

STATE OF ALABAMA,	X	
Condemnor	X	
Vs.	X	IN THE CIRCUIT COURT OF
Carl Anderson and Colon Anderson,	X	BALDWIN COUNTY, ALABAMA
Condemnee	X	AT LAW
	X	CASE NO. 6166

Comes now the Defendants in the above styled cause and joins issue with the Condemnor in the matters set out in its Appeal of this case.

WILTERS, BRANTLEY & NESBIT

BY: Solomon M Brantley  
Attorneys for the Condemnees

FILED  
SEP 10 1964  
ALICE J. DUCK, CLERK  
REGISTER

STATE OF ALABAMA

BALDWIN COUNTY

#5198

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing Notice of Appeal upon COLON L. ANDERSON, 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 18 day of Aug 1964  
I served a copy of the within Notice of Appeal  
on Colon L. Anderson

By service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff

By *Leahurt* D. S.

Sheriff claims 40 miles @

Ten Cents per mile Total \$ 4.00

TAYLOR WILKINS, Sheriff

BY *Leahurt* DEPUTY SHERIFF

FILED

AUG 20 1964

ALICE J. DUCK, CLERK  
REGISTER

STATE OF ALABAMA,	:	
Petitioner	:	IN THE PROBATE COURT OF
v.	:	BALDWIN COUNTY, ALABAMA
EXA LOU BARNHILL, et al;	:	
COLON L. ANDERSON, CARL ANDERSON,	:	
ROBERT F. GODDARD, UNITED STATES	:	CASE NO. 5198
OF AMERICA, and TRACT NUMBER 25;	:	
et al,	:	
Respondents	:	

PETITION AND CLAIM OF UNITED STATES OF AMERICA  
FOR AWARD TO CARL ANDERSON and COLON L. ANDERSON

Comes now the United States of America, 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. 25 and the respondents, Carl Anderson and Colon L. Anderson:

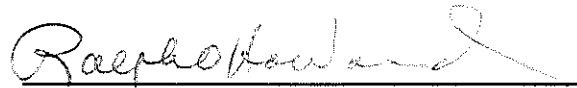
1. That the respondents, Carl Anderson and wife, Colon L. Anderson, are justly and truly indebted to the United States of America in the amount of \$6,271.96 as of July 1, 1964, plus a daily interest accrual thereafter of \$0.5831 on the sum of \$6,141.88. The figure, \$6,271.96, includes a principal indebtedness of \$6,141.88 and interest as of July 1, 1964, in the amount of \$130.08. 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 257 at page 484 et seq. in the office of the Judge of Probate of Baldwin County, Alabama, having been so recorded on October 18, 1955.

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 as to Tract No. 25, and the said Carl Anderson and Colon L. Anderson for the payment of the hereinabove described indebtedness owing to the United States of America.

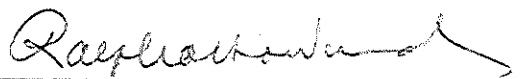
  
Ralph O. Howard  
Assistant United States Attorney  
Southern District of Alabama

State of Alabama  
v.  
Exa Lou Barnhill, et al

#5198, Probate Court  
Baldwin County, 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. 25 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 mail, postage  
prepaid, this 5 day of August, 1964.

  
Ralph O. Howard  
Assistant United States Attorney, SDofAla.

Subscribed and sworn to before  
me this 5 day of August, 1964.

