

STATE OF ALABAMA,)	
	)	IN THE CIRCUIT COURT OF
Petitioner,)	
vs.	)	BALDWIN COUNTY, ALABAMA
HAROLD LECHNER, JOANNE LECHNER,)	
UNITED STATES OF AMERICA, and	)	CASE NUMBER 6159
TRACT NUMBER 30,)	
Defendants.)	

FINAL JUDGMENT:

This cause coming on to be heard by the Court on this the 23rd day of September, 1964, now come the parties and their respective attorneys of record and it appearing to the Court from the stipulation of the parties made and entered into on this date and filed in this cause, that on the 29th day of May, 1964, an application was filed in the Probate Court of Baldwin County, Alabama, by the State of Alabama, seeking to condemn certain lands therein described for the uses and purposes therein averred, and that subsequent thereto proceedings were had in the Probate Court of Baldwin County, Alabama, in accordance with the statutes in such cases made and provided, and that said Court did, on the 24th day of July, 1964, enter an order of condemnation of the lands described in said application and which are hereinafter described, and that on the 24th day of July, 1964, the State of Alabama appealed from said order of condemnation to this Court and demanded a trial by jury; and it further appearing to the Court from the stipulation of the parties hereinabove referred to that the only issue in this proceeding is the damages and compensation, if any, to which the Defendant landowners are entitled and that an order of condemnation should be here entered condemning the lands hereinafter described for the uses and purposes set forth in the application, which is now on file in this Court.

And now comes a jury of twelve good and lawful men, to-wit, Robert M. Davis and eleven others, and the issue of the amount of damages and compensation, if any, to which the landowners are entitled having been submitted to them, did return a verdict in words and figures as follows:

"We the jury, assess the amount of damages and compensation to which the Defendants in this case are entitled at \$40,000.00.

/s/ Robert M. Davis
As Foreman".

And the Court having considered all of the above is of the opinion and judgment that an order or judgment of condemnation should be here entered conditioned upon the payment by the State of Alabama to the Clerk of this Court for the use and benefit of the Defendant landowners; it is, therefore

ORDERED, ADJUDGED AND DECREED by the Circuit Court of Baldwin County, Alabama, as follows:

1. That the application of the State of Alabama for the condemnation of the lands hereinafter described be, and the same is hereby granted, and that the property described in Exhibit "A" attached hereto, and by reference made a part thereof as though fully set forth herein, be, and the same is hereby condemned for the use by the State of Alabama as a right of way for a public road of limited access as set forth in the application aforesaid, and the rights therein are hereby divested out of the landowners and into the State of Alabama, upon the payment by the State of Alabama of the sums hereinafter ordered and decreed to be paid.

2. That the damages and compensation to which the Defendant landowners in this case, Harold Lechner, Joanne Lechner, and United States of America, are entitled is hereby fixed at the sum of \$40,000.00, which said sum is hereby ordered to be paid by the State of Alabama to said Defendant landowners; and that upon the payment of said amount by the State of Alabama to said landowners the condemnation of the lands hereinabove described shall be, and become effective.

3. That the State of Alabama pay the costs of this proceeding.

DATED this 23rd day of September, 1964.

Joseph F. M. ...
FILED

Circuit Judge.

OCT 5 1964

Alice I. Duck, CLERK
REGISTER

ESB

526

EXHIBIT "A"

TRACT NUMBER 30
HAROLD LECHNER, ET AL

Commencing at the Northwest corner of the Northeast Quarter of the Northwest Quarter of Section 12, Township 5 South, Range 4 East; thence southerly along the West boundary line of said 1/4 of 1/4 section, a distance of 850 feet to the point of beginning at Sta. 927 + 58 on the centerline of the Left Lane of Project No. I-10-1(11) 44; thence southerly along said West property line a distance of 402 feet, more or less, to a point that is 125 feet southwesterly of and at right angles to the centerline of the Right Lane of said project; thence easterly, parallel to the centerline of said Right Lane, along a curve to the left (concave northerly) having a radius of 28,772.89 feet a distance of 372 feet, more or less, to a point on the South boundary line of said 1/4 of 1/4 section, the south property line; thence easterly along said south property line a distance of 950 feet, more or less, to a point on the west boundary line of the Southwest Quarter of the Northeast Quarter of said Section 12, the West property line at this point; thence southerly, along said West property line a distance of 148 feet, more or less, to a point that is 125 feet southerly of and at right angles to the centerline of said Right Lane; thence easterly, parallel to the centerline of said Right Lane, along a curve to the left (concave northerly) having a radius of 28,772.89 feet, a distance of 1263 feet, more or less, to a point that is 125 feet southerly of and at right angles to the centerline of said Right Lane at P.T. Sta. 953 + 08.76; thence South 84°-54'-20" East parallel to the centerline of said Right Lane, a distance of 46.38 feet to a point that is 113 feet southerly of and at right angles to the Right Edge of payment of Ramp "A" at P.C. Sta. 954 + 67.07; thence easterly, parallel to said Right Edge of Pavement, along a curve to the right (concave southerly) having a radius of 2751.79 feet, a distance of 40 feet, more or less, to a point on the East boundary line of the West half of the Northeast Quarter of said Section 12, the East property line; thence Northerly along said East property line, a distance of 331 feet, more or less, to a point that is 164 feet northerly of and at right angles to the centerline of said project; thence N 84°-54'-20" West, parallel to the centerline of said project, a distance of 28 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of the Left Lane of said project at P. T. Sta. 954 + 35.89; thence northwesterly, parallel to the centerline of said Left Lane, along a curve to the right (concave easterly) having a radius of 11,334.15 feet, a distance of 1430 feet, more or less to a point; thence North 47°-30'- West a distance of 100 feet to a point that is 175 feet northeasterly of and at right angles to the centerline of said Left Lane at Sta. 939 + 00; thence Northwesterly, parallel to the centerline of said Left Lane, along a curve to the right (concave northeasterly) having a radius of 11,284.15 feet, a distance of 1185 feet, more or less, to a point on the West boundary line of the Northeast Quarter of the Northwest Quarter of said Section 12, the West property line at this point; thence southerly along said West property line a distance of 185 feet, more or less, to the point of beginning.



Said strip of land lying in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ (and in the W $\frac{1}{2}$ of the NE $\frac{1}{4}$) of Section 12, T 5 S, R 4 E, and containing 24.71 acres, more or less.

As a part of the consideration hereinabove stated there is also bargained, sold, conveyed and relinquished to the grantee all existing future or potential common law or statutory rights of access between the Right of Way of the public way identified as Project No. I-10-1 (9) 44, County of Baldwin, and all of the grantors remaining real property consisting of all parcels contiguous one to another whether acquired by separate conveyances or otherwise, all of which parcels either adjoin the real property conveyed by this instrument or are connected thereto by other parcels owned by grantors.

Easement for Drainage: Beginning at a point that is 175 feet northeasterly of and at right angles to the centerline of the Left Lane of Project No. I-10-1 (9) 44 at Sta. 931 + 00; thence N 19°-00' W a distance of 125 feet to a point; thence S 74°-00' E a distance of 61 feet to a point; thence S 19°-00' E a distance of 125 feet, more or less, to a point on the Northeast boundary line of the Right of Way for said project; thence northwesterly, parallel to the centerline of said Left Lane, along a curve to the right (concave northeasterly) having a radius of 11, 284.15 feet, a distance of 61 feet, more or less, to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 12, T 5 S, R 4 E, and containing 0.14 acres, more or less.

STATE OF ALABAMA,)	
Petitioner,	)	IN THE PROBATE COURT OF
vs.	)	BALDWIN COUNTY, ALABAMA
CORTE REALTY COMPANY, ET AL.,)	
Respondents.	)	CASE NUMBER 5231.

FINAL ORDER OF CONDEMNATION:

On the 18th day of June, 1964, came LEON GIBSON, JAMES D. STAPLETON and C. ALTON WHITE, Commissioners heretofore appointed by this Court to assess and ascertain the damages and compensation to which the owners and other parties interested in the Tracts of land set forth in the application for condemnation of lands heretofore filed in this cause are entitled and filed their report in writing and under oath, setting forth that they awarded compensation and damages to the said owners and other parties interested in said Tracts numbered 1, 30 and 36, Project #I-10-1(11), as follows:

TRACT NUMBER 1-----	\$5,500.00
TRACT NUMBER 30-----	\$53,300.00
TRACT NUMBER 36-----	\$ 475.00

It is therefore, ORDERED, ADJUDGED AND DECREED by the Court that the said report of Commissioners be filed in this Court and recorded.

It is further ORDERED, ADJUDGED AND DECREED by the Court that the property described in the Application for Condemnation heretofore filed in this cause be, and the same is hereby condemned for the purposes set forth in said application for condemnation upon the payment of the damages and compensation so ascertained, assessed and reported, or the deposit of the same in Court as provided in Section 16 of Title 19 of the Code of Alabama, 1940.

It is further ORDERED, ADJUDGED AND DECREED by the Court that the Stipulation and Agreement entered into by and between the parties, through their respective attorneys of record, as to TRACT NUMBER 1, and the Commissioners heretofore appointed in this cause, that the State of Alabama should have the right, and be obligated to remove from this right of way, the improvements now situated on said right of way, be, and it is hereby ratified and confirmed.

It is further ORDERED BY the Court that said Petitioner
pay all costs of the proceeding.

DONE this 24th day of July, 1964.



L. D. Owen, Jr., Probate Judge.

STATE OF ALABAMA,

Petitioner,

vs.

CORTE REALTY COMPANY, ET AL.,

Respondents

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

CASE NO. 5231

FINAL ORDER OF CONDEMNATION:

On the 18 day of June, 1964, ~~1963~~, came LEON GIBSON

JAMES D. STAPLETON and C. ALTON WHITE,

Commissioners heretofore appointed by this Court to assess and ascertain the damages and compensation to which the owners and other parties interested in the tracts of land set forth in the application for condemnation of lands heretofore filed in this cause are entitled and filed their report in writing and under oath, setting forth that they awarded compensation and damages to the said owners and other

parties interested in ^{TRACTS NUMBERED} ~~Parcels~~ No. 1, 30 and 36, , , , , and , Project I-10-1(11) ^{Tract} No. ~~I-65-1(28)~~ in the amount of \$ 5,500.00, for ~~Parcel~~ ^{Tract} No. 1; \$ 53,300.00, for ~~Parcel~~ ^{Tract} No. 30, \$ 475.00, for ~~Parcel~~ ^{Tract} No. 36, \$, for Parcel No. , \$, for Parcel No. , \$, for Parcel No. ; and \$, for Parcel No. .

It is therefore, ORDERED, ADJUDGED AND DECREED by the Court that the said report of Commissioners be filed in this Court and recorded.

It is FURTHER ORDERED, ADJUDGED AND DECREED by the Court that the property described in the application for condemnation heretofore filed in this cause be, and the same is hereby condemned for the purposes set forth in said application for condemnation upon the payment of the damages and compensation so ascertained, assessed and reported, or the deposit of the same in Court as provided in Section 16 of Title 19 of the Code of Alabama, 1940.

It is FURTHER ORDERED by the Court that said Petitioner

pay all costs of the proceeding.

Done this 24th day of July, 1964, ~~1963~~.



~~W. P. Stuart~~, Judge of Probate.
L. D. Owen, Jr.

STATE OF ALABAMA,

Plaintiff,

vs.

HAROLD LECHNER, et al,

Tract No. 30

Defendants

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

CASE NO. 6159

NOTICE OF WITHDRAWAL OF APPEAL

Comes now the Plaintiff (Condemnor) in the above-styled cause, and withdraws its appeal to the Supreme Court of Alabama as given by its NOTICE OF APPEAL AND SECURITY FOR COSTS THEREOF on 30 December, 1964.

The Plaintiff authorizes and directs the Clerk of Circuit Court of Baldwin County, Alabama, to immediately make disbursement of funds now held by that office in accordance with the verdict of the jury and the judgment of said court made and entered 23 September, 1964.

Dated the 8 day of February, 1965.

Richmond L. Flowers
Attorney General
State of Alabama

By:

Kenneth G. Gage
Duly Appointed Special Assistant
Attorney General for State of Alabama,
Attorney For Plaintiff.

FILED

FEB 8 1965

ALICE L. DICK, CLERK
REGISTER

STATE OF ALABAMA, :
Petitioner : IN THE PROBATE COURT OF
v. : BALDWIN COUNTY, ALABAMA

CORTE REALTY COMPANY, INC., : CASE NO. 5231
a Corporation, and TRACT NO. 1;
HAROLD LECHNER, JOANNE LECHNER, :
UNITED STATES OF AMERICA, and :
TRACT NO. 30; et al, :
Respondents :

PETITION AND CLAIM OF UNITED STATES OF AMERICA
FOR AWARD TO HAROLD LECHNER and JOANNE LECHNER

Comes now the United States of Americaa, by its attorney,
Ralph O. Howard, Assistant United States Attorney for the Southern District
of Alabama, and shows unto this Honorable Court as follows, as to TRACT NO. 30
and the respondents, HAROLD LECHNER and JOANNE LECHNER:

1. That the respondents, Harold Lechner and wife, Joanne Lechner,
are justly and truly indebted to the United States of America in the/amount
of \$11,323.41 as of June 19, 1964, plus a daily interest accrual thereafter
of \$1.2906 on the sum of \$11,323.41, together with interest as of June 19, 1964,
in the amount of \$122.37, making a total of principal and interest due as
of June 19, 1964, in the amount of \$11,445.78, with interest on said unpaid
principal at the daily accrual rate of \$1.2906, as aforesaid. A certified
statement of the account is attached hereto and made a part hereof.

2. That said debt is proven by a mortgage recorded in Book 316,
page 28 etseq., in the office of the Judge of Probate of Baldwin County, Alabama.

