

THE STATE OF ALABAMA--JUDICIAL DEPARTMENT

THE SUPREME COURT OF ALABAMA

October Term, 19 65-66

To the Clerk of the Circuit Court of _____

Baldwin County, Greeting:

Whereas, the Record and Proceedings of the Circuit Court _____

of said county, in a certain cause lately pending in said Court between

State of Alabama, Appellant,
and

W. D. Hastie & Florence Louise Hastie, et al., Appellee,

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

Now, it is hereby certified, That it was thereupon considered, ordered and adjudged
by our Supreme Court on the 13 day of December, 19 65,

that the said appeal be and stand
on motion of appellant
dismissed, and that it was further considered, ordered and adjudged

that the appellant, State of Alabama, pay

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

Richard W. Neal, Deputy
Witness, ~~J. R. Hendrix~~ Richard W. Neal, Clerk of the Supreme

Court of Alabama, at the Judicial Building,

this the 13 day of December, 19 65.

Richard W. Neal
Deputy Clerk of the Supreme Court of Alabama.

6660

THE SUPREME COURT OF ALABAMA

October Term, 19 65-66

1 Div., No. 330

State of Alabama

Appellant,

v.

W. D. Hastie & Florence Louise

Hastie, et al.

Appellee.

From Baldwin Circuit Court.
6660

CERTIFICATE OF DISMISSAL

The State of Alabama,

Baldwin County. } Filed

this 14 day of Dec 19 65

W. J. Smith

THE STATE OF ALABAMA }
Baldwin County - Circuit Court }

TO ANY SHERIFF OF THE STATE OF ALABAMA — GREETING:

Whereas, at a Term of the Circuit Court of Baldwin County, held on the 13th day of
September, 1965 ~~Monday~~, 1965, in a cer-
tain cause in said Court wherein State of Alabama, Petitioner

~~Plaintiff~~, and W.D. Hastie and Florence Louise Hastie,
Federal Land Bank of New Orleans, a corporation, and Tract Number One, Parcels
One through three both inclusive, Defendants, a judgement was rendered against said
State of Alabama

to reverse which Judgment, the said State of Alabama

applied for and obtained from this office an APPEAL, returnable to the next

Term of our Supreme Court of the State of Alabama, to be held at Montgomery, on
the day of , 1965 next, and the necessary bond

having been given by the said State of Alabama, by: Richard C. Lacey, Duly appointed Special
Assistant Attorney General for the State of Alabama
with ,

Now, You Are Hereby Commanded, without delay, to cite the said W.D. Hastie and Florence
Louise Hastie, Federal Land Bank of New Orleans, a corporation,
or Chason, Stone & Chason,

, attorneys, to appear at the next Term of our
said Supreme Court, to defend against the said Appeal, if they think proper.

Witness, ALICE J. DUCK, Clerk of the Circuit Court of said County, this 14th
day of October, A. D., 1965

Attest:

Alice J. Duck, Clerk.

CASE NO. 6660

CIRCUIT COURT
Baldwin County, Alabama

received 15 day of Oct 1965

and on 18 day of Oct 1965

served a copy of the within Citation
in Chason, Stone, Chason

by service on Norborne Stone

TAYLOR WILKINS, Sheriff

By W. Q. Talbot D. S.

am

STATE OF ALABAMA,
Petitioner,

Vs. } Citation in Appeal

W.D. HASTIE & FLORENCE LOUISE
HASTIE, FEDERAL LAND BANK OF
NEW ORLEANS, a Corporation and
Tract Number One, Parcels One
through Three, both inclusive,

Defendants.

Issued 14th day of October, 1965

serve: Chason, Stone & Chason
Attorneys. on

CHASON, STONE & CHASON

ATTORNEYS AT LAW

P. O. BOX 120

BAY MINETTE, ALABAMA

JOHN CHASON
NORBORNE C. STONE, JR.
JOHN EARLE CHASON

July 9, 1965

TELEPHONE 937-2191

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

Dear Mrs. Duck:

Re: State of Alabama vs. W. D. Hastie
and Florence Louise Hastie, et. al.

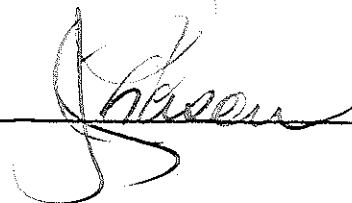
The above case is an appeal from a condemnation proceeding in the Probate Court. Will you please enter our appearance for Mr. and Mrs. Hastie in such cause. A jury trial was requested by the state.

With best regards.

Yours very truly,

CHASON, STONE & CHASON

By

A handwritten signature in dark ink, appearing to read "J. Chason", is written over a horizontal line.

JC:dl

CHASON, STONE & CHASON

ATTORNEYS AT LAW

P. O. BOX 120

BAY MINETTE, ALABAMA

JOHN CHASON
NORBORNE C. STONE, JR.
JOHN EARLE CHASON

July 9, 1965

TELEPHONE 937-2191

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

Dear Mrs. Duck:

Re: State of Alabama vs. W. D. Hastie
and Florence Louise Hastie, et. al.


The above case is an appeal from a condemnation proceeding in the Probate Court. Will you please enter our appearance for Mr. and Mrs. Hastie in such cause. A jury trial was requested by the state.

With best regards.

Yours very truly,

CHASON, STONE & CHASON

By



JC:dl

STATE OF ALABAMA,

Petitioner,

VS:

W.D. HASTIE and FLORENCE LOUISE)
HASTIE, FEDERAL LAND BANK OF
NEW ORLEANS, a corporation, and)
TRACT NUMBER ONE (1), Parcels
One (1) through Three (3), both)

inclusive,

Respondent

) IN THE CIRCUIT COURT OF

) BALDWIN COUNTY, ALABAMA

)
CASE NUMBER 6660

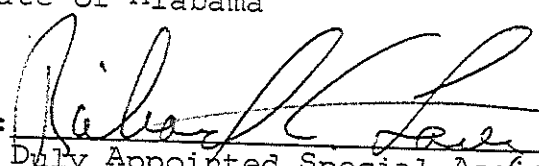
NOTICE OF APPEAL

Comes now the Petitioner, in the above styled cause, the State of Alabama, and gives notice of appeal from the Decree of the Circuit Court of Baldwin County, Alabama, at law, rendered on the 13th day of September 1965.

DONE this the 13th day of October, 1965.

RICHMOND M. FLOWERS,
Attorney General
State of Alabama

BY:


Duly Appointed Special Assistant
Attorney General for the State
of Alabama

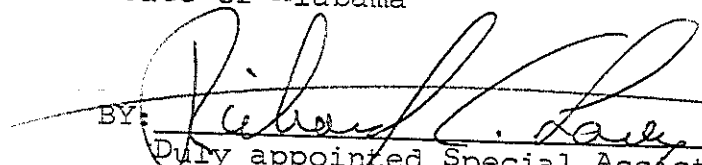
SECURITY FOR COSTS

Comes now the Petitioner, the State of Alabama, and pledges and acknowledges itself as security for costs of said Appeal.

DONE this the 13th day of October, 1965.

RICHMOND M. FLOWERS,
Attorney General
State of Alabama

BY:


Duly appointed Special Assistant
Attorney General for the State
of Alabama

FILED

OCT 18 1965

ALICE J. DUCK, CLERK
REGISTER

STATE OF ALABAMA,	§	IN THE CIRCUIT COURT OF	
Petitioner,	§	BALDWIN COUNTY, ALABAMA	
vs.	§	AT LAW	NO. 6660
W. D. HASTIE, ET. AL.,	§		
AND TRACT NUMBER ONE,	§		
Respondents.	§		

STIPULATION

It is hereby stipulated and agreed by and between the State of Alabama, Petitioner, and W. D. Hastie, Et. Al., Respondents, acting by and through their respective attorneys of record, as follows:

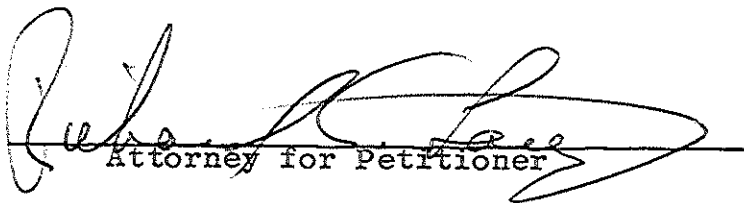
1. That the Petitioner is authorized to institute and prosecute this proceeding to acquire the property or interest in lands owned by the Respondents and situated in Baldwin County, Alabama, for the uses and purposes more particularly set forth in the application or petition heretofore filed by the Petitioner in the Probate Court of Baldwin County, Alabama on April 26, 1965.