  
Notary Public, Mobile County, Alabama

Copy to Carl Anderson, Robertsdale, Alabama

Colon L. Anderson, Robertsdale, Alabama

Robert F. Goddard  
c/o Probate Judge, Baldwin County  
Bay Minette, Alabama

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

## CERTIFIED STATEMENT OF ACCOUNT

TO: Linton B. West, Regional Attorney  
Office of the General Counsel, USDA  
Atlanta, GeorgiaCASE NO.  
01-02-82750

This is to certify that

NAME(S)

Carl R. Anderson

AND Colon L. Anderson

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

1-01-64

11-20-63

July 1, 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	
	Note Account										
10-18-55	7	G	3½	0		9000.00					
Total	7	G	3½	0		9000.00	2363.03	2918.93	130.08	6081.07	.5831
	Loan Insurance Charges										
10-18-55	7	F	0	0		18.49					
1-01-56						90.00					
1-01-57						88.58					
1-01-58						87.69					
1-01-59						86.86					
1-01-60						85.52					
1-01-61						82.52					
1-01-62						76.25					
1-01-63						69.63					
1-01-64						60.81					
Total	7	F	0	0		746.35	-0-	685.54	-0-	60.81	-0-
Grand Total						9746.35	2363.03	3604.47	130.08	6141.88	.5831

DATE OF CERTIFICATION

JUL 1 1964

(Signature of approving official)

Audit Clerk

(Title)

No. 5198 In the Matter of State of Ala. vs. Colon L. Henderson et al

Attorneys Selfie Marshall Administrator, Executor or Guardian. Residence \_\_\_\_\_

Docket \_\_\_\_\_ Page \_\_\_\_\_ Fee Book \_\_\_\_\_ Page \_\_\_\_\_

DATE	FEES OF PROBATE JUDGE	AMOUNT	DATE	FEES OF PROBATE JUDGE	AMOUNT
4-20-64	Will—Order on Presentation, \$1.00 Affidavit in Petition for Probate, 25c Recording Petition, per 100 words, 15c Issuing Citation, ent'g Sheriff's Returns, 50c App'ting and Notifying Guard. ad Litem, 50c Issuing Subpoenas for Witness, 50c Examining Wit. and order Probating, \$2.00 Issuing Commission to take Deposition, 50c 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	14.00 50 2.00 14.00 4.00 4.00 6.00 3.00 8.00 1.50		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 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	57.00
7-24-64	LETTERS—Affidavit in Petition, 25c Recording Petition, per 100 words, 15c Rec'ding Rel. right to Admin'r, 100 words, 15c Granting Letters of Administration, 50c Issuing and Recording same, 50c Granting Let. of Gu'd'nship each minor, 75c Taking, App., 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 Appraisalment, 50c Issuing Order of Appraisalment, 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  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  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 Appraisalment, 25c Recording Warrant, per 100 words, 15c Order to Approve Appraisalment, 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	37.50 74.60 1.50 2.00 1.50	Jaylor Wickins (25 notices) 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 Examining, Stating Acc't and Ap. Hear., \$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 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 Misc. Filing	37.50 74.60 1.50 2.00 1.50	
	CARRIED FORWARD	57.00		TOTAL PROBATE JUDGE'S FEES.	181.95

(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				
	Sheriff's Commission				
	FEES OF PRINTER				
	FEES OF GUARDIAN AD LITEM				
	FEES OF COMMISSIONERS				

STATE OF ALABAMA,	)	IN THE CIRCUIT COURT OF
Petitioner,	)	BALDWIN COUNTY, ALABAMA
Vs.	)	CASE NUMBER 6166
COLON L. ANDERSON, et al,	)	
Tract 25,	)	
Respondent.	)	

STIPULATION:

It is hereby stipulated by and between the Petitioner (appellant), and Colon L. Anderson, 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 20th day of April, 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 23rd 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 are 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.

BK-48-P-304-A



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

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, 20 April, 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, 23 July, 1964.

Kenneth Cooper  
Attorney For Petitioner

Robert M. Brantley  
Attorney For Respondent

filed 3-10-65  
Alice J. Clark

STATE OF ALABAMA

BALDWIN COUNTY

#5198

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing Notice of Appeal upon CARL ANDERSON, 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 18<sup>th</sup> day of July 1964  
I served a copy of the within Notice of Appeal  
on Carl Anderson

By service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff

By *Taylor* D. S.

