

STATE OF ALABAMA,)	
	)	IN THE CIRCUIT COURT OF
Petitioner,)	
)	
vs.	)	BALDWIN COUNTY, ALABAMA
ROBERT R. LONG, ELIZABETH E.)	
COBBS, CAROLYN LONG and SCOTT)	
PAPER COMPANY, a foreign)	
corporation, as to TRACT	)	CASE NUMBER 5951.
NUMBER 8,)	
)	
Defendants.)	

DECREE OF CONDEMNATION:

This cause came on for trial on the 21st day of September, 1964, on appeal from the order of condemnation made and entered in the Probate Court of this County, on the 22nd day of January, 1964, the parties to this proceeding came into open Court in their own person and by their Attorneys of Record, entered an unqualified appearance and the Court is of the opinion and finds that it has jurisdiction of the cause, and of the parties; and the parties, acting by and through their Attorneys of Record, having announced in open Court that they had entered into an agreement as follows:

That the Court does have jurisdiction of the parties and the lands in this cause; that the parties have agreed and consented that the demand for a jury trial in this cause be withdrawn; that it is necessary that the property hereinafter described be condemned for the uses and purposes stated in said petition; that the said application of the Petitioner for order of condemnation should be granted by this Court; and that the Petitioner, State of Alabama, should pay to the Defendant landowners, Robert R. Long, Elizabeth E. Cobbs, Carolyn Long and Scott Paper Company, the sum of Three Thousand Eight Hundred Twenty and no/100 Dollars (\$3,820.00) as a fair and just amount for compensation and damages for lands so taken; all of which being considered by the Court and the Court being of the opinion that said agreement is fair and just, both to the State of Alabama and to the Defendant landowners;

And the Court having considered all of the above is of the 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 Defendant land-

owners; it is, therefore

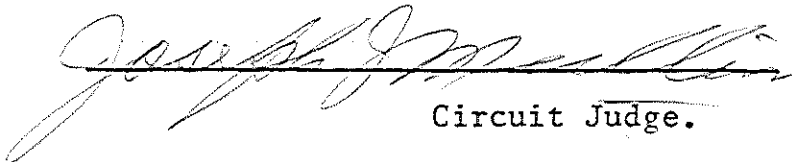
ORDERED, ADJUDGED AND DECREED by the Circuit Court of Baldwin County, Alabama, as follows:

1. That the application of the State of Alabama for the condemnation of the lands hereinafter described be, and the same is hereby granted, and that the property described in Exhibit "A" attached hereto, and by reference made a part 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 landowners and into the State of Alabama, upon the payment by the State of Alabama of the amount agreed upon by the parties hereto.

2. That the Clerk of this Court be, and she is hereby authorized and directed to pay to the Defendants, Robert R. Long, Elizabeth E. Cobbs, Carolyn Long and Scott Paper Company, the sum of \$3,820.00, which is the amount of the agreed settlement in this cause, and that upon the payment of said amount by the State of Alabama to said landowners the condemnation of the lands hereinabove described shall be, and become effective.

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

DATED this 21st day of September, 1964.


Circuit Judge.

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ALICE I. DICK, CLERK
REGISTERED

less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 1055+50; thence north-easterly along a curve to the left (concave northwesterly) having a radius of 22,768.31 feet, parallel to the centerline of said Project, a distance of 390 feet, more or less, to a point that is 150 feet north-westerly of and at right angles to the centerline of said Project at Station 1063+41.28; thence N 50° 05' E, parallel to the centerline of said Project a distance of 2,070 feet, more or less, to the east line of Section 6, T-1-S, R-4-E, the east property line; thence S 5° 14' E, along said east property line (crossing the centerline of said Project at Station 1063+00) a distance of 360 feet, more or less, to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$ of Section 6, T-1-S, R-4-E and containing 28.97 acres, more or less.

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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-65-1(28), County of Baldwin, and all of the grantor's remaining real property consisting of all parcels contiguous one to another, whether acquired by separate conveyances or otherwise, all of which parcels either adjoin the real property conveyed by this instrument or are connected thereto by other parcels owned by the grantor.

PARCEL NO. 2: A part of Lot 4 of the Dyes Lumber Company Subdivision, the map or plat of which is recorded in Reed Book Miscellaneous No. 1, Page No. 330 in the Office of the Judge of Probate of Baldwin County, Alabama and being more fully described as follows: Commencing at the southwest corner of said Lot; thence S 89° 57' E along the south line of said Lot, the south property line, a distance of 600 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of Project No. I-65-1(28) and the point of beginning; thence N 50° 05' E, parallel to the centerline of said Project, a distance of 150 feet, more or less, to the east line of said Lot, the east property line; thence southerly along the said east property line a distance of 91 feet, more or less, to the southeast corner of said Lot; thence S 89° 57' E along the south line of said Lot, the south property line, a distance of 109 feet, more or less, to the point of beginning and containing 0.12 acre, 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-65-1(28), County of Baldwin, and all of the grantor's remaining real property consisting of all parcels contiguous one to another, whether acquired by separate conveyances or otherwise, all of which parcels either adjoin the real property conveyed by this instrument or are connected thereto by other parcels owned by the grantor.

PARCEL NO. 3: A temporary easement to a strip of land necessary for the disposal of much and being more fully described as follows: Beginning at a point that is 150 feet northwesterly of and at right angles to the centerline of Project No. I-65-1(28) at Station 1055+00; thence southwesterly along a curve to the right (concave northwesterly) having a radius of 22,768 feet, parallel to the centerline of said Project, a distance of 315 feet, more or less, to the south line of Section 6, T-1-S, R-4-E, the south property line; thence westerly along the said south property line a distance of 105 feet, more or less, to the southwest corner of the SW $\frac{1}{4}$ of said Section 6; thence northerly along the west line of said SW $\frac{1}{4}$, the west property line, a distance of 45 feet, more or less, to a point that is 250 feet northwesterly of and at right angles to the centerline of said Project; thence northwesterly along a curve to the left (concave northwesterly) having a radius of 22,668.31 feet, parallel to the centerline of said Project, a distance of 370 feet, more or less, to a point that is 250 feet northwesterly of and at right angles to the centerline of said Project at Station 1055+00; thence turn an angle of 90° 00' to the right and run a distance of 100 feet to the point of beginning.

EXHIBIT "A"

Baldwin

EXHIBIT "A"

TRACT NUMBER 8

Baldwin

and as shown on the right-of-way map of Project No. 1-65-1(28) as recorded in the Office of the Judge of Probate of Baldwin County:

PARTIAL RD. 1: Commencing at the southeast corner of Section 6, T-1-S, R-4-E; thence $S 5^{\circ} 14' W$, along the east line of said Section 6, a distance of 1,660 feet, more or less, to a point that is 150 feet northeasterly of and at right angles to the centerline of Project No. 1-65-1(28) and the point of beginning of the property herein to be conveyed; thence $S 30^{\circ} 03' W$, parallel to the centerline of said Project, a distance of 550 feet, more or less, to the south line of the $NE\frac{1}{4}$ of $SE\frac{1}{4}$ of said Section 6, the south property line; thence westerly along said south property line a distance of 215 feet, more or less, to the west line of $W\frac{1}{2}$ of $SE\frac{1}{4}$ of $SE\frac{1}{4}$ of said Section 6, the west property line; thence southerly along said west property line a distance of 165 feet, more or less, to a point that is 150 feet southeasterly of and at right angles to the centerline of said Project; thence $S 30^{\circ} 03' W$, parallel to the centerline of said Project, a distance of 1050 feet, more or less, to a point that is 150 feet southeasterly of and at right angles to the centerline of said Project at Station 1063+1.28; thence southwesterly along a curve to the right (concave northwesterly) having a radius of 23,068.31 feet, parallel to the centerline of said Project, a distance of 190 feet, more or less, to a point that is 150 feet southeasterly of and at right angles to the centerline of said Project at Station 1061+50; thence southwesterly along a straight line a distance of 275 feet, more or less, to a point that is 250 feet southeasterly of and at right angles to the centerline of said Project at Station 1059+00; thence southwesterly along a curve to the right (concave northwesterly) having a radius of 23,168.51 feet, parallel to the centerline of said Project, a distance of 190 feet, more or less, to the south line of Section 6, T-1-S, R-4-E, the south property line; thence westerly along said south property line (crossing the centerline of said Project at approximate Station 1053+87) a distance of 660 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project; thence northeasterly along a curve to the left (concave northwesterly) having a radius of 22,768.31 feet, parallel to the centerline of said Project, a distance of 460 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 1076+50; thence northeasterly along a straight line a distance of 55 feet, more or less, to a point that is 175 feet northwesterly of and at right angles to the centerline of said Project at Station 1057+00; thence northeasterly along a curve to the left (concave northwesterly) having a radius of 22,743.51 feet, parallel to the centerline of said Project, a distance of 200 feet, more or less, to a point that is 175 feet northwesterly of and at right angles to the centerline of said Project at Station 1059+00; thence northeasterly along a straight line a distance of 55 feet, more or

Said strip of land lying in the $\text{SW}\frac{1}{4}$ of Section 6, T-1-S, R-4-W and containing 0.84 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL NO. 4: A temporary easement to a strip of land necessary for the disposal of unsatisfactory material and being more fully described as follows: Beginning at a point that is 200 feet northwesterly of and at right angles to the centerline of Project No. 1-65-1(26) at Station 1079+00; thence northwesterly along a curve to the left (concave northwesterly) having a radius of 22,615.31 feet, parallel to the centerline of said Project, a distance of 455 feet, more or less, to a point that is 200 feet northwesterly of and at right angles to the centerline of said Project at Station 1067+1.25; thence N $50^{\circ} 05'$ E, parallel to the centerline of said Project, a distance of 50.72 feet; thence turn an angle of $90^{\circ} 00'$ to the right and run a distance of 70 feet; thence S $50^{\circ} 05'$ W, parallel to the centerline of said Project, a distance of 50.72 feet; thence southwesterly along a curve to the right (concave northwesterly) having a radius of 22,766.31 feet, parallel to the centerline of said Project, a distance of 390 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 1079+50; thence southwesterly along a straight line a distance of 55 feet, more or less, to a point that is 175 feet northwesterly of and at right angles to the centerline of said Project at Station 1079+00; thence turn an angle of $90^{\circ} 00'$ to the right and run a distance of 25 feet to the point of beginning.

Said strip of land lying in the $\text{SW}\frac{1}{4}$ of Section 6, T-1-S, R-4-W and containing 0.56 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL NO. 5: A temporary easement to a strip of land necessary for the disposal of muck and being more fully described as follows: Beginning at a point that is 250 feet northwesterly of and at right angles to the centerline of Project No. 1-65-1(26) at Station 1072+00; thence N $50^{\circ} 05'$ E parallel to the centerline of said Project, a distance of 615 feet; thence turn an angle of $90^{\circ} 00'$ to the right and run a distance of 100 feet; thence S $50^{\circ} 05'$ W, parallel to the centerline of said Project, a distance of 615 feet; thence turn an angle of $90^{\circ} 00'$ to the right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the $\text{SW}\frac{1}{4}$ of Section 6, T-1-S, R-4-W and containing 1.41 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL NO. 6: A temporary easement to a strip of land necessary for the disposal of muck and being more fully described as follows: Beginning at a point that is 150 feet southeasterly of and at right angles to the centerline of Project No. 1-65-1(26) at Station 1071+00; thence N $50^{\circ} 05'$ E, parallel to the centerline of said Project, a distance of 300 feet, more or less, to the east line of the $\text{W}\frac{1}{2}$ of $\text{SW}\frac{1}{4}$ of Section 6, T-1-S, R-4-W, the east property line; thence southerly along said east property line a distance of 120 feet, more or less, to a point that is 250 feet southeasterly of and at right angles to the centerline of said Project; thence S $50^{\circ} 05'$ W, parallel to the centerline of said Project a distance of 215 feet, more or less, to a point that is 250 feet southeasterly of and at right angles to the centerline of said Project at Station 1071+00; thence turn an angle of $90^{\circ} 00'$ to the right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the $\text{SW}\frac{1}{4}$ of $\text{SW}\frac{1}{4}$ of Section 6, T-1-S, R-4-W and containing 0.57 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL NO. 7: A temporary easement to a strip of land necessary for the disposal of manure and being more fully described as follows: Beginning at a point on the south line of NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 6, T-1-S, R-4-E, the south property line, that is 150 feet southeasterly of and at right angles to the centerline of Project No. 1-65-1(28); thence N 50° 05' W, parallel to the centerline of said Project, a distance of 245 feet, more or less, to a point that is 150 feet southeasterly of and at right angles to the centerline of said Project at Station 1079+00; thence turn an angle of 90° 00' to the right and run a distance of 100 feet; thence S 50° 05' W, parallel to the centerline of said Project, a distance of 120 feet, more or less, to the south line of said NE $\frac{1}{4}$ of SE $\frac{1}{4}$, the south property line; thence westerly along said south property line a distance of 165 feet, more or less, to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 6, T-1-S, R-4-E and containing 0.44 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL NO. 8: A temporary easement to a strip of land necessary for the disposal of manure and being more fully described as follows: Beginning at a point that is 250 feet northeasterly of and at right angles to the centerline of said Project No. 1-65-1(28) at Station 1071+00; thence S 50° 05' E, parallel to the centerline of said Project, a distance of 235 feet; thence turn an angle of 90° 00' to the right and run a distance of 100 feet; thence S 50° 05' W, parallel to the centerline of said Project, a distance of 235 feet; thence turn an angle of 90° 00' to the right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the SE $\frac{1}{4}$ of Section 6, T-1-S, R-4-E and containing 0.31 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL NO. 9: An easement to a strip of land necessary for the construction and maintenance of a drainage ditch and being more fully described as follows: Commencing at the southeast corner of Section 6, T-1-N, R-4-E; thence N 5° 14' W, along the east line of said Section 6, the east property line, a distance of 1,240 feet, more or less, to Station 1085+00 on the centerline of Project No. 1-65-1(28); thence S 50° 05' W, along the centerline of said Project, a distance of 1,015 feet; thence turn an angle of 90° 00' to the right and run a distance of 150 feet to the point of beginning; thence S 50° 05' W, parallel to the centerline of said Project, a distance of 50 feet; thence turn an angle of 90° 00' to the right and run a distance of 200 feet; thence N 50° 05' E, parallel to the centerline of said Project, a distance of 50 feet; thence turn an angle of 90° 00' to the right and run a distance of 200 feet to the point of beginning.