2. That all proceedings heretofore had in the Probate Court of Baldwin County, Alabama with respect to this condemnation proceeding were regular, and an appeal has been duly and properly perfected within the time allowed by law from the order of condemnation of the Probate Court of Baldwin County, Alabama entered on the 26th day of May, 1965, and the trial by jury of the issues presented by this appeal has been properly demanded.

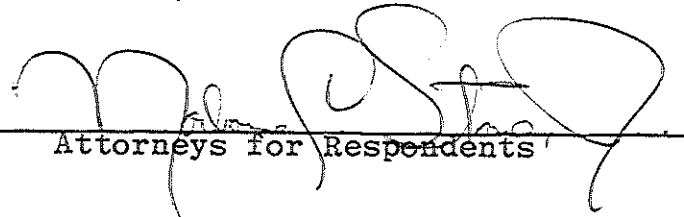
3. That the only issue in this proceeding is the amount of damages and compensation to which the Respondents are entitled for the taking of the lands and interest in lands sought to be acquired by the Petitioner for the uses and purposes stated in the application hereinabove referred to.

4. That the time of the taking of the property and interest in property in this proceeding is the date on which the application for order of condemnation was filed in the Probate Court, and the valuation of said property or interest in property remained constant between that date and the date on which the

order of condemnation was entered in the Probate Court of
Baldwin County, Alabama.


Attorney for Petitioner

CHASON, STONE & CHASON

By 
Attorneys for Respondents

STATE OF ALABAMA,

Petitioner,

VS.

W. D. HASTIE, ET. AL.,
AND TRACT NUMBER ONE,

Respondents.

* * * * *

IN THE CIRCUIT COURT OF
BALDWIN COUNTY, ALABAMA

AT LAW NO. 6660

* * * * *

STIPULATION

* * * * *

*Filed: September
13, 1965.
Jeffery M. Moultrie
Judge*

CHASON, STONE & CHASON
ATTORNEYS AT LAW

State vs. D. L. Lister
Jury List

JURY LIST - SEPTEMBER 13, 1965

1. Cleverdon, Paul L., Farmer, Summerdale
2. Clark, J.W., Jr., Merchant, Robertsdale
3. Eason, W.A., Farmer, Little River
4. Bankster, Artie, Retired, Robertsdale
5. Armstrong, Charles, Ins. Salesman, Robertsdale
6. Fullbright, Len J., Army-Retired, Gulf Shores
7. Frank, Lawrence J., Farmer, Elberta
8. Gideon, Elijah M., Laborer, Bay Minette
9. Black, Rufus M., Farmer, Loxley
10. Faller, Gilbert, Farmer, Summerdale
11. Good, John, Jr., Farmer, Elberta
12. Gottler, Joe, Farmer, Elberta
13. Guthrie, Hershey H., Farmer, Foley
14. Hatchcock, Roy, Laborer, Summerdale
15. Hobbs, Tom, Farmer, Rosinton
16. Winkelman, Howard, Civil Service, Elberta
17. Herron, John L., Chemstrand, Bay Minette
18. Kaechele, John F., Mechanic, Elberta
19. Ingram, Charles C., Linesman, Foley
20. Horne, Thomas B., Fleet, Crossroad
21. Chestang, J.D., Paper Mill, Bay Minette
22. Keenam, Ruben A., Oil Dealer, Robertsdale
23. Byles, O.C., Real Estate, Bay Minette
24. Hastings, Donald B., Farmer, Rosinton
25. Erdmann, Rudolph C., Plumber, Mag. Spgs.
26. Capps, James C., Merchant, Bay Minette
27. Calloway, Lawrence E., Fisherman, Gulf Shores
28. Byrd, Claude, Newport, Bay Minette
29. Burns, Guy, Farmer, Summerdale
30. Brantley, E.R., Contractor, Bay Minette
31. Ebenthauer, Henry A., Trk. Driver, Elberta
32. Dyer, Ted, Mechanic, Fairhope
33. Dwork, Joseph, Jr., Salesman, Belforest
34. Day, Gladden, Salesman, Bay Minette
35. Grotwell, Alfred, Carpenter, Gulf Shores
36. Conway, Wm. Brockley Field, Bay Minette
37. Armstrong, George, Emp. Fairhope Hardware, Daphne
38. Evans, Clovice, Newport Industry, Bay Minette
39. Hudson, Homer, Standard Furniture Co., Bay Minette
40. Benton, George H., Fisherman, Gulf Shores

40
12
28
27

P. XXXXX XXXXX XXX

D XXXXX XXXXX XXX

STATE OF ALABAMA,	X	
Petitioner,	X	
vs.	X	IN THE CIRCUIT COURT OF
W. D. HASTIE and FLORENCE LOUISE	X	BALDWIN COUNTY, ALABAMA
HASTIE, FEDERAL LAND BANK OF NEW		
ORLEANS, a corporation, and TRACT	X	CASE NUMBER 6660
NUMBER ONE (1), Parcels One (1)		
through Three (3), both inclusive,	X	
Respondent.	X	

FINAL JUDGMENT

This cause coming on to be heard by the Court on this the 13th day of September, 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 26th day of April, 1965, 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 said Court did enter an order of condemnation of the lands described in said application and which are hereinafter described, and that on the 26th day of May, 1965, the State of Alabama, appealed from said order of condemnation to this Court and demanded a trial by jury; 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 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, J. W. Clark and eleven others, and the issue of the amount of damages and compensation, if any, to which the landowners are entitled having been submitted to them, did return a verdict in words and figures as follows:

"We, the jury, assess the damages and compensation to which the landowner is entitled in this case as follows:

As to Tract No. 1, Parcels 1 through 3, both inclusive \$17,500.00."

J. W. Clark
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 of the sum aforesaid; 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 landowner, and into the State of Alabama, upon the payment by the State of Alabama of the sum hereinafter ordered and decreed to be paid.

2. That the damages and compensation to which the Defendant landowners in this case, W. D. Hastie and Florence Louise Hastie, and Federal Land Bank of New Orleans, a corporation, are entitled is hereby fixed at the sum of \$17,500.00, which said sum is hereby ordered to be paid by the State of Alabama to said Defendant landowners; and that upon the payment of said amount by the State of Alabama to said landowners the condemnation of the lands hereinabove described shall be, and become, effective.

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

DATED this the 13th day of September, 1965.

