

STATE OF ALABAMA,  
Appellant,

vs

ST. REGIS PAPER COMPANY, A  
New York Corporation, as to  
Tract Number 42,  
Appellee.

IN THE CIRCUIT COURT OF  
BALDWIN COUNTY, ALABAMA

CASE NO. 5208

6/16/68

### FINAL JUDGMENT

This cause coming on to be heard by the Court without a jury, the Appellant having withdrawn its demand for a trial by jury, on this the 16th day of April, 1965, now come the parties and their respective attorneys of record and it appearing to the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 of record in this cause, that on the 4th 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, 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, 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 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 Respondent landowner is 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 the Court having considered all the above is of opinion and judgment that an order 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 Respondent landowner the sum hereinafter stated; it is therefore

ORDERED, ADJUDGED and DECREED by the Court 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 hereof 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 landowner, and into the State of Alabama, subject however to the reservations by the landowner, to-wit, St. Regis Paper Company, a New York Corporation, of all oil, gas and mineral rights in and to all of the lands of said interstate right-of-way and easements condemned, as set forth in paragraph 5 of that Agreement made and entered into by the State Highway Department of the State of Alabama and St. Regis Paper Company, a New York Corporation, which said Agreement is dated the 4th day of March, 1965, and which is by reference made a part hereof as though fully set forth herein, and which shall be incorporated herein as Exhibit "B", upon the payment by the State of Alabama of the sum of \$64,400.00 as compensation for the land, rights and construction, and in addition thereto the sum of \$18,000.00 as damages, making the total payments in money for compensation and damages to be paid to the Respondent herein, to-wit, St. Regis Paper Company, the amount of \$82,400.00; and in addition to the payment of said sum, the State of Alabama shall construct and maintain a grade separation over Interstate Highway 10 for the sole use and benefit of St. Regis Paper Company, its successors, and assigns, as provided and set forth in paragraph 2 of the aforesaid Agreement. And it is further

ORDERED, ADJUDGED AND DECREED by the Court that the aforesaid Agreement, and all its terms and conditions as contained therein,

shall be binding on both parties thereto. And it is further

ORDERED, ADJUDGED AND DECREED by the Court that upon the payment of the above said amount of \$82,400.00 by the State of Alabama to the said landowner, the condemnation of the lands hereinabove described shall become effective.

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

Dated this 16th day of April, 1965.

Joseph P. Maddux  
Circuit Judge  
Baldwin County, Alabama

FILED

APR 16 1965

ALICE L. DUKA, CLERK  
REGISTER

EXHIBIT "A"

STATE OF ALABAMA	)	IN THE CIRCUIT COURT OF
	)	
Appellant,	)	BALDWIN COUNTY, ALABAMA
	)	
vs	)	
	)	
ST. REGIS PAPER COMPANY, A	)	CASE NO. 5208
New York Corporation, as to	)	
Tract Number 42,	)	
	)	
Appellee.	)	

Comes now the appellant, 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 SW corner of Section 30, T5s, R6E; thence northerly along the West boundary of said section, the West property line, a distance of 2146.5 feet to point of beginning at Sta. 1337+03 on the centerline of the Left Lane of Project No. 1-10-1(11) 44, thence northerly along said West property line a distance of 126 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of said Left Lane; thence easterly, parallel to the centerline of said Left Lane, along a curve to the left (concave northerly) having a radius of 5604.58 feet, a distance of 883 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of said Left Lane at P. R. Sta. 1345+91.25; thence N 87° -31' -55" E, parallel to the centerline of said Left Lane, a distance of 5829.31 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of said Left Lane at P. C. Sta 1404 + 20.56; thence easterly, parallel to the centerline of said Left Lane, along a curve to the right (concave southerly) having a radius of 8719.37 feet, a distance of 3125 feet, more or less, to a point; thence N 78° -21' -36" E. a distance of 120 feet, more or less, to a point that is 185 feet northeasterly of and at right angles to the centerline of said Left Lane at Sta. 1436+00; thence southeasterly, parallel to the centerline of said Left Lane, along a curve to the right (concave southwesterly) having a radius of 8779.37 feet, a distance of 645 feet, more or less, to a point that is 185 feet northeasterly of and at right angles to the centerline of said Left Lane at P. T. Sta. 1442+30.56; thence S 73° -25' -05" E, parallel to the centerline of said Left Lane, a distance of 160 feet, more or less, to a point; thence S 43° -25' -05" E a distance of 120 feet, more or less, to a point that is 125 feet Northeasterly of and at right angles to the centerline of said Left Lane at Sta. 1445+00; thence S 73° -25' -05" E, parallel to the centerline of said Left Lane, a distance of 1655.33 feet, more or less, to a point that is 125 feet northeasterly of and at right angles to the centerline of said Left Lane at P. C. Sta. 1461+45.94; thence easterly, parallel to the centerline of said Left Lane, along a curve to the left (concave northerly) having a radius of 11,334.15 feet, a distance of 3847 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of said Left Lane at P. T. Sta. 1500+35.11; thence N 87° -08' -10" E, parallel to the centerline of said Left Lane, a distance of 6017.0 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of said Left Lane at P.C. Sta. 1560+52.94; thence easterly, parallel to the centerline of said Left Lane, along a curve to the right (concave

southerly) having a radius of 11,584.15 feet, a distance of 1665 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of said Left Lane at P.T. Sta. 1576+87.94; thence S 84°-41'-20" E, parallel to the centerline of said Left Lane, a distance of 1610 feet, more or less, to a point; thence N 65°-18'-40" E a distance of 230 feet, more or less, to a point that is 240 feet northerly of and at right angles to the centerline of said Left Lane at Sta. 1589+00; thence S 84°-41'-20" E, parallel to the centerline of said Left Lane, a distance of 600 feet, more or less, to a point; thence S 54°-41'-20" E a distance of 230 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of said Left Lane at Sta. 1597+00; thence S 84°-41'-20" E, parallel to the centerline of said Left Lane, a distance of 1573 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of said Left Lane at P.C. Sta. 1612+73.27; thence southeasterly, parallel to the centerline of said Left Lane, along a curve to the right (concave southwesterly) having a radius of 8719.37 feet, a distance of 2202 feet, more or less, to a point that is 125 feet northeasterly of and at right angles to the centerline of said Left Lane at P.T. Sta. 1634+43.27; thence S 70°-13'-20" E a distance of 1157 feet, more or less, to a point that is 169 feet northeasterly of and at right angles to the centerline of said project at Sta. 1646+00; thence S 40°-13'-20" E a distance of 38 feet, more or less, to a point that is 150 feet northeasterly of and at right angles to the centerline of said project; thence S 70°-13'-20" E, parallel to the centerline of said project, a distance of 1900 feet, more or less, to a point on the West boundary of the Perdido River, the East property line; thence southerly, along said East property line (crossing the centerline of said project at Sta. 1665+70) a distance of 320 feet, more or less, to a point that is 150 feet, southwesterly of and at right angles to the centerline of said project; thence N 70°-13'-20" W, parallel to the centerline of said project, a distance of 1880 feet, more or less, to a point; thence S 79°-46'-40" W a distance of 38 feet, more or less, to a point that is 169 feet southwesterly of and at right angles to the centerline of said project at Sta. 1646+00; thence N 70°-13'-20" W, parallel to the centerline of said project, a distance of 697 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 at P.T. Sta. 1638+66.22 Back and Right Lane = P.O.T. Sta. 1639+02.76 Ahead and centerline Median; thence northwesterly, parallel to the centerline of said Right Lane, along a curve to the left (concave Southwesterly) having a radius of 8469.37 feet, a distance of 2138 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.C. Sta. 1616+96.22; thence N 84°-39'-20" W, parallel to the centerline of said project, a distance of 996 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 Sta. 1607+00; thence S 65°-20'-40" a distance of 170 feet, more or less, to a point that is 210 feet southerly of and at right angles to the centerline of said Right Lane; thence N 84°-39'-20" W, parallel, to the centerline of said Right Lane, a distance of 1710 feet, more or less, to a point; thence N 54°-39'-20" W a distance of 170 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 Sta. 1587+00; thence N 84°-39'-20" W, parallel to the centerline of said Right Lane, a distance of 1000 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. 1576+73.63=Sta. 1577+02.25 Ahead; thence westerly, parallel to the centerline of said Right Lane, along a curve to the left (concave southerly) having a radius of 11,334.15 feet, a distance of 1615 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.C. Sta. 1560+38.63; thence S 87°-10'-10" W, parallel to the centerline of said Right Lane, a distance of 6302 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. 1499+19.80; thence westerly, parallel to the centerline of said Right Lane,