Said strip of land lying in the SE $\frac{1}{4}$ of Section 6, T-1-N, R-4-E and containing 0.25 acres, more or less.

STATE OF ALABAMA,)
)
) Petitioner,) IN THE PROBATE COURT OF
)
vs)
) BALDWIN COUNTY, ALABAMA
)
ROBERT R. LONG, ET AL.,)
)
) Defendants.) CASE NUMBER 5088.

ORDER TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon ATMORE FINANCE COMPANY, ATMORE, ALABAMA, and make due return to this Court of such service.

DONE this 31st day of January, 1964.

L. D. Owens Jr.
Judge, Probate Court of Baldwin County, Ala.
By: Harry M. Doherty
Chief Clerk.

STATE OF ALABAMA

BALDWIN COUNTY

I hereby certify that I have executed the within notice upon Atmore Finance Company, by leaving a copy of the same with said company.

DONE this _____ day of _____, 1964.

Sheriff.

STATE OF ALABAMA,

Petitioner,

vs.

ROBERT R. LONG, ELIZABETH E. COBBS,
CAROLYN LONG and SCOTT PAPER COM-
PANY, a foreign Corporation, as
to TRACT NUMBER 8; THE FIRST NATIONAL
BANK OF MOBILE, a National Banking
Association, Trustee, as to TRACT NUMBER
23 and TRACT NUMBER 26; LESLIE BRYARS,
SYBLE BRYARS, ATMORE FINANCE COMPANY,
a corporation, FIRST NATIONAL BANK OF
ATMORE, a National Banking Association,
BALDWIN COUNTY BANK, a corporation,
UNITED STATES OF AMERICA, and PRESTON
HALL, as to TRACT NUMBER 29; WILLIAM
F. WELCH, WALTER M. LINDSEY, J. W.
HADLEY, and SAM'S PLACE, INC., an
Alabama Corporation, as to TRACT
NUMBER 39; and W. F. BROWN & SONS
LUMBER COMPANY, a foreign corporation,
and HERCULES POWDER COMPANY, a
foreign corporation, as to TRACT
NUMBER 53,

Defendants.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

CASE NUMBER 5088.

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 22nd day of January, 1964, insofar as said order of condemnation relates to the tracts of lands and the owners and parties interested therein as follows:

1. TRACT NUMBER 8: That Robert R. Long, Elizabeth E. Cobbs and Carolyn Long, are the owners of said tract; that Scott Paper Company claims some right, title or interest in said property by virtue of a lease and timber cutting agreement.

2. TRACT NUMBER 23 and TRACT NUMBER 26: That the First National Bank of Mobile, a National Banking Association, is the legal title holder of said tracts for the uses and purposes set forth in those certain trust agreements, made and entered into between Ben May, Donor and Mendel P. Goldstein, Armand May and Ben May, Trustees, and assumed by the First National Bank of Mobile.

3. TRACT NUMBER 29: Leslie Bryars and Syble Bryars are the owners of said tract; that the Atmore Finance Company, a corporation claims some right, title or interest in said property by virtue of a mortgage; that the First National Bank of Atmore, a National Banking Association, claims some right, title or interest in said property by virtue of a mortgage; that Baldwin County Bank, a corporation, claims some right, title or interest in said property by virtue of a mortgage; that the United States of America claims some right, title or interest in said property by virtue of a judgment; that Preston Hall claims some right, title or interest in said property by virtue of a judgment.

4. TRACT NUMBER 39: That William F. Welch is the owner of said tract; that Walter M. Lindsey claims some right, title or interest therein by virtue of mortgages; that J. W. Hadley claims some right, title or interest in and to said property by virtue of a judgment; that Sam's Place, Inc., an Alabama Corporation, claims some right, title or interest in and to said property by virtue of a judgment.

5. TRACT NUMBER 53: That W. P. Brown & Sons Lumber Company, a foreign corporation, is the owner of said tract; that Hercules Powder Company, a foreign corporation, claims some right, title or interest in said property by virtue of a lease.

That copies of the descriptions of the above designated tracts are 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 31st day of January, 1964.

RICHMOND M. FLOWERS,
Attorney General
State of Alabama

By: J. Fair H. Madlebure
Duly appointed Special Assistant
Attorney General for the State of Alabama.

Petitioner hereby demands a
trial of this cause by Jury.

J. Fair H. Madlebure
Duly appointed Special Assistant
Attorney General for State of Alabama.

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

J. Fair H. Madlebure
Duly appointed Special Assistant
Attorney General for State of Alabama.

/////////
TO: ROBERT R. LONG, ELIZABETH E. COBBS, CAROLYN LONG, SCOTT PAPER
COMPANY, THE FIRST NATIONAL BANK OF MOBILE, LESLIE BRYARS, SYBLE
BRYARS, ATMORE FINANCE COMPANY, FIRST NATIONAL BANK OF ATMORE,
BALDWIN COUNTY BANK, UNITED STATES OF AMERICA, PRESTON HALL,
WILLIAM F. WELCH, WALTER M. LINDSEY, J. W. HADLEY, SAM'S PLACE,
INC., W. P. BROWN & SONS LUMBER COMPANY, and HERCULES POLDER
COMPANY.

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 31st day of January, 1964.

WITNESS my hand this 31st day of January, 1964.

Probate Judge of Baldwin County, Alabama.

EXHIBIT "A"

Saluda

and as shown on the right-of-way map of Project No. 1-65-1(26) as recorded in the Office of the Judge of Probate of Saluda County:

Commencing at the northeast corner of Section 27, T-1-N, R-1-E; thence S $1^{\circ} 25'$ E along the east line of said Section 27, a distance of 998 feet, more or less, to Station 1267+97 on the centerline of Project No. 1-65-1(26); thence S $31^{\circ} 25'$ W, along the centerline of said Project, a distance of 2571.41 feet to Station 1222+75.79 on the centerline of said Project which equals Station 1200+00 on the centerline of the relocation of Alabama Highway No. 17; thence S $89^{\circ} 15'$ W along the centerline of said relocation a distance of 500 feet, more or less, to the east property line and the point of beginning of the property herein to be conveyed; thence southerly along the said east property line a distance of 245 feet, more or less, to the south line of the E/2 of Section 27, T-1-N, R-1-E, the south property line; thence westerly along said south property line a distance of 375 feet, more or less, to a point on a line which extends from a point that is 375 feet northwesterly of and at right angles to the centerline of the northbound lane of said Project to Station 1255+00 to a point that is 65 feet northwesterly of and at right angles to the centerline of said relocation at Station 12+00; thence northwesterly along said line a distance of 225 feet, more or less, to the said point that is 65 feet southwesterly of and at right angles to the centerline of said relocation at Station 12+00; thence N $12^{\circ} 15'$ W parallel to the centerline of said relocation a distance of 225 feet, more or less, to the west property line; thence northerly along said west property line (crossing the relocation of said relocation at approximate Station 12+00) a distance of 110 feet, more or less, to a point on a line which extends from a point that is 65 feet northwesterly of and at right angles to the centerline of said relocation to a point that is 17 feet northwesterly of and at right angles to the centerline of said relocation; thence southeasterly along said line a distance of 121 feet, more or less, to the said point that is 65 feet northwesterly of and at right angles to the centerline of said relocation at Station 12+00; thence southeasterly along a line which if extended would intersect a point that is 245 feet

northwesterly of and at right angles to the centerline of said Project at Station 12+00) a distance of 80 feet, more or less, to the east property line; thence southerly along said east property line a distance of 100 feet, more or less, to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ and SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 27, T-1-N, R-4-E and containing 1.23 acres, more or less.

This conveyance is made for the purpose of a controlled access facility and adjacent service road or roads and the grantor hereby releases and relinquishes to the grantee any and all statutory rights appurtenant to grantor's remaining property in and to said controlled access facility, provides however, that there is hereby reserved along a line (described as beginning at a point that is 65 feet southwesterly of and at right angles to the centerline of the relocation of Alabama Highway No. 47 at Station 13+00; thence S 68° 35' E, parallel to the centerline of said relocation a distance of 95 feet, more or less, to the west property line; thence northerly along said west property line (crossing the centerline of said

relocation of approximate Station 11+80) a distance of 140 feet, more or less, to a point on a line which extends from a point that is 65 feet northeasterly of and at right angles to the centerline of said relocation at Station 11+00 to a point that is 60 feet northeasterly of and at right angles to the centerline of said relocation at Station 13+00; thence southeasterly along said line a distance of 140 feet, more or less, to the said point that is 60 feet northeasterly of and at right angles to the centerline of said relocation at Station 13+00 and the point of ending; the right of way on the service road or roads which will be accessible to the general access facility only at such points as may be established by public authority,

STATE OF ALABAMA,

Petitioner,

vs.

ROBERT R. LONG, ELIZABETH E. COBBS,
CAROLYN LONG and SCOTT PAPER COM-
PANY, a foreign Corporation, as
to TRACT NUMBER 8; THE FIRST NATIONAL
BANK OF MOBILE, a National Banking
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23 and TRACT NUMBER 26; LESLIE BRYARS,
SYBLE BRYARS, ATMORE FINANCE COMPANY,
a corporation, FIRST NATIONAL BANK OF
ATMORE, a National Banking Association,
BALDWIN COUNTY BANK, a corporation,
UNITED STATES OF AMERICA, and PRESTON
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F. WELCH, WALTER M. LINDSEY, J. W.
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and HERCULES POWDER COMPANY, a
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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 22nd day of January, 1964, insofar as said order of condemnation relates to the tracts of lands and the owners and parties interested therein as follows:

1. TRACT NUMBER 8: That Robert R. Long, Elizabeth E. Cobbs and Carolyn Long, are the owners of said tract; that Scott Paper Company claims some right, title or interest in said property by virtue of a lease and timber cutting agreement.

2. TRACT NUMBER 23 and TRACT NUMBER 26: That the First National Bank of Mobile, a National Banking Association, is the legal title holder of said tracts for the uses and purposes set forth in these certain trust agreements, made and entered into between Ben May, Donor and Mendel P. Goldstein, Armand May and Ben May, Trustees, and assumed by the First National Bank of Mobile.

3. TRACT NUMBER 29: Leslie Bryars and Syble Bryars are the owners of said tract; that the Atmore Finance Company, a corporation claims some right, title or interest in said property by virtue of a mortgage; that the First National Bank of Atmore, a National Banking Association, claims some right, title or interest in said property by virtue of a mortgage; that Baldwin County Bank, a corporation, claims some right, title or interest in said property by virtue of a mortgage; that the United States of America claims some right, title or interest in said property by virtue of a judgment; that Preston Hall claims some right, title or interest in said property by virtue of a judgment.

STATE OF ALABAMA, BALDWIN COUNTY

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4. TRACT NUMBER 39: That William F. Welch is the owner of said tract; that Walter M. Lindsey claims some right, title or interest therein by virtue of mortgages; that J. W. Hadley claims some right, title or interest in and to said property by virtue of a judgment; that Sam's Place, Inc., an Alabama Corporation, claims some right, title or interest in and to said property by virtue of a judgment.

5. TRACT NUMBER 53: That W. P. Brown & Sons Lumber Company, a foreign corporation, is the owner of said tract; that Hercules Powder Company, a foreign corporation, claims some right, title or interest in said property by virtue of a lease.

That copies of the descriptions of the above designated tracts are 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 31st day of January, 1964.

RICHMOND M. FLOWERS,
Attorney General
State of Alabama

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

Petitioner hereby demands a
trial of this cause by Jury.

J. Fair J. Madliburn
Duly appointed Special Assistant
Attorney General for State of Alabama.

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

Approved 31 Jan 1964
L. D. Omer
Judge of Probate

J. Fair J. Madliburn
Duly appointed Special Assistant
Attorney General for State of Alabama.

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TO: ROBERT R. LONG, ELIZABETH E. COBBS, CAROLYN LONG, SCOTT PAPER COMPANY, THE FIRST NATIONAL BANK OF MOBILE, LESLIE BRYARS, SYBLE BRYARS, ATMORE FINANCE COMPANY, FIRST NATIONAL BANK OF ATMORE, BALDWIN COUNTY BANK, UNITED STATES OF AMERICA, PRESTON HALL, WILLIAM F. WELCH, WALTER M. LINDSEY, J. W. HADLEY, SAM'S PLACE, INC., W. P. BROWN & SONS LUMBER COMPANY, and HERCULES POWDER COMPANY.

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 31st day of January, 1964.

WITNESS my hand this 31st day of January, 1964.

L. D. Omer
Probate Judge of Baldwin County, Alabama.
By: Randy M. Osburn, Clerk

less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 105+00; thence southerly along a curve to the left (concave northwesterly) having a radius of 22,764.2 feet, parallel to the centerline of said Project, a distance of 770 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 105+41.25; thence at $30^{\circ} 05' E$, parallel to the centerline of said Project a distance of 2,570 feet, more or less, to the east line of Section 6, T-1-S, R-4-E, the east property line; thence at $8^{\circ} 15' E$ along said east property line (crossing the centerline of said Project at Station 105+00) a distance of 750 feet, more or less, to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of Section 6, T-1-S, R-4-E and containing 20.00 acres, more or less.

1076
As a part of the consideration hereinbefore stated there is also conveyed, sold, conveyed and relinquished to the grantee all existing future, or potential common law or statutory rights of access between the right of way of the public way identified as Project No. 1-45-1(20), County of Baldwin, and all of the grantor's remaining real property consisting of all parcels contiguous one to another, whether acquired by separate conveyance or otherwise, all of which parcels either abut the real property conveyed by this instrument or are connected thereto by other parcels owned by the grantor.