Circuit Judge

EXHIBIT "A"

PARCEL NO. 1: Commencing at the northwest corner of Section 14, T-1-S, R-2-E, thence southerly, along the west line of said Section 14, a distance of 1168 feet, more or less, to a point that is 125 feet northwesterly of and at right angles to the centerline of the westbound lane of Project No. 1-68-1(5A) and the point of beginning of the property hereall to be conveyed; thence N 72 degrees 52 minutes E, parallel to the centerline of said westbound lane, a distance of 530 feet, more or less, the eastermost property line hereall to be conveyed; thence southerly along the said eastermost property line (intersecting the centerline of said westbound lane at approximately Station 567+00) and the centerline of the eastbound lane of said project at approximately Station 568+50) a distance of 510 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of said eastbound lane; thence southeasterly, parallel to the centerline of said eastbound lane, along a curve to the left (concave southeasterly) having a radius of 11,274.16 feet, a distance of 165 feet, more or less, to the south property line; thence westerly along the said south property line, a distance of 470 feet, more or less, to the west line of said Section 14; thence southerly along the west line of said Section 14, the east property line, a distance of 75 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of said eastbound lane; thence southwesterly, parallel to the centerline of said eastbound lane along a curve to the left (concave southwesterly) having a radius of 11,274.16 feet, a distance of 560 feet, more or less, to a point that is 125 feet southeasterly of and at right angles to the centerline of said eastbound lane at P. C. Station 567+72.76; thence southwesterly, along a straight line, a distance of 175 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 566+00; thence S 72 degrees 52 minutes W, parallel to the centerline of said project, a distance of 690 feet, more or less, to the north property line; thence southerly along said north property line, a distance of 102 feet, more or less, to the west property line; thence southerly, along the said west property line, a distance of 40 feet, more or less, to a point that is 125 feet northwesterly of and at right angles to the centerline of said project; thence S 72 degrees 52 minutes E, parallel to the centerline of said project, a distance of 85 feet, more or less, to a point that is 125 feet northwesterly of and at right angles to the centerline of said westbound lane at Station 567+72.76; thence southeasterly N 72 degrees 52 minutes E, parallel to the centerline of said westbound lane, a distance of 1125 feet, more or less, to the point of beginning.

Said strip of land lying in the NW 1/4 NW 1/4, Section 14, T-1-S, R-2-E and Fractional Section 14, T-1-S, R-2-E and containing 10.21 acres, more or less.

PARCEL NO. 2: Commencing at the northwest corner of the NW 1/4 NW 1/4, a distance of 548 feet, more or less, to a point that is 125 feet northwesterly of and at right angles to the centerline of the

STATE OF ALABAMA,	X	
Petitioner,	X	
vs.	X	IN THE CIRCUIT COURT OF
W. D. HASTIE and FLORENCE LOUISE	X	BALDWIN COUNTY, ALABAMA
HASTIE, FEDERAL LAND BANK OF NEW		
ORLEANS, a corporation, and TRACT	X	CASE NUMBER 6660
NUMBER ONE (1), Parcels One (1)		
through Three (3), both inclusive,	X	
Respondent.	X	

FINAL JUDGMENT

This cause coming on to be heard by the Court on this the 13th day of September, 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 26th day of April, 1965, 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 said Court did enter an order of condemnation of the lands described in said application and which are hereinafter described, and that on the 26th day of May, 1965, the State of Alabama, appealed from said order of condemnation to this Court and demanded a trial by jury; 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 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, J. W. Clark and eleven others, and the issue of the amount of damages and compensation, if any, to which the landowners are entitled having been submitted to them, did return a verdict in words and figures as follows:

"We, the jury, assess the damages and compensation to which the landowner is entitled in this case as follows:

As to Tract No. 1, Parcels 1 through 3, both inclusive \$17,500.00."

J. W. Clark
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 of the sum aforesaid; 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 landowner, and into the State of Alabama, upon the payment by the State of Alabama of the sum hereinafter ordered and decreed to be paid.

2. That the damages and compensation to which the Defendant landowners in this case, W. D. Hastie and Florence Louise Hastie, and Federal Land Bank of New Orleans, a corporation, are entitled is hereby fixed at the sum of \$17,500.00, which said sum is hereby ordered to be paid by the State of Alabama to said Defendant landowners; and that upon the payment of said amount by the State of Alabama to said landowners the condemnation of the lands hereinabove described shall be, and become, effective.

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

DATED this the 13th day of September, 1965.

Circuit Judge

EXHIBIT "A"

PARCEL NO. 1: Commencing at the northwest corner of the NW $\frac{1}{4}$, Sec. 23, T-1-S, R-2-E; thence southerly, along the west line of said Section 23, a distance of 1100 feet, more or less, to a point that is 125 feet northwesterly of and at right angles to the centerline of the westbound lane of Project No. 7-65-11(34) and the point of beginning of the property herein to be conveyed; thence N 72 degrees 52 minutes E, parallel to the centerline of said westbound lane, a distance of 390 feet, more or less, the easternmost property line; thence southerly along the said easternmost property line following the centerline of said westbound lane at approximately Station 566+00 and the centerline of the eastbound lane of said project at approximately

Station 566+00 to a point that is 185 feet southeasterly of and at right angles to the centerline of said eastbound lane; thence southwesterly, parallel to the centerline of said eastbound lane, along a curve to the left (concave southeasterly) having a radius of 11,274.16 feet, a distance of 165 feet, more or less, to the south property line; thence westerly along the said south property line, a distance of 270 feet, more or less, to the west line of said Section 23; thence southerly along the west line of said Section 23, the east property line, a distance of 75 feet, more or less, to a point that is 185 feet southeasterly of and at right angles to the centerline of said eastbound lane; thence southwesterly, parallel to the centerline of said eastbound lane along a curve to the left (concave southeasterly) having a radius of 11,274.16 feet, a distance of 992 feet, more or less, to a point that is 185 feet southeasterly of and at right angles to the centerline of said eastbound lane at P. C. Station 567+72.76; thence southwesterly, along a straight line, a distance of 175 feet, more or less, to a point that is 130 feet southeasterly of and at right angles to the centerline of said project at Station 568+00; thence S 72 degrees 52 minutes W, parallel to the centerline of said project, a distance of 390 feet, more or less, to the present east right-of-way line of Alabama Highway No. 20; the westerly property line; thence northerly, along the said easternmost property line (crossing the centerline of said project at approximately Station 563+25) a distance of 310 feet, more or less, to the north property line; thence easterly along said north property line, a distance of 152 feet, more or less, to the west property line; thence northerly, along the said west property line, a distance of 40 feet, more or less, to a point that is 185 feet northwesterly of and at right angles to the centerline of said project; thence N 75 degrees 52 minutes E, parallel to the centerline of said project, a distance of 65 feet, more or less, to a point that is 125 feet northwesterly of and at right angles to the centerline of said westbound lane at Station 567+72.76; thence continuing N 75 degrees 52 minutes E, parallel to the centerline of said westbound lane, a distance of 1125 feet, more or less, to the point of beginning.

Said strip of land lying in the NW $\frac{1}{4}$ of NW $\frac{1}{4}$, Section 23, T-1-S, R-2-E and Fractional Section 42 and Fractional Section 43, T-1-S, R-2-E and containing 19.21 acres, more or less.

PARCEL NO. 2: Commencing at the northwest corner of the NW $\frac{1}{4}$, Sec. 23, T-1-S, R-2-E; thence southerly, along the west line of said Section 23, a distance of 540 feet, more or less, to a point that is 125 feet northwesterly of and at right angles to the centerline of the

STATE OF ALABAMA,	X	
Petitioner,	X	
vs.	X	IN THE CIRCUIT COURT OF
W. D. HASTIE and FLORENCE LOUISE	X	BALDWIN COUNTY, ALABAMA
HASTIE, FEDERAL LAND BANK OF NEW		
ORLEANS, a corporation, and TRACT	X	CASE NUMBER 6660
NUMBER ONE (1), Parcels One (1)		
through Three (3), both inclusive,	X	
Respondent.	X	

FINAL JUDGMENT

This cause coming on to be heard by the Court on this the 13th day of September, 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 26th day of April, 1965, 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 said Court did enter an order of condemnation of the lands described in said application and which are hereinafter described, and that on the 26th day of May, 1965, the State of Alabama, appealed from said order of condemnation to this Court and demanded a trial by jury; 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 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.

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"We, the jury, assess the damages and compensation to which the landowner is entitled in this case as follows:

As to Tract No. 1, Parcels 1 through 3, both inclusive \$17,500.00."

J. W. Clark
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 of the sum aforesaid; 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 landowner, and into the State of Alabama, upon the payment by the State of Alabama of the sum hereinafter ordered and decreed to be paid.