along a curve to the right (concave northerly) having a radius of 11, 584.15 feet, a distance of 1142 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 Sta. 1488+00; thence S 64°-29'-10" W a distance of 150 feet, more or less, to a point that is 200 feet southerly of and at right angles to the centerline of said Right Lane; thence northwesterly, parallel to the centerline of said Right Lane, along a curve to the right, (concave northeasterly) having a radius of 11, 659.15 feet, a distance of 2154 feet, more or less, to a point that is 200 feet wouthwesterly of and at right angles to the centerline of said Right Lane at P.C. Sta. 1465+53.14; thence N75°-59'-50" W, parallel to the centerline of said Right Lane a distance of 155 feet, more or less, to a point; thence N 46°-59'-50" W a distance of 150 feet, more or less, to a point that is 125 feet southwesterly of and at right angles to the centerline of said Right Lane at Sta. 1463+00; thence N 75°-59'-50" W, parallel to the centerline of said Right Lane, a distance of 2898 feet, more or less, to a point; thence S 84°-00'-10" W, 170 feet to a point that is 210 feet southwesterly of and at right angles to the centerline of said Right Lane at P.T. Sta. 1432+54.63; thence westerly, parallel to the centerline of said Right Lane, along a curve to the left, (concave southerly) having a radius of 8384.37 feet, a distance of 2361 feet, more or less, to a point that is 210 feet southerly of and at right angles to the centerline of said Right Lane at P.C. Sta. 1408+34.63; thence S 87°-52'-10" W, parallel to the centerline of said Right Lane a distance of 1535 feet, more or less, to a point; thence N 62°-07'-50" W a distance of 120 feet to a point that is 125 feet southerly of and at right angles to the centerline of said Right Lane; thence S 87°-52'-10" W, parallel to the centerline of said Right Lane, a distance of 5254 feet, more or less, to a point; thence westerly, parallel to the centerline of said Right Lane, along a curve to the right, (concave northerly) having a radius of 5854.58 feet, a distance of 1020 feet, more or less, to a point on said West property line; thence northerly along said West property line a distance of 404 feet, more or less, to point of beginning. Said strip of land lying in Section 30, Section 29, Section 28, Section 27, Section 26, Section 25, Section 36, T5S, R6E; also in Section 31, T5S, R7E, and containing 389 acres, more or less, all as shown by the Right-of-way map of Project I-10-1(11) 44 as recorded in the Office of the Judge of Probate, Baldwin County, Alabama.

This condemnation for the above described land 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 Appellant's said application for condemnation so that the above described right-of-way shall be a controlled access facility.

#### ALSO THE FOLLOWING TEMPORARY EASEMENTS FOR MUCK DISPOSAL:

- A. A strip of land 150 feet in width and 2200 feet in length, extending 150 feet southerly of and at right angles to the South boundary line of Right-Of-Way for Project No. I-10-1(11)44 from the West boundary line of Section 30, T5S, R6E, to Station 1361+00 on right lane, said strip of land lying in the N $\frac{1}{2}$  of the SW $\frac{1}{4}$  of Sec. 30, T5S, R6E, and containing 7.58 acres, more or less.
- B. A strip of land 150 feet in width and 1500 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet northerly of, and at right angles to the North boundary line of Right-Of-Way for Project No. I-10-1(11)44 from Sta. 1340+00 to Sta 1355+00 on the Left Lane. Said strip of land lying in the N $\frac{1}{2}$  of the SW $\frac{1}{4}$  of Section 30, T5S, R6E, and containing 5.17 acres, more or less.
- C. A strip of land 150 feet in width, and 4873 feet in length, to be used for the purpose of a Muck Disposal Area, extending 150 feet Northerly of, and at right angles to the North boundary line of Right-Of-Way for Project No. I-10-1(11)44 from Sta. 1387+00 on the Left Lane, to Sta. 1435+00.



Said strip of land lying in the N  $\frac{1}{2}$  of the SE  $\frac{1}{4}$  of Section 30, T5S, R6E, and in the S  $\frac{1}{2}$  of Section 39, T5S, R6E, and containing 16.78 acres, more or less.

D. A strip of land 200 feet in width, and 3368 feet in length, to be used for the purpose of a Muck Disposal Area, extending 200 feet southerly of, and at right angles to the South boundary line of Right of Way of Project No. I-10-1(11)44 from Sta. 1393+00 to P. T. Sta. 1432+54.63 on the Right Lane. Said strip of land lying in the S  $\frac{1}{2}$  of Section 29, T5S, R6E, and containing 17.76 acres, more or less.

E. A strip of land 150 feet in width and 1300 feet in length, to be used for the purpose of a Muck Disposal Area extending 150 ft. southerly of, and at right angles to the South boundary line of Right of Way of Project I-10-1(11)44 from Sta. 1444+00 to Sta. 1457+00 on the Right lane. Said strip of land lying in the S  $\frac{1}{2}$  of the SE  $\frac{1}{4}$  of Section 29, T5S, R6E, and in the S  $\frac{1}{2}$  of the SW  $\frac{1}{4}$  of Section 28, T5S, R6E, and containing 4.46 acres, more or less.

F. A strip of land 150 feet in width and 700 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet northeasterly of, and at right angles to the North boundary line of Right of Way of Project No. I-10-1(11)44 from Sta. 1448+00 to Sta. 1455+00 on the Left Lane. Said strip of land lying in the N  $\frac{1}{2}$  of the SW  $\frac{1}{4}$  of Section 28, T5S, R6E, and containing 2.41 acres, more or less.

G. A strip of land 100 feet in width and 6661 feet in length, to be used for the purpose of a Muck Disposal Area, extending 100 feet northerly of, and at right angles to the North boundary line of Right of Way of Project I-10-1(11)44 from Sta. 1475+00 to Sta. 1542+00 on the Left Lane. Said strip of land lying in the S  $\frac{1}{2}$  of SE  $\frac{1}{4}$  of Section, 28, T5S, R6E, and the S  $\frac{1}{2}$  of Section 27, T5S, R6E, and containing 15.29 acres, more or less.

H. A strip of land 150 feet in width and 2060 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet southerly and at right angles to the South boundary of Right of Way for Project No. I-10-1(11)44 from Sta. 1488+00 to Sta. 1506+95 on the Right Lane. Said strip of land lying in the SE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 28, T5S, R6E, and the SW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 27, T5S, R6E, and containing 7.48 acres, more or less.

I. A strip of land 150 feet in width and 1770 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet southerly and at right angles to the South boundary of Right of way for Project I-10-1(11)44 from Sta. 1508+05 to Sta. 1525+75 on the Right Lane. Said strip of land lying in the S  $\frac{1}{2}$  of the S  $\frac{1}{2}$  of Section 27, T5S, R6E, and containing 5.71 acres, more or less.

J. A strip of land 150 feet in width and 1775 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet southerly and at right angles to the South boundary of Right of Way for Project I-10-1(11)44 from Sta. 1526+25 to Sta. 1544+00 on the Right Lane. Said strip of land lying in the S  $\frac{1}{2}$  of the SE  $\frac{1}{4}$  of Section 27, T5S, R6E, and containing 6.11 acres, more or less.