3. The amount of the indebtedness set out in paragraph 1 and secured
by the mortgage set out in paragraph 2 has not been paid and the same is now
due and payable to the United States of America.

4. There are no set-offs or counter claims to said indebtedness .

WHEREFORE, the United States of America files herewith its claim
and asserts its lien upon the award made by the Commissioners appointed by

this Court and any award made by the Circuit Court of Baldwin County, Alabama, as to Tract No. 30 in this proceeding, and the said Harold Lechner and Joanne Lechner, for the payment of the hereinabove described indebtedness owing to the United States of America.

Ralph O. Howard

Ralph O. Howard
Assistant United States Attorney
Southern District of Alabama
311 Federal Building, Mobile, Alabama

STATE OF ALABAMA)
(
COUNTY OF MOBILE)

Personally appeared before me, the undersigned authority, Ralph O. Howard, who, being by me duly sworn, deposes and says that he is the Assistant United States Attorney for the Southern District of Alabama; that he has prepared and read the above and foregoing petition and claim as to Tract No. 30 and that the matters and things contained therein are true, as he verily believes; and that he has served all parties shown in the complaint as having an interest in said tract with a copy of said petition and claim by mailing the same to each of them, postage prepaid, this 10th day of August, 1964.

Ralph O. Howard

Ralph O. Howard
Assistant United States Attorney, SD of Ala.

Subscribed and sworn to before me

this 10th day of August, 1964.

Quinta G. Green
Notary Public, Mobile County, Ala.

Copy to Harold Lechner, Robertsdale, Alabama
Joanne Lechner, Robertsdale, Alabama

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
FINANCE OFFICE
ST. LOUIS, MISSOURI

CERTIFIED STATEMENT OF ACCOUNT

TO: State Director, Montgomery, Alabama

Replying to June 15, 1964

This is to certify that

CASE NO.

01-02-80745

NAME(S)

Harold L. Lechner

AND

Joanna Lechner

OF

ADDRESS

Baldwin County, Alabama

is (are) indebted to the United States of America as reflected by the following statement of account:

TRANSACTIONS HAVE BEEN RECORDED THROUGH

INTEREST HAS BEEN ACCRUED THROUGH

(Check appropriate block)

CHARGES

CREDITS

4-28-59

3-09-64

June 19, 1964

☐ STATUS BY
LOAN TYPE

☐ ADVANCES
IN DETAIL

☒ DETAIL STATUS OF
INDIVIDUAL ACCOUNTS

DATE	LOAN CODE					LOAN ADVANCES AND OTHER CHARGES	REPAYMENTS		UNPAID BALANCE		DAILY INTEREST ACCRUAL
	KIND	FUND	INTEREST RATE	LOAN NO.	BILLING CODE		INTEREST	PRINCIPAL	INTEREST	PRINCIPAL	
9-24-52	7	B	4	0	3	9000.00					
12-05-52								60.00			
2-20-53								40.00			
5-21-53							60.00				
11-20-53							17.58				
12-07-53							60.00				
12-21-53							60.00				
1-05-54							60.00				
1-21-54							60.00				
2-08-54							45.42	24.58			
2-23-54								70.00			
1-05-55							70.00				
1-20-55							70.00				
2-07-55							75.00				
2-21-55							75.00				
3-07-55							63.70	11.30			
3-11-55								14.68			
3-21-55								75.00			
11-08-55							176.26				
11-21-55							100.00				
12-05-55							100.00				

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
FINANCE OFFICE
ST. LOUIS, MISSOURI

CERTIFIED STATEMENT OF ACCOUNT

TO: State Director, Montgomery, Alabama

Replying to June 15, 1964

This is to certify that

CASE NO. 01-02-80745

NAME(S) Harold L. Lechner AND Joanna Lechner OF

ADDRESS Baldwin County, Alabama

is (are) indebted to the United States of America as reflected by the following statement of account:

TRANSACTIONS HAVE BEEN RECORDED THROUGH 4-28-59 INTEREST HAS BEEN ACCRUED THROUGH June 19, 1964 (Check appropriate block)

CHARGES CREDITS

☐ STATUS BY LOAN TYPE ☐ ADVANCES IN DETAIL ☒ DETAIL STATUS OF INDIVIDUAL ACCOUNTS

DATE	LOAN CODE					LOAN ADVANCES AND OTHER CHARGES	REPAYMENTS		UNPAID BALANCE		DAILY INTEREST ACCRUAL
	KIND	FUND	INTEREST RATE	LOAN NO.	BILLING CODE		INTEREST	PRINCIPAL	INTEREST	PRINCIPAL	
	7	B	4	0	3	(CONTINUED)					
12-20-55							50.99	27.43			
12-05-56							100.00				
12-20-56							100.00				
1-07-57							100.00				
1-21-57							77.54	22.46			
2-05-57							14.28	40.40			
1-20-58							100.00				
2-05-58							100.00				
2-24-58							100.00				
3-12-58							77.55	22.45			
3-21-58							8.51	46.17			
1-21-59							100.00				
2-06-59							100.00				
2-24-59							100.00				
3-06-59							27.73	72.27			
3-23-59							15.84	38.84			
1-06-60							100.00				
1-21-60							100.00				
2-08-60							97.57				
2-23-60							13.91				
3-07-60							11.05	16.78			

514

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
FINANCE OFFICE
ST. LOUIS, MISSOURI

CERTIFIED STATEMENT OF ACCOUNT

CASE NO.

01-02-80745

TO: State Director, Montgomery, Alabama
Replying to June 15, 1964

This is to certify that

NAME(S)

Harold L. Lechner

AND

Joanna Lechner

OF

ADDRESS

Baldwin County, Alabama

is (are) indebted to the United States of America as reflected by the following statement of account:

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INTEREST HAS BEEN ACCRUED THROUGH

(Check appropriate block)

CHARGES

CREDITS

4-28-59

3-09-64

June 19, 1964

☐ STATUS BY
LOAN TYPE

☐ ADVANCES
IN DETAIL

☒ DETAIL STATUS OF
INDIVIDUAL ACCOUNTS

DATE	LOAN CODE					LOAN ADVANCES AND OTHER CHARGES	REPAYMENTS		UNPAID BALANCE		DAILY INTEREST ACCRUAL
	KIND	FUND	INTEREST RATE	LOAN NO.	BILLING CODE		INTEREST	PRINCIPAL	INTEREST	PRINCIPAL	
	7	B	4	0	3	(CONTINUED)					
3-21-60							12.96	53.75			
3-24-60							2.76	62.81			
1-06-61							100.00				
1-23-61							100.00				
2-08-61							91.95				
2-21-61							11.88				
3-06-61							11.78	28.95			
3-21-61							13.65	72.70			
3-21-61							13.65 CR.	72.70 CR.			
3-21-61							13.65	69.81			
3-29-61							7.14	25.13			
2-21-62							125.00				
3-07-62							89.60				
3-21-62							125.00				
3-21-62							105.36	19.64			
3-21-62							125.00 CR.				
3-27-62							110.76	15.58			
3-27-62							110.76 CR.	15.58 CR.			
3-27-62							5.39	120.95			
1-07-63							125.00				
1-21-63							125.00				

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
FINANCE OFFICE
ST. LOUIS, MISSOURI

CERTIFIED STATEMENT OF ACCOUNT

CASE NO. 01-02-80745

TO: State Director, Montgomery, Alabama

Replying to June 15, 1964

This is to certify that

NAME(S) Harold L. Lechner AND Joanna Lechner OF

ADDRESS Baldwin County, Alabama

is (are) indebted to the United States of America as reflected by the following statement of account:

TRANSACTIONS HAVE BEEN RECORDED THROUGH 4-28-59 INTEREST HAS BEEN ACCRUED THROUGH June 19, 1964 (Check appropriate block)

☒ CHARGES ☐ CREDITS ☐ STATUS BY LOAN TYPE ☐ ADVANCES IN DETAIL ☒ DETAIL STATUS OF INDIVIDUAL ACCOUNTS

DATE	LOAN CODE					LOAN ADVANCES AND OTHER CHARGES	REPAYMENTS		UNPAID BALANCE		DAILY INTEREST ACCRUAL
	KIND	FUND	INTEREST RATE	LOAN NO.	BILLING CODE		INTEREST	PRINCIPAL	INTEREST	PRINCIPAL	
2-07-63	7	B	4	0	3		29.12	95.88			
2-21-63							12.22	112.78			
3-20-63							23.18 CR.	83.84 CR.			
3-20-63							23.18	83.84			
1-08-64							125.00				
1-20-64							125.00				
2-07-64							51.07	73.93			
3-09-64							17.98				
3-20-64							16.91	56.05			
Total	7	B	4	0	3	9000.00	3892.70	1302.04	76.76	7697.96	.8436
4-28-59	7	B	4 1/2	0	3	3950.00					
2-08-60							2.43				
2-23-60							86.09				
3-07-60							63.90	8.27			
3-21-60							6.82	26.47			
3-24-60							1.45	30.94			
2-08-61							8.05				
2-21-61							88.12				

515

UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
FINANCE OFFICE
ST. LOUIS, MISSOURI

CERTIFIED STATEMENT OF ACCOUNT

TO: State Director, Montgomery, Alabama
Replying to June 15, 1964

CASE NO. 01-02-80745

This is to certify that

NAME(S)

Harold L. Lechner

AND

Joanna Lechner

OF

ADDRESS

Baldwin County, Alabama

is (are) indebted to the United States of America as reflected by the following statement of account:

TRANSACTIONS HAVE BEEN RECORDED THROUGH

INTEREST HAS BEEN ACCRUED THROUGH

(Check appropriate block)

CHARGES

CREDITS

4-28-59

3-09-64

June 19, 1964

☐ STATUS BY
LOAN TYPE

☐ ADVANCES
IN DETAIL

☒ DETAIL STATUS OF
INDIVIDUAL ACCOUNTS

DATE	LOAN CODE					LOAN ADVANCES AND OTHER CHARGES	REPAYMENTS		UNPAID BALANCE		DAILY INTEREST ACCRUAL
	KIND	FUND	INTEREST RATE	LOAN NO.	BILLING CODE		INTEREST	PRINCIPAL	INTEREST	PRINCIPAL	
	7	B	4 1/2	0	3	(CONTINUED)					
3-06-61							70.01	14.26			
3-21-61							2.85	35.80			
3-21-61							2.85CR.	35.80CR.			
3-21-61							7.15	34.39			
3-29-61							3.80	11.89			
1-22-62							71.62				
2-06-62							76.40	48.60			
2-21-62							6.98	118.02			
2-21-62							6.98CR.	118.02CR.			
3-07-62							13.47CR.	21.93CR.			
3-07-62							6.29	29.11			
3-07-62							13.47	21.93			
3-07-62							6.29CR.	29.11CR.			
3-07-62							13.47	21.93			
3-06-63							125.00				
3-20-63							49.95	57.07			
2-19-64							125.00				
3-09-64							36.29	70.73			
Total	7	B	4 1/2	0	3	3950.00	835.55	324.55	45.61	3625.45	.4470
Grand Total						12950.00	4728.25	1626.59	122.37	11323.41	1.2906

DATE OF CERTIFICATION

JUN 16 1964

(Signature of approving official)

Audit Clerk

(Title)

STATE OF ALABAMA,)
 Appellant,) IN THE PROBATE COURT OF
 vs.)
 HAROLD LECHNER, JOANNE LECHNER,) BALDWIN COUNTY, ALABAMA
 UNITED STATES OF AMERICA, and)
 TRACT NUMBER 30,)
 Appellees.) CASE NUMBER 5231.

NOTICE OF APPEAL

Comes the State of Alabama in the above entitled cause, and prays for and takes an appeal to the Circuit Court of Baldwin County, Alabama, from the order of condemnation entered in said cause on the 24th day of July, 1964, insofar as said order of condemnation relates to the Tract of land and the owners and parties interested therein as follows:

TRACT NUMBER 30: Harold Lechner and Joanne Lechner are the owners of said tract; that the United States of America, by and through the Farmers Home Administration, claims some right, title or interest in said property.

That a copy of the description of the above designated Tract is hereto attached, marked Exhibit "A", and by reference made a part hereof, as though fully set out herein.

The State of Alabama does herewith file in the Probate Court of Baldwin County, Alabama, the court rendering such order of condemnation, this, its written notice of said appeal.

DONE this 24th day of July, 1964.

RICHMOND M. FLOWERS,
 Attorney General, State of Alabama.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 7-24-64 M

Recorded _____ book _____ page _____

L. D. Owen Jr.
 Judge of Probate ac

By: Julian A. Maduburu
 Duly appointed Special Assistant
 Attorney General for State of
 Alabama.

Appellant hereby demands a
 trial of this cause by Jury.

Julian A. Maduburu
 Duly appointed Special Assistant
 Attorney General for State of Alabama.

The undersigned hereby acknowledges himself security for costs in this cause.

John A. Masliburn
Duly appointed Special Assistant
Attorney General for State of Alabama.

TO: HAROLD LECHNER, JOANNE LECHNER and VERNOL R. JANSEN, UNITED STATES DISTRICT ATTORNEY.

YOU ARE HEREBY NOTIFIED that the above Notice of Appeal was filed in the Office of the Judge of Probate of Baldwin County, Alabama, on the 24th day of July, 1964.

WITNESS my hand this 24th day of July, 1964.