2. That the damages and compensation to which the Defendant landowners in this case, W. D. Hastie and Florence Louise Hastie, and Federal Land Bank of New Orleans, a corporation, are entitled is hereby fixed at the sum of \$17,500.00, which said sum is hereby ordered to be paid by the State of Alabama to said Defendant landowners; and that upon the payment of said amount by the State of Alabama to said landowners the condemnation of the lands hereinabove described shall be, and become, effective.

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

DATED this the 13th day of September, 1965.

Circuit Judge

DIV. NO.

CERTIFICATE OF APPEAL. (Civil Cases.)

No. 6660

THE STATE OF ALABAMA

Baldwin County.

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

was plaintiff, and W.D. HASTIE & FLORENCE LOUISE HASTIE, FEDERAL LAND BANK OF NEW ORLEANS, a corporation, and Tract Number One, Parcels One through three, both inclusive, was Defendant, as fully and completely as the same appears of record in said Court.

And I further certify that the said State of Alabama did on the 13th day of October, 1965, pray for and obtain an appeal from the judgment of said Court to the Supreme Court, _____ of Alabama to reverse said judgment of said Court upon entering into bond with State of Alabama by: Richard C. Lacey, Special Assistant Attorney General for the State of Alabama, _____ as surety thereon, which said bond has been approved by me.

Witness my hand and the seal of said Circuit Court of 14th Baldwin County is hereto affixed, this the 14th day of October, 1965

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

(Code 1940, Title 7, Sec. 767)

STATE OF ALABAMA,)
Petitioner,) IN THE PROBATE COURT OF
VS.) BALDWIN COUNTY, ALABAMA
W. D. HASTIE and FLORENCE LOUISE)
HASTIE, Federal Land Bank of New)
Orleans, a corporation, and Tract) CASE NUMBER _____
Number 1, Parcels One (1) through)
Three (3), both inclusive; DENNIS)
THOMPSON and EDNA MAE THOMPSON,)
Tract Number Four (4); INTERNATIONAL)
PAPER COMPANY, a corporation, Tract)
Number Five (5), Parcels One (1))
through Four (4), both inclusive;)
SARA B. CROMARTIE and A. RUDOLPH)
CROMARTIE, Tract Number Eight (8);)
and BALDWIN COUNTY, a Political Sub-)
division of the State of Alabama,)
Respondents.

APPLICATION FOR CONDEMNATION

TO THE HONORABLE HARRY D'OLIVE, JUDGE OF PROBATE OF BALDWIN COUNTY, ALABAMA:

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

1. Petitioner is authorized under the Constitution of Alabama of 1901, and under the provisions of Title 19, Section 1, Code of Alabama, 1940, as Amended, to institute and prosecute these proceedings in its own name for the purpose of constructing a public road or highway;
2. That said public highway has been designated by the State Highway Director as part of the State Highway System and is known as Project Number I-65-1(54), Baldwin County, Alabama;
3. That said public highway or project, begins with the Alabama Highway Number 225 and runs to Baldwin County Road Number 47.
4. That the right of way over the property and lands herein-
after described as TRACT NUMBER One, Parcels One (1) through Three

STATE OF ALABAMA, BALDWIN COUNTY
Filed April 26 1961
Recorded Harry D. Olive book _____ page _____
Judge of Probate SV

BOOK 040 PAGE 387
(3), both inclusive; TRACT NUMBER Four (4); TRACT NUMBER Five (5),
Parcels One (1) through Four (4), both inclusive; TRACT NUMBER
Eight (8), and as set out in the right of way Map on Project Number
I-65-1(54), which is on file in the State Highway Department and in
the Office of the Judge of Probate of Baldwin County, Alabama, and
which is by reference made a part hereof as though fully set out
herein, have been deemed necessary by the State Highway Director in
order to facilitate the flow of traffic and promote public safety;

5. That said Tracts of land are necessary for use by Petitioner as a right of way for such limited access public highway, Project Number I-65-1(54); that said Tracts of land and said rights of way, which Petitioner seeks to condemn, are located wholly within Baldwin County, Alabama, and are more particularly described in Exhibit "A" attached hereto, and by reference made a part hereof as though fully set out herein;

6. That the rights of way or easements which Petitioner seeks to condemn for highway purposes is set out and described in the right of way map on Project Number I-65-1(54), which is on file in the State Highway Department and in the Office of the Judge of Probate of Baldwin County, Alabama, and is, by reference, made a part hereof as though fully set out herein;

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

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

(a) That W. D. HASTIE and FLORENCE LOUISE HASTIE, who are over the age of twenty-one years and of sound mind, and are

10000 040 PA 303
residents of Baldwin County, Alabama, are the owners of TRACT NUMBER One (1), Parcels One (1) through Four (4), both inclusive; that the FEDERAL LAND BANK of New Orleans, a corporation with an office in Robertsdale, Alabama, hold a mortgage on the property described as TRACT NUMBER One (1), Parcels One (1) through Four (4), both inclusive;

(b) That DENNIS THOMPSON and EDNA MAE THOMPSON, who are over the age of twenty-one years and are residents of Baldwin County, Alabama, are the owners of TRACT NUMBER Four (4);

(c) That INTERNATIONAL PAPER COMPANY is a corporation with an office in Bay Minette, Baldwin County, Alabama, and is the owner of TRACT NUMBER Five (5), Parcels One (1) through Four (4), both inclusive;

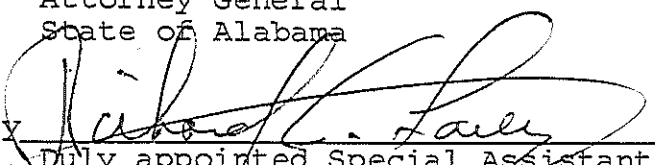
(d) That SARA B. CROMARTIE and A. RUDOLPH CROMARTIE are over the age of twenty-one years and of sound mind, and are residents of Baldwin County, Alabama, are the owners of TRACT NUMBER Eight (8);

WHEREFORE, the premises considered, your Petitioner respectfully prays:

1. That an order be made appointing a day for the hearing of this application and that notice of the filing thereof and of the day set for the hearing thereof be given to the Respondents.
2. That this Court will appoint Commissioners to ascertain and report the compensation and damages occasioned by such taking.
3. That upon a final hearing of this petition, an order and decree be made by this Court condemning the easements for the right of way as set out in the right of way map on Project No. I-65-1(54), over the lands as set out in Exhibit "A" of this application, all for the uses and purposes of a public highway for the State of Alabama.

RICHMOND M. FLOWERS,
Attorney General
State of Alabama

By

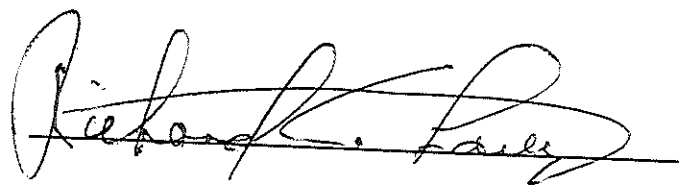

Duly appointed Special Assistant
Attorney General for the State of
Alabama

BOOK 040 PAGE 400

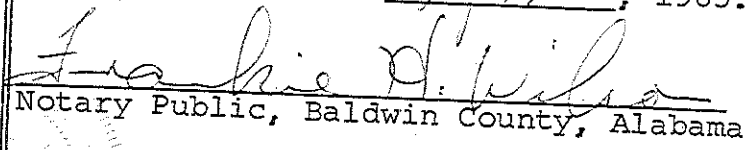
STATE OF ALABAMA

BALDWIN COUNTY

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

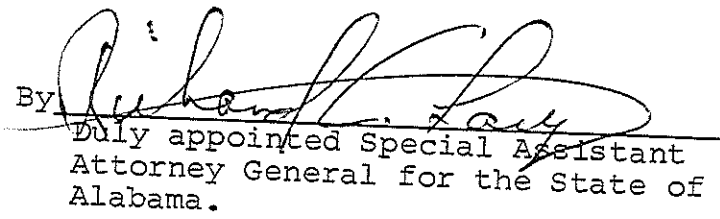


Sworn to and subscribed before me
this 28th day of April, 1965.