1077
A part of Lot 1 of the First Eastern Shoring Subdivision, the map or plan of which is recorded in First Book Miscellaneous No. 1, Page No. 200 in the Office of the Judge of Probate of Baldwin County, Alabama and being more fully described as follows: Commencing at the southeast corner of said Lot 1; thence at $89^{\circ} 37' E$ along the south line of said Lot, the south property line, a distance of 525 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of Project No. 1-45-1(20) and the point of beginning; thence at $30^{\circ} 05' E$, parallel to the centerline of said Project, a distance of 150 feet, more or less, to the east line of said Lot, the east property line; thence southerly along the said east property line a distance of 25 feet, more or less, to the southeast corner of said Lot; thence at $89^{\circ} 37' E$ along the south line of said Lot, the south property line, a distance of 250 feet, more or less, to the point of beginning and containing 2.12 acres, more or less.

As a part of the consideration hereinbefore stated there is also conveyed, sold, conveyed and relinquished to the grantee all existing future, or potential common law or statutory rights of access between the right of way of the public way identified as Project No. 1-45-1(20), County of Baldwin, and all of the grantor's remaining real property consisting of all parcels contiguous one to another, whether acquired by separate conveyance or otherwise, all of which parcels either abut the real property conveyed by this instrument or are connected thereto by other parcels owned by the grantor.

1078
A temporary easement in a strip of land necessary for the disposal of such soil being more fully described as follows: Beginning at a point that is 150 feet northwesterly of and at right angles to the centerline of Project No. 1-45-1(20) at Station 105+00; thence southerly along a curve to the right (concave northwesterly) having a radius of 22,764 feet, parallel to the centerline of said Project, a distance of 775 feet, more or less, to the south line of Section 6, T-1-S, R-4-E, the south property line; thence southerly along the south property line a distance of 250 feet, more or less, to the southeast corner of the NE $\frac{1}{4}$ of said Section 6; thence northerly along the west line of said NE $\frac{1}{4}$, the west property line, a distance of 45 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project; thence northwesterly along a curve to the left (concave northwesterly) having a radius of 22,662.2 feet, parallel to the centerline of said Project, a distance of 770 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 105+41.25; thence then at an angle of $30^{\circ} 05' E$ to the right and on a distance of 150 feet to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$ of Section 6, T-4-S, R-4-E and containing 9.84 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL 2A. A temporary easement to a strip of land necessary for the disposal of construction material and being more fully described as follows: Beginning at a point that is 300 feet northwesterly of and at right angles to the centerline of Project No. 1-65-1(20) at Station 1099+00; thence northwesterly along a curve to the left (curvature northwesterly) having a radius of 22,422.22 feet, parallel to the centerline of said Project, a distance of 675 feet, more or less, to a point that is 300 feet northwesterly of and at right angles to the centerline of said Project or extension thereof; thence S 30° 00' W, parallel to the centerline of said Project, a distance of 70.72 feet; thence turn an angle of 90° 00' to the right and run a distance of 75 feet; thence S 30° 00' W, parallel to the centerline of said Project, a distance of 70.72 feet; thence northwesterly along a curve to the right (curvature northwesterly) having a radius of 22,422.22 feet, parallel to the centerline of said Project, a distance of 675 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 1099+75; thence northwesterly along a straight line a distance of 75 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 1099+00; thence turn an angle of 90° 00' to the right and run a distance of 75 feet to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$ of Section 6, T-4-S, R-4-E and containing 8.35 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL 2B. A temporary easement to a strip of land necessary for the disposal of rock and being more fully described as follows: Beginning at a point that is 250 feet northwesterly of and at right angles to the centerline of Project No. 1-65-1(20) at Station 1099+00; thence S 30° 00' W, parallel to the centerline of said Project, a distance of 250 feet; thence turn an angle of 90° 00' to the right and run a distance of 250 feet; thence S 30° 00' W, parallel to the centerline of said Project, a distance of 615 feet; thence turn an angle of 90° 00' to the right and run a distance of 250 feet to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$ of Section 6, T-4-S, R-4-E and containing 1.44 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL 2C. A temporary easement to a strip of land necessary for the disposal of rock and being more fully described as follows: Beginning at a point that is 150 feet northwesterly of and at right angles to the centerline of Project No. 1-65-1(20) at Station 1099+00; thence S 30° 00' W, parallel to the centerline of said Project, a distance of 150 feet, more or less, to the east line of the $\frac{1}{4}$ of Section 6, T-4-S, R-4-E; thence along the east property line thence northwesterly along said property line a distance of 150 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project; thence S 30° 00' W, parallel to the centerline of said Project a distance of 615 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 1099+00; thence turn an angle of 90° 00' to the right and run a distance of 150 feet to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$ of Section 6, T-4-S, R-4-E and containing 6.37 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL No. 1: A temporary easement to a strip of land necessary for the disposal of rock and being more fully described as follows: Beginning at a point on the south line of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 6, T-4-S, R-4-E, the south property line, that is 150 feet southerly of and at right angles to the centerline of Project No. 1-67-1(25); thence S 30° 05' W, parallel to the centerline of said Project, a distance of 245 feet, more or less, to a point that is 150 feet southerly of and at right angles to the centerline of said Project at Station 1079400; thence turn an angle of 90° 00' to the right and run a distance of 100 feet; thence S 30° 05' W, parallel to the centerline of said Project, a distance of 120 feet, more or less, to the south line of said NE $\frac{1}{4}$ of NE $\frac{1}{4}$, the south property line; thence westerly along said south property line a distance of 255 feet, more or less, to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 6, T-4-S, R-4-E and containing 0.44 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL No. 2: A temporary easement to a strip of land necessary for the disposal of rock and being more fully described as follows: Beginning at a point that is 250 feet northerly of and at right angles to the centerline of said Project No. 1-67-1(25) at Station 1071400; thence S 30° 05' E, parallel to the centerline of said Project, a distance of 255 feet; thence turn an angle of 90° 00' to the right and run a distance of 100 feet; thence S 30° 05' W, parallel to the centerline of said Project, a distance of 255 feet; thence turn an angle of 90° 00' to the right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of Section 6, T-4-S, R-4-E and containing 0.31 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PLANNED, E. 2: An easement to a strip of land necessary for the construction and maintenance of a drainage ditch and being more fully described as follows: Commencing at the southeast corner of Section 6, T-1-S, R-1-W, thence N 5° 14' W, along the east line of said Section 6, the east property line, a distance of 1,000 feet, more or less, to Station 100+00 on the centerline of Project No. 1-65-1(22); thence S 70° 05' W, along the centerline of said Project, a distance of 1,015 feet; thence turn an angle of 90° 00' to the right and run a distance of 150 feet to the point of beginning thence S 70° 05' W, parallel to the centerline of said Project, a distance of 70 feet; thence turn an angle of 90° 00' to the right and run a distance of 200 feet; thence N 70° 05' E, parallel to the centerline of said Project, a distance of 70 feet; thence turn an angle of 90° 00' to the right and run a distance of 200 feet to the point of beginning.

Said strip of land lying in the SW 1/4 of Section 6, T-1-S, R-1-W and containing 0.25 acres, more or less.

EXHIBIT "A"

Baldwin

Baldwin

and as shown on the right of way map of Project No. 1-65-1(28) as recorded in the Office of the Judge of Probate of Baldwin County:

PARCEL NO. 1: Commencing at the southwest corner of Section 35, T-1-N, R-4-E; thence N 0° 18' W along the west line of said Section, the west property line, a distance of 1,200 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of the northbound lane of Project No. 1-65-1(28) and the point of beginning; thence continuing N 0° 18' W along the said west property line a distance of 45 feet, more or less, to the northwest corner of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 35; thence S 88° 11' E along the north line of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$, the north property line a distance of 59 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of said northbound lane; thence southwesterly along a curve to the left (concave southeasterly) having a radius of 57,120.78 feet, parallel to the centerline of said northbound lane a distance of 30 feet, more or less, to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 35, T-1-N, R-4-E and containing 0.03 acres, more or less.

As a part of the consideration hereinabove stated there is also bargained, sold, conveyed and relinquished to the grantees all existing, future, or potential common law or statutory rights of access between the right of way of the public way identified as Project No. 1-65-1(28), County of Baldwin, and all of the grantor's remaining real property consisting of all parcels contiguous one to another, whether acquired by separate conveyances or otherwise, all of which parcels either adjoin the real property conveyed by this instrument or are connected thereto by other parcels owned by the grantor.

PARCEL NO. 2: Commencing at the northwest corner of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 35, T-1-N, R-4-E; thence S 87° 40' E along the north line of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$, the north property line, a distance of 415 feet, more or less, to a point on a line which extends from a point that is 300 feet northeasterly of and at right angles to the centerline of the northbound lane of Project No. 1-65-1(28) at Station 1206+2 to a point that is 300 feet northeasterly of and at right angles to the centerline of said northbound lane at Station 1207+00 and the point of beginning; thence continuing S 87° 40' E along the said north property

line (crossing the centerline of said northbound lane at Station 1219+12) a distance of 935 feet, more or less, to the northeast corner of said Section 33; thence S 0° 04' E, along the east line of said Section 33, the east property line, a distance of 85 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of said northbound lane; thence southeasterly along a curve to the right (concave northeasterly) having a radius of 86,668.67 feet, parallel to the centerline of said northbound lane, a distance of 1,000 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of said Project at Station 1218+00.04; thence S 33° 08' W, parallel to the centerline of said northbound lane a distance of 790 feet, more or less, to the west line of N.E. $\frac{1}{4}$ of N.E. $\frac{1}{4}$ of Section 33, T-1-N, R-4-E, the west property line; thence S 0° 1' E along said west property line (crossing the centerline of said northbound lane at Station 1215+65) a distance of 850 feet, more or less, to a point on a line which extends from a point that is 700 feet northeasterly of and at right angles to the centerline of said northbound lane at Station 1216+04 to a point that is 368 feet northeasterly of and at right angles to the centerline of said northbound lane at Station 1227+00; thence N 38° 34' E along said line (which if extended would intersect the said point that is 368 feet northeasterly of and at right angles to the centerline of said northbound lane at Station 1227+00) a distance of 485 feet, more or less, to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 33, T-1-N, R-4-E and containing 17.42 acres, more or less.

As a part of the consideration heretofore stated there is also bargained, sold, conveyed and relinquished to the grantee all existing, future, or potential common law or statutory rights of access between the right of way of the public way identified as Project No. 1-65-1(18), County of Baldwin, and all of the grantor's remaining real property consisting of all parcels contiguous one to another, whether acquired by separate conveyances or otherwise, all of which parcels either adjoin the real property conveyed by this instrument or are adjacent thereto by other parcels owned by the grantor.

ARTICLE 12. 3: A temporary easement to a strip of land necessary for the disposal of manure and being more fully described as follows: Beginning at a point on the north line of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 33, T-1-N, R-4-E, the north property line, that is 125 feet southeasterly of and at right angles to the centerline of the northbound lane of Project No. 1-65-1(18); thence S 85° 11' E along the said north property line a distance of 160 feet, more or less, to a point that is 225 feet southeasterly of and at right angles to the centerline of said northbound lane; thence southeasterly along a curve to the left (concave southeasterly) having a radius of 57,070.78 feet, parallel to the centerline of said northbound lane, a distance of 220 feet, more or less, to a point that is 225 feet southeasterly of and at right angles to the centerline of said northbound lane at Station 1198+76; thence northerly along a straight line a distance of 125 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of said northbound lane; thence northeasterly along a curve to the right (concave southeasterly) having a radius of 57,170.78 feet, parallel to the centerline of said northbound lane a distance of 10 feet, more or less, to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 33, T-1-N, R-4-E and containing 0.25 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL NO. 4: A temporary easement to a strip of land necessary for the disposal of muck and being more fully described as follows: Beginning at a point where the north line of Section 33, T-1-N, R-4-E, the north property line, intersects a line which extends from a point that is 368 feet northwesterly of and at right angles to the centerline of the northbound lane of Project No. I-65-1(28) at Station 1227+00 to a point that is 380 feet northwesterly of and at right angles to the centerline of said northbound lane at Station 1226+00; thence S 78° 34' W along said line (which if extended would intersect the said point that is 368 feet northwesterly of and at right angles to the centerline of said Project at Station 1226+00) a distance of 265 feet; thence northwesterly along a straight line a distance of 100 feet; thence N 78° 34' E along a straight line a distance of 125 feet, more or less, to the north line of said Section 33, the north property line; thence S 87° 49' E along said north property line a distance of 190 feet, more or less, to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 33, T-1-N, R-4-E and containing 0.44 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL NO. 5: A temporary easement to a strip of land necessary for the disposal of muck and being more fully described as follows: Beginning at a point that is 125 feet southeasterly of and at right angles to the centerline of the northbound lane of Project No. I-65-1(28) at Station 1218+00; thence northwesterly along a curve to the left (concave northwesterly) having a radius of 86,068.67 feet, parallel to the centerline of said northbound lane, a distance of 805 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of said northbound lane at Station 1218+07; thence southeasterly along a straight line a distance of 100 feet, more or less, to a point that is 300 feet southeasterly of and at right angles to the centerline of said northbound lane; thence southeasterly along a curve to the right (concave northwesterly) having a radius of 86,145.67 feet, parallel to the centerline of said northbound lane a distance of 875 feet, more or less, to a point that is 300 feet southeasterly of and at right angles to the centerline of said northbound lane at Station 1218+08; thence turn an angle of 90° 00' to the right and run a distance of 75 feet to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 33, T-1-N, R-4-E and containing 1.92 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL NO. 6: A temporary easement to a strip of land necessary for the disposal of muck and being more fully described as follows: Beginning at a point that is 125 feet southeasterly of and at right angles to the centerline of the northbound lane of Project No. I-65-1(28); thence southeasterly along a straight line a distance of 60 feet, more or less, to the east line of Section 33, T-1-N, R-4-E, the east property line; thence S 0° 04' W, along said east property line a distance of 60 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of said northbound lane; thence southeasterly along a curve to the right (concave northwesterly) having a radius of 86,078.67 feet, parallel to the centerline of said northbound lane, a distance of 75 feet, more or less, to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 33, T-1-N, R-4-E and containing 0.04 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL No. 7: An easement to a strip of land necessary for the construction and maintenance of a drainage ditch and being more fully described as follows: Commencing at the southeast corner of Section 35, T-1-N, R-4-E; thence $0^{\circ} 18' 11''$ along the west line of said Section 35, the west property line a distance of 1,200 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of the northbound lane of Project No. 1-67-1(20) at Station 1155+00.5; thence northeasterly along a curve to the right (concave southeasterly) having a radius of 57,170.78 feet, parallel to the centerline of said northbound lane, a distance of 30 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of said northbound lane at Station 1155+04.5 and the point of beginning thence southeasterly along the centerline of said easement a distance of 162 feet to the point of ending.