L. L. Lane, Jr.
Judge of Probate Court of Baldwin County,
Alabama.

EXHIBIT "A"

TRACT NUMBER 30
HAROLD LECHNER, ET AL

Commencing at the Northwest corner of the Northeast Quarter of the Northwest Quarter of Section 12, Township 5 South, Range 4 East; thence southerly along the West boundary line of said 1/4 of 1/4 section, a distance of 850 feet to the point of beginning at Sta. 927 + 53 on the centerline of the Left Lane of Project No. 1-10-1(11) 44; thence southerly along said West property line a distance of 482 feet, more or less, to a point that is 125 feet southwesterly of and at right angles to the centerline of the Right Lane of said project; thence easterly, parallel to the centerline of said Right Lane, along a curve to the left (concave northerly) having a radius of 28,772.89 feet a distance of 372 feet, more or less, to a point on the South boundary line of said 1/4 of 1/4 section, the south property line; thence easterly along said south property line a distance of 950 feet, more or less, to a point on the west boundary line of the Southwest Quarter of the Northeast Quarter of said Section 12, the West property line at this point; thence southerly, along said West property line a distance of 148 feet, more or less, to a point that is 125 feet southerly of and at right angles to the centerline of said Right Lane; thence easterly, parallel to the centerline of said Right Lane, along a curve to the left (concave northerly) having a radius of 28,772.89 feet, a distance of 1263 feet, more or less, to a point that is 125 feet southerly of and at right angles to the centerline of said Right Lane at P.T. Sta. 953 + 08.76; thence South 84°-54'-20" East parallel to the centerline of said Right Lane, a distance of 46.38 feet to a point that is 113 feet southerly of and at right angles to the Right Edge of pavement of Ramp "A" at P.C. Sta. 954 + 67.87; thence easterly, parallel to said Right Edge of Pavement, along a curve to the right (concave southerly) having a radius of 2751.79 feet, a distance of 40 feet, more or less, to a point on the East boundary line of the West half of the Northeast Quarter of said Section 12, the East property line; thence Northerly along said East property line, a distance of 351 feet, more or less, to a point that is 164 feet northerly of and at right angles to the centerline of said project; thence N 84°-54'-20" West, parallel to the centerline of said project, a distance of 28 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of the Left Lane of said project at P. T. Sta. 954 + 35.89; thence northwesterly, parallel to the centerline of said Left Lane, along a curve to the right (concave easterly) having a radius of 11,334.15 feet, a distance of 1430 feet, more or less to a point; thence North 47°-30'- West a distance of 100 feet to a point that is 175 feet northeasterly of and at right angles to the centerline of said Left Lane at Sta. 939 + 00; thence Northwesterly, parallel to the centerline of said Left Lane, along a curve to the right (concave northeasterly) having a radius of 11,284.15 feet, a distance of 1185 feet, more or less, to a point on the West boundary line of the Northeast Quarter of the Northwest Quarter of said Section 12, the West property line at this point; thence southerly along said West property line a distance of 185 feet, more or less, to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ (and in the W $\frac{1}{2}$ of the NE $\frac{1}{4}$) of Section 12, T 5 S, R 4 E, and containing 24.71 acres, more or less.

As a part of the consideration hereinabove stated there is also bargained, sold, conveyed and relinquished to the grantee all existing future or potential common law or statutory rights of access between the Right of Way of the public way identified as Project No. I-10-1 (9) 44, County of Baldwin, and all of the grantors remaining real property consisting of all parcels contiguous one to another whether acquired by separate conveyances or otherwise, all of which parcels either adjoin the real property conveyed by this instrument or are connected thereto by other parcels owned by grantors.

Easement for Drainage: Beginning at a point that is 175 feet northeasterly of and at right angles to the centerline of the Left Lane of Project No. I-10-1 (9) 44 at Sta. 931 + 00; thence N $19^{\circ}-00'$ W a distance of 125 feet to a point; thence S $74^{\circ}-00'$ E a distance of 61 feet to a point; thence S $19^{\circ}-00'$ E a distance of 125 feet, more or less, to a point on the Northeast boundary line of the Right of Way for said project; thence northwesterly, parallel to the centerline of said Left Lane, along a curve to the right (concave northeasterly) having a radius of 11, 284.15 feet, a distance of 61 feet, more or less, to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 12, T 5 S, R 4 E, and containing 0.14 acres, more or less.

STATE OF ALABAMA,)	
Petitioner,	)	IN THE CIRCUIT COURT OF
)	
vs.	)	BALDWIN COUNTY, ALABAMA
)	
	)	CASE NUMBER 6159.
HAROLD LECHNER, ET AL.,)	
Respondents.)	

We, the Jury, assess the land-owners compensation and damages at \$ 49,000.

Robert M. Davis

Foreman.

STATE OF ALABAMA,)
 Petitioner,) IN THE PROBATE COURT OF
 vs.)
 BALDWIN COUNTY, ALABAMA
 CORTE REALTY COMPANY, INC.,)
 a corporation, ET AL.,) CASE NO: 5231
 Respondents,)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

YOU ARE HEREBY COMMANDED to serve the following notice
 upon W. L. DOSSETT
ROBERTSDALE, ALABAMA

You will take notice that on the 29 day of May
 1964, an application or petition was filed in this Court by the State
 of Alabama, a copy of which ~~description~~ ^{description} is attached hereto, setting forth
 its desire to condemn for certain purposes therein stated, certain
 lands belonging to W. L. DOSSETT, ET AL., AS TO TRACT #36

a description of said lands being specifically set forth in said
 application or petition filed in this Court and said application or
 petition prays that this Court will make and enter an order appoint-
 ing a day for hearing of said application and for such other and
 further orders and procedures as may be necessary. You will take
 further notice that the Court has appointed the 16th day of
June, 1964, at 10:00 o'clock A. M., to hear said
 application or petition, at which time you may appear and contest the
 same if you so desire to do.

WITNESS my hand this 29 day of May, 1964.

L. D. Owen, Jr.

L. D. Owen, Jr., Judge of Probate.

By: Ann Chevalier

Received in Sheriff's Office
 this 29 day of May, 1964
 TAYLOR WILKINS, Sheriff

Received 29 day of May 1964
and on 2 day of June
I served a copy of the within
on W. L. Dossert
By service on within

TAYLOR WILKINS, Sheriff

By J. M. Eastman D. S.
R. Dale, Ala.

Sheriff claims 50 miles at

Ten Cents per mile Total \$ 5.00

TAYLOR WILKINS, Sheriff

BY J. M. Eastman
DEPUTY SHERIFF

432



STATE OF ALABAMA,)
Petitioner,) IN THE PROBATE COURT OF
vs.)
CORTE REALTY COMPANY, INC.,) BALDWIN COUNTY, ALABAMA
a corporation, ET AL.,)
Respondents.) CASE NO: 5231

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

YOU ARE HEREBY COMMANDED to serve the following notice
upon JOYCE DOSSETT ELLISON *(F.B.)*
ROBERTSDALE, ALABAMA

You will take notice that on the 29 day of May
1964, an application or petition was filed in this Court by the State
of Alabama, a copy of which ~~petition~~ ^{description} is attached hereto, setting forth
its desire to condemn for certain purposes therein stated, certain
lands belonging to W. L. DOSSETT, ET AL., AS TO TRACT NUMBER 36

a description of said lands being specifically set forth in said
application or petition filed in this Court and said application or
petition prays that this Court will make and enter an order appoint-
ing a day for hearing of said application and for such other and
further orders and procedures as may be necessary. You will take
further notice that the Court has appointed the 16 day of
June, 1964, at 10:00 o'clock A. M., to hear said
application or petition, at which time you may appear and contest the
same if you so desire to do.

WITNESS my hand this 29th day of May, 1964.

Received 29th day of May 1964

and on _____ day of _____ 19____

I served a copy of the within _____

on _____

By service on _____

L. D. Owen, Jr.

L. D. Owen, Jr., Judge of Probate.

By: Ann Chevalier
chief clerk

TAYLOR WILKINS, Sheriff

By _____ D. S.
Sheriff claims _____ miles at

Ten Cents per mile Total \$ _____
TAYLOR WILKINS, Sheriff

BY _____
DEPUTY SHERIFF

Received 29th day of May 1964
and on 2nd day of June 1964

I served a copy of the within
on Joyce Rossett Ellison

By service on above

TAYLOR WILKINS, Sheriff

By J. Eastman D. S.

Robertsdale, Ala

Sheriff's office 50 miles at

Ten Cent for each 50

TAYLOR WILKINS, Sheriff

BY Eastman
DEPUTY SHERIFF

498



STATE OF ALABAMA,

I

Petitioner,

I

vs.

I

IN THE PROBATE COURT OF

I

BALDWIN COUNTY, ALABAMA

CORTE REALTY CO., INC., a Corporation, and Tract Number 1; HAROLD LECHNER AND JOANNE LECHNER, UNITED STATES OF AMERICA, AND TRACT NUMBER 30; LUTHER R. YOUNG, AZALEA G. YOUNG ROBERTA B. GLASS HARDEN, and TRACT NUMBER 32; W. L. DOSSETT, JOYCE DOSSETT ELLISON, ROLLINS TELECAST-ING, INC., A Corporation, and TRACT NUMBER 36; and BALDWIN COUNTY ALABAMA, A Political Subdivision of the State of Alabama, Respondents.

CASE NO. 5231

ORDER OF PROBATE JUDGE GRANTING APPLICATION FOR
CONDEMNATION AND APPOINTING COMMISSIONER:

This cause having heretofore been set for hearing on the 16th day of June, 1963, at 10:00 o'clock, as set forth in the application of the State of Alabama to condemn the right of way or easement on ~~TRACTS~~ TRACTS Number 1, 30 and 36 I-10-1(11) Project ~~IX65KIX28~~, as specified in said application for condemnation over the lands therein described for the uses and purposes of a public road or highway for the State of Alabama, and it appearing to the Court that notice of the filing of said application for condemnation and of the day set for the hearing of the same has been given to the owners and interested parties by service of a notice upon them for more than ten (10) days prior to this date., except as to Tract Number 32 and the Owners thereof, which is hereby continued;

WHEREUPON, after examination of said application and after hearing the evidence in support thereof, the Court is of the opinion that the allegations contained in said application are true and that it is necessary to condemn the easement or right of way over the lands as described in said application, all for the uses and purposes of a public road or highway in and for the State of Alabama, and no cause having been shown why such application should not be granted;


IT IS THEREFORE, ORDERED, ADJUDGED and DECREED by the Court that the prayer of said application for condemnation be granted and that the easement or right of way over the lands described in said application/except as to TRACT NUMBER 32, is hereby condemned for the uses and purposes of a public road or highway in Baldwin County, Alabama

It is FURTHER ORDERED by the Court that Leon Gibson Jim Stapleton, ALTON B. WHITE, who are resident citizens of Baldwin County, Alabama, possessing the qualifications of jurors and who are disinterested in these

proceedings (each of these facts being ascertained by the Court) be and they are hereby appointed Commissioners to view said property and hear any evidence offered by interested parties and report to the Court within Twenty (20) days after their appointment, the amount of damages and compensation to which the owners and interested parties are entitled to receive for the condemnation of said right of way.

It is FURTHER ORDERED by this Court that a notice of their appointment be at once issued to said Commissioners, and that the Sheriff of said County serve notice of said appointment upon each of the Commissioners as required by law.

Done this 17 day of June, 1965.

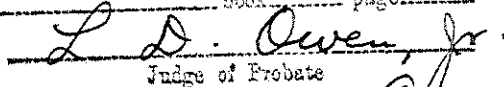

~~XXXXXXXXXXXX~~ Probate Judge.
L. D. OWEN, JR.,

By: _____

STATE OF ALABAMA, BALDWIN COUNTY

Filed 6-17-65 M

Recorded _____ book _____ page _____


Judge of Probate



Office of Circuit Judge
NINETEENTH JUDICIAL CIRCUIT
CLANTON, ALABAMA

JOSEPH J. MULLINS
CIRCUIT JUDGE

REBECCA DELENE CLECKLER
COURT REPORTER

October 15, 1964

Mrs. Alice J. Duck, Circuit Clerk
Baldwin County, Alabama
Box 239
Bay Minette, Alabama

Dear Mrs. Duck:

In Re: State Of Alabama vs. Harold
Lechner, Et., Al., - Circuit
Court, Baldwin County, Alabama,
Case No. 6159.

I am enclosing herein Motion For New Trial this day presented to me in the above matter, and have continued the same to be heard at 10:00 o'clock, A. M. on the 4th. day of December, 1964. If for any reason this date is not satisfactory with the Attorneys involved, and the Court Reporter there, it will be necessary that they notify me immediately.

It is my opinion that the formal order of the Supreme Court directing me to go to Bay Minette on the occasion of the trial of this case carries over and would cover the hearing of this motion.

I am

Yours very truly,

Joseph J. Mullins
Joseph J. Mullins

JJM:rdc

Enclosure: 1

CC: Honorable Telfair J. Mashburn
Attorney At Law
Bay Minette, Alabama

CC: Honorable Norborne C. Stone, Jr.
Attorney At Law
Bay Minette, Alabama

KENNETH COOPER

ATTORNEY AT LAW

109 EAST 1ST STREET

BAY MINETTE, ALABAMA

TELEPHONE 937-7412

8 February, 1965

Mrs. Alice J. Duck
Clerk of Circuit Court
Bay Minette, Alabama

Re: State of Alabama, Plaintiff

vs.

Harold Lechner, et al, #6159
Tract No. 30

Dear Mrs. Duck:

On 30 December, 1964, I filed in your office NOTICE OF APPEAL AND SECURITY FOR COSTS THEREOF to the Supreme Court of Alabama for above-styled cause. On Wednesday of last week I received from your office my copy of the transcript you had prepared to forward to the Supreme Court.

Please be advised that the plaintiff in this cause, the State of Alabama, does hereby serve you notice that it desires to dismiss the appeal heretofore taken in this cause on 30 December, 1964. There is inclosed herewith NOTICE OF WITHDRAWAL OF APPEAL in this cause, with sufficient copies for the attorney of record and one copy thereof for the Supreme Court of Alabama.