Notary Public, Baldwin County, Alabama

I hereby acknowledge myself security for cost in these proceedings.

RICHMOND M. FLOWERS,
Attorney General
State of Alabama

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

Taken and approved this 29th
day of April, 1965.

Probate Judge, Baldwin County, Alabama

BOOK 040 PAGE 438

ORDER OF PROBATE COURT

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

It is ORDERED that the same be and is hereby set for hearing on May 13th, 1965, at 9:30 o'clock A. M.

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

DATED this 29th day of April, 1965.

Probate Judge of Baldwin County, Alabama

BOOK 3 PAGE 233

County, Alabama, more pa
of recorded in the Office of the Judge of Probate of Baldwin County.

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The following is a description of the property described in the foregoing plat, to-wit: A certain lot of land, more or less, in the town of ... containing ... acres, more or less, situated in the ... county, State of ...

Said lot of land is bounded on the north by ... on the south by ... on the east by ... and on the west by ...

Witness my hand and seal of office at the City of ... this ... day of ... 190...

Notary Public for the State of ...

Subscribed and sworn to before me this ... day of ... 190...

Notary Public for the State of ...

Subscribed and sworn to before me this ... day of ... 190...

Notary Public for the State of ...

Subscribed and sworn to before me this ... day of ... 190...

Notary Public for the State of ...

Subscribed and sworn to before me this ... day of ... 190...

Notary Public for the State of ...

Subscribed and sworn to before me this ... day of ... 190...

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Notary Public for the State of ...

Subscribed and sworn to before me this ... day of ... 190...

BOOK 048 PAGE 382

SCHEDULE "A"
TRACT NUMBER FOUR (4)

Lying and being in Baldwin County, Alabama, more particularly described as

and as shown on the plat of Survey No. 1-45-11, filed for record in the Office of the Judge of Probate of Baldwin County.

Commencing at the southeast corner of the E¹/₂ of Sec. 22, T-2-S, R-2-E, thence northerly, along the west line of said E¹/₂ of Sec. 22, a distance of 125 feet, more or less, to a point that is 125 feet northerly of and at right angles to the continuation of the southeast line of Tract No. 1-45-11(54); and the point of beginning of the property herein to be conveyed; thence easterly, parallel to the continuation of said southeast line along a curve to the left (convex northerly) having a radius of 31,314.14 feet, a distance of 77 feet, more or less, to the west property line; thence northerly along the west line of said E¹/₂ of Sec. 22, a distance of 45 feet, more or less, to a point that is 125 feet northerly of and at right angles to the continuation of said southeast line; thence E 42° 32' E, parallel to the continuation of said southeast line, a distance of 255 feet, more or less, to a point that is 125 feet northerly of and at right angles to the continuation of said southeast line at E-2. Thence S 88° 12' E, thence northerly, parallel to the continuation of said southeast line along a curve to the right, convex easterly, having a radius of 11,111.11 feet, a distance of 111 feet, more or less, to the east property line; thence easterly, along the east line of said E¹/₂ of Sec. 22, a distance of 111 feet, more or less, to the point of beginning.

And that the said land is shown on the plat of Survey No. 1-45-11, filed for record in the Office of the Judge of Probate of Baldwin County.

104-11-100

As a part of the consideration hereinbefore stated there is hereby
conveyed, sold, conveyed and relinquished to the grantee all, whether
future, or potential common law or statutory rights of access, right
of way or the public way identified as Project No. 104-11-100, Section
of Interest, and all of the grantor's remaining real property, whether
all parcels contiguous one to another, whether acquired by separate con-
veyances or otherwise, all of which parcels either adjoin the said property
conveyed by this instrument or are connected thereto by other parcels owned
by the grantor.

6.50

SCHEDULE "A"

TRACT NUMBER EIGHT (8)

BOOK 210 PAGE 103

Lying and being in Baldwin County, Alabama, more particularly described as

follows: Also as shown in the subdivision map of Project No. 2-67-2(24) as recorded in the Office of the Judge of Probate of Baldwin County.

Commencing at the southwest corner of the $\frac{1}{2}$ of $\frac{1}{4}$, Section 10, T-1-N, R-1-W; thence northerly, along the west line of said $\frac{1}{2}$ of $\frac{1}{4}$, the westernmost property line, a distance of 300 feet, more or less, to a point west in 150 feet westerly of and at right angles to the centerline of Project No. 2-67-2(24) and the point of beginning of the property herein to be conveyed; thence easterly, along the said westernmost property line (crossing the centerline of said project at Station 22+00) a distance of 150 feet, more or less, to a point at right angles to the centerline of said project; thence S 70° 30' E, parallel to the centerline of said project, a distance of 150 feet, more or less, to the north line of said $\frac{1}{2}$ of $\frac{1}{4}$, the north property line; thence westerly, along the said north property line (crossing the centerline of said project at approximate Station 23+50) a distance of 150 feet, more or less, to the southwest corner of the $\frac{1}{2}$ of $\frac{1}{4}$ of said Section 10; thence northerly, along the west line of said $\frac{1}{2}$ of $\frac{1}{4}$, the north property line (crossing the centerline of said project at Station 25+00) a distance of 150 feet, more or less, to a point east in 150 feet easterly of and at right angles to the centerline of said project; thence S 70° 30' E, parallel to the centerline of said project, a distance of 150 feet, more or less, to the east line of the $\frac{1}{2}$ of $\frac{1}{4}$, the east property line; thence southerly, along the said east property line (crossing the centerline of said project at approximate Station 26+50) a distance of 150 feet, more or less, to a point east in 150 feet easterly of and at right angles to the centerline of said project; thence S 70° 30' E, parallel to the centerline of said project, a distance of 150 feet, more or less, to the point of beginning.

Said study of land lying in the $\frac{1}{2}$ of $\frac{1}{4}$ of $\frac{1}{4}$ and the $\frac{1}{2}$ of $\frac{1}{4}$, Section 10, T-1-N, R-1-W, and containing 15.75 acres, more or less.

No part of the consideration hereinafter stated shall be paid in advance, or potential common law or statutory rights of access between the right of way of the public way identified as Project No. 2-67-2(24), 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 abjoin the real property conveyed by this instrument or are connected thereto by other parcels owned by the grantor.

BOOK 23 PAGE 13

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BOOK 240

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... of the ... conveyed and relinquished to the grantee all ...
future, or potential common law or statutory rights of persons between the
right of way of the public way identified as Project No. 1-65-1(74),
Trinity of Indiana, and all of the grantor's remaining real property, in-
cluding all parcels contiguous and to another, whether acquired by
separate conveyances or otherwise, all of which parcels either merge the
real property conveyed by this instrument or are connected thereto by
other parcels owned by the grantor.