Said strip of land making the right of way 25 feet wide on each side of the centerline of said easement from the point of beginning to the point of ending lying in the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 35, T-1-N, R-4-E and containing 0.17 acres, more or less.

PARCEL No. 8: An easement to a strip of land necessary for the construction and maintenance of drainage ditch and being more fully described as follows: Commencing at the northeast corner of NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 35, T-1-N, R-4-E; thence $87^{\circ} 40' 11''$ along the north line of said NE $\frac{1}{4}$ of NE $\frac{1}{4}$ a distance of 1,200 feet, more or less, to Station 1155+00.5 on the centerline of the northbound lane of Project No. 1-67-1(20); thence southeasterly along a curve to the right (concave northeasterly) having a radius of 57,943.67 feet, along the centerline of said Project, a distance of 71 feet; thence turn an angle of $90^{\circ} 00'$ to the left and run a distance of 125 feet to the point of beginning thence southeasterly along the centerline of said easement, a distance of 30 feet, more or less, to the point of ending where the centerline of said easement intersects the east line of Section 35, T-1-N, R-4-E, the east property line.

EXHIBIT "A"

Balance

Balance

and as shown on the right-of-way map of Project No. 1-67-1459)
as recorded in the Office of the Judge of Probate of Baldwin County:

PARCEL No. 1: Commencing at the southeast corner of $\frac{1}{4}$ of $\frac{1}{4}$ of Section 27, T-1-N, R-1-W, thence S 89° $09'$ W along the south line of said $\frac{1}{4}$ of $\frac{1}{4}$, the south property line, a distance of 1,382 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of the northbound lane of Project No. 1-67-1459) and the point of beginning thence continuing S 89° $09'$ W along the said south property line a distance of 125 feet, more or less, to the southwest corner of Section 27, T-1-N, R-1-W, thence northerly along the west line of said Section 27, the west property line (crossing the centerline of said northbound lane at Station 1287+41) a distance of 594 feet, more or less, to a point on a line which extends from a point that is 500 feet northeasterly of and at right angles to the centerline of said northbound lane at Station 1286+42 to a point that is 500 feet northeasterly of and at right angles to the centerline of said northbound lane at Station 1287+00; thence S 30° $34'$ E along said line a distance of 330 feet, more or less, to the said point that is 500 feet northeasterly of and at right angles to the centerline of said northbound lane at Station 1287+00; thence northeasterly along a straight line (which if extended would intersect a point that is 250 feet northeasterly of and at right angles to the centerline of said northbound lane at Station 1286+00) a distance of 1245 feet, more or less, to a point on the east line of $\frac{1}{4}$ of $\frac{1}{4}$ of Section 27, T-1-N, R-1-W, the east property line, that is northeasterly of and at right angles to the centerline of said northbound lane at Station 1287+55); thence S 0° $02'$ W (crossing the centerline of said northbound lane at Station 1287+01.5) a distance of 491 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of said northbound lane; thence S 31° $25'$ W, parallel to the centerline of said northbound lane, a distance of 1200 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of said northbound lane at Station 1287+41.04; thence southeasterly along a curve to the right (concave northeasterly) having a radius of 55,068.67 feet, parallel to the centerline of said northbound lane, a distance of 1,373 feet, more or less, to the point of beginning;

Said strip of land lying in the $\frac{1}{4}$ of $\frac{1}{4}$ of Section 27, T-1-N, R-1-W and containing 17.36 acres, more or less.

In a part of the consideration hereinafore 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. 2-65-1(20), County of Idaho, and all of the grantor's remaining real property consisting of all parcels contiguous one to another, whether acquired by separate conveyances or otherwise, all of which parcels either contain the real property conveyed by this instrument or are connected thereto by other parcels owned by the grantor.

PARCEL No. 3 A temporary easement to a strip of land necessary for the disposal of rock and being more fully described as follows: Beginning at a point on the west line of Section 27, T-4-N, R-4-E, the west property line, that is northwesterly of and at right angles to the continuation of the northwestern line of Project No. 2-65-1(20); thence S $95^{\circ} 34'$ E along a straight line a distance of 150 feet, more or less, to a point that is northwesterly of and at right angles to the continuation of said northwestern line of Section 27; thence southeasterly along a straight line a distance of 150 feet to a point on a line which extends from a point that is 150 feet northwesterly of and at right angles to the continuation of the said northwestern line of Section 27 to a point that is 350 feet northwesterly of and at right angles to the continuation of said northwestern line of Section 27; thence S $95^{\circ} 34'$ E along said line (which if extended would intersect the said point that is 350 feet northwesterly of and at right angles to the continuation of said northwestern line of Section 27) a distance of 225 feet, more or less, to the west line of Section 27, T-4-N, R-4-E, the west property line; thence northerly along said west property line a distance of 150 feet, more or less, to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 27, T-4-N, R-4-E and containing 0.45 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL No. 4 A temporary easement to a strip of land necessary for the disposal of rock and being more fully described as follows: Beginning at a point that is 250 feet northwesterly of and at right angles to the continuation of the northwestern line of Project No. 2-65-1(20) at Section 27; thence southeasterly along a curve to the right (concave northwesterly) having a radius of 66,245.67 feet, parallel to the continuation of said northwestern line, a distance of 35 feet, more or less, to the south line of Section 27, T-4-N, R-4-E, the south property line; thence S $89^{\circ} 09'$ E along said south property line a distance of 75 feet, more or less, to a point that is northwesterly of and at right angles to the continuation of said northwestern line of Section 27; thence northwesterly along a straight line a distance of 25 feet, more or less, to a point that is 125 feet northwesterly of and at right angles to the continuation of said northwestern line at said Section 27; thence northerly along a curve to the left (concave northwesterly) having a radius of 66,245.67 feet, parallel to the continuation of said northwestern line, a distance of 60 feet, more or less, to a point that is 125 feet northwesterly of and at right angles to the continuation of said northwestern line at Section 27; thence true on angle of $95^{\circ} 09'$ to the right and run a distance of 75 feet to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 27, T-4-N, R-4-E and containing 0.35 acres, more or less.

It being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARCEL No. 5 An easement to a strip of land necessary for the construction and maintenance of a drainage ditch and being more fully described as follows: Beginning at the southeast corner of SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 27, T-4-N, R-4-E; thence S $89^{\circ} 09'$ E, along the south line of said SW $\frac{1}{4}$ of SW $\frac{1}{4}$ a distance of 2,350 feet, more or less, to a point that is northwesterly of and at right angles to the continuation of the northwestern line of Project No. 2-65-1(20) at Section 27; and the point of beginning thence containing S $89^{\circ} 09'$ E, along the

said south property line a distance of 30 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of said northbound lane; thence northeasterly along a curve to the left (concave northeasterly) having a radius of 25,068.47 feet, parallel to the centerline of said Project, a distance of 20 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of said northbound lane at Station 1221+00; thence turn an angle of 90° 00' to the right and run a distance of 20 feet, more or less, to the point of beginning.

Said strip of land lying in the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 27, T-1-N, R-1-E and containing 0.01 acres, more or less.

EXHIBIT "A"

Baldwin

Baldwin

and as shown on the right-of-way map of Project No. 1-65-1(28) as recorded in the Office of the Judge of Probate of Baldwin County:

Commencing at the northeast corner of Section 27, T-1-N, R-4-W; thence S $1^{\circ} 25'$ E along the east line of said Section 27, a distance of 998 feet, more or less, to Station 1287+97 on the centerline of Project No. 1-65-1(28); thence S $51^{\circ} 25'$ W, along the centerline of said Project, a distance of 2571.61 feet to Station 1282+25.39 on the centerline of said Project which equals Station 20+00 on the centerline of the relocation of Alabama Highway No. 47; thence N $68^{\circ} 35'$ W along the centerline of said relocation a distance of 195 feet, more or less, to the east property line and the point of beginning of the property herein to be conveyed; thence southerly along the said east property line a distance of 245 feet, more or less, to the south line of the E $\frac{1}{2}$ of Section 27, T-1-N, R-4-W, the south property line; thence westerly along said south property line a distance of 180 feet, more or less, to a point on a line which extends from a point that is 375 feet northwesterly of and at right angles to the centerline of the northmost lane of said Project at Station 1255+00 to a point that is 65 feet southwesterly of and at right angles to the centerline of said relocation at Station 11+00; thence northwesterly along said line a distance of 225 feet, more or less, to the said point that is 65 feet southwesterly of and at right angles to the centerline of said relocation at Station 11+00; thence N $68^{\circ} 35'$ W, parallel to the centerline of said relocation a distance of 195 feet, more or less, to the west property line; thence northwesterly along said west property line a distance of 110 feet, more or less, to a point on a line which extends from a point that is 65 feet northwesterly of and at right angles to the centerline of said relocation at Station 11+00 to a point that is 65 feet northwesterly of and at right angles to the centerline of said relocation at Station 11+00; thence southeasterly along said line a distance of 180 feet, more or less, to the said point that is 65 feet northwesterly of and at right angles to the centerline of said relocation at Station 11+00; thence southeasterly along a straight line (which if extended would intersect a point that is 500 feet

northwesterly of and at right angles to the centerline of said Project at Station 126+00) a distance of 80 feet, more or less, to the east property line; thence southerly along said east property line a distance of 100 feet, more or less, to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$ of NW $\frac{1}{4}$ and SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 27, T-1-N, R-1-E and containing 1.23 acres, more or less.

This conveyance is made for the purpose of a controlled access facility and adjacent service road or roads and the grantor hereby releases and relinquishes to the grantee any and all abutter's rights appurtenant to grantor's remaining property in and to said controlled access facility, provided however, that there is hereby reserved along a line (described as beginning at a point that is 65 feet southwesterly of and at right angles to the centerline of the relocation of Alabama Highway No. 47 at Station 13+00; thence N 68° 35' W, parallel to the centerline of said relocation a distance of 95 feet, more or less, to the west property line; thence northerly along said west property line (crossing the centerline of said

relocation of approximate Station 11+80) a distance of 140 feet, more or less, to a point on a line which extends from a point that is 65 feet northeasterly of and at right angles to the centerline of said relocation at Station 11+00 to a point that is 60 feet northeasterly of and at right angles to the centerline of said relocation at Station 13+00; thence southeasterly along said line a distance of 140 feet, more or less, to the said point that is 60 feet northeasterly of and at right angles to the centerline of said relocation at Station 13+00 and the point of ending) the right of ingress to service road or roads which will be accessible to the controlled access facility only at such points as may be established by public authority,

EXHIBIT "A"

Balance

Balance

and as shown on the right-of-way map of Project No. 1-4-4 (19) as recorded in the Office of the Judge of Probate of Salinas County.

Commencing at the southeast corner of 20' of 20' of Section 34, T-4-S, R-4-E; thence northerly along the west line of Section 34 a distance of 1,335 feet, more or less, to approximate Station 1410 on the centerline of the relocation of Alameda Highway No. 47 and the point of beginning thence S 84° 25' E, along the centerline of said relocation, a distance of 1,097 feet, more or less, to the point of ending where the centerline of said relocation intersects the east property line at Station 1407.

Said strip of land making the right of way 60 feet wide on the northwest side and 60 feet wide on the southeast side of the relocation of said relocation from the point of beginning to Station 1407, 60 feet wide on the northwest side and 30 feet wide on the southeast side from

Station 3400 to the point of ending, lying in the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ and NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 15, T-1-N, R-1-E and containing 3.66 acres, more or less.

EXHIBIT "A"

Baldwin

Baldwin

and as shown on the right-of-way map of Project No. I-65-1(28) as recorded in the Office of the Judge of Probate of Baldwin County:

PARCEL NO. 1: Commencing at the southeast corner of NE $\frac{1}{4}$ of Section 23, T-1-N, R-4-E; thence N 2° 15' E, along the east line of said Section a distance of 320 feet, more or less, to a point that is 200 feet southeasterly of and at right angles to the centerline of Project No. I-65-1(28) at Station 1354+50 and the point of beginning of the property herein to be conveyed; thence southwesterly along a curve to the left (concave southeasterly) having a radius of 11,259.16 feet, parallel to the centerline of said Project, a distance of 640 feet, more or less, to a point that is 200 feet southeasterly of and at right angles to the centerline of said Project, at Station 1348+00; thence southwesterly along a straight line a distance of 110 feet, more or less, to a point that is 150 feet southeasterly of and at right angles to the centerline of said Project at Station 1347+00; thence southwesterly along a curve to the left (concave southeasterly) having a radius of 11,309.16 feet, parallel to the centerline of said Project, a distance of 730 feet, more or less, to a point that is 150 feet southeasterly of and at right angles to the centerline of said Project at Station 1339+63.14; thence S 51° 25' W, parallel to the centerline of said Project, a distance of 3305 feet, more or less, to the south line of Section 23, T-1-N, R-4-E, the south property line; thence S 88° 10' W, along the said south property line (crossing the centerline of said Project at Station 1304+62.2) a distance of 505 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project; thence N 51° 25' E, parallel to the centerline of said Project, a distance of 3705 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 1339+63.14; thence northeasterly along a curve to the right (concave southeasterly) having a radius of 11,609.16 feet, parallel to the centerline of said Project, a distance of 855 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 1348+00; thence northeasterly along a straight line a distance of 105 feet, more or less, to a point that is 175 feet northwesterly of and at right angles to the centerline of said Project at Station 1349+00; thence northeasterly and parallel to the centerline of said Project

along a curve to the right (concave southeasterly) having a radius of 11,634.16 feet, a distance of 505 feet, more or less, to a point that is 175 feet northwesterly of and at right angles to the centerline of said Project at Station 1354+00; thence northeasterly along a straight line a distance of 105 feet, more or less, to a point that is 200 feet northwesterly of and at right angles to the centerline of said Project at Station 1355+00; thence northeasterly, and parallel to the centerline of said Project, along a curve to the right (concave southeasterly) having a radius of 11,659.16 feet, a distance of 215 feet, more or less, to the east line of said Section 23, the east property line; thence S 2° 15' E along the said east property line, crossing the centerline of said Project at Station 1355+42, a distance of 478 feet, more or less, to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$ of the NW $\frac{1}{4}$; the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$, the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the NW $\frac{1}{4}$ of Section 23, T-1-N, R-4-E.