K. A strip of land 100 feet in width and 500 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet northerly and at right angles to the North boundary line of Right of Way for Project No. I-10-1(11)44 from Sta. 1552+00 to Sta. 1557+00 on the Left Lane. Said strip of land lying in the S  $\frac{1}{2}$  of the SW  $\frac{1}{4}$  of Section 26, T5S, R6E, and containing 1.15 acres, more or less.

L. A strip of land 150 feet in width and 375 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet southerly of and at right angles to the South boundary line of Right of Way for Project No. I-10-1(11)44 from Sta. 1552+00 to Sta. 1555+75 on the Right Lane. Said strip of land lying in the SW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 26, T5S, R6E, and containing 1.29 acres, more or less.

M. A strip of land 150 feet in width and 1647 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet southerly and at right angles to the South boundary of Right of Way for Project No. I-10-1(11)44 from Sta. 1556+31 to Sta. 1573+00 on the Right Lane. Said strip of land lying in the  $S\frac{1}{2}$  of the  $SW\frac{1}{4}$  of Section 26, T5S, R6E, and containing 5.67 acres, more or less.

N. A strip of land 100 feet in width and 900 feet in length to be used for the purpose of a Muck Disposal Area, extending 100 ft. northerly of, and at right angles to the North boundary line of Right of Way for Project No. I-10-1(11)44 from Sta. 1563+00 to Sta. 1572+00 on the Left Lane. Said strip of land lying in the  $SE\frac{1}{4}$  of the  $SW\frac{1}{4}$  of Section 26, T5S, R6E, and containing 2.10 acres, more or less.

O. A strip of land 150 feet in width and 373 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet southwesterly and at right angles to the South boundary of Right of Way for Project I-10-1(11)44 from Sta. 1577+02.25 to Sta. 1580+75 on the Right Lane. Said strip of land lying in the  $SW\frac{1}{4}$  of the  $SE\frac{1}{4}$  of Section 26, T5S, R6E, and containing 1.28 acres, more or less.

P. A strip of land 100 feet in width and 600 feet in length to be used for the purpose of a Muck Disposal Area, extending 100 feet northeasterly and at right angles to the North boundary of Right of Way for Project I-10-1(11)44 from Sta. 1579+00 to Sta. 1585+00 on the Left Lane. Said strip of land lying in the  $SW\frac{1}{4}$  of the  $SE\frac{1}{4}$  of Section 26, T5S, R6E, and containing 1.38 acres more or less.

Q. A strip of land 150 feet in width and 375 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet southwesterly of and at right angles to the South boundary of Right of Way for Project I-10-1(11)44 from Sta. 1581+25 to Sta. 1585+00 on the Right Lane. Said strip of land lying in the  $SW\frac{1}{4}$  of the  $SE\frac{1}{4}$  of Section 26, T5S, R6E, and containing 1.28 acres, more or less.

R. A strip of land 150 feet in width and 300 feet in length, to be used for the purpose of a Muck Disposal Area, extending 150 feet northeasterly of and at right angles to the North boundary line of Right of Way for Project I-10-1(11)44 from Sta. 1597+00 to Sta. 1600+00 on the Left Lane. Said strip of land lying in the  $SE\frac{1}{4}$  of the  $SE\frac{1}{4}$  of Section 26, T5S, R6E, and containing 1.03 acres, more or less.

S. A strip of land 150 feet in width and 1422 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet northeasterly of and at right angles to the North boundary line of Right of Way for Project I-10-1(11)44 from Sta. 1608+00 to Sta. 1622+00 on the Left Lane. Said strip of land lying in the  $S\frac{1}{2}$  of the  $SE\frac{1}{4}$  of Section 25, T5S, R6E, and containing 4.89 acres, more or less.

T. A strip of land 150 feet in width and 2363 feet in length to be used for the purpose of a Muck Disposal Area extending 150 feet northeasterly of and at right angles to the South boundary of Right of Way for Project I-10-1(11)44 from Sta. 1609+00 to Sta. 1633+00 on the Right Lane. Said Strip of land lying in the  $S\frac{1}{2}$  of the  $SW\frac{1}{4}$  of Section 25, T5S, R6E, and containing 8.14 acres, more or less, and the  $NE\frac{1}{4}$  of the  $NW\frac{1}{4}$  of Section 36, T5S, R6E.

U. A strip of land 100 feet wide and 816 feet in length to be used for the purpose of a Muck Disposal Area, extending 100 feet North-easterly of and at right angles to the North boundary line of Right of Way for Project No. I-10-1(11)44 from Sta. 1625+00 to Sta. 1633+00 on the Left Lane. Said strip of land lying in the  $SE\frac{1}{4}$  of the  $SW\frac{1}{4}$  and the  $SW\frac{1}{4}$  of the  $SE\frac{1}{4}$  of Section 25, T5S, R6E, and containing 1.87 acres, more or less.



V. A strip of land 100 feet wide and 1300 feet long to be used for the purpose of a Muck Disposal Area, extending 100 feet northeasterly of and at right angles to the North boundary line of Right of Way for Project No. I-10-1(11)44 from Sta. 1647+00 to Sta. 1660+00 on the Left Lane. Said strip of land lying in the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 36, T5S, R6E, and containing 2.98 acres, more or less

W. A strip of land 100 feet in width and 1300 feet in length to be used for the purpose of a Muck Disposal Area, extending 100 feet southwesterly and at right angles to the South boundary of Right of Way for Project I-10-1(11)44 from Sta. 1647+00 to Sta. 1660+00 on the Right Lane. Said strip of land lying in the NE $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 36, T5S, R6E, and containing 2.98 acres, more or less,

It being understood and agreed that upon completion of said Project all rights condemned herein for temporary easements above described in paragraphs "A" thru "W", shall cease and terminate.

AA. Easement for Drainage: Beginning 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 Sta. 1467+16; thence parallel to the centerline of said Left Lane around a curve to the Left (concave northeasterly) having a radius of 11,334.15 feet, a distance of 56.1 feet to a point; thence N 40°-18'-16" E a distance of 200 feet to a point; thence N 76°-41'-44" W a distance of 56.1 feet to a point; thence S 40°-18'-16" W a distance of 200 feet to the point of beginning. Said strip of land lying in Section 28, T5S, R6E, and containing 0.23 acres.

BB. Easement for Drainage: Beginning at a point that is 125 feet southerly of and at right angles to the centerline of the Right Lane of Project No. I-10-1(11)44 at Sta. 1507+22; thence N 87°-10'-10" E, parallel to the centerline of said Right Lane, a distance of 110.3 feet to a point; thence S 27°-49'-50" E a distance of 350 feet to a point; thence S 87°-10'-10" W a distance of 110.3 feet to a point; thence N 27°-49'-50" W a distance of 350 feet to a point of beginning, said strip of land lying in Section 27, T5S, R6E, and containing 0.81 acres, more or less.

CC. Easement for Drainage: Beginning at a point that is 125 feet southerly of and at right angles to the centerline of the Right Lane of Project No. I-10-1(11)44 at Sta. 1526+25; thence S 02°-49'-50" E a distance of 500 feet to a point; thence S 87°-10'-10" W a distance of 50 feet to a point; thence N 02°-49'-50" W a distance of 500 feet to a point; thence N 87°-10'-10" E a distance of 50 feet to point of beginning. Said strip of land lying in Section 27, T5S, R6E, and containing 0.57 acres, more or less.

DD. Easement for Drainage: Beginning at a point that is 125 feet southerly of and at right angles to the centerline of the Right Lane of Project No. I-10-1(11)44 at Sta. 1555+37; thence N 87°-10'-10" E, parallel to the centerline of said Right Lane, a distance of 56.2 feet to a point; thence S 29°-49'-50" E a distance of 550 feet to a point; thence S 87°-10'-10" W a distance of 56.2 feet to a point; thence N 29°-49'-50" W a distance of 550 feet, more or less, to point of beginning. Said strip of land lying in Section 26, T5S, R6E, and containing 0.63 acres, more or less.