You are hereby authorized, and directed, to pay to the Condemnees in this cause, in accordance with the verdict of the jury on 23 September, 1964, the sum of \$40,000.00 for Tract No. 30, Project No. I-10-1(11). There will be \$13,300.00 remaining in this particular account after the above said award of \$40,000.00 is made. Please issue your check, earliest, to State of Alabama, Project I-10-1(11) For Tract 30, for this remainder; it may be forwarded directly to me. When the check for this remainder is issued, please forward with it all of your court costs, including those for the appeal to the Supreme Court of Alabama.

Very truly yours,


Kenneth Cooper

Duly Appointed Special Assistant
Attorney General For State of
Alabama, Attorney For Plaintiff.

CC: Hon John Chason
Bay Minette, Alabama

Mr. C. W. Coleman
P.O. Box 7158
Mobile, Alabama

State of New York
75. Journal

JURY LIST - SEPTEMBER 1917

1. Bishop, Aaron, Farmer, Fairhope
2. Bishop, Daniel C., Fisherman, Barnwell
3. Bloch, John, Farmer, Elberta
4. Britt, Cecil, Carpenter - Bay Minette
5. Brooks, Horace, D., Farmer, Summerdale
6. Bryars, Thomas Eugene, Brookley Field, Bay Minette
7. Childress, Lewis E., Farmer, Fairhope
8. Childress, Paul, Jr., Farmer, Loxley
9. Cox, Young Ausphera, Merchant, Stockton
10. Darby, William H., State Emp., Gulf Shores
11. Davis, Robert M., Merchant, Foley
12. Dubrock, George, Cabinet Maker, Fairhope
13. Dunn, J.R., Grand Hotel, Fairhope
14. Durant, Joe C., Farmer, Bay Minette
15. Freeman, Sam, Merchant, Robertsdale
16. Gerhard, Cassebaum, Farmer, Elberta
17. Gwaltney, John L., Farmer, Robertsdale
18. Harmes, Otto, Farmer, Summerdale
19. Head, Charlie, Jr., Farmer, Stapleton
20. Hoiles, Richard, Salesman, Summerdale
21. James, Robert D., Farmer, Foley
22. Joyner, J.H., Jr., Grand Hotel, Fairhope
23. Lee, Hubert, Florist, Robertsdale
24. Lyrene, Edward, Farmer, Silverhill
25. Mancini, Arthur, Farmer, Daphne
26. Mannich, Ingwald, Farmer, Mag. Spgs.
27. Mason, Dupree, Salesman, Fairhope
28. McDaniel, Edward, Farmer, Robertsdale
29. McGee, James, Brookley Field, Fairhope
30. McVay, A.R., School Supervisor, Bay Minette
31. Miller, R. Cecil, Implement Dealer, Foley
32. Moore, Louis Davis, Farmer, Summerdale
33. Morgan, J.T., Farmer, Robertsdale
34. O'Quinn, Ralph E., Civil Service, Lillian
35. Osborne, W.A., Civil Service, Foley
36. Rider, Charles, Woodsman, Bay Minette
37. Schnatz, Pete M., Civil Service, Lillian
38. Sims, James F., Farmer, Rabon
39. Wrenn, Walter P., Fleet, Bay Minette
40. Weatherford, Arthur C., Newport, Bay Minette
41. Weeks, Oscar G., Mechanic, Mag. Spgs.
42. White, Grady, Salesman, Foley
43. Germichael, Arlee, Brookley Field, Daphne
44. Douglas, Oliver, Brookley Field, Daphne
45. Jones, George, Business Oper., Daphne
46. Lett, Charlie, Sr., Retired, Daphne
47. Thomas, Tom, Bacon McMillan, Bay Minette
48. Thomson, Herman, Public Work-Mobile, Daphne
49. Felding, Bailey, Sr., Carpenter & Bricklayer, Daphne

P XXVXX XXXXX XXXXX XX
D XXVXX XXXXX XXXXX XX

49
3
46
12
34

STATE OF ALABAMA,

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Petitioner,

I

vs.

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IN THE PROBATE COURT OF

I

BALDWIN COUNTY, ALABAMA

CORTE REALTY CO., INC., a Corporation, and Tract Number 1; HAROLD LECHNER AND JOANNE LECHNER, UNITED STATES OF AMERICA, AND TRACT NUMBER 30; LUTHER R. YOUNG, AZALEA G. YOUNG ROBERTA B. GLASS HARDEN, and TRACT NUMBER 32; W. L. DOSSETT, JOYCE DOSSETT ELLISON, ROLLINS TELECAST-ING, INC., A Corporation, and TRACT NUMBER 36; and BALDWIN COUNTY ALABAMA, A Political Subdivision of the State of Alabama, Respondents.

CASE NO. 5231

ORDER OF PROBATE JUDGE GRANTING APPLICATION FOR
CONDEMNATION AND APPOINTING COMMISSIONER:

This cause having heretofore been set for hearing on the 16th day of June, 1963, at 10:00 o'clock, as set forth in the application of the State of Alabama to condemn the right of way or easement on ~~TRACTS~~ ^{TRACTS} Number 1, 30 and 36 I-10-1(11) Project ~~116511(28)~~, as specified in said application for condemnation over the lands therein described for the uses and purposes of a public road or highway for the State of Alabama, and it appearing to the Court that notice of the filing of said application for condemnation and of the day set for the hearing of the same has been given to the owners and interested parties by service of a notice upon them for more than ten (10) days prior to this date., except as to Tract Number 32 and the Owners thereof, which is hereby continued;

WHEREUPON, after examination of said application and after hearing the evidence in support thereof, the Court is of the opinion that the allegations contained in said application are true and that it is necessary to condemn the easement or right of way over the lands as described in said application, all for the uses and purposes of a public road or highway in and for the State of Alabama, and no cause having been shown why such application should not be granted;

IT IS THEREFORE, ORDERED, ADJUDGED and DECREED by the Court that the prayer of said application for condemnation be granted and that the easement or right of way over the lands described in said application ^{except as to TRACT NUMBER 32,} is hereby condemned for the uses and purposes of a public road or highway in Baldwin County, Alabama

It is FURTHER ORDERED by the Court that Leon Gibson
Jim Stapleton, ALTON B. WHITE,
who are resident citizens of Baldwin County, Alabama, possessing the qualifications of jurors and who are disinterested in these

proceedings (each of these facts being ascertained by the Court) be and they are hereby appointed Commissioners to view said property and hear any evidence offered by interested parties and report to the Court within Twenty (20) days after their appointment, the amount of damages and compensation to which the owners and interested parties are entitled to receive for the condemnation of said right of way.

It is FURTHER ORDERED by this Court that a notice of their appointment be at once issued to said Commissioners, and that the Sheriff of said County serve notice of said appointment upon each of the Commissioners as required by law.

Done this 17 day of June, 1964.

L. D. Owen, Jr.
~~XXXXXX~~ Probate Judge.
L. D. OWEN, JR.,

By: _____

STATE OF ALABAMA, BALDWIN COUNTY

Filed 6-17-64 M

Recorded _____ book _____ page _____

L. D. Owen, Jr.
Judge of Probate

ac

Attorneys William Masbki

DATE	FEES OF PROBATE JUDGE	AMOUNT	PAGE

DATE	FEES OF PROBATE JUDGE	AMOUNT	DATE	FEES OF PROBATE JUDGE	AMOUNT
5-29-64	WILL—Order on Presentation, \$1.00 Affidavit in Petition for Probate, 25c Recording Petition, per 100 words, 15c Issuing Citation ent'g Sheriff's Return, 50c App'ting and Notifying Guard. ad Litem, 50c Issuing Subpoenas for Witness, 50c Affidavit of Witnesses, 25c Examining Wit. and order Probating, \$2.00 Issuing Commission to take Deposition, 50c Filing Interrogatories, 10c Copy of same, per 100 words, 15c Recording Will, per 100 words, 15c Recording Testimony, per 100 words, 15c Certificate, without seal, 50c Certificate, with seal, 50c Presiding at Trial C't'd Will, per day, \$2.50	8.00 8.00 1.50 1.50 3.00 2.00 4.00		BROUGHT FORWARD, Affidavit to Report, 25c Recording, per 100 words, 15c Appointing Com'r to Divide, and Writ, \$2.00 Approving Division and Order thereon, \$1.00 App'ting and Notifying Guard. ad Litem, 50c	28.00
6-17-64				PARTIAL SETTLEMENT—Affidavit in Acc't, 25c Examining, Stating Acc't and Ap. Hear., \$1.00 Order to Publish Notice of Sale, 50c App'ting and Notifying Guard. ad Litem, 50c Examining Vouchers, 10c Administering Affidavits, 25c Making Decree and Order to Record, \$1.50 Recording same, per 100 words, 15c Filing Claims and giving Receipt, 15c	
7-7-64				INSOLVENCY—Affidavit in Report, 25c Affidavit to Statements, 25c Recording Rep't and Statem't, 100 words, 15c Order Appointing Day of Hearing, 25c Order to Publish Notice of same, 25c Order for Citations, 25c Iss'g Notice to Creditor Day of Hearing, 50c Order Sustaining Report, 25c Order for Settlement, 25c Order to Publish Day of Settlement, 25c Issuing Notice of Day of Settlement, 25c Affidavit to Amount of Claims, 25c App'ting and Notifying Guard. ad Litem 50c	
7-24-64				SALE OF REAL ESTATE—Affidavit in Petition, 25c Recording Petition, per 100 words, 15c Order App't'g Day of Hear. and Notice, \$1.00 Order to Publish Notice of same, 50c Issuing Citations, ent'g Sheriff's Return, 50c App'ting and Notifying Guard. ad Litem, 50c Issuing Commission to take Deposition, 50c Filing Interrogatories, 10c Copy of Interrogatories, per 100 words, 15c App't'g Com. to Divide and Issue Writ, \$2.00 Affidavit to Report of Same, 25c Order Approving Division and Report, \$1.00 Recording same, per 100 words, 15c Hearing Applic'n for Dower, Iss'g Writ, \$4.00 Exam'g Testim'y and Grant Ord'r to Sell, \$2.00 Recording Depositions, per 100 words, 15c Record. Relie'm't of Dower, 100 words, 15c Recording Report, per 100 words, 15c Rec. Paym't Purchase Money, 100 words, 15c Making Order on Report of Sale of Land, 75c Hear Ap'ls to Compel Conveyance, etc., \$2.00	
8-12-64				FINAL SETTLEMENT—Affidavit in Account, 25c Affidavit to Statement of Heirs, 25c Exam'g, Stating and Recording Acc't, \$1.00 Order to Publish Notice of same, 50c App'ting and Notifying Guard. ad Litem, 50c Examining Vouchers, 10c Administering Affidavits, 25c Recording same, per 100 words, 15c Decree in Final Settlement, 50c	21.00 38.20 3.00
	LETTERS—Affidavit in Petition, 25c Recording Petition, per 100 words, 15c Rec'ding Rel. right to Adm'ner, 100 words, 15c Granting Letters of Administration, 50c Issuing and Recording same, 50c Granting Let. of Gu'd'nship, each minor, 75c Issuing, Filing and Recording same, 50c Taking, App., Filing, Rec. Adm. Bonds, \$1.00 Taking, App. Filing, Guard. Bond, \$1.00 Affidavit of Justification, 25c Granting Order of Appraisement, 50c Issuing Order of Appraisement, 25c Recording same, per 100 words, 15c Order Removing Executor, Adm. Guard. \$2.00 Order Appointing General Guardian, \$1.00 Order Appointing General Administ'r, \$1.00 Order Appointing Adm'r ad Litem, \$1.00 Recording Decree			SPECIAL PROCEEDINGS—Proceedings for Declaration of Unsound Mind and App. Guard. ad Litem, \$5.00 Recording Decree Relieving Minors, etc., \$1.00 Proceed to Perpetuate Testimony, per 100 words, 20c Other Services Relating Thereto, 75c Record. Pro'dings Bind'g Out Appren., \$1.00 For Recording Certificate of Judgment or Decree	
	HOMESTEAD—Rec. Pet'n for Com., 100 words, 15c Record, Order for App., per 100 words, 15c Recording Order for Com., per 100 words, 15c Notice to Commissioners, 50c Recording Report of Com., per 100 words, 15c Record, Order Setting Apart, 100 words, 15c			Misc. Filing	
	INVENTORY—Order to Approve and Record, 50c Affidavit to same, 25c Recording same, per 100 words, 15c				
	SUPPLEMENT INVENTORY—Order App., Rec., 50c Affidavit to same, 25c Recording same, per 100 words, 15c Recording Decree, per 100 words, 15c				
	APPRAISEMENT—Order Approving, Rec., 50c Affidavit to same, 25c Recording same, per 100 words, 15c				
	SUPPLEMENT APPRAISEMENT—Grant, Order, 50c Issuing Order of Appraisement, 25c Recording Warrant, per 100 words, 15c Order to Approve Appraisement, 50c Affidavit to same, 25c Recording same, per 100 words, 15c Recording Decree, per 100 words, 15c				
	SALE OF PERISHABLE PROPERTY—Petition, 25c Recording same, per 100 words, 15c Granting Order of Sale, 50c Issuing Order of Sale, 25c App'ting and Notifying Guard. ad Litem, 50c Recording, per 100 words, 15c				
	SALE OF PERSONAL PROPERTY—Petition, 25c Recording same, per 100 words, 15c Granting Order of Sale, 50c Issuing Order of Sale, 25c Order to Publish Notice of Sale, 50c				
	CARRIED FORWARD	28.00		TOTAL PROBATE JUDGE'S FEES,	90.20

6/15/99
Lee County

No. _____

The State of Alabama,

_____ COUNTY _____

PROBATE COURT

IN THE MATTER OF _____

PROBATE FEE BILL

RECEIVED OF _____

_____ Dollars

in Payment of the above, this _____ day of _____, 19 _____

Judge of Probate, _____

(Box 591-2) MARSHALL & BRUCE-NASHVILLE

DATE		FEES OF SHERIFF		AMOUNT	DATE	FEES OF WITNESSES		AMOUNT
		Serving and Returning Citations, @ \$1 50						
		Serving Witness, @ 65						
		Collecting Execution for Cost, 1 50						
		Serving Application to Perpetuate Testimony, 1 00						
		Impaneling Jury, 75						
		Serving Notices, @ 1 50						
		Summoning Jury Dower, per day, 5 00						
		Serving Writs, @ 1 50				I have Received the Amount Opposite my Name.		
		Sheriff's Commission						
		FEES OF PRINTER						
		FEES OF GUARDIAN AD LITEM						
		FEES OF COMMISSIONERS						

6157
STATE OF ALABAMA,

Petitioner,

vs.