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-65-1(28), County of Baldwin, and all of the grantor's remaining real property consisting of all parcels contiguous one to another, whether acquired by separate conveyances or otherwise, all of which parcels either adjoin the real property conveyed by this instrument or are connected thereto by other parcels owned by the grantor.

PARTIAL EASE. 2: A temporary easement to a strip of land necessary for the disposal of smelt and being more fully described as follows: Commencing at the southwest corner of Section 23, T-1-N, R-4-E; thence N 88° 10' E along the south line of said Section 23 a distance of 910 feet, more or less, to a point that is 250 feet northwesterly of and at right angles to the centerline of Project I-65-1(28) and the point of beginning of the property herein to be conveyed; thence N 51° 25' E and parallel to the centerline of said Project a distance of 70 feet, more or less, to a point that is 250 feet northwesterly of and at right angles to the centerline of said Project at Station 1302+00; thence southeasterly and at right angles to said centerline, a distance of 50 feet to the south line of said Section 23; thence S 88° 10' W a distance of 70 feet, more or less, to the point of beginning.

Said strip of land lying in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 23, T-1-N, R-4-E and containing 0.24 acres, more or less.

It is being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

PARTIAL EASE. 3: A temporary easement to a strip of land necessary for the disposal of smelt and being more fully described as follows: Beginning at a point that is 250 feet northwesterly of and at right angles to the centerline of Project I-65-1(28) at Station 1306+00; thence N 51° 25' E and parallel to the centerline of said Project a distance of 1100 feet; thence southeasterly and at right angles to said centerline a distance of 100 feet; thence S 51° 25' W and parallel to the centerline of said Project a distance of 1100 feet; thence northwesterly and at right angles to said centerline a distance of 100 feet to the point of beginning.

Said strip of land lying in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 23, T-1-N, R-4-E and containing 2.53 acres, more or less.

It is being understood and agreed that upon completion of said Project that all rights granted herein for temporary easement shall cease and terminate.

PARCEL NO. 4: A temporary easement to a strip of land necessary for the disposal of unsatisfactory material and being more fully described as follows: Beginning at a point that is 150 feet southeasterly of and at right angles to the centerline of Project No. 1-45-1(28) at Station 1320+00; thence N 51° 25' E and parallel to the centerline of said Project a distance of 400 feet; thence turn an angle of 90° 00' to the right and run a distance of 100 feet; thence S 51° 25' W and parallel to the centerline of said Project a distance of 100 feet; thence turn an angle of 90° 00' to the right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 23, T-1-N, R-4-E and containing 0.92 acres, more or less.

It is being understood and agreed that upon completion of said Project that all rights granted herein for temporary easement shall cease and terminate.

PARCEL NO. 5: A temporary easement to a strip of land necessary for the disposal of unsatisfactory material and being more fully described as follows: Beginning at a point that is 150 feet northwesterly of and at right angles to Project No. 1-45-1(28) at Station 1330+00; thence S 51° 25' W and parallel to the centerline of said Project a distance of 456 feet; thence northwesterly along a straight line a distance of 55 feet, more or less, to a point that is 200 feet northwesterly of and at right angles to the centerline of said Project at Station 1325+00; thence N 51° 25' E and parallel to the centerline of said Project a distance of 456 feet; thence turn an angle of 90° 00' to the right and run a distance of 50 feet to the point of beginning.

Said strip of land lying in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 23, T-1-N, R-4-E and containing 0.13 acres, more or less.

It is being understood and agreed that upon completion of said Project that all rights granted herein for temporary easement shall cease and terminate.

PARCEL NO. 6: A temporary easement to a strip of land necessary for the disposal of unsatisfactory material and being more fully described as follows: Beginning at a point that is 150 feet southeasterly of and at right angles to the centerline of Project 1-45-1(28) at Station 1320+00; thence N 51° 25' E and parallel to the centerline of said Project a distance of 200 feet; thence turn an angle of 90° 00' to the right and run a distance of 50 feet; thence S 51° 25' W and parallel to the centerline of said Project a distance of 200 feet; thence 90° 00' right and run a distance of 50 feet to the point of beginning.

Said strip of land lying in the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 23, T-1-N, R-4-E and containing 0.13 acres, more or less.

It is being understood and agreed that upon completion of said Project that all rights granted herein for temporary easement shall cease and terminate.

PARAGRAPH NO. 7: A temporary easement to a strip of land necessary for the disposal of muck and being more fully described as follows: Beginning at a point that is 120 feet northwesterly of and at right angles to the centerline of Project No. I-65-1(28) at Station 122+00; thence $S 51^{\circ} 25' E$ and parallel to the centerline of said Project a distance of 268 feet; thence $95^{\circ} 00'$ right and run a distance of 100 feet; thence $S 51^{\circ} 25' E$ and parallel to the centerline of said Project a distance of 268 feet; thence $95^{\circ} 00'$ right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the NW 1/4 of Sec. 24, T-4-N, R-4-E and containing 1.00 acre, more or less.

It is being understood and agreed that upon completion of said Project that all rights granted herein for temporary easement shall cease and terminate.

PARAGRAPH NO. 8: A temporary easement to a strip of land necessary for the disposal of muck and being more fully described as follows: Beginning at a point that is 120 feet northwesterly of and at right angles to the centerline of Project No. I-65-1(28) at Station 122+00; thence $S 51^{\circ} 25' E$ and parallel to the centerline of said Project a distance of 563.14 feet; thence northwesterly and parallel to the centerline of said Project along a curve to the right (concave southeasterly) having a radius of 11,279.14 feet, a distance of 132 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 123+00; thence $95^{\circ} 00'$ right and run a distance of 50 feet; thence northwesterly and parallel to the centerline of said Project along a curve to the left (concave southeasterly) having a radius of 11,279.14 feet, a distance of 132 feet, more or less, to a point that is 200 feet northwesterly of and at right angles to the centerline of said Project at Station 124+00; thence $S 51^{\circ} 25' E$ and parallel to the centerline of said Project a distance of 563.14 feet; thence $95^{\circ} 00'$ left and run a distance of 50 feet; thence northwesterly and parallel to the centerline of said Project a distance of 200 feet; thence $95^{\circ} 00'$ right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the NW 1/4 of Sec. 24, T-4-N, R-4-E and containing 1.00 acre, more or less.

It is being understood and agreed that upon completion of said Project that all rights granted herein for temporary easement shall cease and terminate.

PARAGRAPH NO. 9: A temporary easement to a strip of land necessary for the disposal of muck and being more fully described as follows: Beginning at a point that is 120 feet northwesterly of and at right angles to the centerline of Project No. I-65-1(28) at Station 122+00; thence $S 51^{\circ} 25' E$ and parallel to the centerline of said Project a distance of 563.14 feet; thence northwesterly and parallel to the centerline of said Project along a curve to the right (concave southeasterly) having a radius of 11,279.14 feet, a distance of 132 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 123+00; thence $95^{\circ} 00'$ right and run a distance of 50 feet; thence northwesterly and parallel to the centerline of said Project a distance of 200 feet; thence $95^{\circ} 00'$ right and run a distance of 100 feet to the point of beginning.

(commence southeasterly) having a radius of 11,700.26 feet a distance of 102 feet, more or less, to a point that is 250 feet northwesterly of and at right angles to the centerline of said Project at Station 134+50; thence 92° 30' right and run a distance of 100 feet to the point of beginning.

Said strips of land lying in the City of the City, Section 13, T-1-N, R-4-E and containing 1.23 acres, more or less.

It is being understood and agreed that upon completion of said Project all rights granted herein for any reason shall cease and terminate.

PARCELS 10, 11. A temporary easement for a strip of land necessary for the disposal of manure and other waste fully described as follows: Beginning at a point that is 250 feet northwesterly of and at right angles to the centerline of Project No. T-45-1(24) at Station 137+00; thence 92° 30' right and parallel to the centerline of said Project a distance of 102 feet; thence 92° 30' right and run a distance of 50 feet; thence 92° 30' right and parallel to the centerline of said Project a distance of 10 feet, more or less, to a point that is 200 feet northwesterly of and at right angles to the centerline of said Project at Station 137+00; thence 92° 30' right and parallel to the centerline of said Project along a curve to the right (commence southeasterly) having a radius of 11,699.14 feet a distance of 100 feet, more or less, to a point that is 100 feet northwesterly of and at right angles to the centerline of said Project at Station 137+00; thence 92° 30' right and run a distance of 50 feet; thence southeasterly and parallel to the centerline of said Project along a curve to the left (commence southeasterly) having a radius of 11,699.14 feet a distance of 100 feet, more or less, to a point that is 100 feet northwesterly of and at right angles to the centerline of said Project at Station 137+00; thence 92° 30' right and parallel to the centerline of said Project a distance of 100 feet; thence 92° 30' right and run a distance of 100 feet to the point of beginning.

Said strips of land lying in the City of the City, Section 13, T-1-N, R-4-E and containing 1.23 acres, more or less.

It is being understood and agreed that upon completion of said Project all rights granted herein for any reason shall cease and terminate.

PARCELS 12, 13. A temporary easement for a strip of land necessary for the disposal of manure and other waste fully described as follows: Beginning at a point that is 250 feet northwesterly of and at right angles to the centerline of Project No. T-45-1(24) at Station 137+00; thence 92° 30' right and parallel to the centerline of said Project a distance of 102 feet; thence 92° 30' right and run a distance of 50 feet; thence 92° 30' right and parallel to the centerline of said Project a distance of 10 feet, more or less, to a point that is 200 feet northwesterly of and at right angles to the centerline of said Project at Station 137+00; thence 92° 30' right and parallel to the centerline of said Project along a curve to the right (commence southeasterly) having a radius of 11,699.14 feet a distance of 100 feet, more or less, to a point that is 100 feet northwesterly of and at right angles to the centerline of said Project at Station 137+00; thence 92° 30' right and parallel to the centerline of said Project a distance of 100 feet; thence 92° 30' right and run a distance of 100 feet to the point of beginning.

PARCELS 14, 15. A temporary easement for a strip of land necessary for the disposal of manure and other waste fully described as follows: Beginning at a point that is 250 feet northwesterly of and at right angles to the centerline of Project No. T-45-1(24) at Station 137+00; thence 92° 30' right and parallel to the centerline of said Project a distance of 102 feet; thence 92° 30' right and run a distance of 50 feet; thence 92° 30' right and parallel to the centerline of said Project a distance of 10 feet, more or less, to a point that is 200 feet northwesterly of and at right angles to the centerline of said Project at Station 137+00; thence 92° 30' right and parallel to the centerline of said Project along a curve to the right (commence southeasterly) having a radius of 11,699.14 feet a distance of 100 feet, more or less, to a point that is 100 feet northwesterly of and at right angles to the centerline of said Project at Station 137+00; thence 92° 30' right and parallel to the centerline of said Project a distance of 100 feet; thence 92° 30' right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 23, T-1-N, R-4-E and containing 1.99 acres, more or less.

It is being understood and agreed that upon completion of said Project all rights herein for temporary easement shall cease and terminate.

PARCEL NO. 12: An easement to a strip of land necessary for the construction and maintenance of a drainage ditch and being more fully described as follows: Commencing at the center of Section 23, T-1-N, R-4-E; thence easterly along the north line of the SE $\frac{1}{4}$ of said Section 23 a distance of 1900 feet, more or less, to the centerline of Project No. 1-65-1(28); thence southeasterly along the centerline of said Project along a curve to the left (concave southeasterly) having a radius of 11,459.16 feet a distance of 600 feet, more or less, to R.C. Station 1339+63.14; thence S 51° 25' W a distance of 245.14 feet; thence 90° 00' right and run a distance of 150 feet to the point of beginning of said easement herein to be conveyed; thence S 51° 25' W a distance of 50 feet; thence 90° 00' right and run a distance of 200 feet; thence N 51° 25' E a distance of 50 feet; thence 90° 00' right and run a distance of 200 feet to the point of beginning.

Said strip of land lying in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 23, T-1-N, R-4-E and containing 0.23 acres, more or less.

PARCEL NO. 13: A temporary easement to a strip of land necessary for the disposal of manure and being more fully described as follows: Beginning at a point that is 250 feet northwesterly of and at right angles to the centerline of Project No. 1-65-1(28) at Station 1340+00; thence N 51° 25' E and parallel to the centerline of said Project a distance of 400 feet; thence 90° 00' right and run a distance of 100 feet; thence S 51° 25' W and parallel to the centerline of said Project a distance of 400 feet; thence 90° 00' right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ and the W $\frac{1}{2}$ of the SE $\frac{1}{4}$, Section 23, T-1-N, R-4-E and containing 0.92 acres, more or less.

STATE OF ALABAMA,)	
Petitioner,	)	IN THE PROBATE COURT OF
vs.	)	BALDWIN COUNTY, ALABAMA
ROBERT R. LONG, ET AL.,)	
Defendants.	)	CASE NUMBER 5088.

NOTICE TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon J. W. HADLEY, PERDIDO, ALABAMA, and make due return to this court of such service.