PLAT 11. 3. Commencing at the northwest corner of the NE 1/4 of Sec.
34, T-2-S, R-2-E; thence southerly, along the west line of said
NE 1/4, the west property line, a distance of 275 feet, more or less,
to a point that is 40 feet northerly of and at right angles to the corner-
line of a relocated county road; thence easterly and parallel to the
southerly line of said relocation, a distance of 171 feet, more or less, to
a point that is 40 feet northerly of and at right angles to the cornerline
of said relocation at Station 24+00; thence southerly, along a straight
line, a distance of 140 feet, more or less, to a point that is 40 feet
northerly of and at right angles to the cornerline of said relocation at
Station 24+00; thence southerly, parallel to the cornerline of
said relocation, along a curve to the left (concave northerly) having
a radius of 1100.75 feet, a distance of 171 feet, more or less, to a
point that is 40 feet northerly of and at right angles to the corner-
line of said relocation at Station 24+00; thence southerly, parallel
to the cornerline of said relocation, a distance of 171 feet,
thence southerly, along a straight line, a distance of 63 feet, more or
less, to a point on the present permanent right-of-way line of Indiana
Highway No. 33 that is 40 feet southerly of and at right angles to the
cornerline of said relocation at Station 24+00; thence southerly, along
the said present permanent right-of-way line, a distance of 170 feet, more or
less, along a straight line, a distance of 63 feet, more or less, to a
point that is 40 feet southerly of and at right angles to the corner-
line of said relocation at Station 24+00; thence southerly, parallel
to the cornerline of said relocation, a distance of 140.75 feet, thence
southerly, parallel to the cornerline of said relocation, along a curve
to the left (concave northerly) having a radius of 1000.75 feet, a
distance of 700 feet, more or less, to a point that is 40 feet southerly
of and at right angles to the cornerline of said relocation at Station
24+00; thence southerly, along a straight line, a distance of 63 feet, more
or less, to a point that is 125 feet northerly of and at right angles
to the cornerline of the northern line of Project No. 1-65-1(74) at Sta-
tion 24+00; thence northerly, parallel to the cornerline of said pro-
ject along a curve to the left (concave northerly) having a radius of
11,374.15 feet, a distance of 270 feet, more or less, to a point that is
125 feet northerly of and at right angles to the cornerline of said
relocated line at Station 24+00; thence northerly, along a straight
line, a distance of 140 feet, more or less, to a point that is 140 feet
northerly of and at right angles to the cornerline of said relocated
line at Station 24+00; thence northerly, along a straight line, a
distance of 475 feet, more or less, to a point that is 140 feet northerly
of and at right angles to the cornerline of said relocated line at
Station 24+00; thence northerly, along a straight line, a distance of 63
feet, more or less, to a point on the present permanent right-of-way line
of said Indiana Highway No. 33 that is 40 feet southerly of and at
right angles to the cornerline of said relocated line at Station 24+00;
thence northerly, along the said present permanent right-of-way line of said
highway (crossing the cornerline of said relocated line at Station 24+00),
a distance of 170 feet, more or less, to a point that is 40 feet
southerly of and at right angles to the cornerline of said highway at Station
24+00; thence northerly, along a straight line, a distance of 140 feet, more
or less, to a point that is 63 feet southerly of and at right angles to the
cornerline of said relocation at Station 24+00; thence northerly, parallel
to the cornerline of said relocation, along a curve to the left (concave
northerly) having a radius of 11,374.15 feet, a distance of 170 feet, more or less,
to a point that is 63 feet southerly of and at right angles to the corner-
line of said relocation at Station 24+00; thence northerly, along a

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BOOK 25

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BOOK 240 PAGE 398

1994-11-11, same as above, parallel to the centerline of said
vestibule lane along a curve to the right (concave northwesterly) having
a radius of 11,504.16 feet, a distance of 2220 feet, more or less, to a
point that is 125 feet northwesterly of and at right angles to the centerline
of said vestibule lane at Station 710+00; thence S 15° 30' E,
parallel to the centerline of said vestibule lane, a distance of 2351.0
feet; thence northwesterly, parallel to the centerline of the office vestibule
of said vestibule lane along a curve to the left (concave northwesterly)
having a radius of 11,732.31 feet, a distance of 445 feet, more or less, to
a point that is 125 feet northwesterly of and at right angles to the said
vestibule centerline of the vestibule lane of said Project No. 710-11/74 on
Station 710+00; thence northwesterly, along a straight line, a distance of
125 feet, more or less, to a point that is 125 feet northwesterly of
and at right angles to the said revised centerline of vestibule lane at
Station 710+00; thence northwesterly, parallel to the revised centerline
of said vestibule lane along a curve to the left (concave northwesterly)
having a radius of 22,713.31 feet, a distance of 380 feet, more or less,
to a point that is 125 feet northwesterly of and at right angles to the
revised centerline of said vestibule lane at Station 710+00; thence east-
erly, along a straight line, a distance of 102 feet, more or less, to a
point that is 125 feet northwesterly of and at right angles to the revised
centerline of said vestibule lane at Station 710+00; thence northwesterly,
parallel to the said revised centerline of vestibule lane along a curve to
the left (concave northwesterly) having a radius of 22,713.31 feet, a dis-
tance of 550 feet, more or less, to a point that is 125 feet northwesterly
of and at right angles to the revised centerline of said vestibule lane at
Station 710+00; thence northwesterly, along a straight line, a distance of
125 feet, more or less, to a point that is 125 feet northwesterly of and
at right angles to the said revised centerline of vestibule lane at Station
710+00; thence easterly, along a straight line, a distance of 125 feet,
more or less, to a point that is 125 feet northwesterly of and at right
angles to the said revised centerline of vestibule lane at Station 710+00;
thence northwesterly, parallel to the said revised centerline of vestibule
lane along a curve to the left (concave northwesterly) having a radius of
11,732.31 feet, a distance of 745 feet, more or less, to a point that is
125 feet northwesterly of and at right angles to the said revised centerline
of vestibule lane at Station 710+00; thence easterly, along a straight
line, a distance of 7 feet, more or less, to a point that is 125 feet
northwesterly of and at right angles to the centerline of said project at
Station 710+00; thence S 75° 30' E, parallel to the centerline of said pro-
ject, a distance of 1000 feet, more or less, to the east line of the City
of Big, Section 15, 3-1-6, 3-3-E, the east property line; thence northwesterly,
along the said east property line (crossing the centerline of said project
at Station 710+00) a distance of 310 feet, more or less, to a point that
is 125 feet northwesterly of and at right angles to the centerline of said
project; thence S 75° 30' E, parallel to the centerline of said project, a
distance of 125 feet, more or less, to a point that is 125 feet north-
westerly of and at right angles to the centerline of said project at Station
710+00; thence northwesterly, along a straight line, a distance of 125 feet,
more or less, to a point that is 125 feet northwesterly of and at right an-
gles to the office revised centerline of the vestibule lane of said pro-
ject at Station 710+00; thence S 75° 30' E, parallel to the said revised
centerline of vestibule lane, a distance of 2351.05 feet; thence north-
westerly, parallel to the said revised centerline of vestibule lane along a
curve to the right (concave northwesterly) having a radius of 11,504.16
feet, a distance of 125 feet, more or less, to a point that is 125 feet
northwesterly of and at right angles to the said revised centerline of
vestibule lane at Station 710+00; thence northwesterly, along a straight
line, a distance of 125 feet, more or less, to a point that is 125 feet
northwesterly of and at right angles to the said revised centerline of
vestibule lane at Station 710+00; thence easterly, along a straight line,
a distance of 102 feet, more or less, to a point that is 125 feet north-
westerly of and at right angles to the said revised centerline of vestibule
lane at Station 710+00; thence northwesterly, parallel to the said revised
centerline of vestibule lane along a curve to the right (concave north-
westerly) having a radius of 11,504.16 feet, a distance of 2220 feet, more

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On or about May 1, 1966, a person or persons of unknown sex and age, who were not known to the undersigned, entered the premises of the undersigned and removed a quantity of clothing and other personal items from the premises. The undersigned is unable to provide a description of the person or persons who removed the items. The undersigned is unable to provide a description of the person or persons who removed the items. The undersigned is unable to provide a description of the person or persons who removed the items.

[illegible]

thence northwesterly, along said present northern right of way line, a distance of 100 feet; thence turn at an angle of 90° 00' to the right and run a distance of 40 feet; thence southwesterly, along a straight line, a distance of 225 feet, more or less, to a point that is 50 feet northwesterly of and at right angles to the centerline of the relocation of said highway at Station 1660; thence southwesterly, along a straight line, a distance of 40 feet, more or less, to a point that is 50 feet northwesterly of and at right angles to the centerline of said relocation at Station 1640; thence northwesterly, along a curve to the left (concave northwesterly) having a radius of 187.72 feet, parallel to the centerline of said relocation, a distance of 50 feet, more or less, to a point that is 50 feet northwesterly of and at right angles to the centerline of said relocation at Station 1620; thence northwesterly, along a straight line, a distance of 50 feet, more or less.