EE. Easement for Drainage: Beginning at a point that is 125 feet southerly of and at right angles to the centerline of the Right Lane of Project No. I-10-1(11)44 at Sta. 1580+75; thence S 05°-04'-59" W a distance of 400 feet to a point; thence S 84°-55'-01" E a distance of 400 feet to a point; thence N 84°-55'-01" W a distance of 50 feet to point of beginning. Said strip of land lying in Section 26, T5S, R6E, and containing 0.46 acres, more or less.

FILED

APR 16 1935

Alice J. Dick, CLERK  
REGISTER

(6)

*Kenneth Cooper*  
Attorney For Appellant

*Exhibit B.*

STATE OF ALABAMA X

COUNTY OF BALDWIN X

KNOW ALL MEN BY THESE PRESENTS, that, WHEREAS, the State Highway Department of the State of Alabama (hereinafter referred to for convenience as the "State") has heretofore instituted and commenced condemnation proceedings in the Probate Court of Baldwin County, Alabama, for a right of way and easements over, across, and along certain lands in Baldwin County, Alabama, owned by St. Regis Paper Company, a New York Corporation, (hereinafter referred to for convenience as "St. Regis"), said condemnation proceeding being styled or entitled State of Alabama vs. St. Regis Paper Company, a New York Corporation, Probate Court of Baldwin County, Alabama, as to Tract No. 42, in the Probate Court of Baldwin County, Alabama, Case Number 5208, and

WHEREAS, on, to-wit, July 24, 1964 the State took an appeal to the Circuit Court of Baldwin County, Alabama, from the order of condemnation entered by the Probate Court of Baldwin County, Alabama, in the aforesaid condemnation proceeding on, to-wit, July 23, 1964, and

WHEREAS said appeal is now pending in the Circuit Court of Baldwin County, Alabama, and

WHEREAS the State and St. Regis have agreed upon a compromise and settlement of said appeal and condemnation proceeding now pending in the Circuit Court of Baldwin County, Alabama,

NOW, THEREFORE, the State and St. Regis do hereby make and execute the following agreement:

1. For and in consideration of the premises, covenants, conditions, obligations and stipulations hereinbelow stated, the

State and St. Regis hereby covenant and agree that as soon as reasonably possible after the execution of this agreement but within thirty days from the date hereof, the State and St. Regis shall cause a consent judgment to be rendered in the said condemnation case now pending before the Circuit Court of Baldwin County, Alabama, which judgment will condemn the property of St. Regis which is described in the State's application or petition therein, for the use and purposes stated therein, and shall fix as compensation for St. Regis for the right of way and easements which the State is seeking to acquire, and which it will acquire in the said judgment, at the sum of \$64,400.00 and in addition thereto the sum of \$18,000.00 as damages, making the total compensation and damages to be paid to St. Regis amount to the total sum of \$82,400.00.

A copy of this agreement shall be incorporated in and made a part of the final judgment in the said condemnation case.

2. (a) The State shall construct and maintain a grade separation so long as St. Regis shall be denied access across the right of way of Interstate Highway Number 10 at the place where the said grade separation shall be constructed, with said grade separation to consist of two (2) reinforced concrete span type bridges, one to cross above and over the north lane of said Interstate Highway and the other to cross the south lane of said Interstate Highway with an embankment section between said bridges, and said span type bridges shall have a width from curb to curb of a distance of twenty-four (24) feet. Said grade separation shall be constructed approximately at the point where the present graded, private road (known as the "George Yarbrough Road" and shown on the Alabama Highway Department map of Project I-10-1(11) as recorded in

the office of the Judge of Probate, Baldwin County, Alabama) crosses the right of way of Interstate Highway Number 10 over the North lane at Station 1458, running more or less southeasterly, crossing the South lane between Station 1460 and 1461, said crossing being in Section 28, T 5 S, R 6 E, Baldwin County, Alabama.

(b) Nothing in this agreement is to be construed as in anyway affecting the present private character of the said "George Yarbrough Road", other than St. Regis hereby agrees to allow representatives of the State to cross its lands in a reasonable manner and at reasonable times for the purpose of properly maintaining said grade separation.

(c) St. Regis hereby grants and conveys unto the State a temporary easement at the north and south approaches to said grade separation in order for the State to have a reasonable working area for the construction of said grade separation and immediate approaches necessary to connect with the existing road, said temporary easement to terminate upon the completion of construction of said grade separation.

(d) The State hereby agrees that said grade separation will be in service and available for use by St. Regis before St. Regis is denied access across the right of way of Interstate Highway Number 10 condemned by the State in said condemnation suit or proceeding previously filed against St. Regis in the Probate Court of Baldwin County, Alabama.

3. St. Regis is hereby granted permission for use of and ingress and egress across the area beneath the bridge structures on said right of way and easements sought to be condemned

at the West end of the Perdido River bridge (including only that portion of such structure at Perdido River which lies within the State of Alabama) and on both sides of the structure to be constructed over and across the Styx River.

4. It is expressly understood and agreed that no materials or equipment is to be stored upon said grade separation or under said river bridges or within the right of way acquired for said interstate project; that such access, as hereinabove or hereinafter granted, will be utilized or employed in such manner as not to endanger the interstate structures or traffic thereon, that such access hereinabove or hereinafter granted is not to be construed in any manner whatsoever as permission to enter said interstate highway, or the right of way thereof; and that the rights of access hereinabove or hereinafter granted St. Regis over, across, and along said grade separation and beneath and under said river bridge structures will be terminated if carried on in such a manner as to provide a hazard to the safety of the traveling public along said interstate highway, provided, however, that such rights of access will not be terminated if the hazardous use or employment of said road is corrected or ceased within ten (10) days after receipt from the State of written notice as to the hazardous use or employment complained of.

5. It is expressly understood, covenanted and agreed that St. Regis shall retain all oil, gas and mineral rights in and to all of the lands of said interstate right of way and easements sought to be condemned in said condemnation proceeding now pending before the Circuit Court of Baldwin County, Alabama, but shall have no right or authority to use the surface thereof in any other way whatsoever. While St. Regis shall have no authority or right to use the surface of the said right of way



in any way or manner whatsoever in connection with its ownership of the mineral rights thereunder, it may take and remove oil or gas from under the said right of way by slant-drilling a well or wells located on the surface of its lands outside of the said right of way.

6. This contract shall be binding upon the parties hereto, their successors and assigns, and St. Regis may assign, convey or transfer any or all of the rights or benefits given to it by this contract in any legal way.

7. This agreement has been executed in Six counterparts, each of which is an original.

IN WITNESS WHEREOF, the State of Alabama, acting through its agency, the State Highway Department, has hereto affixed the respective names and seals of the State of Alabama and of the State Highway Department, the Governor of Alabama hereinbelow approving the aforesaid agreement, and the St. Regis Paper Company hereto signs its corporate name and hereto affixes its corporate seal by its Vice President thereunto duly authorized as of the 4<sup>th</sup> day of March, 1965.

STATE OF ALABAMA  
STATE HIGHWAY DEPARTMENT

BY W. C. Keelson  
Director

APPROVED:

George C. Wallace  
Governor of Alabama

ATTEST:

Miss Agnes Dargatz  
Secretary of State

ATTEST:

Harmon Crawford  
Secretary

ST. REGIS PAPER COMPANY

BY William R. Pollock  
Vice President

STATE OF ALABAMA X

COUNTY OF

I, the undersigned Notary Public in and for said State and County, do hereby certify that H. L. Nelson, whose name

as Director of the State Highway Department, an agency of the State of Alabama, is signed to the foregoing instrument and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, he, as such officer and with full authority executed the same voluntarily for and as the act of said Department.