CORTE REALTY COMPANY, INC.,
A Corporation, and TRACT NUMBER
1; HAROLD LECHNER, JOANNE
LECHNER, UNITED STATES OF
AMERICA, and TRACT NUMBER 30;
LUTHER R. YOUNG, AZALEA G.
YOUNG, ROBERTA B. GLASS HARDEN,
and TRACT NUMBER 32; W. L. DOSSETT,
JOYCE DOSSETT ELLISON, ROLLINS
TELECASTING, INC., a corporation,
and TRACT NUMBER 36; and BALDWIN
COUNTY, ALABAMA, a Political
Subdivision of the State of
Alabama,

Respondents.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

CASE NO: 5231

STATE OF ALABAMA, BALDWIN COUNTY

Filed 5-29-64 M

Recorded L. D. Owen Jr page

Judge of Probate

APPLICATION FOR CONDEMNATION:

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

Comes the State of Alabama, Petitioner in the above styled
cause, and files this, its application in the Probate Court of
Baldwin County, Alabama, for order of condemnation of a right of
way over the lands hereinafter described for a public road or high-
way, and as a basis for the relief sought, shows unto the Court as
follows:

1. Petitioner is authorized under the Constitution of
Alabama 1901, and under the provisions of Title 19, Section 1, Code
of Alabama, 1940, as amended, to institute and prosecute these
proceedings in its own name for the purposes of a public road or
highway.

2. That said public highway has been designated by the
State Highway Director as a part of the State Highway System and
also known as Project No. I-10-1(11), Baldwin County, Alabama.

3. That said public highway begins with Escambia County,
Florida Line and runs to Alabama State Highway No. 59 line at
Loxley, Alabama.

4. The right of way over the property and lands herein-
after described as Tracts Numbered 1; 30; 32, Parcels 1 and 2, both
inclusive; and 36, and as set out in the right of way map on

Project No. I-10-1(11) on file in the State Highway Department and in the Office of the Judge of Probate of Baldwin County, Alabama, has been deemed necessary by the State Highway Director in order to facilitate the flow of traffic and promote public safety.

5. That said tracts of land are necessary for use by Petitioner as a right of way for such public highway and in which Petitioner seeks to condemn as easements or right of ways are located wholly within Baldwin County, Alabama, and are described in Exhibit "A" attached hereto.

6. That the right of way or easement which Petitioner seeks to condemn for highway purposes is set out and described in the right of way map on Project No. I-10-1(11), which is on file in the State Highway Department and in the Office of the Judge of Probate of Baldwin County, Alabama.

7. That a diligent search has been made of the records of Baldwin County, Alabama, and diligent inquiry made to ascertain the names and addresses of the parties owning said tracts of land and according to the best of Petitioner's information, knowledge and belief, the said lands are owned and interest in said lands are claimed by the parties named as Respondents in this cause.

8. That Baldwin County, Alabama, a body corporate under the Laws of the State of Alabama, with its County Seat in the City of Bay Minette, Alabama, may have or claim an interest in said tracts by reason of taxes and easements due and chargeable, and is hence made a Respondent herein.

9. (a) That CORTE REALTY COMPANY, INC., a corporation, with its principal place of business in Loxley, Baldwin County, Alabama, is the owner of TRACT NUMBER 1;

(b) That HAROLD LECHNER and JOANNE LECHNER, both of whom are over the age of twenty-one years and residents of Baldwin County, Alabama, are the owners of TRACT NUMBER 30; that the UNITED STATES OF AMERICA, by and through the Farmers Home Administration, claims some right, title or interest in said property;

(c) That LUTHER R. YOUNG and AZALEA G. YOUNG, both of whom are over the age of twenty-one years and are residents of Baldwin County, Alabama, are the owners of TRACT NUMBER 32, Parcels 1 and 2, both inclusive; that ROBERTA B. GLASS HARDEN, who is over the age of twenty-one years and a resident of Baldwin County, Alabama, claims some right, title or interest in said property;

(d) That W. L. DOSSETT and JOYCE DOSSETT ELLISON, both of whom are over the age of twenty-one years and residents of Baldwin County, Alabama, are the owners of TRACT NUMBER 36; that ROLLINS TELECASTING, INC., a corporation, with its principal place of business in Mobile, Alabama, claims some right, title or interest in said property.

WHEREFORE, the premises considered, your Petitioner respectfully prays:

1. That an order be made appointing a day for the hearing of this application and that notice of the filing thereof and of the day set for the hearing thereof be given to the Respondents.

2. That this Court will appoint Commissioners to ascertain and report the compensation and damages occasioned by such taking.

3. That upon a final hearing of this petition, an order and decree be made by this Court condemning the easement for the right of way as set out in the right of way map on Project No. I-10-1(11), over the lands as set out in Exhibit "A" of this application, all for the uses and purposes of a public highway for the State of Alabama.

RICHMOND M. FLOWERS,
Attorney General
State of Alabama

By J. Fair J. Madlison
Duly appointed Special Assistant
Attorney General for the State of
Alabama.

*I hereby acknowledge
myself liable for cost
that may accrue in
this cause.*

J. Fair J. Madlison

STATE OF ALABAMA

BALDWIN COUNTY

Before me, a Notary Public, Baldwin County, Alabama, personally appeared Telfair J. Mashburn, Assistant Attorney General of the State of Alabama, who is personally known to me in his official capacity as an Assistant Attorney General of the State of Alabama, and also being first duly sworn, deposes and says that the allegations of the foregoing application for condemnation are true and correct.

Telfair J. Mashburn

Sworn to and subscribed before
me on this the 29th day of May,
1964.

Alice L. Miller

Notary Public, Baldwin County, Alabama.

ORDER OF PROBATE COURT:

The foregoing application for condemnation having been presented to the Probate Court of Baldwin County, Alabama, and considered by the Court,

IT IS THEREFORE ORDERED that the same be and is hereby set for hearing on the 16th day of June, at 10:00 A. M. o'clock.

IT IS FURTHER ORDERED that notice of the application for condemnation and of the date set for the hearing thereof be given to Respondents at least ten (10) days before the hearing of this application.

DATED this 29th day of May, 1964.

L. D. Owen, Jr.

L. D. Owen, Jr., Probate Judge.

EXHIBIT "A"

follows:

And as shown by the Right of Way Map of Project No. I-10-1 (12)44 as recorded in the Office of the Judge of Probate of Baldwin County.

Commencing at the SE corner of the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 33, T 4 S, R 3 E; thence northerly, along the East boundary line of said $\frac{1}{4}$ of $\frac{1}{4}$ section, the East property line, a distance of 275 feet to the point of beginning at Sta. 476 + 75 on the centerline of Project No. I-10-1 (12)44; thence northerly along said East property line a distance of 238 feet, more or less, to a point that is 238 feet northerly of and at right angles to the centerline of said project; thence N $89^{\circ}-43'-31''$ W, parallel to the centerline of said project, a distance of 300 feet, more or less, to a point; thence S $60^{\circ}-16'-29''$ W a distance of 176 feet, more or less, to a point that is 190 feet northerly of and at right angles to the centerline of said project; thence S $0^{\circ}-16'-29''$ W, perpendicular to the centerline of said project (crossing the centerline of said project at Sta. 471 + 47.58) a distance of 300 feet to a point that is 190 feet southerly of and at right angles to the centerline of said project at Sta. 471 + 47.58; thence S $69^{\circ}-43'-31''$ E a distance of 176 feet, more or less, to a point that is 238 feet southerly of and at right angles to the centerline of said project; thence S $89^{\circ}-43'-31''$ E, parallel to the centerline of said project, a distance of 373 feet, more or less, to a point on said East property line; thence northerly along said East property line a distance of 238 feet, more or less, to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 33, T 4 S, R 3 E, and containing 6.34 acres, more or less.

As a part of the consideration hereinabove stated there is also bargained, sold, conveyed and relinquished to the grantee all existing future or potential common law or statutory rights of access between the Right of Way of the public way identified as Project No. I-10-1 (12)44, County of Baldwin, and all of the grantors remaining real property consisting of all parcels contiguous one to another whether acquired by separate conveyances or otherwise, all of which parcels either adjoin the real property conveyed by this instrument or are connected thereto by other parcels owned by grantors.

Easement for Drainage: Beginning at a point that is 238 feet northerly of and at right angles to the centerline of Project No. I-10-1 (12)44 at Sta. 475 + 04; thence N $00^{\circ}-16'-29''$ E a distance of 412 feet to a point; thence N $34^{\circ}-33'-31''$ W a distance of 350 feet to the point of ending. Said strip of land being 100 feet in width and described as being along the centerline of the easement.

Said strip of land lying in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 33, T 4 S, R 3 E, and containing 1.75 acres, more or less.

EXHIBIT "A"

TRACT NUMBER 30
HAROLD LECHNER, ET AL

Commencing at the Northwest corner of the Northeast Quarter of the Northwest Quarter of Section 12, Township 5 South, Range 4 East; thence southerly along the West boundary line of said 1/4 of 1/4 section, a distance of 850 feet to the point of beginning at Sta. 927 + 58 on the centerline of the Left Lane of Project No. 1-10-1(11) 44; thence southerly along said West property line a distance of 482 feet, more or less, to a point that is 125 feet southwesterly of and at right angles to the centerline of the Right Lane of said project; thence easterly, parallel to the centerline of said Right Lane, along a curve to the left (concave northerly) having a radius of 28,772.89 feet a distance of 372 feet, more or less, to a point on the South boundary line of said 1/4 of 1/4 section, the south property line; thence easterly along said south property line a distance of 950 feet, more or less, to a point on the west boundary line of the Southwest Quarter of the Northeast Quarter of said Section 12, the West property line at this point; thence southerly, along said West property line a distance of 148 feet, more or less, to a point that is 125 feet southerly of and at right angles to the centerline of said Right Lane; thence easterly, parallel to the centerline of said Right Lane, along a curve to the left (concave northerly) having a radius of 28,772.89 feet, a distance of 1263 feet, more or less, to a point that is 125 feet southerly of and at right angles to the centerline of said Right Lane at P.T. Sta. 953 + 08.76; thence South 84°-54'-20" East parallel to the centerline of said Right Lane, a distance of 46.38 feet to a point that is 113 feet southerly of and at right angles to the Right Edge of payment of Ramp "A" at P.C. Sta. 954 + 67.07; thence easterly, parallel to said Right Edge of Pavement, along a curve to the right (concave southerly) having a radius of 2751.79 feet, a distance of 40 feet, more or less, to a point on the East boundary line of the West half of the Northeast Quarter of said Section 12, the East property line; thence Northerly along said East property line, a distance of 331 feet, more or less, to a point that is 164 feet northerly of and at right angles to the centerline of said project; thence N 84°-54'-20" West, parallel to the centerline of said project, a distance of 28 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of the Left Lane of said project at P. T. Sta. 954 + 35.89 thence northwesterly, parallel to the centerline of said Left Lane, along a curve to the right (concave easterly) having a radius of 11,334.15 feet, a distance of 1430 feet, more or less to a point; thence North 47°-30'- West a distance of 100 feet to a point that is 175 feet northeasterly of and at right angles to the centerline of said Left Lane at Sta. 939 + 00; thence Northwesterly, parallel to the centerline of said Left Lane, along a curve to the right (concave northeasterly) having a radius of 11,284.15 feet, a distance of 1185 feet, more or less, to a point on the West boundary line of the Northeast Quarter of the Northwest Quarter of said Section 12, the West property line at this point; thence southerly along said West property line a distance of 185 feet, more or less, to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ (and in the N $\frac{1}{2}$ of the NE $\frac{1}{4}$) of Section 12, T 5 S, R 4 E, and containing 24.71 acres, more or less.

As a part of the consideration hereinabove stated there is also bargained, sold, conveyed and relinquished to the grantee all existing future or potential common law or statutory rights of access between the Right of Way of the public way identified as Project No. I-10-1 (9) 44, County of Salina, and all of the grantors remaining real property consisting of all parcels contiguous one to another whether acquired by separate conveyances or otherwise, all of which parcels either adjoin the real property conveyed by this instrument or are connected thereto by other parcels owned by grantors.

Easement for Drainage: Beginning at a point that is 175 feet northeasterly of and at right angles to the centerline of the Left Lane of Project No. I-10-1 (9) 44 at Sta. 731 + 00; thence N $19^{\circ}-00'$ W a distance of 125 feet to a point; thence S $74^{\circ}-30'$ E a distance of 61 feet to a point; thence S $19^{\circ}-00'$ E a distance of 125 feet, more or less, to a point on the Northeast boundary line of the Right of Way for said project; thence northwest-erly, parallel to the centerline of said Left Lane, along a curve to the right (concave northeasterly) having a radius of 11, 284.15 feet, a distance of 61 feet, more or less, to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 12, T 5 S, R 4 E, and containing 0.14 acres, more or less.