J. D. Owens
 Judge, Probate Court of Baldwin County, Ala.
 By: Harry M. DeLoe,
 Chief Clerk.

STATE OF ALABAMA
 BALDWIN COUNTY

I hereby certify that I have executed the within notice upon J. W. Hadley, by leaving a copy of the same with him.

DONE this _____ day of _____, 1964.

 Sheriff.

STATE OF ALABAMA,	I	
Petitioner,	I	
vs.	I	
ROBERT R. LONG, ELIZABETH E. COBBS, CAROLYN LONG and SCOTT PAPER COMPANY, a foreign Corporation, as to TRACT NUMBER 8;	I	IN THE PROBATE COURT OF
THE FIRST NATIONAL BANK OF MOBILE, a National Banking Association, Trustee, as to TRACT NUMBER 23 and TRACT NUMBER 26; LESLIE BRYARS, SYBLE BRYARS; ATMORE FINANCE COMPANY, a corporation, FIRST NATIONAL BANK OF ATMORE, a National Banking Association, BALDWIN COUNTY BANK, a Corporation, UNITED STATES OF AMERICA, and PRESTON HALL, as to TRACT NUMBER 29; WILLIAM F. WELCH, WALTER M. LINDSEY, J. W. HADLEY, and SAM'S PLACE, INC., an Alabama Corporation, as to TRACT NUMBER 39; and W. P. BROWN & SONS LUMBER COMPANY, a foreign corporation, as to TRACT NUMBER 53,	I	BALDWIN COUNTY, ALABAMA
	I	CASE NUMBER 5088.
Defendants.	I	

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 22nd day of January, 1964, insofar as said order of condemnation relates to the tracts of lands and the owners and parties interested therein as follows:

1. TRACT NUMBER 8: That Robert R. Long, Elizabeth E. Cobbs and Carolyn Long, are the owners of said tract; that Scott Paper Company claims some right, title or interest in said property by virtue of a lease and timber cutting agreement.
2. TRACT NUMBER 23 and TRACT NUMBER 26: That the First National Bank of Mobile, a National Banking Association, is the legal title holder of said tracts for the uses and purposes set forth in those certain trust agreements, made and entered into between Ben May, Donor and Mendel P. Goldstein, Armand May and Ben May, Trustees, and assumed by the First National Bank of Mobile.
3. TRACT NUMBER 29: Leslie Bryars and Syble Bryars are the owners of said tract; that the Atmore Finance Company, a corporation, claims some right, title or interest in said property by virtue of a mortgage; that the First National Bank of Atmore, a National Banking Association, claims some right, title or interest in said property by virtue of a mortgage; that Baldwin County Bank, a corporation, claims some right, title or interest in said property by virtue of a mortgage; that the United States of America claims some right, title or interest in said property by virtue of a judgment; that Preston Hall claims some right, title or interest in said property by virtue of a judgment.

4. TRACT NUMBER 39: That William F. Welch is the owner of said tract; that Walter M. Lindsey claims some right, title or interest therein by virtue of mortgages; that J. W. Hadley claims some right, title or interest in and to said property by virtue of a judgment; that Sam's Place, Inc., an Alabama Corporation, claims some right, title or interest in and to said property by virtue of a judgment.

5. TRACT NUMBER 53: That W. P. Brown & Sons Lumber Company, a foreign corporation, is the owner of said tract; that Hercules Powder Company, a foreign corporation, claims some right, title or interest in said property by virtue of a lease.

That copies of the descriptions of the above designated tracts are 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 31st day of January, 1964.

RICHMOND M. FLOWERS,
Attorney General
State of Alabama

By: Jeffrey H. Madliburn
Duly appointed Special Assistant
Attorney General for the State of Alabama.

Petitioner hereby demands a
trial of this cause by Jury.

Jeffrey H. Madliburn
Duly appointed Special Assistant
Attorney General for State of Alabama.

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

Jeffrey H. Madliburn
Duly appointed Special Assistant
Attorney General for State of Alabama.

///

TO: ROBERT R. LONG, ELIZABETH E. COBBS, CAROLYN LONG, SCOTT PAPER COMPANY, THE FIRST NATIONAL BANK OF MOBILE, LESLIE BRYARS, SYBLE BRYARS, ATMORE FINANCE COMPANY, FIRST NATIONAL BANK OF ATMORE, BALDWIN COUNTY BANK, UNITED STATES OF AMERICA, PRESTON HALL, WILLIAM F. WELCH, WALTER M. LINDSEY, J. W. HADLEY, SAM'S PLACE, INC., W. P. BROWN & SONS LUMBER COMPANY, and HERCULES POWDER COMPANY.

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 31st day of January, 1964.

WITNESS my hand this 31st day of January, 1964.

Probate Judge of Baldwin County, Alabama.

EXHIBIT "A"

Baldwin

Baldwin

and as shown on the right-of-way map of Project No. 1-62-1(25) as recorded in the Office of the Judge of Probate of Baldwin County:

Commencing at the southwest corner of $\frac{1}{4}$ of $\frac{1}{4}$ of Section 26, T-1-N, R-4-E; thence northerly along the west line of Section 26 a distance of 1,515 feet, more or less, to approximate Station 1140 on the centerline of the relocation of Alabama Highway No. 47 and the point of beginning; thence $N 64^{\circ} 25' E$, along the centerline of said relocation, a distance of 1,057 feet, more or less, to the point of ending where the centerline of said relocation intersects the east property line at Station 1147.

Said strip of land making the right of way 15 feet wide on the northwest side and 60 feet wide on the southeast side of the centerline of said relocation from the point of beginning to Station 1140, 60 feet wide on the northwest side and 30 feet wide on the southeast side from

Station 1200 to the point of ending, lying in the NW $\frac{1}{4}$ of SW $\frac{1}{4}$ and
SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 26, T-1-N, R-4-E and containing 3.06 acres,
more or less.

STATE OF ALABAMA,)
 Petitioner,) IN THE PROBATE COURT OF
 vs)
 ROBERT R. LONG, ET AL.,) BALDWIN COUNTY, ALABAMA
 Defendants.) CASE NUMBER 5088.

ORDER TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon ATMORE FINANCE COMPANY, ATMORE, ALABAMA, and make due return to this Court of such service.

DONE this 31st day of January, 1964.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 1-31-64 M

Recorded _____ book _____ page _____

L. D. Owen, Jr.
 Judge of Probate

L. D. Owen, Jr.
 Judge, Probate Court of Baldwin County, Ala.
 By: Harry M. Dofine,
 Chief Clerk.

STATE OF ALABAMA

BALDWIN COUNTY

I hereby certify that I have executed the within notice upon Atmore Finance Company, by leaving a copy of the same with said company.

DONE this _____ day of _____, 1964.

 Sheriff.

STATE OF ALABAMA,)	
Petitioner,	)	IN THE PROBATE COURT OF
vs.	)	BALDWIN COUNTY, ALABAMA
ROBERT R. LONG, ET AL.,)	
Defendants.	)	CASE NUMBER 5088.

ORDER TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon VERNOL R. JANSEN, JR., UNITED DISTRICT ATTORNEY, MOBILE, ALABAMA, and make due return to this Court of such service.

DONE this 31st day of January, 1964.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 1-31-64 M

Recorded _____ book _____ page _____

L. D. Dwyer, Jr.
Judge of Probate

L. D. Dwyer, Jr.
Judge, Probate Court of Baldwin County, Ala.

By: Harry M. D. Dwyer, Jr.
Chief Clerk

STATE OF ALABAMA

BALDWIN COUNTY

I hereby certify that I have executed the within notice upon the United States of America, by leaving a copy of the same with Vernol R. Jansen, Jr., United District Attorney.

DONE this 7 day of Feb, 1964.

Raymond Bridges
Sheriff.
C. Villar D.S.

STATE OF ALABAMA,)	
Petitioner,	)	IN THE PROBATE COURT OF
vs.	)	BALDWIN COUNTY, ALABAMA
ROBERT R. LONG, ET AL.,)	
Defendants.	)	CASE NUMBER 5088.

NOTICE TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon HERCULES POWDER COMPANY, and make due return to this court of such service.

STATE OF ALABAMA, BALDWIN COUNTY
 Filed 1-31-64 M
 Recorded I.D. Dwyer book 158 page 158
 Judge of Probate

I.D. Dwyer
 Judge, Probate Court of Baldwin County, Ala.
 By Harry M. Dwyer
 Chief Clerk.

STATE OF ALABAMA
 BALDWIN COUNTY

I hereby certify that I have executed the within notice upon Hercules Powder Company, by leaving a copy of the same with Fred S. Ball, Jr., Attorney at Law, First National Bank Building, Montgomery, Alabama, as its duly authorized agent.

DONE this 3 day of Feb, 1964.

M. S. Butler
 Sheriff.
 By Thompson D.S.

Ball + Ball

161

RECEIVED IN OFFICE

JAN 3 1964

M. S. BUTLER, Sheriff

EXECUTED BY SERVING A
COPY OF THE WITHIN

This the _____ day of _____ 1964

M. S. BUTLER
Sheriff Montgomery County

By _____
Deputy Sheriff

The Sheriff claims _____
miles at 10c per mile for a total
of \$ _____ 20

M. S. Butler, Sheriff
Montgomery County, Ala.

STATE OF ALABAMA ,)
Petitioner,) IN THE PROBATE COURT OF
vs.) BALDWIN COUNTY, ALABAMA
ROBERT R. LONG, ET AL.,) CASE NUMBER 5088.
Defendants.)

ORDER TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon THE FIRST NATIONAL BANK OF MOBILE, TRUSTEE, MOBILE, ALABAMA, and made due return to this Court of such service.

DONE this 31st day of January, 1964.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 1-31-64 M

Recorded book page

J. D. Owen, Jr.
Judge of Probate

L. D. Owen, Jr.
Judge, Probate Court of Baldwin County, Ala.

By: Harry M. D'Almeida
Chief Clerk

STATE OF ALABAMA

BALDWIN COUNTY

I hereby certify that I have executed the within notice upon the First National Bank of Mobile, Trustee, by leaving a copy of the same with said bank. in Wells V.P.

DONE this 4 day of Feb, 1964.

Randy Bridges
Sheriff.

C. O. Villar, D.S.

STATE OF ALABAMA)	
	)	IN THE PROBATE COURT OF
Petitioner,)	
vs.	)	BALDWIN COUNTY, ALABAMA
ROBERT R. LONG, ET AL.,)	
Defendants.	)	CASE NUMBER 5088.

ORDER TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon PRESTON HALL, ROUTE I, PERDIDO, ALABAMA, and make due return to this court of such service.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 1-31-64 X

Recorded book page

L. D. Owen, Jr.
Judge of Probate

L. D. Owen, Jr.
Judge, Probate Court of Baldwin County, Ala
By: Harry M. DeLine,
Chief Clerk

STATE OF ALABAMA

BALDWIN COUNTY

I hereby certify that I have executed the within notice upon Preston Hall, by leaving a copy of the same with him.

DONE this 1 day of Feb, 1964.

Taylor Wilkins
Sheriff
W. G. Talbert
Perdido

Sheriff claims 26 miles at
Ten Cents per mile Total \$ 2.60
TAYLOR WILKINS, Sheriff
BY Talbert
DEPUTY SHERIFF

STATE OF ALABAMA,)	
Petitioner,	)	IN THE PROBATE COURT OF
vs.	)	BALDWIN COUNTY, ALABAMA
ROBERT R. LONG, ET AL.,	)	CASE NUMBER 5088.
Defendants.)	

ORDER TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon CAROLYN LONG, ATMORE, ALABAMA, and make due return to this Court of such service.

DONE this 31st day of January, 1964.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 1-31-64 M

Recorded 1-31-64 book 15 page 1

L. D. Owen, Jr.
Judge of Probate

L. D. Owen, Jr.
Judge, Probate Court of Baldwin County, Ala.

By: Harry M. Dabney,
Chief Clerk

STATE OF ALABAMA

BALDWIN COUNTY

I hereby certify that I have executed the within notice upon Carolyn Long, by leaving a copy of the same with Robert R. Long, as her duly authorized agent.

DONE this 4th day of Feb, 1964.

G. S. Byrnes Sheriff

Sheriff of Baldwin County, Alabama.

esc. co.

Helen L.S.

STATE OF ALABAMA)
)
Petitioner,) IN THE PROBATE COURT OF
)
vs.) BALDWIN COUNTY, ALABAMA
)
ROBERT R. LONG, ET AL.,) CASE NUMBER 5088.
)
Defendants.)

ORDER TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon SYBLE BRYARS, ROUTE 1, PERDIDO, ALABAMA, and make due return to this Court of such service.

DONE this 31st day of January, 1964.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 1-31-64 M

Recorded book page

L. D. Owen, Jr.
Judge of Probate

L. D. Owen, Jr.
Judge, Probate Court of Baldwin County, Ala.

By: Harry M. Dalgone,
Chief Clerk.

STATE OF ALABAMA

BALDWIN COUNTY

I hereby certify that I have executed the within notice upon Syble Bryars, by leaving a copy of the same with her.

DONE this 1st day of Feb, 1964.

Taylor Wilkins
Sheriff.

W. G. Talbot

Sheriff claims 26 miles at

Ten Cents per mile Total \$ 2.60

TAYLOR WILKINS, Sheriff

BY Talbot
DEPUTY SHERIFF

STATE OF ALABAMA,	)	IN THE PROBATE COURT OF
Petitioner,)	
vs.	)	BALDWIN COUNTY, ALABAMA
ROBERT R. LONG, ET AL.,)	
Defendants.	)	CASE NUMBER 5088.

ORDER TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon LESLIE BRYARS, ROUTE I, PERDIDO, ALABAMA, and make due return to this Court of such service.

DONE this 31st day of January, 1964.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 1-31-64 M

Recorded 1-31-64 book 1-31-64 page 1-31-64

J. D. Owen, Jr.
Judge of Probate

J. D. Owen, Jr.
Judge, Probate Court of Baldwin County, Ala.

By: Harry M. Palmer,
Clerk

STATE OF ALABAMA

BALDWIN COUNTY

I hereby certify that I have executed the within notice upon Leslie Bryars, by leaving a copy of the same with him.