GIVEN under my hand and official seal this the 4 day of March, 1965.

Mary Jo Cass (SEAL)  
NOTARY PUBLIC, MONTGOMERY County, Alabama

STATE OF ALABAMA X  
COUNTY OF MONTGOMERY X

I, the undersigned Notary Public in and for said State and County, hereby certify that the Honorable George C. Wallace, whose name as Governor of the State of Alabama, is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument he, in his capacity as Governor of the State of Alabama, approved the same voluntarily on the day the same bears date.

GIVEN under my hand and official seal this the 4 day of March, 1965.

William G. Brown (SEAL)  
NOTARY PUBLIC, MONTGOMERY COUNTY, ALABAMA

STATE OF NEW YORK  
COUNTY OF NEW YORK

I, the undersigned Notary Public in and for said State and County, hereby certify that WILLIAM R. ADAMS and HOMER CRAWFORD whose names as ~~vice~~-president and secretary, respectively, of St. Regis Paper Company, are signed to the foregoing instrument and who are known to me, acknowledged before me on this day that, being informed of the contents of the said instrument, and being duly authorized by the St. Regis Paper Company to execute the same for and in its name, as, such officers and with full authority, executed the same voluntarily for and as the act of the said St. Regis Paper Company.

GIVEN under my hand and official seal this the 8th day of April, 1965.

John J. Burke (SEAL)  
NOTARY PUBLIC, MOBILE COUNTY, ALABAMA

JOHN J. BURKE  
Notary Public, State of New York  
No. 60-5529201  
Qualified in Westchester County  
Cert. filed in New York County  
Commission Expires March 30, 1968

<p>JOHNSTON, JOHNSTON &amp; NETTLES ATTORNEYS AT LAW TELEPHONE 432-1811 EIGHTH FLOOR FIRST NATIONAL BANK ANNEX MOBILE, ALABAMA 36601</p>	
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# 5208

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 J. B. BLACKBURN, as Attorney of Record, for ST. REGIS PAPER COMPANY, 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 J. B. Blackburn  
By service on \_\_\_\_\_

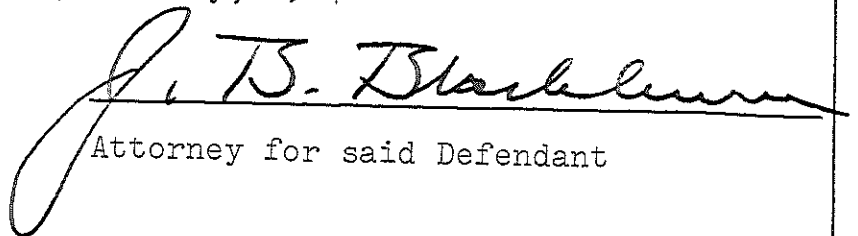
TAYLOR WILKINS, Sheriff  
By W. P. Salbert D. S.  
*om*

STATE OF ALABAMA, )  
VS. Petitioner, ) IN THE PROBATE COURT OF  
ST. REGIS PAPER COMPANY, ET AL., ) BALDWIN COUNTY, ALABAMA  
Defendants. ) CASE NO. 5208

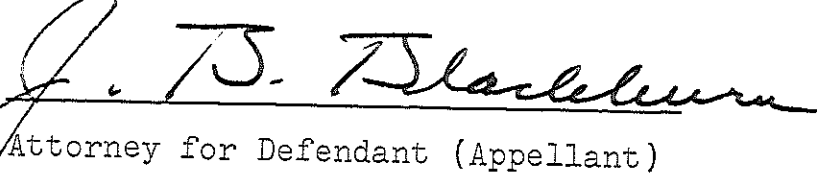
APPEAL OF DEFENDANT, ST. REGIS PAPER COMPANY

Now comes the defendant, St. Regis Paper Company, a New York corporation, and appeals to the Circuit Court of Baldwin County, Alabama, Law Side, from the final order of condemnation heretofore rendered in this cause and dated on, to-wit, July 23, 1964.

Dated this 27th day of July, 1964.

  
Attorney for said Defendant

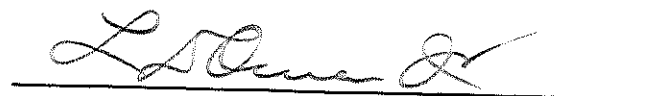
The defendant (appellant) demands a trial of this cause by jury in the Circuit Court of Baldwin County, Alabama.

  
Attorney for Defendant (Appellant)

TO TELFAIR J. MASHBURN, SPECIAL ASSISTANT ATTORNEY GENERAL, BAY MINETTE, ALABAMA:

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 27th day of July, 1964.

WITNESS my hand this 27th day of July, 1964.

  
Judge of Probate, Baldwin County, Alabama



STATE OF ALABAMA )  
\*  
BALDWIN COUNTY )

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

You are hereby commanded to serve the foregoing notice of appeal upon Telfair J. Mashburn, Special Assistant Attorney General, Bay Minette, Alabama, and make due return to this court of such service.

Dated this 27th day of July, 1964.

*L. D. Owen Jr.*

Judge of Probate, Baldwin County,  
Alabama

Received 28 day of July 1964  
and on 28 day of July 1964  
I served a copy of the within Petition for Appeal  
on Telfair J. Mashburn

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

TAYLOR WILKINS, Sheriff  
By W. A. Talbert D. S.

*om*

STATE OF ALABAMA,	)	
Appellant,	)	IN THE PROBATE COURT OF
vs.	)	BALDWIN COUNTY, ALABAMA
ST. REGIS PAPER COMPANY, a	)	
New York Corporation, as to	)	CASE NUMBER 5208
TRACT NUMBER 42,	)	
Appellee.	)	

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 23rd day of July, 1964, insofar as said order of condemnation relates to the Tract of land and the owners and parties interest therein as follows:

TRACT NUMBER 42: St. Regis Paper Company, a New York Corporation, doing business in the State of Alabama, is the owner of said tract.

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 24 day of July, 1964.

RICHMOND M. FLOWERS,  
Attorney General  
State of Alabama

By J. L. Maslibere  
Duly appointed Special Assistant  
Attorney General, State of Alabama.

Petitioner hereby demands a  
trial of this cause by Jury.

J. L. Maslibere  
Duly appointed Special Assistant  
Attorney General for State of Alabama.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 7-24-64 M

Recorded L. D. Owen Jr. page

Judge of Probate

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

Frederic J. Blackburn

Duly appointed Special Assistant Attorney  
General for State of Alabama.

TO: J. B. Blackburn, Attorney of Record for St. Regis Paper  
Company, a New York Corporation.

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. D. Owen Jr.

Probate Judge of Baldwin County, Alabama.

EXHIBIT "A"  
TRACT #42  
ST. REGIS PAPER CO.