STATE OF ALABAMA,

) IN THE PROBATE COURT OF

Petitioner,

) BALDWIN COUNTY, ALABAMA

VS.

)

W. D. HASTIE and FLORENCE LOUISE
HASTIE, FEDERAL LAND BANK OF NEW
ORLEANS, a corporation, and Tract
Number 1, Parcels One (1) through
Three (3), both inclusive; DENNIS
THOMPSON and EDNA MAE THOMPSON,
Tract Number Four (4); INTERNATIONAL
PAPER COMPANY, a corporation, Tract
Number Five (5), Parcels One (1)
through Four (4), both inclusive;
SARA B. CROMARTIE, Tract Number Eight
(8); and BALDWIN COUNTY, a Political
Subdivision of the State of Alabama,

CASE NUMBER 5427

BOOK 040
PAGE 119

Respondents

)

FINAL ORDER OF CONDEMNATION

On the 21st day of May, 1965, came W. E. Long,
O. W. Gyles, and Randolph M. Bowan

commissioners heretofore appointed by this Court to assess and as-
certain the damages and compensation to which the owners and other
parties interested in the tracts of land set forth in the applica-
tion for condemnation of lands heretofore filed in this cause are
entitled and filed their report in writing and under oath setting
forth that they awarded compensation and damages to the said owners
and other parties interested in Project No. I-65-1(54)

Tract Number 1, Parcel Number 1 in the amount of	\$	
Tract Number 1, Parcel Number 2 in the amount of	\$	<u>16,104.00</u>
Tract Number 1, Parcel Number 3 in the amount of	\$	
Tract Number 4,	in the amount of	\$ <u>12,812.00</u>
Tract Number 5, Parcel Number 1 in the amount of	\$	
Tract Number 5, Parcel Number 2 in the amount of	\$	
Tract Number 5, Parcel Number 3 in the amount of	\$	<u>46,702.85</u>
Tract Number 5, Parcel Number 4 in the amount of	\$	
Tract Number 8,	in the amount of	\$ <u>3,000.00</u>


IT IS THEREFORE ORDERED, ADJUDGED and DECREED by the Court
that the said report of commissioners be filed in this Court and
recorded.

IT IS FURTHER ORDERED, ADJUDGED and DECREED by the Court
that the property described in the application for condemnation
heretofore filed in this cause be and the same is hereby condemned

for the purposes set forth in said application for condemnation upon the payment of the damages and compensation so ascertained, assessed and reported or the deposit of the same in Court as provided in Section 16 of Title 19 of the Code of Alabama, 1940.

IT IS FURTHER ORDERED by the Court that said Petitioner pay all costs of the proceeding.

Done this 26th day of MAY, 1965.


JUDGE OF PROBATE

STATE OF ALABAMA,	)	IN THE PROBATE COURT OF
Petitioner,	)	BALDWIN COUNTY, ALABAMA
VS.	)	CASE NUMBER _____
DENNIS THOMPSON AND EDNA MAE THOMPSON)		
Tract Number four (4),)	
Respondent)	

NOTICE OF APPEAL

Comes the State of Alabama in the above styled cause and prays for and takes appeal to the Circuit Court of Baldwin County, Alabama, from the Order of Condemnation entered in said cause on the 26th day of May, 1965, insofar as said Order of Condemnation relates to lands described therein.

State of Alabama does herewith file in the Court of Probate of Baldwin County, Alabama, the Court rendering such Order of Condemnation, this its written notice of said appeal.

This the 21st day of June, 1965.

RICHMOND M. FLOWERS,
Attorney General
State of Alabama

BY Richard L. Lacy
Duly appointed Special Assistant
Attorney General for the State of
Alabama.

State of Alabama respectfully demands
trial by jury.

To DENNIS THOMPSON and EDNA MAE THOMPSON, Tract Number Four (4), 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 23rd day of June, 1965.

Harry D'Olive
Judge of Probate, Baldwin County,
Alabama

STATE OF ALABAMA,	)	IN THE PROBATE COURT OF
Petitioner,	)	BALDWIN COUNTY, ALABAMA
VS.	)	CASE NUMBER _____
INTERNATIONAL PAPER COMPANY, a cor-)	
poration, Tract Number 5, Parcels)	
One (1) through Four (4), both in-)	
clusive,)	
Respondents)	

NOTICE OF APPEAL

Comes the State of Alabama in the above styled cause and prays for and takes appeal to the Circuit Court of Baldwin County, Alabama, from the Order of Condemnation entered in said cause on the 26th day of May, 1965, insofar as said Order of Condemnation relates to lands described therein.

State of Alabama does herewith file in the Court of Probate of Baldwin County, Alabama, the Court rendering such Order of Condemnation, this its written notice of said appeal.

This the 21st day of June, 1965.

RICHMOND M. FLOWERS,
Attorney General
State of Alabama

BY Richard L. Lacy
Duly appointed Special Assistant
Attorney General for the state of
Alabama.

State of Alabama respectfully demands trial by jury.

To INTERNATIONAL PAPER COMPANY, a corporation, Tract Number 5, Parcels One (1) through Four (4), both inclusive, 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 23rd day of June, 1965.

Harry D'Almeida
Judge of Probate, Baldwin County,
Alabama

STATE OF ALABAMA,	)	IN THE PROBATE COURT OF
Petitioner,	)	BALDWIN COUNTY, ALABAMA
VS.	)	CASE NUMBER _____
DENNIS THOMPSON AND EDNA MAE THOMPSON)		
Tract Number four (4),)	
Respondent)	

NOTICE OF APPEAL

Comes the State of Alabama in the above styled cause and prays for and takes appeal to the Circuit Court of Baldwin County, Alabama, from the Order of Condemnation entered in said cause on the 26th day of May, 1965, insofar as said Order of Condemnation relates to lands described therein.

State of Alabama does herewith file in the Court of Probate of Baldwin County, Alabama, the Court rendering such Order of Condemnation, this its written notice of said appeal.

This the 21st day of June, 1965.

RICHMOND M. FLOWERS,
Attorney General
State of Alabama

BY Richard K. Lacy
Duly appointed Special Assistant
Attorney General for the State of
Alabama.

State of Alabama respectfully demands trial by jury.

To DENNIS THOMPSON and EDNA MAE THOMPSON, Tract Number Four (4), 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 23rd day of June, 1965.

Harry D. Davis
Judge of Probate, Baldwin County,
Alabama

STATE OF ALABAMA,	)	IN THE PROBATE COURT OF
Petitioner,	)	BALDWIN COUNTY, ALABAMA
VS.	)	CASE NUMBER _____
W. D. HASTIE and FLORENCE LOUISE)	
HASTIE, Federal Land Bank of New)	
Orleans, a corporation, and Tract)	
Number 1, Parcels One (1) through)	
Three (3), both inclusive,)	
Respondents)	

6660

BOOK 040 PAGE 422

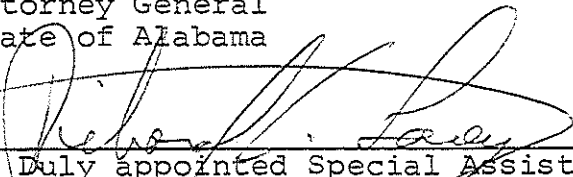
NOTICE OF APPEAL

Comes the State of Alabama in the above styled cause and prays for and takes appeal to the Circuit Court of Baldwin County, Alabama, from the Order of Condemnation entered in said cause on the 26th day of May, 1965, insofar as said Order of Condemnation relates to lands described therein.

State of Alabama does herewith file in the Court of Probate of Baldwin County, Alabama, the Court rendering such Order of Condemnation, this its written notice of said appeal.

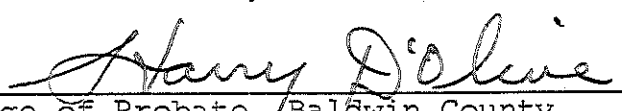
This the 21st day of June, 1965.