DONE this 1st day of Feb, 1964.

Taylor Wilkins
Sheriff.
W. G. Talbert

Perdido

Sheriff claims 26 miles at
Ten Cents per mile Total \$ 2.60
TAYLOR WILKINS, Sheriff
BY Talbert
DEPUTY SHERIFF

STATE OF ALABAMA,)	
	)	IN THE PROBATE COURT OF
Petitioner,)	
vs.	)	BALDWIN COUNTY, ALABAMA
ROBERT R. LONG, ET AL.,)	
Defendants.	)	CASE NUMBER 5088.

ORDER TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon WILLIAM F. WELCH, ROUTE 1, PERDIDO, ALABAMA, and make due return to this court of such service.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 1-31-64 M

Recorded _____ book _____ page _____

J. D. Owen, Jr.
Judge of Probate

J. D. Owen, Jr.
Judge, Probate Court of Baldwin County, Ala.

By: Harry M. Deane,
Chief Clerk.

STATE OF ALABAMA

BALDWIN COUNTY

I hereby certify that I have executed the within notice upon William F. Welch, by leaving a copy of the same with him.

DONE this 1st day of Feb, 1964.

Taylor Wilkins
Sheriff.
W. A. Talbert
Perdido

Sheriff claims 26 miles at
Ten Cents per mile Total \$ 2.60
TAYLOR WILKINS, Sheriff
BY W. A. Talbert
DEPUTY SHERIFF

STATE OF ALABAMA,)	
Petitioner,	)	IN THE PROBATE COURT OF
vs.	)	BALDWIN COUNTY, ALABAMA
ROBERT R. LONG, ET AL.,	)	CASE NUMBER 5088.
Defendants.)	

ORDER TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon SCOTT PAPER COMPANY, MOBILE, ALABAMA, and make due return to this Court of such service.

DONE this 31st day of January, 1964.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 1-31-64 M

Recorded _____ book _____ page _____

L. D. Owen, Jr.
Judge of Probate

L. D. Owen, Jr.
Judge, Probate Court of Baldwin County, Ala.

By: Harry M. D'Onofrio
Chief Clerk.

STATE OF ALABAMA

BALDWIN COUNTY

I hereby certify that I have executed the within notice upon Scott Paper Company, by leaving a copy of the same with said company

DONE this _____ day of _____, 1964.

Sheriff of Baldwin County, Alabama.

STATE OF ALABAMA,)	
Petitioner,	)	IN THE PROBATE COURT OF
vs.	)	BALDWIN COUNTY, ALABAMA
ROBERT R. LONG, ET AL.,)	
Defendants.	)	CASE NUMBER 5088.

NOTICE TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon WALTER M. LINDSEY, BAY MINETTE, ALABAMA, and make due return to this court of such service.

STATE OF ALABAMA, BALDWIN COUNTY
 Filed 1-31-64 M
 Recorded _____ book _____ page _____
I. D. Owen, Jr.
 Judge of Probate

I. D. Owen, Jr.
 Judge, Probate Court of Baldwin County, Alabama.
 By: Harry M. Dolive,
 Chief Clerk.

STATE OF ALABAMA
 BALDWIN COUNTY

I hereby certify that I have executed the within notice upon Walter M. Lindsey by leaving a copy of the same with him.

DONE this 3 day of Feb, 1964.

Taylor Williams
 Sheriff.
W. G. Talbot
 em

STATE OF ALABAMA,)	
Petitioner,	)	IN THE PROBATE COURT OF
vs.	)	BALDWIN COUNTY, ALABAMA
ROBERT R. LONG, ET AL.,)	
Defendants.	)	CASE NUMBER 5088.

NOTICE TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon J. W. HADLEY, PERDIDO, ALABAMA, and make due return to this court of such service.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 1-31-64 M

Recorded _____ book _____ page _____

J. D. Owen
Judge of Probate

J. D. Owen
Judge, Probate Court of Baldwin County, Ala.

By: Harry M. Dolme
Chief Clerk.

STATE OF ALABAMA

BALDWIN COUNTY

I hereby certify that I have executed the within notice upon J. W. Hadley, by leaving a copy of the same with him.

DONE this 31 day of Feb, 1964.

Taylor Thornton
Sheriff.
W. A. Talbot

*Mr J W Hadley is a Deceased
as of Dec-14-63*

STATE OF ALABAMA,)	
Petitioner,	)	IN THE PROBATE COURT OF
vs.	)	BALDWIN COUNTY, ALABAMA
ROBERT R. LONG, ET AL.,)	
Defendants.	)	CASE NUMBER 5088.

ORDER TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon the BALDWIN COUNTY BANK, BAY MINETTE, ALABAMA, and make due return to this Court of such service.

DONE this 31st day of January, 1964.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 1-31-64 M

Recorded 1-31-64 book 1 page 1

Judge of Probate J.D. Owen

J.D. Owen
Judge, Probate Court of Baldwin County, Ala.

By: Harry M. Doline
Chief Clerk

STATE OF ALABAMA

BALDWIN COUNTY

I hereby certify that I have executed the within notice upon the Baldwin County Bank, by leaving a copy of the same with said bank.

DONE this 3 day of Feb, 1964.

Lybby Wilkins
Sheriff.

W.A. Talbert

STATE OF ALABAMA,)	
Petitioner,	)	IN THE PROBATE COURT OF
vs.	)	BALDWIN COUNTY, ALABAMA
ROBERT R. LONG, ET AL.,)	
Defendants.	)	CASE NUMBER 5088.

NOTICE TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon W. P. BROWN & SONS LUMBER COMPANY, BAY MINETTE, ALABAMA, and make due return to this court of such service.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 1-31-64 M

Recorded 1-31-64 book 1-31-64 page 1-31-64

J. D. Owen, Jr.
Judge of Probate

J. D. Owen, Jr.
Judge, Probate Court of Baldwin County, Ala.
By: Harry M. D'Almeida
Chief Clerk.

STATE OF ALABAMA
BALDWIN COUNTY

I hereby certify that I have executed the within notice upon W. P. Brown & Sons Lumber Company, by leaving a copy of the same with Ray E. Loper, Bay Minette, Alabama, as its duly authorized agent.

DONE this 3 day of Feb, 1964.

James W. Albert
Sheriff.
W. A. Talbert

STATE OF ALABAMA,)	
Petitioner,	)	IN THE PROBATE COURT OF
vs.)	
ROBERT R. LONG, ET AL.,	)	BALDWIN COUNTY, ALABAMA
Defendants.	)	CASE NUMBER 5088.

ORDER TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon THE FIRST NATIONAL BANK OF ATMORE, ATMORE, ALABAMA, and make due return to this Court of such service.

DONE this 31st day of January, 1964.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 1-31-64 M

Recorded 4-9-64 book 10 page 1

Judge of Probate

J. D. Owen, Jr.
Judge, Probate Court of Baldwin County, Ala.

By: Harry M. D'Almeida
Chief Clerk

STATE OF ALABAMA

BALDWIN COUNTY

I hereby certify that I have executed the within notice upon The First National Bank of Atmore, by leaving a copy of the same with said bank.

DONE this 4th day of Feb, 1964.

C. S. Payne Sheriff

Sheriff.

Esc. to.

Helton D. S.

STATE OF ALABAMA,	I	
Petitioner,	I	IN THE PROBATE COURT OF
vs.	I	BALDWIN COUNTY, ALABAMA
ROBERT R. LONG, ET AL.,	I	CASE NUMBER 5088.
Defendants.	I	

ORDER TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon ELIZABETH E. COBBS, ATMORE, ALABAMA, and make due return to this Court of such service.

DONE this 31st day of January, 1964.

STATE OF ALABAMA, BALDWIN COUNTY
 Filed 1-31-64
 Recorded _____ book _____ page _____
L. D. Dwyer, Jr.
 Judge of Probate

L. D. Dwyer, Jr.
 Judge, Probate Court of Baldwin County,
 Alabama.
 By: Harry M. D'Onofrio,
 Chief Clerk.

STATE OF ALABAMA
 BALDWIN COUNTY

I hereby certify that I have executed the within notice upon Elizabeth E. Cobbs, by leaving a copy of the same with Robert R. Long, as her duly authorized agent.

DONE this 4th day of Feb, 1964.

G. S. Byrne, Sheriff
 Esc. Co.
 Helton D. J.

 Sheriff of Baldwin County, Alabama.

STATE OF ALABAMA

Petitioner,

vs.

ROBERT R. LONG, ET AL.,

Defendants.

I

I

I

I

I

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

CASE NUMBER 5088.

ORDER TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon ROBERT R. LONG, ATMORE, ALABAMA, and make due return to this Court of such service.

DONE this 31st day of January, 1964.

STATE OF ALABAMA, BALDWIN COUNTY Judge, Probate Court of Baldwin County, Alabama

Filed 1-31-64

Recorded book page

L. D. Owen
Judge of Probate

L. D. Owen, Jr.
By: Harry M. Doherty
Chief Clerk

STATE OF ALABAMA

BALDWIN COUNTY

I hereby certify that I have executed the within notice upon Robert R. Long by leaving a copy of the same with him.

DONE this 4th day of Feb, 1964.

G. S. Byrne, Sheriff Sheriff of Baldwin County, Alabama.

Esc. to
Hilton D. S.

STATE OF ALABAMA,)	
Petitioner,	)	IN THE PROBATE COURT OF
vs.	)	BALDWIN COUNTY, ALABAMA
ROBERT R. LONG, ET AL.,)	
Defendants.	)	CASE NUMBER 5088.

NOTICE TO SERVE:

TO ANY SHERIFF OF THE STATE OF ALABAMA:

You are hereby commanded to serve the foregoing notice of appeal upon SAM'S PLACE, INC., ATMORE, ALABAMA, and make due return to this court of such service.

STATE OF ALABAMA, BALDWIN COUNTY

Filed 1-31-64 M

Recorded 1-31-64 book 1-31-64 page 1

Judge of Probate

J. D. Owen, Jr.
Judge, Probate Court of Baldwin County, Ala.

By: Harry M. D. Oline,
Chief Clerk.

STATE OF ALABAMA

BALDWIN COUNTY

I hereby certify that I have executed the within notice upon Sam's Place, by leaving a copy of the same with said company.

DONE this 4th day of Feb., 1964.

G. S. Byrne

Sheriff.
Hilton P. S.

STATE OF ALABAMA,	)	IN THE CIRCUIT COURT OF
Petitioner,	)	BALDWIN COUNTY, ALABAMA
Vs.	)	CASE NUMBER <u>5951-A</u>
W. P. BROWN & SONS LUMBER)	
COMPANY, INC., and Tract No.)	
53,)	
Respondent.)	

FINAL JUDGMENT

This cause coming on to be heard by the Court on this the 12th 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 30th day of October, 1963, 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 31st day of January, 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 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 now comes a jury of twelve good and lawful men, to-wit, Clarence Bishop and eleven others, and the issue of the amount of damages and compensation, if any, to which the landowner is entitled

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

"We, the Jury, find for the defendant and assess its compensation and damages as follows:

2. Case No. 5951-A, as to the lands in Section 23, Township 1 North, Range 4 East, Baldwin County, Alabama (described or referred to by the plaintiff as Tract 53), at \$6,000.00."

Clarence Bishop
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 landowner in this case, W. P. Brown & Sons Lumber Company, Inc., and Tract No. 53, is entitled is hereby fixed at the sum of \$6,000.00, which said sum is hereby ordered to be paid by the State of Alabama to said Defendant landowner; and that upon the payment of said amount by the State of Alabama to said landowner 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 12th day of March, 1965.

FILED

MAR 12 1965

ALICE L. DUCK, CLERK
REGISTER

710-5

Joseph A. McMillin
Circuit Judge

Exhibit "A"

STATE OF ALABAMA,	)	IN THE CIRCUIT COURT OF
Plaintiff,	)	BALDWIN COUNTY, ALABAMA
Vs.	)	AT LAW
W. P. BROWN & SONS	)	NO. <u>595/A</u>
LUMBER COMPANY, INC.,)	
and Tract No. 53,)	
Defendants.)	

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:

Parcel No. 1: Commencing at the southeast corner of NE $\frac{1}{4}$ of Section 23, T1N, R4E; thence N2° 15' E, along the east line of said Section a distance of 320 feet, more or less, to a point that is 200 feet southeasterly of and at right angles to the centerline of Project No. I-65-1(28) at Station 1354+50 and the point of beginning of the property herein to be conveyed; thence southwesterly along a curve to the left (concave southeasterly) having a radius of 11,259.16 feet, parallel to the centerline of said Project, a distance of 640 feet, more or less, to a point that is 200 feet southeasterly of and at right angles to the centerline of said Project, at Station 1348+00; thence southwesterly along a straight line a distance of 110 feet, more or less, to a point that is 150 feet southeasterly of and at right angles to the centerline of said Project at Station 1347+00; thence southwesterly along a curve to the left (concave southeasterly) having a radius of 11,309.16 feet, parallel to the centerline of said Project, a distance of 730 feet, more or less, to a point that is 150 feet southeasterly of and at right angles to the centerline of said Project at Station 1339+63.14; thence S51° 25'W, parallel to the centerline of said Project, a distance of 3305 feet, more or less, to the south line of Section 23, T1N, R4E, the south property line; thence S88° 10'W, along the said south property line (crossing the centerline of said Project at Station 1304+62.2) a distance of 505 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project; thence N51° 25'E, parallel to the centerline of said Project; a distance of 3705 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 1339+63.14; thence northeasterly along a curve to the right (concave southeasterly) having a radius of 11,609.16 feet, parallel to the centerline of said Project, a distance of 855 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 1348+00; thence northeasterly along a straight line a distance of 105 feet, more or less, to a point that is 175 feet northwesterly of and at right angles to the centerline of said Project at Station 1349+00; thence northeasterly and parallel to the centerline of said Project along a curve to the right (concave southeasterly) having a radius of 11,634.16 feet, a distance of 505 feet, more or less, to a point that is 175 feet northwesterly of and at right angles to the centerline of said Project at Station 1354+00; thence northeasterly along a straight line a distance of 105 feet, more or less, to a point that is 200 feet northwesterly of and at right angles to

the centerline of said Project at Station 1355+00; thence northeasterly, and parallel to the centerline of said Project, along a curve to the right (concave southeasterly) having a radius of 11,659.16 feet, a distance of 215 feet, more or less, to the east line of said Section 23, the east property line; thence S2° 15'E along the said east property line, crossing the centerline of said Project at Station 1355+82, a distance of 478 feet, more or less, to the point of beginning.