EXHIBIT "A"

Malibu

Malibu

and as shown on the right-of-way map of Project No. 1-10-1 (11) as recorded in the Office of the Judge of Probate of Malibu County:

Parcel No. 1: Commencing at the northwest corner of Section 12, T-5-S, R-1-E; thence westerly a distance of 40 feet, more or less, to the present west right-of-way line of Wilcox Road; thence southerly along the said present right-of-way line a distance of 112 feet, more or less, to the north property line of the property herein to be conveyed and the point of beginning; thence continuing southerly along the said present west right-of-way line a distance of 162 feet, more or less, to the south property line; thence westerly along the said south property line a distance of 10 feet to a point that is 50 feet westerly of and at right angles to the centerline of Wilcox Road; thence northerly and parallel to the said centerline a distance of 162 feet, more or less to the said north property line; thence easterly along the said north property line a distance of 10 feet to the point of beginning.

Said strip of land lying in the NW 1/4 of Sec. 12, T-5-S, R-1-E and containing 0.10 acres, more or less,

Parcel No. 2: Commencing at the Southeast corner of the NW 1/4 of Sec. 12, T-5-S, R-1-E; thence westerly along the south line of said NW 1/4 of Sec. 12, T-5-S, R-1-E a distance of 250 feet, more or less, to the east property line of the property herein to be conveyed and the point of beginning; thence continuing westerly along the said south line of said NW 1/4 of Sec. 12, T-5-S, R-1-E a distance of 245 feet, more or less, to a point on a line that is 112 feet northerly of and at right angles to the left edge of pavement of Ramp "B"; thence northerly and parallel to said left edge of pavement a distance of 162 feet more or less to the said east property line; thence southerly along the said east property line a distance of 35 feet, more or less, to the point of beginning.

Said strip of land lying in the NW 1/4 of the NW 1/4
Section 12, T-5-S, R-1-E and containing 0.11 acres, more
or less.

In a part of the consideration hereinbefore stated
there is also bargained, sold, conveyed and relinquished to
the grantee all existing, future, or potential common law or
statutory rights of access between the right of way of the
public way identified as Project No. 1-10-1 (11), County of
Baldwin, and all of the grantor's remaining real property
consisting of all parcels contiguous one to another, whether
acquired by separate conveyances or otherwise, all of which
parcels either adjoin the real property conveyed by this
instrument or are connected thereto by other parcels owned
by the grantor.

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EXHIBIT "A"

TRACT NUMBER 36
W. L. DOSSETT, ET AL.

And as shown by the Right of Way Map of Project No. I-10-1 (22) 44, as recorded in the Office of the Judge of Probate of Baldwin County.

Commencing at the NE corner of the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 12, T 5 S, R 4 E; thence southerly along the East boundary line of said $\frac{1}{4}$ of $\frac{1}{4}$ section, the East property line, a distance of 20 feet, more or less, to the point of beginning at S.W. 40-12 on the centerline of the Right Line of Project I-10-1 (22) 44; thence southerly along said East property line a distance of 128 feet, more or less, to a point that is 128 feet southeasterly of and at right angles to the centerline of said Right Line; thence northeasterly, parallel to the centerline of said Right Line, along a curve to the right (concave northeasterly), having a radius of 16,772.89 feet, a distance of 900 feet, more or less, to a point on the North boundary of said $\frac{1}{4}$ of $\frac{1}{4}$ section, the North property line; thence easterly along said North property line a distance of 950 feet, more or less, to a point on said East property line; thence southerly along said East property line a distance of 20 feet, more or less, to the point of beginning.

Said strip of land lying in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 12, T 5 S, R 4 E, and containing 1.04 acres, more or less.

As a part of the consideration hereinafter stated there was also bargained, sold, conveyed and relinquished to the grantee all existing future or potential common law or statutory rights of access between the Right of Way of the public way identified as Project No. I-10-1 (22) 44, County of Baldwin, and all of the grantors remaining real property consisting of all parcels contiguous one to another whether acquired by separate conveyances or otherwise, all of which parcels either adjoin the real property conveyed by this instrument or are connected thereto by other parcels owned by grantors.

STATE OF ALABAMA,)
)
 Petitioner,) IN THE PROBATE COURT OF
)
 vs.)
) BALDWIN COUNTY, ALABAMA
)
 CORTE REALTY COMPANY, INC.,)
 a corporation, ET AL.,) CASE NO: 5231
)
 Respondents,)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

YOU ARE HEREBY COMMANDED to serve the following notice
 upon ROLLINS TELECASTING, INC.,
1005 VAN ANTWERP BUILDING

MOBILE, ALABAMA

You will take notice that on the 29 day of May
 1964, an application or petition was filed in this Court by the State
 of Alabama, a copy of which ~~petition~~^{description} is attached hereto, setting forth
 its desire to condemn for certain purposes therein stated, certain
 lands belonging to W. L. DOSSETT, ET AL., AS TO TRACT #36

a description of said lands being specifically set forth in said
 application or petition filed in this Court and said application or
 petition prays that this Court will make and enter an order appoint-
 ing a day for hearing of said application and for such other and
 further orders and procedures as may be necessary. You will take
 further notice that the Court has appointed the 16th day of
June, 1964, at 10:00 o'clock A. M., to hear said
 application or petition, at which time you may appear and contest the
 same if you so desire to do.

WITNESS my hand this 29th day of May, 1964.

L. D. Owen, Jr.

L. D. Owen, Jr., Judge of Probate.

By: Ann Chevalier
Chief Clerk

Received in Sheriff's Office
 this 29 day of May, 1964
 TAYLOR WILKINS, Sheriff

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STATE OF ALABAMA,)	
Petitioner,)	IN THE PROBATE COURT OF
vs.)	
CORTE REALTY COMPANY, INC.,)	BALDWIN COUNTY, ALABAMA
a corporation, ET AL.,)	
Respondents.	)	CASE NO: <u>5231</u>
)	

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

YOU ARE HEREBY COMMANDED to serve the following notice
upon VERNOL R. JANSEN, JR.
UNITED STATES ATTORNEY
FEDERAL BUILDING
MOBILE, ALABAMA

You will take notice that on the 29th day of May
1964, an application or petition was filed in this Court by the State
of Alabama, a copy of which ~~description~~ ^{description} is attached hereto, setting forth
its desire to condemn for certain purposes therein stated, certain
lands belonging to HAROLD LECHNER, ET AL., as to Tract #30

a description of said lands being specifically set forth in said
application or petition filed in this Court and said application or
petition prays that this Court will make and enter an order appoint-
ing a day for hearing of said application and for such other and
further orders and procedures as may be necessary. You will take
further notice that the Court has appointed the 16th day of
June, 1964, at 10:00 A. M. o'clock A. M., to hear said
application or petition, at which time you may appear and contest the
same if you so desire to do.

WITNESS my hand this 29th day of May, 1964.

L. D. Owen, Jr.
L. D. Owen, Jr., Judge of Probate.

By: Ann Chevalier
Chief Clerk

Received in Sheriff's Office
this 29 day of May, 1964
TAYLOR WILKINS, Sheriff

STATE OF ALABAMA,)	
Petitioner,	)	IN THE PROBATE COURT OF
vs.)	
	)	BALDWIN COUNTY, ALABAMA
CORTE REALTY COMPANY, INC.,)	
a corporation, ET AL.,	)	CASE NO: <u>5231</u>
Respondents.)	

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

YOU ARE HEREBY COMMANDED to serve the following notice
upon VERNO L. JANSEN, JR.

UNITED STATES ATTORNEY

FEDERAL BUILDING
MOBILE, ALABAMA

You will take notice that on the 29th day of May
1964, an application or petition was filed in this Court by the State
of Alabama, a copy of which ^{description} ~~petition~~ is attached hereto, setting forth
its desire to condemn for certain purposes therein stated, certain
lands belonging to HAROLD LECHNER, ET AL., as to Tract #30

a description of said lands being specifically set forth in said
application or petition filed in this Court and said application or
petition prays that this Court will make and enter an order appoint-
ing a day for hearing of said application and for such other and
further orders and procedures as may be necessary. You will take
further notice that the Court has appointed the 16th day of
June, 1964, at 10:00 A. M. o'clock A. M., to hear said
application or petition, at which time you may appear and contest the
same if you so desire to do.

WITNESS my hand this 29th day of May, 1964.

L. D. Owen, Jr.

L. D. Owen, Jr., Judge of Probate.

By: Ann Chevalier
Chief Clerk

EXHIBIT "A"

TRACT NUMBER 30
HAROLD LECHNER, ET AL

Commencing at the Northwest corner of the Northeast Quarter of the Northwest Quarter of Section 12, Township 5 South, Range 4 East; thence southerly along the West boundary line of said 1/4 of 1/4 section, a distance of 850 feet to the point of beginning at Sta. 927 + 58 on the centerline of the Left Lane of Project No. I-10-1(11) 44; thence southerly along said West property line a distance of 492 feet, more or less, to a point that is 125 feet southwesterly of and at right angles to the centerline of the Right Lane of said project; thence easterly, parallel to the centerline of said Right Lane, along a curve to the left (concave northerly) having a radius of 28,772.89 feet a distance of 372 feet, more or less, to a point on the South boundary line of said 1/4 of 1/4 section, the south property line; thence easterly along said south property line a distance of 950 feet, more or less, to a point on the west boundary line of the Southwest Quarter of the Northeast Quarter of said Section 12, the West property line at this point; thence southerly, along said West property line a distance of 148 feet, more or less, to a point that is 125 feet southerly of and at right angles to the centerline of said Right Lane; thence easterly, parallel to the centerline of said Right Lane, along a curve to the left (concave northerly) having a radius of 28,772.89 feet, a distance of 1263 feet, more or less, to a point that is 125 feet southerly of and at right angles to the centerline of said Right Lane at P.T. Sta. 953 + 08.76; thence South 84°-54'-20" East parallel to the centerline of said Right Lane, a distance of 46.38 feet to a point that is 113 feet southerly of and at right angles to the Right Edge of payment of Ramp "A" at P.C. Sta. 954 + 67.07; thence easterly, parallel to said Right Edge of Pavement, along a curve to the right (concave southerly) having a radius of 2751.79 feet, a distance of 40 feet, more or less, to a point on the East boundary line of the West half of the Northeast Quarter of said Section 12, the East property line; thence Northerly along said East property line, a distance of 331 feet, more or less, to a point that is 164 feet northerly of and at right angles to the centerline of said project; thence N 84°-54'-20" West, parallel to the centerline of said project, a distance of 28 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of the Left Lane of said project at P. T. Sta. 954 + 35.89 thence northwesterly, parallel to the centerline of said Left Lane, along a curve to the right (concave easterly) having a radius of 11,334.15 feet, a distance of 1430 feet, more or less to a point; thence North 47°-30'- West a distance of 100 feet to a point that is 175 feet northeasterly of and at right angles to the centerline of said Left Lane at Sta. 939 + 00; thence Northwest, parallel to the centerline of said Left Lane, along a curve to the right (concave northeasterly) having a radius of 11,284.15 feet, a distance of 1185 feet, more or less, to a point on the West boundary line of the Northeast Quarter of the Northwest Quarter of said Section 12, the West property line at this point; thence southerly along said West property line a distance of 185 feet, more or less, to the point of beginning.

[Handwritten signatures and stamps]

HAROLD LECHNER, ET AL

REPORT RECEIVED BY THE
FBI - WASHINGTON

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Said strip of land lying in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ (and in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$) of Section 12, T 5 S., R 4 E., and containing 24.71 acres, more or less.

As a part of the consideration hereinabove stated there is also bargained, sold, conveyed and relinquished to the grantee all existing future or potential common law or statutory rights of access between the Right of Way of the public highway identified as Project No. I-10-1 (9) 44, County of Baldwin, and all of the grantors remaining real property consisting of all parcels contiguous one to another whether acquired by separate conveyances or otherwise, all of which parcels either adjoin the real property conveyed by this instrument or are connected thereto by other parcels owned by grantors.

Easement for Drainage: Beginning at a point that is 175 feet northeasterly of and at right angles to the centerline of the Left Lane of Project No. I-10-1 (9) 44 at Sta. 931 + 00; thence N $19^{\circ}00'$ W a distance of 125 feet to a point; thence S $74^{\circ}00'$ E a distance of 61 feet to a point; thence S $19^{\circ}00'$ E a distance of 125 feet, more or less, to a point on the North-east boundary line of the Right of Way for said project; thence northwesterly, parallel to the centerline of said Left Lane, along a curve to the right (concave northeasterly) having a radius of 11, 284.15 feet, a distance of 61 feet, more or less, to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 12, T 5 S., R 4 E., and containing 0.14 acres, more or less.

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SHERIFF'S OFFICE

JUN 1 1964

RECEIVED

Received 1 Day of June 1964
and on 2 Day of June 1964
I served a Copy of the within
on Gerald R. Gammon
by service on _____
RAY D. BRIDGES, Sheriff
By [Signature]

27

NOTICE TO SHERIFF:

STATE OF ALABAMA)
)
BALDWIN COUNTY)

CASE # 5231

You are hereby COMMANDED to notify: LEON GIBSON,

JIM STAPLETON and ALTON B. WHITE

that in a proceeding in this Court styled State of Alabama vs.

CORTE F REALTY CO., INC., ET AL, et al
and Baldwin County, a political subdivision of the State of Alabama,
in which the State of Alabama sought to condemn a certain right of
way or easement over certain lands in this County for the purposes
of a public highway or road as stated in the application for con-
demnation in this cause, this Court rendered a decree condemning the
right of way or easement over the lands therein sought, and appoint-
ed them to view said property sought to be condemned, hear evidence
and assess such damages and compensation as the owners and interest-
ed parties are entitled to recover for the taking of the same for
said public uses and purposes.

