning.

Said right-of-way being in the Northeast Quarter of the Southwest Quarter of Section 14, Township 5 South, Range 3 East of Baldwin County and containing 0.265 acres, more or less,

and that such easement be, and the same is, divested out of the Condemnees and in Baldwin County, Alabama.

It is further ORDERED, ADJUDGED and DECREED by the Court that all of the papers now on file in this Court, including the report of the Commissioners, be recorded.

Done this the 21 day of February, 1964.



Judge of Probate

BOOK 035 PAGE 256

BALDWIN COUNTY, ALABAMA,

Condemnor,

vs

ROBERT C. KEENEY, et al,

Condemnees.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

Case No. 5110

NOTICE OF APPEAL

Comes now R. C. Keeney and Rita Keeney, Condemnees in above styled cause, and prays for and takes an appeal to the Circuit Court of Baldwin County, Alabama, from the Order of Condemnation entered in this cause on the 24th day of February, 1964, insofar as said Order of Condemnation relates to the land of your Condemnees, the owners thereof.

Your Condemnees, Robert C. Keeney and Rita Keeney, do herewith file in the Court of Probate of Baldwin County, Alabama, the Court rendering such Order of Condemnation, this their written Notice of Appeal.

And your Condemnees herein demand, upon the trial of this cause in the Circuit Court of Baldwin County, Alabama, a trial by jury.

Dated this 4th day of March, 1964.

Kenneth Cooper
Attorney for Condemnees

TO: BALDWIN COUNTY, ALABAMA (Attention: Hon Norborne C. Stone, Bay Minette, Alabama.)

You are hereby notified that the above Notice of Appeal was filed in the Office of Judge of Probate, Baldwin County, Alabama, on the 4 day of March, 1964.

L. D. Owen Jr.
Judge of Probate
Baldwin County, Alabama

STATE OF ALABAMA, BALDWIN COUNTY

Filed 3-4-64 M

Recorded _____ book _____ page _____

L. D. Owen Jr.
Judge of Probate
llc

We, the Jury, assess the Defendants
damages and compensation
at Nothing

Ues Bollet
Foreman.

Baldwin County

vs.

Robert C. Keeney et al

BALDWIN COUNTY, ALABAMA,	Y		
Condemnor,	Y	IN THE CIRCUIT COURT OF	
	Y		
vs.	Y	BALDWIN COUNTY, ALABAMA	
	Y		
ROBERT C. KEENEY, RITA KEENEY,	Y	AT LAW	NO. _____
and MRS. PAT BROCK,	Y		
Condemnees.	Y		

FINAL JUDGMENT

This cause coming on to be heard in the Circuit Court of Baldwin County, Alabama, At Law, on appeal by R. C. Keeney and Rita Keeney, Condemnees, to this Court from the Order of Condemnation entered on the 24th day of February, 1964, in the Probate Court of Baldwin County, Alabama, and the demand contained therein by said Condemnees for a trial of this cause in this court by a jury; now comes Baldwin County, Alabama, and the said R. C. Keeney and Rita Keeney and their respective attorneys of record and a jury consisting of twelve good and lawful men to-wit, W. A. Boler and eleven others having been duly qualified and empaneled according to the statutes in such cases made and provided and the rules of this Court and it appearing to the Court from the stipulation of the parties entered into in open court on this date that Baldwin County, Alabama, has the right and authority to condemn the land hereinafter described for the uses and purposes hereinafter set forth and that the application for condemnation heretofore transmitted to this Court by the Probate Court of Baldwin County, Alabama, and introduced into evidence in this cause as Plaintiff's "EXHIBIT 3" should, in all respects, be granted, and that the sole and only question to be presented to said jury in this cause on this date is the amount of compensation, if any, to which the said Robert C. Keeney, Rita Keeney and Mrs. Pat Brock are entitled as the owners of the lands hereinafter described; and this cause having been submitted to said jury upon the testimony of the several witnesses and the exhibits introduced in connection therewith and said jury having returned a verdict in the manner and form following: "We, the jury, assess the Defendant's dam-

ages and compensation at nothing. (Signed) W. A. Boler, Foreman"; and the Court having considered all of the above is of the opinion that an order should be made in this cause in and by the terms of which an easement for public road purposes should be condemned over and across the lands hereinafter described and that the Plaintiff Condemnor, Baldwin County, Alabama, should be taxed with the cost of this proceeding; it is, therefore

ORDERED, ADJUDGED and DECREED by the Circuit Court of Baldwin County, Alabama, At Law, as follows:

1. That an easement or right-of-way for public roads be, and the same is hereby, condemned, granted and awarded to Baldwin County, Alabama, over and across the following described real property situated in Baldwin County, Alabama, to-wit:

Commencing at the Northeast corner of the Southwest Quarter (SW $\frac{1}{4}$) of Section 14, Township 5 South, Range 3 East, run 66.6 feet North 90° 00' West to the point of beginning, thence 56.1 feet North 90° 00' West, thence 276.5 feet South 27° 5' East, thence 112.3 feet North 0° 00' East, thence 150.0 feet North 27° 05' West to the point of beginning; said right-of-way being in the Northeast quarter (NE $\frac{1}{4}$) of the Southwest quarter (SW $\frac{1}{4}$) of Section 14, Township 5 South, Range 3 East of Baldwin County, Alabama, and containing 0.265 acres, more or less;

and that such easement be, and the same is hereby, divested out of the said Robert C. Keeney, Rita Keeney and Mrs. Pat Brock and in Baldwin County, Alabama.

2. That Baldwin County, Alabama, pay the costs of this proceeding, for which let execution issue.

3. That all of the proceedings had herein, together with the verdict of the jury hereinabove referred to be recorded.

Done this 17th day of September, 1964.

[Signature]

Circuit Judge

*Filed 9-17-64
A. J. French
Clerk*

1154

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BALDWIN COUNTY, ALABAMA

17th

December
~~January~~

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and that the 9th day of ~~December~~ ^{JANUARY}, 1964, at 10:00 A. M. has been appointed as the day for the hearing of said application, at which time you may appear and contest the same if you so desire.

Robert

Judge of Probate

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Received 18 day of Dec 1963
and on 18th day of Dec 1963
I served a copy of the within Notice
on Mrs. Pat Brock

By service on _____

TAYLOR WILKINS, Sheriff

By Seibert D. S.

Lyly

Sheriff claims 4.00 miles at
Ten Cents per mile Total \$ 4.00
TAYLOR WILKINS, Sheriff
BY Seibert
DEPUTY SHERIFF

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appointed as Commissioners for the purposes aforesaid.

Done this the ^{JAN}31 day of ~~December~~, 1964.

L. D. Owen Jr.

Judge of Probate

NOTICE OF AP.

del TO Sheriff 2/11/64

JURY LIST - SEPTEMBER 14, 1964

1. Crosby, Marshall, Naval Stores Oper., Mag. Spgs.
2. Durant, Grover, Laborer, Bay Minette
3. Wynn, Harry, Farmer, Summerdale
4. Flowers, Elvin A., Farmer, Robertsdale
5. Beech, J.W., Barber, Foley
6. Boler, William A., Oil, Dist., Foley
7. McKenzie, Robert E., Meat Packer, Fairhope
8. Novoty, Milton J., Farmer, Robertsdale
9. Campbell, Acie, Farmer, Robinson
10. Gibbs, Floyd, Grocery Store, Bay Minette
11. Kessler, Jack, Brookley Field, Fairhope
12. Mothershed, George J., Farmer, Bay Minette
13. Bryant, William A., Jr., Farmer, Stockton
14. Calloway, Thomas Andrew, Seafood Dealer, Gulf Shores
15. Clemmons, Scott, Brookley Field, Fairhope
16. Coleman, Cecil, Brookley Field, Bay Minette
17. Durant, Harry, Timber, Stapleton
18. Ezla, Thomas J., Farmer, Blacksher
19. Flowers, Edward, Farmer, Bay Minette
20. Kichler, Steve, Poultry Dealer, Elberta
21. Krauss, Lawrence J., Farmer, Elberta
22. Helton, Robert Franklin, Contractor, Foley
23. DuBose, James W., Gov't Emp., Gulf Shores
24. Neal, Harold, Ponder Co., Fairhope
25. Nelson, James H., Ship Carpenter, Gulf Shores
26. Langer, Stanley, Machinst, Robertsdale
27. Pittman, Hubert, Public Works, Robertsdale
28. Powers, Jack, Farmer, Summerdale
29. Marino, Percy, Mobile Housing Board, Daphne
30. Robinson, John B., Farmer, Foley
31. Smith, John E., Salesman, Bay Minette
32. Underwood, Wayne, Farmer, Foley
33. Walters, Thomas W., Farmer, Bon Secour
34. Weekley, Norvelle E., Newport, Bay Minette
35. White, Mitchell, Clerk, Bay Minette
36. Young, Elijah, Sr., Newport Industry, Bay Minette
37. Walker, George, Turpentine, Bay Minette
38. Anderson, Anthony, Newport Industry, Bay Minette
39. Anderson, Eddie Lee, Standard Furniture Co., Bay Minette
40. Crook, Clarence, Paper Wood, Bay Minette
41. Hardy, Sheddric, Teacher, Bay Minette
42. McKee, Sam, Brookley Field, Bay Minette
43. Smith, Orrie, Sr., Brookley Field, Daphne

P. XXXXX XXXXX XXXXX

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