*L. D. Owen, Jr.*

Sum of claims 40 miles or

Ten Cents per mile Total \$ 4.00

TAYLOR WILKINS, Sheriff

BY *Taylor*  
DEPUTY SHERIFF

FILED  
AUG 11 1964

ALICE L. DUCK, CLERK  
REGISTER

STATE OF ALABAMA,	X	
Appellant,	X	IN THE PROBATE COURT OF
Vs.	X	BALDWIN COUNTY, ALABAMA
CARL ANDERSON, COLON L.	X	CASE NO. 5198
ANDERSON, TRACT #25,	X	
et al.,	X	
Appellee,	X	

NOTICE OF APPEARANCE

Comes now Wilters, Brantley & Nesbit and files their notice of appearance in the above styled cause; said appearance being filed with leave to file proper pleading at a later date.

WILTERS, BRANTLEY & NESBIT

BY: *Robert M. Brantley*  
Attorneys for Carl Anderson and  
Colon L. Anderson

STATE OF ALABAMA, BALDWIN COUNTY  
Filed 8/25/64 950 M  
Recorded L. D. Owen, Jr. book 145 page 145  
Judge of Probate

STATE OF ALABAMA, BALDWIN COUNTY  
Filed 8-25-64 M  
Recorded L. D. Owen, Jr. book 145 page 145  
Judge of Probate

STATE OF ALABAMA,

X

Appellant,

X

IN THE PROBATE COURT OF

Vs.

X

BALDWIN COUNTY, ALABAMA

CARL ANDERSON, COLON L.  
ANDERSON, TRACT #25,  
et al.,

X

CASE NO. 5198

X

Appellee,

X

NOTICE OF APPEARANCE

Comes now Wilters, Brantley & Nesbit and files their notice of appearance in the above styled cause; said appearance being filed with leave to file proper pleading at a later date.

WILTERS, BRANTLEY & NESBIT

BY:

*S. D. Owen, Jr.*

Attorneys for Carl Anderson and  
Colon L. Anderson

STATE OF ALABAMA, BALDWIN COUNTY  
Filed 8-25-64 M

Recorded L. D. Owen, Jr. book        page       

Judge of Probate

*as*

State

vs

Carl Anderson et al

We the jury assess the  
damages and compensation to  
which the owners of Tract 25  
are entitled to at \$20,000.00

J. M. Zindal  
Foreman

State of New York  
vs. Carl Anderson

JURY LIST - SPRING SESSION- MARCH 8, 1965.