You are hereby commanded to serve a copy of the commission
hereto attached upon each of said commissioners within five (5) days
from the receipt hereof, and make return as to how you have execut-
ed this mandate.

Done this 18th. day of June, 1964.

L. D. Owen Jr.
~~XXXXXXXXXX~~, Judge of Probate.
L.D. OWEN, JR.

By:

Ann Chevalier
Chief Clerk

STATE OF ALABAMA,

Petitioner,

vs.

CORTE REALTY CO., ET AL

RESPONDENTS

I
I
I
I
I
I
I
I
I

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA

CASE NO: 5231

COMMISSIONS:

TO: LEON GIBSON

JIM STAPLETON

, and

ALTON B. WHITE

KNOW YE, that having full faith and confidence in your integrity and competency, you have been by order and decree of the Probate Court of Baldwin County, Alabama, designated and appointed as Commissioners in the above styled cause, with all of the power, authority and duties vested in or which may devolve on you as such Commissioners under and by virtue of the provisions of Chapter I of Title 19 of the Code of Alabama of 1940, as amended.

You will be sworn as jurors and you or a majority of you shall assess the damages and compensation to which the owners and interested parties are entitled by virtue of and on account of the condemning of the right of way or easement over the tracts of land described in the application for condemnation filed in this cause, all for the uses and purposes of a public road or highway in and for the State of Alabama. < A description of the lands and the names of the owners and the easement sought are specifically set out in the application for condemnation filed in this cause.

You may view the lands to be subjected and you must receive all legal evidence offered by any party touching the amount of damage or compensation the owner of said lands and interested parties will sustain and are entitled to receive. Any person interested in the proceedings may be present in person or by attorney at any of these proceedings which you may have.

You must, within twenty (20) days from the day of your appointment, which is this date, make a report in writing to the Court, stating the amount of damage and compensation ascertained

and assessed by you for the owners and parties interested in the tracts of land, and file a certificate along with your award that none of you have been consulted, advised with or approached by any person with reference to the value of the lands or the proceedings to condemn the same prior to the assessment of damages, and that you knew nothing of the same prior to your appointment.

Given under my hand and seal of office this 18th day of
June, 1963.

L. D. Owen Jr.
~~xxxxxx~~ Stewart, Judge of Probate.
L.D. OWEN, JR. By: Ann Chevalier
Chief clerk

STATE OF ALABAMA)
BALDWIN COUNTY)

We, and each of us, do solemnly swear that we will well and truly try the cause now pending and submit it to our decision, said case being styled State of Alabama vs. ~~CORTE REALTY CO., INC.~~ et al., and Baldwin County, a political subdivision of the State of Alabama, and that we are not directly, nor indirectly, interested in the issues to be tried, and that we are not biased or prejudiced against either of said parties, and that we will render such compensation to the respondents as to us shall seem just and proper in the premises, so help us God.

Sworn to and subscribed before me
this day of , 1963.

~~W. D. Stewart~~ Judge of Probate.
L.D. OWEN, JR.

#188

Received 19 day of June 1964
and 19 day of June 1964
served a copy of this within 7 days
on John Simpson L-23-64
Jim Stapleton 6-27-64
Allen B. White 6-29-64

TAYLOR WILKINS, Sheriff
By W. C. Albert D. S.

on
Fred Subert
L. & R. Dole

Sheriff claims 90 miles at
Ten Cents per mile Total \$ 9.00
TAYLOR WILKINS, Sheriff
BY Albert
DEPUTY SHERIFF

72

STATE OF ALABAMA,)	
	)	IN THE PROBATE COURT OF
Petitioner,)	
	)	BALDWIN COUNTY, ALABAMA
vs.)	
)	
CORTE REALTY COMPANY, INC.,)	
a corporation, ET AL.,	)	CASE NO: <u>5231</u>
)	
Respondents.)	

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

YOU ARE HEREBY COMMANDED to serve the following notice
upon HAROLD LECHNER

ROBERTSDALE, ALABAMA

You will take notice that on the 29th day of May
1964, an application or petition was filed in this Court by the State
of Alabama, a copy of which ~~description~~ ^{description} is attached hereto, setting forth
its desire to condemn for certain purposes therein stated, certain
lands belonging to HAROLD LECHNER, ET AL., as to Tract #30

a description of said lands being specifically set forth in said
application or petition filed in this Court and said application or
petition prays that this Court will make and enter an order appoint-
ing a day for hearing of said application and for such other and
further orders and procedures as may be necessary. You will take
further notice that the Court has appointed the 16th day of
June, 1964, at 10:00 A. M. o'clock A. M., to hear said
application or petition, at which time you may appear and contest the
same if you so desire to do.

WITNESS my hand this 29th day of May, 1964.

L. D. Owen, Jr.

L. D. Owen, Jr., Judge of Probate.

By: Ann Chevalier
Chief Clerk

Received in Sheriff's Office
this 29 day of May, 1964
TAYLOR WILKINS, Sheriff

Received 29 day of May 19 64
and on 2 day of June 19 64

I served a copy of the within

on Harold Lechner

By service on Same

TAYLOR WILKINS Sheriff

By J. L. Lechner

Sheriff claims

Ten Cents per mile Total \$ 5.00

BY J. L. Lechner DEPUTY SHERIFF

Received 29 day of May 1964

and on 2 day of June 1964

I served a copy of the within
on Harold Lechner

By service on Same

TAYLOR WILKINS, Sheriff

BY John Eastland S.

Sheriff claims 50 miles at

Ten Cents per mile Total \$ 5.00

TAYLOR WILKINS, Sheriff

BY [Signature]
DEPUTY SHERIFF

057

STATE OF ALABAMA,)
)
 Petitioner,) IN THE PROBATE COURT OF
)
 vs.)
) BALDWIN COUNTY, ALABAMA
)
 CORTE REALTY COMPANY, INC.,)
 a corporation,) CASE NO: 5231
)
 Respondent.)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

YOU ARE HEREBY COMMANDED to serve the following notice
 upon ROBERTA B. GLASS HARDEN *Fast T.V. Left Turn*
ROBERTSDALE, ALABAMA *Court - Sunday (House)*

You will take notice that on the 29 day of May
 1964, an application or petition was filed in this Court by the State
 of Alabama, a copy of which ~~description~~ *description* is attached hereto, setting forth
 its desire to condemn for certain purposes therein stated, certain
 lands belonging to LUTHER R. YOUNG, ET AL., as to Tract #32

a description of said lands being specifically set forth in said
 application or petition filed in this Court and said application or
 petition prays that this Court will make and enter an order appoint-
 ing a day for hearing of said application and for such other and
 further orders and procedures as may be necessary. You will take
 further notice that the Court has appointed the 16 day of
June, 1964, at 10:00 A. M. o'clock A. M., to hear said
 application or petition, at which time you may appear and contest the
 same if you so desire to do.

WITNESS my hand this 29 day of May, 1964.

L. D. Owen, Jr.
 L. D. Owen, Jr., Judge of Probate.

By: Ann Chevalier
 Chief Clerk

Sheriff claims _____ files at _____
 Ten Cents per mile Total \$ _____
 TAYLOR WILKINS, Sheriff
 BY _____
 DEPUTY SHERIFF

Received in Sheriff's Office
 this 29 day of May, 1964
 TAYLOR WILKINS, Sheriff

493

Received 29th day of May 1964
and on 2 day of June 1964
I served a copy of the within
on Roberta B. Wain Horden

By service on Wain

TAYLOR WILKINS, Sheriff
By J. M. Eastman
Rosinton, Ala.

Sheriff claims 52 miles at
Ten Cents per mile Total \$ 5.20
TAYLOR WILKINS, Sheriff
By J. M. Eastman
DEPUTY SHERIFF

7V

STATE OF ALABAMA,)	
Petitioner,	)	IN THE PROBATE COURT OF
vs.)	
	)	BALDWIN COUNTY, ALABAMA
CORTE REALTY COMPANY, INC.,)	
a corporation, ET AL.,	)	CASE NO: <u>5231</u>
Respondents.)	

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

YOU ARE HEREBY COMMANDED to serve the following notice
upon JOANNE LECHNER

ROBERTSDALE, ALABAMA

You will take notice that on the 29th day of May
1964, an application or petition was filed in this Court by the State
of Alabama, a copy of which ^{description}~~petition~~ is attached hereto, setting forth
its desire to condemn for certain purposes therein stated, certain
lands belonging to HAROLD LECHNER, ET AL., as to Tract #30

a description of said lands being specifically set forth in said
application or petition filed in this Court and said application or
petition prays that this Court will make and enter an order appoint-
ing a day for hearing of said application and for such other and
further orders and procedures as may be necessary. You will take
further notice that the Court has appointed the 16th day of
June, 1964, at 10:00 A. M. o'clock A. M., to hear said
application or petition, at which time you may appear and contest the
same if you so desire to do.

WITNESS my hand this 29th day of May, 1964.

L. D. Owen, Jr.

L. D. Owen, Jr., Judge of Probate.

By: Ann Chevalier
chief clerk

Received in Sheriff's Office
this 29 day of May, 1964
TAYLOR WILKINS, JR.

Received 29 day of May 1964
and on 2 day of June 1964
I served a copy of the within Joanne
Lechner

By service on Joanne Lechner

TAYLOR WILKINS, Sheriff

By Jm Eastlund D. S.

Sheriff claims 58 miles at

Ten Cents per mile Total \$ 5.00

TAYLOR WILKINS, Sheriff

BY Eastlund
DEPUTY SHERIFF

STATE OF ALABAMA,)
Petitioner,) IN THE PROBATE COURT OF
vs.)
BALDWIN COUNTY, ALABAMA
CORTE REALTY COMPANY, INC.,)
a corporation, ET AL.,) CASE NO: 5231
Respondents.)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

YOU ARE HEREBY COMMANDED to serve the following notice
upon Tract 1 CORTE REALTY COMPANY, INC.

LOXLEY, ALABAMA.

You will take notice that on the 29th day of May
1964, an application or petition was filed in this Court by the State
of Alabama, a copy of which ^{description} ~~petition~~ is attached hereto, setting forth
its desire to condemn for certain purposes therein stated, certain
lands belonging to CORTE REALTY COMPANY, INC., as to Tract #1

a description of said lands being specifically set forth in said
application or petition filed in this Court and said application or
petition prays that this Court will make and enter an order appoint-
ing a day for hearing of said application and for such other and
further orders and procedures as may be necessary. You will take
further notice that the Court has appointed the 16th day of
June, 1964, at 10:00 A.M. o'clock A. M., to hear said
application or petition, at which time you may appear and contest the
same if you so desire to do.

WITNESS my hand this 29th day of May, 1964.

L. D. Owen, Jr.

L. D. Owen, Jr., Judge of Probate.

By: Ann Chevalier
Chief Clerk

Received in Sheriff's Office
this 29 day of May, 1964
TAYLOR WILKINS, Clerk

Received 29 day of May 1964
and on 2 day of June 1964

I served a copy of the within
on Corte Realty Co.

By service on Mrs. A.T. Corte

TAYLOR WILKINS, Sheriff
By J. M. Eastman D. S.

Sheriff claims 40 miles at

Ten Cents per mile Total \$ 4.00

TAYLOR WILKINS, Sheriff

BY J. M. Eastman
DEPUTY SHERIFF

500

5231

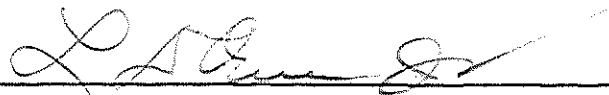
STATE OF ALABAMA

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA

You are hereby commanded to serve the foregoing Notice of Appeal upon VERNOL R. JANSEN, JR., United States District Attorney, Mobile, Alabama, and make due return to this Court of such service.

DONE this 24th day of July, 1964.



L. D. Owen, Jr., Probate Judge.

Received 28 day of July 1964
and on 29 day of July 1964
I served a copy of the within notice
on Vernol R. Jansen, Jr.
By service on By R. L. Bridges
TAYLOR WILKINS, Sheriff
By C. Miller D. S.

SHERIFF'S OFFICE

JUL 29 1964

RECEIVED

Received 29 Day of July 1964
and on 29 Day of July 1964
I served a Copy of the within Notice
on Donald J. Garrison
by service on _____

RAY D. BRIDGES, Sheriff
By E. Villar D. S.

972

972 2318

STATE OF ALABAMA

5231

BALDWIN COUNTY

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing Notice of Appeal upon NORBORNE C. STONE, as Attorney of Record for Harold Lechner and Joanne Lechner, and make due return to this Court of such service.

DONE this 24th day of July, 1964.