Commencing at SW corner of Section 30, T 5 S, R 6 E; thence northerly along the West boundary of said section, the West property line, a distance of 2146.5 feet to point of beginning at Sta. 1337 + 03 on the centerline of the Left Lane of Project No. T-10-1 11) (1), thence northerly along said West property line a distance of 126 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of said Left Lane; thence easterly, parallel to the centerline of said Left Lane, along a curve to the left (concave northerly) having a radius of 5604.58 feet, a distance of 883 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of said Left Lane at P. T. Sta. 1345 + 9125; thence N 87°-31'-55" E, parallel to the centerline of said Left Lane, a distance of 5829.31 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of said Left Lane at P.C. Sta. 1404 + 20.56; thence easterly, parallel to the centerline of said Left Lane, along a curve to the right (concave southerly) having a radius of 8719.37 feet, a distance of 3125 feet, more or less, to a point; thence N 78°-21'-36" E, a distance of 120 feet, more or less, to a point that is 185 feet northeasterly of and at right angles to the centerline of said Left Lane at Sta. 1436 + 00; thence southeasterly, parallel to the centerline of said Left Lane, along a curve to the right (concave southwesterly) having a radius of 8779.37 feet, a distance of 645 feet, more or less, to a point that is 185 feet northeasterly of and at right angles to the centerline of said Left Lane at P. T. Sta. 1442 + 30.56; thence S 73°-25'-05" E, parallel to the centerline of said Left Lane, a distance of 160 feet, more or less, to a point; thence S 43°-25'-05" E, a distance of 120 feet, more or less, to a point that is 125 feet Northeasterly of and at right angles to the centerline of said Left Lane at Sta. 1445 + 00; thence S 73°-25'-05" E, parallel to the centerline of said Left Lane, a distance of 1655.38 feet, more or less, to a point that is 125 feet northeasterly of and at right angles to the centerline of said Left Lane at P.C. Sta. 1461 + 45.94; thence easterly, parallel to the centerline of said Left Lane, along a curve to the left (concave northerly) having a radius of 11,334.15 feet, a distance of 3847 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of said Left Lane at P. T. Sta. 1500 + 35.11; thence N 87°-08'-10" E, parallel to the centerline of said Left Lane, a distance of 6017.0 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of said Left Lane at P.C. Sta. 1560 + 52.94; thence easterly, parallel to the centerline of said Left Lane, along a curve to the right (concave southerly) having a radius of 11,584.15 feet, a distance of 1655 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of said Left Lane at P.T. Sta. 1576 + 37.94; thence S 84°-41'-20" E, parallel to the centerline of said Left Lane, a distance of 1010 feet, more or less,

to a point that is 200 feet southerly of and at right angles to the centerline of said Left Lane at Sta. 1599 + 00; thence S  $84^{\circ}-41'-20''$  E, parallel to the centerline of said Left Lane, a distance of 400 feet, more or less, to a point; thence S  $84^{\circ}-41'-20''$  E a distance of 290 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of said Left Lane at Sta. 1597 + 00; thence S  $84^{\circ}-41'-20''$  E, parallel to the centerline of said Left Lane, a distance of 1573 feet, more or less, to a point that is 125 feet northerly of and at right angles to the centerline of said Left Lane at P.C. Sta. 1612 + 73.27; thence southeasterly, parallel to the centerline of said Left Lane, along a curve to the right (concave southwesterly) having a radius of 6719.37 feet, a distance of 2202 feet, more or less, to a point that is 125 feet northeasterly of and at right angles to the centerline of said Left Lane at P.T. Sta. 1634 + 43.27; thence S  $70^{\circ}-13'-20''$  E a distance of 1167 feet, more or less, to a point that is 169 feet northeasterly of and at right angles to the centerline of said project at Sta. 1646 + 00; thence S  $40^{\circ}-13'-20''$  E a distance of 38 feet, more or less, to a point that is 150 feet northeasterly of and at right angles to the centerline of said project; thence S  $70^{\circ}-13'-20''$  E, parallel to the centerline of said project, a distance of 1900 feet, more or less, to a point on the West boundary of the Perdido River, the East property line; thence southerly, along said East property line (crossing the centerline of said project at Sta. 1665 + 70) a distance of 320 feet, more or less, to a point that is 150 feet, southwesterly of and at right angles to the centerline of said project; thence N  $70^{\circ}-13'-20''$  W, parallel to the centerline of said project, a distance of 1880 feet, more or less, to a point; thence S  $70^{\circ}-46'-40''$  W a distance of 38 feet, more or less, to a point that is 286 feet southwesterly of and at right angles to the centerline of said project at Sta. 1666 + 00; thence N  $70^{\circ}-13'-20''$  W, parallel to the centerline of said project, a distance of 697 feet, more or less, to a point that is 103 feet southwesterly of and at right angles to the centerline of the Right Lane of said project at P.T. Sta. 1638 + 66.22 Back and Right Lane P.O.T. Sta. 1639 + 02.76 Ahead and centerline Median; thence northwesterly, parallel to the centerline of said Right Lane, along a curve to the left (concave southwesterly) having a radius of 8469.37 feet, a distance of 2138 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.C. Sta. 1615 + 96.22; thence N  $84^{\circ}-39'-20''$  W, parallel to the centerline of said project, a distance of 996 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 Sta. 1507 + 00; thence S  $15^{\circ}-20'-40''$  W a distance of 170 feet, more or less, to a point that is 210 feet southerly of and at right angles to the centerline of said Right Lane; thence N  $84^{\circ}-39'-20''$  W, parallel to the centerline of said Right Lane, a distance of 1710 feet, more or less, to a point; thence N  $84^{\circ}-39'-20''$  W a distance of 170 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 Sta. 1587 + 00; thence N  $84^{\circ}-39'-20''$  W, parallel to the centerline of said Right Lane, a distance of 1000 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. 1576 + 73.63 = Sta. 1577 + 02.25 Ahead; thence westerly, parallel to the centerline of said Right Lane, along a curve to the left (concave southerly) having a radius of 11, 334.15 feet, a distance of 1615 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.C. Sta. 1560 + 36.63; thence S  $87^{\circ}-10'-10''$  W, parallel to the centerline of said Right Lane, a distance of 6302 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. 1499 + 19.80; thence westerly, parallel to the centerline of said Right Lane, along a curve to the right (concave northerly) having a radius of 11, 584.15 feet, a distance of 1142 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 Sta. 1468 + 00; thence S  $64^{\circ}-29'-10''$  W a distance of 150 feet, more or less, to a point that is 200 feet southerly of and at right angles to the centerline of said Right Lane; thence northwesterly, parallel to the centerline of said Right Lane, along a curve to the right, (concave northeasterly) having a radius of 11, 659.15 feet, a distance of 2154 feet, more or less, to a point that is 200 feet southwesterly of and at right angles to the centerline of said Right Lane at P.C. Sta. 1465 + 53.14; thence N  $75^{\circ}-59'-50''$  W, parallel to the centerline of said Right Lane a distance of 155 feet, more or less, to a point; thence N  $46^{\circ}-59'-50''$  W a distance of 150 feet, more or less, to a point that is 125 feet southwesterly of and at right angles to the centerline of said Right Lane at Sta. 1463 + 00; thence N  $75^{\circ}-59'-50''$  W, parallel to the centerline of said Right Lane, a distance of 2898 feet, more or less, to a point; thence S  $84^{\circ}-00'-10''$  W, 170 feet to a point that is 210 feet southwesterly of and at right angles to the centerline of said Right Lane at P.T. Sta. 1432 + 54.63; thence westerly, parallel to the centerline of said Right Lane, along



A curve to the left, (concave northerly) having a radius of 8384.37 feet, a distance of 2361 feet, more or less, to a point that is 210 feet southerly of and at right angles to the centerline of said Right Lane at P.C. Sta. 1408 + 34.63; thence S 87°-52'-10" W, parallel to the centerline of said Right Lane a distance of 1535 feet, more or less, to a point; thence N 62°-07'-50" W a distance of 120 feet to a point that is 135 feet southerly of and at right angles to the centerline of said Right Lane; thence S 87°-52'-10" W, parallel to the centerline of said Right Lane, a distance of 4254 feet, more or less, to a point; thence westerly, parallel to the centerline of said Right Lane, along a curve to the right, (concave northerly) having a radius of 5854.58 feet, a distance of 1020 feet, more or less, to a point on said West property line; thence northerly along said West property line a distance of 404 feet, more or less, to point of beginning.

Said strip of land lying in Section 30, Section 29, Section 28, Section 27, Section 26, Section 25, and Section 36, T 5 S, R 6 E; also in Section 30, T 5 S, R 7 E, and containing 389 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 (11)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.

A. Easement for Muck Disposal: The herein described property, a strip of land 150 feet in width, and 2200 feet in length, to be used for the purpose of a Muck Disposal Area, extending 150 feet southerly of and at right angles to the South boundary line of Right of Way for Project No. I-10-1 (11)44 from the West boundary line of Section 30, T 5 S, R 6 E, to Sta. 1361 + 00 on the Right Lane.