Said strip of land lying in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$; the N $\frac{1}{2}$ of the SE $\frac{1}{4}$, the SW $\frac{1}{4}$ of the SE $\frac{1}{4}$ and the SW $\frac{1}{4}$ of Section 23, T1N, R4E.

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.

Parcel No. 2: A temporary easement to a strip of land necessary for the disposal of muck and being more fully described as follows: Commencing at the southwest corner of Section 23, T1N, R4E; thence N88° 10'E along the south line of said Section 23 a distance of 910 feet, more or less, to a point that is 250 feet northwesterly of and at right angles to the centerline of Project I-65-1(28) and the point of beginning of the property herein to be conveyed; thence N51° 25'E and parallel to the centerline of said Project a distance of 70 feet, more or less, to a point that is 250 feet northwesterly of and at right angles to the centerline of said Project at Station 1302+00; thence southeasterly and at right angles to said centerline, a distance of 50 feet to the south line of said Section 23; thence S88° 10'W a distance of 70 feet, more or less, to the point of beginning.

Said strip of land lying in the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 23, T1N, R4E and containing 0.04 acres, more or less.

It is being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

Parcel No. 3: A temporary easement to a strip of land necessary for the disposal of muck and being more fully described as follows: Beginning at a point that is 250 feet northwesterly of and at right angles to the centerline of Project I-65-1(28) at Station 1306+00; thence N51° 25'E and parallel to the centerline of said Project a distance of 1100 feet; thence southeasterly and at right angles to said centerline a distance of 100 feet; thence S51° 25'W and parallel to the centerline of said Project a distance of 1100 feet; thence northwesterly and at right angles to said centerline a distance of 100 feet to the point of beginning.

Said strip of land lying in the S $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 23, T1N, R4E and containing 2.53 acres, more or less.

It is being understood and agreed that upon completion of said Project that all rights granted herein for temporary easement shall cease and terminate.

Parcel No. 4: A temporary easement to a strip of land necessary for the disposal of unsatisfactory material and being more fully described as follows: Beginning at a point that is 150 feet southeasterly of and at right angles to the centerline of Project No. I-65-1(28) at Station 1320+00; thence N51° 25'E and parallel to the centerline of said Project a distance of 400 feet; thence turn an

angle of $90^{\circ} 00'$ to the right and run a distance of 100 feet; thence $S51^{\circ} 25'W$ and parallel to the centerline of said Project a distance of 400 feet; thence turn an angle of $90^{\circ} 00'$ to the right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the $SW\frac{1}{4}$ of the $SE\frac{1}{4}$, the $SE\frac{1}{4}$ of $SW\frac{1}{4}$, Section 23, T1N, R4E and containing 0.92 acres, more or less.

It is being understood and agreed that upon completion of said Project that all rights granted herein for temporary easement shall cease and terminate.

Parcel No. 5: A temporary easement to a strip of land necessary for the disposal of unsatisfactory material and being more fully described as follows: Beginning at a point that is 150 feet northwesterly of and at right angles to Project No. I-65-1(28) at Station 1330+00; thence $S51^{\circ} 25'W$ and parallel to the centerline of said Project a distance of 456 feet; thence northwesterly along a straight line a distance of 55 feet, more or less, to a point that is 200 feet northwesterly of and at right angles to the centerline of said Project at Station 1325+14; thence $N51^{\circ} 25'E$ and parallel to the centerline of said Project a distance of 486 feet; thence turn an angle of $90^{\circ} 00'$ to the right and run a distance of 50 feet to the point of beginning.

Said strip of land lying in the $NW\frac{1}{4}$ of the $SE\frac{1}{4}$, Section 23, T1N, R4E and containing 0.23 acres, more or less.

It is being understood and agreed that upon completion of said Project that all rights granted herein for temporary easement shall cease and terminate.

Parcel No. 6: A temporary easement to a strip of land necessary for the disposal of unsatisfactory material and being more fully described as follows: Beginning at a point that is 150 feet southeasterly of and at right angles to the centerline of Project I-65-1(28) at Station 1328+00; thence $N51^{\circ} 25'E$ and parallel to the centerline of said Project a distance of 200 feet; thence turn an angle of $90^{\circ} 00'$ to the right and run a distance of 50 feet; thence $S51^{\circ} 25'W$ and parallel to the centerline of said Project a distance of 200 feet; thence $90^{\circ} 00'$ right and run a distance of 50 feet to the point of beginning.

Said strip of land lying in the $NW\frac{1}{4}$ of the $SE\frac{1}{4}$, Section 23, T1N, R4E and containing 0.23 acres, more or less.

It is being understood and agreed that upon completion of said Project that all rights granted herein for temporary easement shall cease and terminate.

Parcel No. 7: A temporary easement to a strip of land necessary for the disposal of muck and being more fully described as follows: Beginning at a point that is 250 feet northwesterly of and at right angles to the centerline of Project No. I-65-1(28) at Station 1334+00; thence $N51^{\circ} 25'E$ and parallel to the centerline of said Project a distance of 268 feet; thence $90^{\circ} 00'$ right and run a distance of 100 feet; thence $S51^{\circ} 25'W$ and parallel to the centerline of said Project a distance of 268 feet; thence $90^{\circ} 00'$ right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the $NW\frac{1}{4}$ of the $SE\frac{1}{4}$, Section 23, T1N, R4E and containing 0.62 acres, more or less.

It is being understood and agreed that upon completion of said Project that all rights granted herein for temporary easement shall cease and terminate.

Parcel No. 8: A temporary easement to a strip of land necessary for the disposal of muck and being more fully described as follows: Beginning at a point that is 150 feet southeasterly of and at right angles to the centerline of Project No. I-65-1(28) at Station 1334+00; thence N51° 25'E and parallel to the centerline of said Project a distance of 563.14 feet; thence northeasterly and parallel to the centerline of said project along a curve to the right (concave southeasterly) having a radius of 11,309.16 feet, a distance of 332 feet, more or less, to a point that is 150 feet southeasterly of and at right angles to the centerline of said Project at Station 1343+00; thence 90° 00' right and run a distance of 50 feet; thence southwesterly and parallel to the centerline of said Project along a curve to the left (concave southeasterly) having a radius of 11,259.16 feet, a distance of 332 feet, more or less, to a point that is 200 feet southeasterly of and at right angles to the centerline of said Project at Station 1339+63.14; thence S51° 25'W and parallel to the centerline of said Project a distance of 63.14 feet; thence 90° 00' left and run a distance of 50 feet; thence S51° 25'W and parallel to the centerline of said Project a distance of 500 feet; thence 90° 00' right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 23, T1N, R4E and containing 1.60 acres, more or less.

It is being understood and agreed that upon completion of said Project that all rights granted herein for temporary easement shall cease and terminate.

Parcel No. 9: A temporary easement to a strip of land necessary for the disposal of unsatisfactory material and being more fully described as follows: Beginning at a point that is 150 feet northwesterly of and at right angles to the centerline of Project No. I-65-1(28) at Station 1346+50; thence southwesterly and parallel to the centerline of said Project along a curve to the left (concave southeasterly) having a radius of 11,609.16 feet a distance of 102 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 1345+50; thence 90° 00' right and run a distance of 100 feet; thence northeasterly and parallel to the centerline of said Project along a curve to the right (concave southeasterly) having a radius of 11,709.16 feet a distance of 102 feet, more or less, to a point that is 250 feet northwesterly of and at right angles to the centerline of said Project at Station 1346+50; thence 90° 00' right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 23, T1N, R4E and containing 0.23 acres, more or less.

It is being understood and agreed that upon completion of said Project all rights granted herein for temporary easement shall cease and terminate.

Parcel No. 10: A temporary easement to a strip of land necessary for the disposal of muck and being more fully described as follows: Beginning at a point that is 250 feet northwesterly of and at right angles to the centerline of Project No. I-65-1(28) at Station 1337+18; thence N51° 25'E and parallel to the centerline of said Project a distance of 182 feet; thence 90° 00' right and run a distance of 50 feet; thence N51° 25'E and parallel to the centerline of said Project a distance of 60 feet, more or less, to a point that is 200 feet northwesterly of and at right angles to the centerline of said Project at Station 1339+63.14; thence northeasterly and parallel

to the centerline of said Project along a curve to the right (concave southeasterly) having a radius of 11,659.16 feet a distance of 350 feet, more or less, to a point that is 200 feet northwesterly of and at right angles to the centerline of said Project at Station 1343+00; thence 90° 00' right and run a distance of 50 feet; thence southwesterly and parallel to the centerline of said Project along a curve to the left (concave southeasterly) having a radius of 11,609.16 feet, a distance of 345 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 1339+63.14; thence S51° 25' W and parallel to the centerline of said Project a distance of 245.14 feet; thence 90° 00' right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the N $\frac{1}{2}$ of the SE $\frac{1}{4}$, SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 23, T1N, R4E and containing 0.89 acres, more or less.

It is being understood and agreed that upon completion of said Project all rights herein for temporary easement shall cease and terminate.

Parcel No. 11: A temporary easement to a strip of land necessary for the disposal of muck and being more fully described as follows: Beginning at a point that is 250 feet southeasterly of and at right angles to the centerline of Project No. I-65-1(28) at Station 1316+00; thence S51° 25' W and parallel to the centerline of said Project a distance of 800 feet, more or less to the south line of Section 23, T1N, R4E, the south property line; thence S88° 10' W along said south property line a distance of 165 feet, more or less, to a point that is 150 feet southeasterly of and at right angles to the centerline of said Project; thence N51° 25' E and parallel to the centerline of said Project a distance of 930 feet, more or less, to a point that is 150 feet southeasterly of and at right angles to the centerline of said Project at Station 1316+00; thence 90° 00' right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, Section 23, T1N, R4E and containing 1.99 acres, more or less.

It is being understood and agreed that upon completion of said Project all rights herein for temporary easement shall cease and terminate.

Parcel No. 12: An easement to a strip of land necessary for the construction and maintenance of a drainage ditch and being more fully described as follows: Commencing at the center of Section 23, T1N, R4E; thence easterly along the north line of the SE $\frac{1}{4}$ of said Section 23 a distance of 1900 feet, more or less, to the centerline of Project No. I-65-1(28); thence southwesterly along the centerline of said Project along a curve to the left (concave southeasterly) having a radius of 11,459.16 feet a distance of 600 feet, more or less, to P.C. Station 1339+63.14; thence S51° 25' W a distance of 245.14 feet; thence 90° 00' right and run a distance of 150 feet to the point of beginning of said easement herein to be conveyed; thence S51° 25' W a distance of 50 feet; thence 90° 00' right and run a distance of 200 feet; thence N51° 25' E a distance of 50 feet; thence 90° 00' right and run a distance of 200 feet to the point of beginning.

Said strip of land lying in the NW $\frac{1}{4}$ of the SE $\frac{1}{4}$, Section 23, T1N, R4E and containing 0.23 acres, more or less.

Parcel No. 13: A temporary easement to a strip of land necessary for the disposal of muck and being more fully described as follows: Beginning at a point that is 250 feet northwesterly of and at right angles to the centerline of Project No. I-65-1(28) at Station 1320+00; thence N51° 25' E and parallel to the centerline of

said Project a distance of 400 feet; thence $90^{\circ} 00'$ right and run a distance of 100 feet; thence $S51^{\circ} 25'W$ and parallel to the centerline of said Project a distance of 400 feet; thence $90^{\circ} 00'$ right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the $E\frac{1}{4}$ of the $SW\frac{1}{4}$ and the $W\frac{1}{2}$ of the $SE\frac{1}{4}$, Section 23, T1N, R4E and containing 0.92 acres, more or less.

This the 12 day of March, 1965.

RICHMOND FLOWERS,
ATTORNEY GENERAL

By: Kenneth C. Coyle
Special Assistant Attorney General

FILE
MAR 12 1965
ALICE M. DUK, CLERK
REGISTRY

710 - Z

STATE OF ALABAMA,)	
Petitioner,	)	IN THE CIRCUIT COURT OF
vs.)	
W. P. BROWN & SONS LUMBER	)	BALDWIN COUNTY, ALABAMA
COMPANY, a foreign corpo-)	
ration, and HERCULES POWDER)	
COMPANY, a foreign corporation,	)	CASE NUMBER 5951-A
as to TRACT NUMBER 53,)	
Respondents.)	

STIPULATION:

It is hereby stipulated by and between the Petitioner (appellant), and W. P. Brown & Sons Lumber Company, et al., 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 30th day of October, 1963, 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 31st day of January, 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.

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

710-P

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, the 30th day of October, 1963, and the valuation of said property was constant between that date and the date on which the order of condemnation was entered, to-wit, the 22nd day of January, 1964.

Kenneth Cooper
Attorney for Petitioner.

J. B. Blackburn
Attorney for Respondents.

Filed 3-12-65
Alice Duck
Clerk

710-Q

State of Ala
050
W.R. Brown

5951

JURY VERDICT

The, the Jury, find for the defendant and assess its compensation and damages as follows:

1. Case No. 5949, as to lands in Section 7, Township 1 South, Range 4 East, Baldwin County, Alabama (described or referred to by the plaintiff as Tract 6), at \$ 5,250.⁰⁰ .

2. Case No. 5951-A, as to the lands in Section 23, Township 1 North, Range ~~4~~ East, Baldwin County, Alabama (described or referred to by the plaintiff as Tract 53), at \$ 6,000.⁰⁰ .

Arthur A. Hilk
Foreman