L. D. Owen, Jr.

L. D. Owen, Jr., Probate Judge.

Received 28 day of July 1964
and on 28 day of July 1964
I served a copy of the within Notice of Appeal
on Norborne C. Stone

By service on _____

TAYLOR WILKINS Sheriff
By W. C. Talley S.

one

~~477~~

477

STATE OF ALABAMA, I
 Petitioner, I
 vs. I IN THE PROBATE COURT OF
 I
 I BALDWIN COUNTY, ALABAMA
 CORTE REALTY CO., INC., ET AL I
 I CASE NO: 5231
 RESPONDENTS I

REPORT OF COMMISSIONERS:

TO THE HONORABLE W. R. STUART, JUDGE OF PROBATE, BALDWIN COUNTY, ALABAMA:

Come the undersigned, LEON GIBSON, JIM STAPLETON
and ALTON R. WHITE,
 the Commissioners duly appointed to assess the damages to Parcels
 Numbers TRACTS - NUMBERS 1, 30, and 36
 of Project No. I-65-1(28), to which the owner and other parties in-
 terested in the parcels of land set forth and described in the
 original application for condemnation of lands filed in this cause,
 are entitled for the condemnation of such lands, and having been duly
 sworn as jurors are sworn, and having viewed the lands described in
 said application for condemnation, and having set a time and place
 for the hearing of the evidence to be offered by any party touching
 the amount of damages the owners of the lands and other parties in-
 terested therein will sustain and the amount of compensation they are
 entitled to receive, and having received all legal evidence offered,
 do hereby state that the amount of damages and compensation has been
 ascertained and assessed by the undersigned, according to law and
 that the said owners of said Parcels of land and other parties in
 interested therein are entitled to receive as damages and compen-
 sation for the condemnation of their property, the following amount:

Project No. ¹⁻¹⁰⁻¹⁽¹¹⁾ I-65-1(28)	Tracts ¹ Parcel No. <u>1, 30, 36</u>	\$ <u>5,500.00</u>
Project No. ¹⁰ I-65-1(28)	¹¹ Parcel No. <u>30</u>	\$ <u>5,300.00</u>
Project No. ¹⁰ I-65-1(28)	¹¹ Parcel No. <u>36</u>	\$ <u>475.00</u>
Project No. I-65-1(28)	Parcel No. _____	\$ _____
Project No. I-65-1(28)	Parcel No. _____	\$ _____
Project No. I-65-1(28)	Parcel No. _____	\$ _____
Project No. I-65-1(28)	Parcel No. _____	\$ _____
Project No. I-65-1(28)	Parcel No. _____	\$ _____

and assessed by you for the owners and parties interested in the tracts of land, and file a certificate along with your award that none of you have been consulted, advised with or approached by any person with reference to the value of the lands or the proceedings to condemn the same prior to the assessment of damages, and that you knew nothing of the same prior to your appointment.

Given under my hand and seal of office this 18 day of June, 1963.

L. D. Owen, Jr.
~~XXXXXXXXXXXX~~, Judge of Probate.
L.D. OWEN, JR.
By: Ann Chevalier
Chief Clerk

STATE OF ALABAMA)
BALDWIN COUNTY)

We, and each of us, do solemnly swear that we will well and truly try the cause now pending and submit it to our decision, said case being styled State of Alabama vs. CORTE REALTY CO., ETIAL et al., and Baldwin County, a political subdivision of the State of Alabama, and that we are not directly, nor indirectly, interested in the issues to be tried, and that we are not biased or prejudiced against either of said parties, and that we will render such compensation to the respondents as to us shall seem just and proper in the premises, so help us God.

Leop Gibson
James D. Stapleton
C. Alton White

Sworn to and subscribed before me
this 7 day of July, 1963.

L. D. Owen, Jr.
~~XXXXXXXXXXXX~~, Judge of Probate.
L.D. OWEN, JR.

We hereby certify that we have not been consulted with, advised with or approached by any person with reference to the value of the lands other than as to the evidence submitted to and considered by us, or the proceedings to condemn the same prior to the assessment of damages, and that we knew nothing of the same prior to our appointment.

Commissioner.

Commissioner.

Commissioner.

Sworn to and subscribed before me

this _____ day of _____, 1963.

W. R. Stuart, Judge of Probate.

THE STATE OF ALABAMA--JUDICIAL DEPARTMENT

THE SUPREME COURT OF ALABAMA

October Term, 19 64-65

To the Clerk of the Circuit Court of Baldwin County, Greeting:

Whereas, the Record and Proceedings of the _____ Court
of said county, in a certain cause lately pending in said Court between
State of Alabama, Appellant.,
and

Harold Lechner, Joanne Lechner, United States of America, Appellee.,
as to Tract No. 30

wherein by said Court, it was considered adversely to said appellant., were brought before our
Supreme Court, by appeal taken, pursuant to law, on behalf of said appellant.

Now, it is hereby certified, That it was thereupon considered, ordered and adjudged
by our Supreme Court on the 15 day of February, 1965,

that the said appeal be and stand
dismissed; and that it was further considered, ordered and adjudged

that the appellant, State of Alabama, pay

the costs accruing on said appeal in this Court and in the Court below, for which costs
let execution issue.

Witness, J. Render Thomas, Clerk of the Supreme
Court of Alabama, at the Judicial Building,

this the 15 day of February, 1965.

J. Render Thomas
Clerk of the Supreme Court of Alabama.

THE SUPREME COURT OF ALABAMA

October Term, 19 64-65

1 Div., No. 274

State of Alabama

Appellant,

v.

Harold Lechner, Joanne Lechner,

United States of America as to
Tract No. 30 Appellee.

From Baldwin Circuit Court.
No. 6159

CERTIFICATE OF DISMISSAL

The State of Alabama,

County.

} Filed

this 16 day of FEB 1965

DIV. NO. _____

CERTIFICATE OF APPEAL. (Civil Cases.)

No. 6159

THE STATE OF ALABAMA

Baldwin County.

I, Alice J. Duck, Clerk of the Circuit Court of Baldwin County, in and for said State and County, hereby certify that the foregoing pages numbered from one to _____, both inclusive, contain a full, true and complete transcript of the record and proceedings of said Court in a certain cause lately therein pending wherein State of Alabama

was plaintiff, and Harold Lechner, Joanna Lechner, United States of America as to Tract No. 30,

was Defendant, as fully and completely as the same appears of record in said Court.

And I further certify that the said Plaintiff did on the 30th day of December, 1964, pray for and obtain an appeal from the judgment of said Court to the Supreme Court of Alabama to reverse said judgment of said Court upon entering into bond with Kenneth Cooper, Attorney for Plaintiff as surety thereon, which said bond has been approved by me.

Witness my hand and the seal of said Circuit Court of Baldwin County is hereto affixed, this the 31st day of December, 1964

Alice J. Duck
Clerk of the Circuit Court of
Baldwin County, Alabama.

(Code 1940, Title 7, Sec. 767)

BAY MINETTE, ALA.,

19

State of Ala. vs.

Harold Lechner et al

IN ACCOUNT WITH
ALICE J. DUCK
CLERK OF CIRCUIT COURT

FOR

copy of Motion for a new trial -

2.40

THE STATE OF ALABAMA
Baldwin County - Circuit Court

TO ANY SHERIFF OF THE STATE OF ALABAMA — GREETING:

Whereas, at a Term of the Circuit Court of Baldwin County, held on the September 23,
1964 Monday in 196x, in a cer-
tain cause in said Court wherein State of Alabama
Plaintiff, and Harold Lechner, Joanne Lechner, United
States of America, as to Tract No. 30, Defendant, a judgement was rendered against said
Plaintiff
to reverse which Judgment, the said State of Alabama
applied for and obtained from this office an APPEAL, returnable to the next
Term of our Supreme Court of the State of Alabama, to be held at Montgomery, on
the day of , 196 next, and the necessary bond
having been given by the said Kenneth Cooper, Attorney for Plaintiff
with , sureties

Now, You Are Hereby Commanded, without delay, to cite the said Harold Lechner, Joanne
Tract No. 30
Lechner, United States of America as to /or Chason, Stone & Chason
 , attorney, to appear at the next Term of our
said Supreme Court, to defend against the said Appeal, if they think proper.

Witness, ALICE J. DUCK, Clerk of the Circuit Court of said County, this 31st
day of December, A. D., 1964.

Attest:

Alice J. Duck, Clerk.

CASE NO. 6159

CIRCUIT COURT
Baldwin County, Alabama

STATE OF ALABAMA

Vs. { Citation in Appeal

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
HAROLD LECHNER & JOANNE LECHNER e

Issued 31st day of Dec., 1964

Received 4 day of Jan 1965
and on 7 day of Jan 1965
I served a copy of the within Citation
on Walter & Brantly
By service on Harry Wilkins
TAYLOR WILKINS, Sheriff
By [Signature]

Received 4 day of Jan 1965
and on 6 day of Jan 1965
I served a copy of the within Citation
on Chasen & Stem
By service on John Chasen
TAYLOR WILKINS, Sheriff
By [Signature]

Plaintiff

AT LAW

CASE NO. 6159

Defendants.

Comes now the Plaintiff (Condemnor) in the above-styled cause, and appeals to the Supreme Court of Alabama from the final judgment rendered in this cause in and by the Circuit Court of Baldwin County, Alabama, Law Side, on,-to-wit, 23 September, 1964, and in which cause your Plaintiff's Motion For New Trial was over-ruled by a judgment of the trial court on, to-wit, 4 December, 1964.

Kenneth Cooper
Duly Appointed Special Assistant
Attorney General For State of Alabama
Attorney For Plaintiff

I, the undersigned, do hereby acknowledge myself as security for costs of the Appeal taken by the Plaintiff (Condemnor) in this cause.

Kenneth Cooper
Attorney For Plaintiff

Taken and approved on this
30 day of December, 1964.

Alice J. Drake
Clerk of Circuit Court
Baldwin County, Alabama

FILED

REC 30 1992

1. DUCK, CLERK REGISTER

STATE OF ALABAMA,)	
	)	IN THE CIRCUIT COURT OF
Petitioner,)	
vs.)	
	)	BALDWIN COUNTY, ALABAMA
HAROLD LECHNER, JOANNE LECHNER,)	
UNITED STATES OF AMERICA, and)	
TRACT NUMBER 30,)	
	)	CASE NUMBER 6159.
Respondents.)	

STIPULATION:

It is hereby stipulated by and between the Petitioner (appellant), and Harold Lechner, et al., (appellees), parties to the above styled cause, through their respective attorneys of record, each acting with full authority as follows:

1. That the petitioner is authorized to institute and prosecute this proceeding to acquire the property or interest for order of condemnation filed in the Probate Court of Baldwin County, Alabama, on the 29th day of May, 1964, for the public purposes stated in said application or petition.

2. That all proceedings in the Probate Court of Baldwin County, Alabama, in this cause were regular, and an appeal has been duly and properly perfected within the time allowed and entered in said Probate Court in this cause on the 24th day of July, 1964, in this Court and trial by jury on the issue of valuation has been properly demanded.

3. That the application or petition for order of condemnation correctly sets out the uses and purposes for which the property and rights herein sought is to be devoted, used or applied and the petitioner has the right to obtain said property in this proceeding for the purposes stated.

4. That the respondents herein is the only parties known to either petitioner or respondents who have or assert any right, title or interest in or to the lands or interest therein sought to be acquired.

5. That the respondents have had due notice of this trial and all proceedings herein and expressly enter their appearance in this court.

~~522~~

6. That the only issue in this proceeding is the damages and compensation, if any, to which the respondents are entitled. ~~for the lands and interest in lands sought to be acquired by the petitioner for the uses and purposes stated.~~

7. That the time of taking in this proceeding is the date on which the application for order of condemnation was filed in the Probate Court, to-wit, May 29, 1964, and the valuation of said property was constant between that date and the date on which the order of condemnation was entered, to-wit, July 24, 1964.

Julian J. Madlbaum
Attorney for Petitioner.

Malcolm J. Stinebaugh
Attorney for Respondents.

Filed 9-23-64
Alice J. Muck
clerk

DEPARTMENT OF JUSTICE

Office of United States Attorney

Southern

District of

Alabama

(CHECKS ACCEPTED SUBJECT TO COLLECTION)

Claim Against Harold and Joanne Lechner		U. S. Attorney's No. Claim No. 2031	
Amount Received Eleven Thousand, Seven Hundred Fifty-Five and 52/100 Dollars (\$ 11,755.52)		From Harold & Joanne Lechner through the State of Alabama (Clerk, Cir. Court, Baldwin Co., Ala.	
Agency & File No. Agriculture Farmers Home Administration Case No. 01-02-80745		Ref: State of Ala. v. Corte Realty Co., Inc., Harold Lechner, et al (Land Condemnation) Probate Court of Baldwin Co., Ala., Case No. 5231	
Type Claim Mortgage	Amt. of Claim \$11,323.41, plus interest	DJ File No. Lands Division 90-1-3-1070	() Pre-judgment (x) Judgment () Compromise X(X) Paid in full () Partial Pay No.
Date Payment Received February 16, 1965		By <i>Vernol R. Jansen, Jr.</i> Vernol R. Jansen, Jr. UNITED STATES ATTORNEY	

Original--To Payer

ISN'T THIS A

Beautiful Day

FRIENDS

Just Watch Some Bastard Louse It Up!

Davisont Taylor

Conference

Fri. 9 AM.

Mr. Mosburn

5231

10 Notices to Sheriff
5-29-64

RECEIPT FOR REGISTERED ARTICLE No. 260

Fee paid 60

(Date) 6-1, 1964

Class postage paid

Return receipt fee 10

Special delivery fee

Declared value, \$ 70

Surcharge paid, \$

Restricted delivery
(Accepting employee will place
initials in proper space)

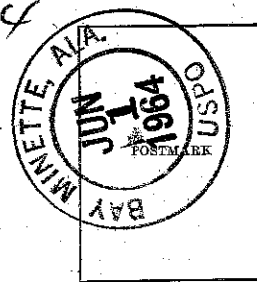
in person

or order

Fee paid

From

Judge H. Proctor



POSTMARK OF
DELIVERING OFFICE

INSTRUCTIONS: Fill in items below and complete instructions on other side, if applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

RETURN
TO

REGISTERED NO. 260	NAME OF SENDER Judge of Probate
CERTIFIED NO.	STREET AND NO. OR P. O. BOX P. O. Box 450
INSURED NO.	CITY, ZONE AND STATE Bay Minette, Ala.

CSS-16-71548-5-F

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐ Deliver *ONLY* to addressee

☐ Show address where delivered.

(Additional charges required for these services)

RECEIPT

Received the numbered article described on other side.

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