- ~~1. Cannon, Nolan P., Merchant, Rosinton~~
- ~~2. Cabiness, Marvin, Laborer, Bay Minette~~
- ~~3. Day, Fred D., Farmer, Bay Minette~~
- ~~4. Jones, Jack, Poultry Farm, Bay Minette~~
- ~~5. Hill, Calvin, Farmer, Belforest~~
- ~~6. Harper, Cecil, Brookley Field, Bay Minette~~
- ~~7. Holk, Arthur A., Ins. Agt., Foley~~
- ~~8. Givens, Clyde, Pulp Wood, Seminole~~
- ~~9. Hardy, Wendell B., Salesman, Bay Minette~~
- ~~10. McDaniel, Schuler, Farmer, Robertsdale~~
- ~~11. McLeod, George, State Emp., Gulf Shores~~
- ~~12. McNeil, G.H., R.E.A. Foreman, Foley~~
- ~~13. McDill, Sam C., Farmer, Bay Minette~~
- ~~14. Campbell, Woodrow W., Mgr. Foley Mtr. Co., Foley~~
- ~~15. Attaway, Hubert, State Emp., Gulf Shores~~
- ~~16. Cleveland, Lyle E., Nurseryman, Foley~~
- ~~17. Campbell, A.C., Jr., Farmer, Rosinton~~
- ~~18. Bulman, George W., Shipyard, Fairhope~~
- ~~19. Langham, Ernest, Carpenter, Fairhope~~
- ~~20. Leatherwood, P.M., Clerk, Daphne~~
- ~~21. Boehn, Louie, Farmer, Summerdale~~
- ~~22. Tindal, Kendrick N., Contractor, Bay Minette~~
- ~~23. Trione, Leonard, Real Estate, Daphne~~
- ~~24. Trawick, Cecil, Farmer, Stapleton~~
- ~~25. Tindall, Horace A., Farmer, Gulf Shores~~
- ~~26. Smith, Joel, Farmer, Perdido~~
- ~~27. Stewart, Alen Drew, Farmer, Bay Minette~~
- ~~28. Stewart, Nolan, Farmer, Bay Minette~~
- ~~29. Seibert, Fred, Jr., Farmer, Elberta~~
- ~~30. Smith, Sidney, K., State Employee, Bay Minette~~
- ~~31. Styron, Irby L., Plant Foreman, Robertsdale~~
- ~~32. Stanton, E.F., Merchants, Stockton~~
- ~~33. Sweat, E.D., Real Estate, Robertsdale~~
- ~~34. Stewart, Frank, State Emp., Gulf Shores~~
- ~~35. Bodiford, Charlie, Laborer, Foley~~
- ~~36. Allen, Norman W., Farmer, Gateswood~~
- ~~37. Johnson, Coy L., Laborer, Bay Minette~~
- ~~38. Koehler, Charles G., Jr., Banker, Elberta~~
- ~~39. Kane, James, Farmer, Loxley~~
- ~~40. Kriss, Frank, Farmer, Silverhill~~
- ~~41. Louder, Eric M., Carpenter, Foley~~

41  
2  
38  
12  
26

S XXXXX XXXXX XXX

D XXXXX XXXXX XX

STATE OF ALABAMA,

Petitioner,

Vs.

COLON L. ANDERSON, et al,  
Tract 25,

Respondent.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

CASE NUMBER 6166

FINAL JUDGMENT

This cause coming on to be heard by the Court on this the 10th day of March, 1965, 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 20th day of April, 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, and that the necessary action to properly effect the appeal from the Probate Court of Baldwin County, Alabama in accordance with all the statutes and laws in such cases made and provided, to the Circuit Court of Baldwin County, Alabama were made, and that said Court did enter an order of condemnation of the lands described in said application and which are hereinafter described, and that on the 23rd 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, K. N. Tindal and eleven others, and the issue of the amount of damages and compensation, if any, to which the landowners are entitled

304-C

having been submitted to them, did return a verdict in words and figures as follows:

"We the jury fix the damages and compensation to which the owners of Tract 25 are entitled at \$20,000.00."

---

K. N. Tindal  
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, rights and construction, hereinafter described be, and the same are 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, Colon L. Anderson, et al, are entitled is hereby fixed at the sum of \$20,000.00, 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 land-owners 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 10th day of March, 1965.

FILED

MAR 10 1965

CLERK  
REGISTER

304-D

*Joseph M. Miller*  
Circuit Judge



Exhibit "A"

STATE OF ALABAMA,	)	IN THE CIRCUIT COURT OF
Plaintiff,	)	BALDWIN COUNTY, ALABAMA
Vs.	)	AT LAW
COLON L. ANDERSON,	)	CASE NUMBER 6166
et al, Tract 25,	)	
Defendant.	)	

Comes now the Plaintiff, State of Alabama, and amends its petition and application for condemnation so that the description of the property and the rights sought to be condemned in the above-styled cause shall read as follows:

Commencing at the NW corner of the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 2, T5S, R4E; thence southerly along the West boundary of said  $\frac{1}{4}$  of  $\frac{1}{4}$  section, the West property line, a distance of 238 feet to the point of beginning at Sta. 858+20 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 915 feet, more or less, to a point that is 125 feet southerly of and at right angles to the centerline of the Right Lane of said Project; thence S80°-45'-12"E, parallel to the centerline of said Right Lane, a distance of 1162 feet, more or less, to a point on the South boundary of the S $\frac{1}{2}$  of the SW $\frac{1}{4}$  of said Section 2, the South property line; thence easterly along said South property line a distance of 1560 feet, more or less, to a point on the East boundary of the SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of said Section 2, the East property line; thence northerly along said East property line (crossing the centerline of said Left Lane at Sta. 885+93) a distance of 605 feet, more or less, to a point that is 125 feet northeasterly of and at right angles to the centerline of said Left Lane; thence N77°-07'-20"W, parallel to the centerline of said Left Lane, a distance of 1070 feet, more or less, to a point; thence N47°-07'-20"W a distance of 170 feet, to a point that is 210 feet northeasterly of and at right angles to the centerline of said Left Lane; thence N77°-07'-20"W, parallel to the centerline of said Left Lane; a distance of 1352 feet, more or less, to a point that is 210 feet northerly of and at right angles to the centerline at P.T. Sta. 859+98.61; thence northwesterly along a curve to the left (concave southerly) having a radius of 11,669.15 feet, a distance of 230 feet, more or less, to a point on the West boundary of the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of said Section 2, the West property line at this point; thence southerly along said West property line a distance of 215 feet, more or less, to the point of beginning.

Said strip of land lying in the S $\frac{1}{2}$  of the SW $\frac{1}{4}$  of Section 2, T5S, R4E and containing 59.42 acres, more or less, said land lying in Baldwin County, Alabama, and said measurements as recorded in Office of Judge of Probate of Baldwin County, Alabama, and as recorded on right of way map of Project No. I-10-1(11)44, in said Probate Office.

This condemnation for above Parcel No. 1 is made for the purpose of a controlled access facility, and any and all rights of ingress and egress or other abutter's rights relative to the right of way sought to be condemned as above described, are hereby expressly taken and included in Plaintiff's said application of condemnation so that the above described right of way shall be a controlled access facility.

Easement for Muck Disposal: Beginning at a point that is 125 feet southwesterly of and at right angles to the centerline of the Right Lane of Project No. I-10-1(11)44 at Sta. 863+00; thence S80°-45'-12"E, along the SW boundary line of Right of Way for said project, a distance of 778 feet, more or less, to a point on the South boundary line of the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 2, T5S, R4E, the South property line; thence westerly, along said South property line, a distance of 785 feet, more or less, to a point; thence N09°-14'-48"E a distance of 135 feet, more or less, to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 2, T5S, R4E, and containing 1.12 acres, more or less, said land lying in Baldwin County, Alabama, and said measurements as recorded in Office of Judge of Probate of Baldwin County, Alabama, and as recorded on right of way map of Project No. I-10-1(11)44, in said Probate Office.

Easement for Muck Disposal: Commencing at a point that is 125 feet northeasterly of and at right angles to the centerline of the Left Lane of Project No. I-10-1(11)44 at Station 884+00, the point of beginning; thence northeasterly and at right angles to the said centerline, a distance of 150 feet to a point; thence S77°-07'-20"E a distance of 130 feet, more or less, to the East boundary line of the SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 2, T5S, R4E; thence southerly along the said East boundary line, a distance of 155 feet, more or less, to a point on the North Right of Way of said Left Lane; thence N77°-07'-20"E a distance of 165 feet, more or less, to the point of beginning.

Said strip of land lying in the SE $\frac{1}{4}$  of the SW $\frac{1}{4}$  of Section 2, T5S, R4E, and containing 0.51 acres, more or less, said land lying in Baldwin County, Alabama, and said measurements as recorded in Office of Judge of Probate of Baldwin County, Alabama, and as recorded on right of way map of Project No. I-10-1(11)44, in said Probate Office.

This the 10 day of March, 1965.

RICHMOND FLOWERS  
ATTORNEY GENERAL

FILED  
MAR 10 1965  
ALICE L. DICK, CLERK  
REGISTER

By: Kenneth Cooper  
Special Assistant Attorney General

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