Said strip of land lying in the N  $\frac{1}{2}$  of the SW  $\frac{1}{4}$  of Section 30, T 5 S, R 6 E, and containing 7.58 acres, more or less.

B. Easement for Muck Disposal: The hereindescribed property, a strip of land 150 feet in width and 1500 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet northerly of, and at right angles to the North boundary line of Right of Way for Project No. I-10-1 (11)44 from Sta. 1340 + 00 to Sta. 1355 + 00 on the Left Lane.

Said strip of land lying in the N  $\frac{1}{2}$  of the SW  $\frac{1}{4}$  of Section 30, T 5 S, R 6 E, and containing 5.17 acres, more or less.

C. Easement for Muck Disposal: The hereindescribed property, a strip of land 150 feet in width, and 4873 feet in length, to be used for the purpose of a Muck Disposal Area, extending 150 feet Northerly of, and at right angles to the North boundary line of Right of Way for Project No. I-10-1 (11)44 from Sta. 1387 + 00 to Sta. 1435 + 00 on the Left Lane.

Said strip of land lying in the N  $\frac{1}{2}$  of the SE  $\frac{1}{4}$  of Section 30, T 5 S, R 6 E, and in the S  $\frac{1}{2}$  of Section 29, T 5 S, R 6 E, and containing 16.78 acres, more or less.

D. Easement for Muck Disposal: The hereindescribed property, a strip of land 200 feet in width, and 3868 feet in length, to be used for the purpose of a Muck Disposal Area, extending 200 feet southerly of, and at right angles to the South boundary line of Right of Way of Project No. I-10-1 (11)44 from Sta. 1393 + 00 to P.T. Sta. 1432 + 54.63 on the Right Lane.

Said strip of land lying in the S  $\frac{1}{2}$  of Section 29, T 5 S, R 6 E, and containing 17.76 acres, more or less.

E. Easement for Muck Disposal: The hereindescribed property, a strip of land 150 feet in width and 1300 feet in length, to be used for the purpose of a Muck Disposal Area, extending 150 feet southerly of, and at right angles to the South boundary line of Right of Way of Project I-10-1 (11)44 from Sta. 1444 + 00 to Sta. 1457 + 00 on the Right Lane.

Said strip of land lying in the S  $\frac{1}{2}$  of the SE  $\frac{1}{4}$  of Section 29, T 5 S, R 6 E, and in the S  $\frac{1}{2}$  of the SW  $\frac{1}{4}$  of Section 28, T 5 S, R 6 E, and containing 4.48 acres, more or less.

F. Basement for Muck Disposal: The hereindescribed property, a strip of land 150 feet in width and 700 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet northeasterly of, and at right angles to the North boundary line of Right of Way of Project No. I-10-1 (11) 44 from Sta. 1448 + 00 to Sta. 1455 + 00 on the Left Lane.

Said strip of land lying in the N  $\frac{1}{2}$  of the SW  $\frac{1}{4}$  of Section 28, T 5 S, R 6 E, and containing 2.41 acres, more or less.

G. Basement for Muck Disposal: The hereindescribed property, a strip of land 100 feet in width and 6661 feet in length, to be used for the purpose of a Muck Disposal Area, extending 100 feet northerly of, and at right angles to the North boundary line of Right of Way of Project I-10-1 (11) 44 from Sta. 1475 + 00 to Sta. 1542 + 00 on the Left Lane.

Said strip of land lying in the S  $\frac{1}{2}$  of the SE  $\frac{1}{4}$  of Section 28, T 5 S, R 6 E, and the S  $\frac{1}{2}$  of Section 27, T 5 S, R 6 E, and containing 15.29 acres, more or less.

H. Basement for Muck Disposal: The hereindescribed property, a strip of land 150 feet in width and 2060 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet southerly and at right angles to the South boundary of Right of Way for Project No. I-10-1 (11) 44 from Sta. 1488 + 00 to Sta. 1506 + 95 on the Right Lane.

Said strip of land lying in the SE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 28, T 5 S, R 6 E, and the SW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 27, T 5 S, R 6 E, and containing 7.48 acres, more or less.

I. Basement for Muck Disposal: The hereindescribed property, a strip of land 150 feet in width and 1770 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet southerly and at right angles to the South boundary of Right of Way for Project No. I-10-1 (11) 44 from Sta. 1508 + 05 to Sta. 1525 + 75 on the Right Lane.

Said strip of land lying in the S  $\frac{1}{2}$  of the S  $\frac{1}{2}$  of Section 27, T 5 S, R 6 E, and containing 5.71 acres, more or less.

J. Basement for Muck Disposal: The hereindescribed property, a strip of land 150 feet in width and 1775 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet southerly and at right angles to the South boundary of Right of Way for Project I-10-1 (11) 44 from Sta. 1526 + 25 to Sta. 1544 + 00 on the Right Lane.

Said strip of land lying in the S  $\frac{1}{2}$  of the SE  $\frac{1}{4}$  of Section 27, T 5 S, R 6 E, and containing 6.11 acres, more or less.

K. Basement for Muck Disposal: The hereindescribed property, a strip of land 100 feet in width and 500 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet northerly and at right angles to the North boundary line of Right of Way for Project No. I-10-1 (12) 44 from Sta. 1552 + 00 to Sta. 1557 + 00 on the Left Lane.

Said strip of land lying in the S  $\frac{1}{2}$  of the SW  $\frac{1}{4}$  of Section 26, T 5 S, R 6 E, and containing 1.15 acres, more or less.

L. Basement for Muck Disposal: The hereindescribed property, a strip of land 150 feet in width and 375 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet southerly of and at right angles to the South boundary line of Right of Way for Project No. I-10-1 (12) 44 from Sta. 1552 + 00 to Sta. 1555 + 75 on the Right Lane.

Said strip of land lying in the SW  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 26, T 5 S, R 6 E, and containing 1.29 acres, more or less.

M. Basement for Muck Disposal: The hereindescribed property, a strip of land 150 feet in width and 1647 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet southerly and at right angles to the South boundary of Right of Way for Project No. I-10-1 (11) 44 from Sta. 1556 + 31 to Sta. 1573 + 00 on the Right Lane.

Said strip of land lying in the S  $\frac{1}{2}$  of the SW  $\frac{1}{4}$  of Section 26, T 5 S, R 6 E, and containing 5.67 acres, more or less.

N. Easement for Muck Disposal: The hereindescribed property, a strip of land 100 feet in width and 900 feet in length to be used for the purpose of a Muck Disposal Area, extending 100 feet northerly of, and at right angles to the North boundary line of Right of Way for Project No. I-10-1 (11) 44 from Sta. 1563 + 00 to Sta. 1572 + 00 on the Left Lane.

Said strip of land lying in the SE  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of Section 26, T 5 S, R 6 E, and containing 2.10 acres, more or less.

O. Easement for Muck Disposal: The hereindescribed property, a strip of land 150 feet in width and 373 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet southwesterly and at right angles to the South boundary of Right of Way for Project I-10-1 (11) 44 from Sta. 1577 + 02.25 to Sta. 1580 + 75 on the Right Lane.

Said strip of land lying in the SW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 26, T 5 S, R 6 E, and containing 1.28 acres, more or less.

P. Easement for Muck Disposal: The hereindescribed property, a strip of land 100 feet in width and 600 feet in length to be used for the purpose of a Muck Disposal Area, extending 100 feet northeasterly and at right angles to the North boundary of Right of Way for Project I-10-1 (11) 44 from Sta. 1579 + 00 to Sta. 1585 + 00 on the Left Lane.

Said strip of land lying in the SW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 26, T 5 S, R 6 E, and containing 1.38 acres more or less.

Q. Easement for Muck Disposal: The hereindescribed property, a strip of land 150 feet in width and 375 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet southwesterly of and at right angles to the South boundary of Right of Way for Project I-10-1 (11) 44 from Sta. 1581 + 25 to Sta. 1585 + 00 on the Right Lane.

Said strip of land lying in the SW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 26 T 5 S, R 6 E, and containing 1.29 acres, more or less.

R. Easement for Muck Disposal: The hereindescribed property, a strip of land 150 feet in width and 300 feet in length, to be used for the purpose of a Muck Disposal Area, extending 150 feet northeasterly of and at right angles to the North boundary line of Right of Way for Project I-10-1 (11) 44 from Sta. 1597 + 00 to Sta. 1600 + 00 on the Left Lane.

Said strip of land lying in the SE  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 26, T 5 S, R 6 E, and containing 1.03 acres, more or less.

S. Easement for Muck Disposal: The hereindescribed property, a strip of land 150 feet in width and 1422 feet in length to be used for the purpose of a Muck Disposal Area, extending 150 feet northeasterly of and at right angles to the North boundary line of Right of Way for Project I-10-1 (11) 44 from Sta. 1608 + 00 to Sta. 1622 + 00 on the Left Lane.

Said strip of land lying in the S  $\frac{1}{2}$  of the SE  $\frac{1}{4}$  of Section 25, T 5 S, R 6 E, and containing 4.39 acres, more or less.

T. Easement for Muck Disposal: The hereindescribed property, a strip of land 150 feet in width and 2363 feet in length to be used for the purpose of a Muck Disposal Area extending 150 feet northeasterly of and at right angles to the South boundary of Right of Way for Project I-10-1 (11) 44 from Sta. 1609 + 00 to Sta. 1633 + 00 on the Right Lane.

Said strip of land lying in the S  $\frac{1}{2}$  of the SW  $\frac{1}{4}$  of Section 25, T 5 S, R 6 E, and the NE  $\frac{1}{4}$  of the NW  $\frac{1}{4}$  of Section 36, T 5 S, R 6 E, and containing 8.14 acres, more or less.

U. Easement for Muck Disposal: The hereindescribed property, a strip of land 100 feet wide and 816 feet in length to be used for the purpose of a Muck Disposal Area, extending 100 feet northeasterly of and at right angles to the North

boundary line of Right of Way for Project No. I-10-1 (11)44 from Sta. 1625 + 00 to Sta. 1633 + 00 on the Left Lane.

Said strip of land lying in the SE  $\frac{1}{4}$  of the SW  $\frac{1}{4}$  of the SE  $\frac{1}{4}$  of Section 25, T 5 S, R 6 E, and containing 1.67 acres, more or less.

V. Basement for Muck Disposal. The heretodescribed property, a strip of land 100 feet wide and 1300 feet long to be used for the purpose of a Muck Disposal Area, extending 100 feet northeasterly of and at right angles to the North boundary line of Right of Way for Project No. I-10-1 (11)44 from Sta. 1647 + 00 to Sta. 1660 + 00 on the Left Lane.

Said strip of land lying in the NE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of Section 36, T 5 S, R 6 E, and containing 2.98 acres, more or less.

W. Basement for Muck Disposal. The heretodescribed property, a strip of land 100 feet in width and 1300 feet in length to be used for the purpose of a Muck Disposal Area, extending 100 feet southeasterly and at right angles to the South boundary of Right of Way for Project I-10-1 (11)44 from Sta. 1647 + 00 to Sta. 1660 + 00 on the Right Lane.

Said strip of land lying in the NE  $\frac{1}{4}$  of the NE  $\frac{1}{4}$  of Section 36, T 5 S, R 6 E, and containing 2.98 acres, more or less.

XX. Basement for Drainage: Beginning 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 Sta. 1647 + 16; thence parallel to the centerline of said Left Lane around a curve to the left (concave northeasterly) having a radius of 11,384.15 feet, a distance of 56.1 feet to a point; thence N 40°-18'-16" E a distance of 200 feet to a point; thence N 70°-41'-44" W a distance of 56.1 feet to a point; thence S 60°-18'-16" W a distance of 200 feet to the point of beginning.

Said strip of land lying in Section 28, T 5 S, R 6 E, and containing 0.23 acres.

YY. Basement for Drainage: Beginning at a point that is 125 feet southerly of and at right angles to the centerline of the Right Lane of Project No. I-10-1 (11)44 at Sta. 1502 + 22; thence N 87°-10'-10" E, parallel to the centerline of said Right Lane, a distance of 110.3 feet to a point; thence S 27°-49'-50" E a distance of 350 feet to a point; thence S 87°-10'-10" W a distance of 110.3 feet to a point; thence N 27°-49'-50" W a distance of 350 feet to point of beginning.

Said strip of land lying in Section 27, T 5 S, R 6 E, and containing 0.81 acres, more or less.

CC. Basement for Drainage: Beginning at a point that is 125 feet southerly of and at right angles to the centerline of the Right Lane of Project No. I-10-1 (11)44 at Sta. 1526 + 25; thence S 02°-49'-50" E a distance of 500 feet to a point; thence S 87°-10'-10" W a distance of 50 feet to a point; thence N 02°-49'-50" W a distance of 500 feet to a point; thence N 87°-10'-10" E a distance of 50 feet to point of beginning.

Said strip of land lying in Section 27, T 5 S, R 6 E, and containing 0.57 acres, more or less.

DD. Basement for Drainage: Beginning at a point that is 125 feet southerly of and at right angles to the centerline of the Right Lane of Project No. I-10-1 (11)44 at Sta. 1555 + 37; thence N 87°-10'-10" E, parallel to the centerline of said Right Lane, a distance of 56.2 feet to a point; thence S 29°-49'-50" E a distance of 150 feet to a point; thence S 87°-10'-10" W a distance of 56.2 feet to a point; thence N 29°-49'-50" W a distance of 550 feet, more or less, to point of beginning.

Said strip of land lying in Section 26, T 5 S, R 6 E, and containing 0.63 acres, more or less.



HE. Easement for Drainage: Beginning at a point that is 125 feet southerly of and at right angles to the centerline of the Right Lane of Project No. I-10-1 (11)44 at Sta. 1590 + 75; thence S 05°-04'-39" W a distance of 400 feet to a point; thence S 84°-55'-01" E a distance of 50 feet to a point; thence N 05°-04'-59" E a distance of 400 feet to a point; thence N 84°-55'-01" W a distance of 50 feet to point of beginning.

Said strip of land lying in Section 26, T 5 S, R 6 E, and containing 0.46 acres, more or less.

NOTARY PUBLIC

ACKNOWLEDGMENT FOR CORPORATION

STATE OF ALABAMA

County

and County, in said State, hereby certify that  
name as  
a corporation is signed to the foregoing conveyance, and who is known to me as acknowledged.



STATE OF ALABAMA, I  
Petitioner, I  
vs. I IN THE PROBATE COURT OF  
I  
I BALDWIN COUNTY, ALABAMA  
I  
ST. REGIS PAPER COMPANY, ET AL., I  
I  
I Respondents I CASE NO. 5208  
I  
I  
I

FINAL ORDER OF CONDEMNATION:

On the 25th day of June, 1964, came E. P. Bell,  
Randolph McGowan and L. J. Early,  
Commissioners heretofore appointed by this Court to assess and as-  
certain 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 <sup>Tract</sup> ~~Parcels~~ No. 42, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_,  
\_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, and \_\_\_\_\_, Project  
I-10-1(11)  
No. ~~xx-65-xx(28)~~, in the amount of \$321,100.00, for Parcel No. \_\_\_\_\_;  
\$ \_\_\_\_\_, for Parcel No. \_\_\_\_\_, \$ \_\_\_\_\_, for Parcel No.  
\_\_\_\_\_, \$ \_\_\_\_\_, for Parcel No. \_\_\_\_\_, \$ \_\_\_\_\_,  
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 here-  
tofore 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

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