RICHMOND M. FLOWERS,
Attorney General
State of Alabama

BY 
Duly appointed Special Assistant
Attorney General for the State of
Alabama.

State of Alabama respectfully demands trial by jury.

To W. D. HASTIE and FLORENCE LOUISE HASTIE, Federal Land Bank of New Orleans, a corporation, and Tract Number 1, Parcels One (1) through Three (3), both inclusive, 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 23rd day of June, 1965.


Judge of Probate, Baldwin County,
Alabama

1233

Received 24 day of June 1965
and on 25 day of June 1965
I served a copy of the within Notice 65
on W. D. Bastie
Flora Louise Bastie 65
By service on _____

TAYLOR WILKINS, Sheriff

By W. D. Talbot
10 miles north of D. M.

Received 24 day of June 1965
and on 30 day of June 1965
I served a copy of the within Notice
on Federal Land Bank of
New Orleans

By service on J. K. Hinkley

TAYLOR WILKINS, Sheriff

By Robert Hinkley

RINGER

Sheriff claims 90 miles at
Ten Cents per mile Total \$ 9.00

TAYLOR WILKINS, Sheriff
BY Taylor Wilkins
DEPUTY SHERIFF

1233

Received 24 day of June 1965
and on 25 day of June 1965
I served a copy of the within Notice
on W. D. Bastie
Flouene Louise Bastie

By service on _____

TAYLOR WILKINS, Sheriff

By W. D. Bastie

10 miles north of B. 17

Received 24 day of June 1965
and on 30 day of June 1965
I served a copy of the within Notice
on Federal Land Bank of
New Orleans.

By service on J. H. Hinkley

TAYLOR WILKINS, Sheriff

By W. D. Bastie

Ringer

Sheriff claims 90 miles at
Ten Cents per mile Total \$ 9.00

TAYLOR WILKINS, Sheriff
BY Taylor Wilkins
DEPUTY SHERIFF

FILE NO. 100-10000

IN THE DISTRICT COURT OF THE UNITED STATES FOR THE DISTRICT OF ALABAMA

ALABAMA COUNTY, ALABAMA

CASE NO.

JOHN H. HARTMAN and FLORENCE WHITE
HARTMAN, FEDERAL LAND BANK OF SEM
COLUMBIA, a corporation, and Trust
Number 1, Parcels One (1) through
Eight (8), both inclusive, DENNIS
HARTMAN and EDNA MAE THOMPSON,
Trust Number Four (4); INTERNATIONAL
TRUST COMPANY, a corporation, Trust
Number Five (5), Parcels One (1)
through Eight (8), both inclusive;
ALABAMA CEMENT CO., Trust Number Eight (8);
and ALABAMA COUNTY, a Political
Subdivision of the State of Alabama,

Respondents

REPORT OF COMMISSIONERS

TO THE HONORABLE CLAYTON L. HARRIS, Judge of Probate, ALABAMA COUNTY, Alabama

WITNESSETH that I, JAMES W. L. LONG, LANDS

TRUSTS, the Commissioners duly appointed to sell the lands of
Parcels Number One (1) thru (8)

do hereby certify that the same are owned and other parties are
interested in the parcels of land set forth and described in the original
application for condemnation of lands filed in this cause, are entitled
to the condemnation of such lands, and having been duly sworn as jurors
in such, and having viewed the lands described in said application
for condemnation, and having set a time and place for the hearing of
the same as is required by any party claiming the amount of damages
to be paid for the lands and other parties interested therein, will
pay and the amount of compensation they are entitled to receive, and
will receive all legal witnesses offered, do hereby state that the
value of damages and compensation for the condemnation and assessed
and paid, according to law, and with the said parties of said
parcels as set forth in the original application for condemnation.

And it is hereby ordered that the compensation be paid to the parties of said parcels as set forth in the original application for condemnation.

Trust No. 1	HARTMAN	TRACT No. 1	thru 3	16,104 ⁰⁰
Trust No. 4	THOMPSON	TRACT No. 4		12,812 ⁰⁰
Trust No. 5	INT. PAPER	TRACT No. 5	thru 4	46,702 ⁸⁵
Trust No. 8	CROMBIE	TRACT No. 8		3,000 ⁰⁰

BOOK 340 PAGE 618

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

C. W. Lyles
Clerk of the Court

W. L. Long
Comptroller

Randolph McGowan Jr.
Comptroller

sworn to and subscribed before me

21 May 1905

Harry D. Oline
Notary Public

NOTICE TO SHERIFF

SHERIFF OF BALDWIN COUNTY

BOOK ONE 414

You are hereby commanded to notify: O. W. LYLES, W. B. L. and RANDOLPH McGOWAN that in a proceeding in this Court styled State of Alabama vs. W. D. PASTIE and FLORENCE LOUISE PASTIE, FEDERAL LAND BANK OF NEW ORLEANS, et al and Baldwin County a political subdivision of the State of Alabama, in which the State of Alabama sought to condemn a certain right of way or easement over certain lands in this County for the purposes of a public highway or road as stated in the application for condemnation in this case, this Court rendered a decree condemning the right of way or easement over the lands therein owned and appraised them to value said property sought to be condemned, your audience and assess such damages and compensation as the owners and interested parties are entitled to recover for the taking of the same for said public use and purposes.

You are hereby commanded to serve a copy of the commission within five (5) days from the receipt hereof and make return as to how you have executed this mandate.

Served on 13th day of MAY, 1965.

Harry D. Blair
SHERIFF, BALDWIN COUNTY, ALABAMA

Received 17 day of May 1965
and on 17 day of May 1965
I served a copy of the within Notice
on W. B. Lyles
Randolph McGowan
By service on _____

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

Received 17 day of May 1965
and on 17 day of May 1965
I served a copy of the within Notice
on O. W. Lyles
By service on _____

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

BOOK 640

1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. 45. 46. 47. 48. 49. 50. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100. 101. 102. 103. 104. 105. 106. 107. 108. 109. 110. 111. 112. 113. 114. 115. 116. 117. 118. 119. 120. 121. 122. 123. 124. 125. 126. 127. 128. 129. 130. 131. 132. 133. 134. 135. 136. 137. 138. 139. 140. 141. 142. 143. 144. 145. 146. 147. 148. 149. 150. 151. 152. 153. 154. 155. 156. 157. 158. 159. 160. 161. 162. 163. 164. 165. 166. 167. 168. 169. 170. 171. 172. 173. 174. 175. 176. 177. 178. 179. 180. 181. 182. 183. 184. 185. 186. 187. 188. 189. 190. 191. 192. 193. 194. 195. 196. 197. 198. 199. 200. 201. 202. 203. 204. 205. 206. 207. 208. 209. 210. 211. 212. 213. 214. 215. 216. 217. 218. 219. 220. 221. 222. 223. 224. 225. 226. 227. 228. 229. 230. 231. 232. 233. 234. 235. 236. 237. 238. 239. 240. 241. 242. 243. 244. 245. 246. 247. 248. 249. 250. 251. 252. 253. 254. 255. 256. 257. 258. 259. 260. 261. 262. 263. 264. 265. 266. 267. 268. 269. 270. 271. 272. 273. 274. 275. 276. 277. 278. 279. 280. 281. 282. 283. 284. 285. 286. 287. 288. 289. 290. 291. 292. 293. 294. 295. 296. 297. 298. 299. 300. 301. 302. 303. 304. 305. 306. 307. 308. 309. 310. 311. 312. 313. 314. 315. 316. 317. 318. 319. 320. 321. 322. 323. 324. 325. 326. 327. 328. 329. 330. 331. 332. 333. 334. 335. 336. 337. 338. 339. 340. 341. 342. 343. 344. 345. 346. 347. 348. 349. 350. 351. 352. 353. 354. 355. 356. 357. 358. 359. 360. 361. 362. 363. 364. 365. 366. 367. 368. 369. 370. 371. 372. 373. 374. 375. 376. 377. 378. 379. 380. 381. 382. 383. 384. 385. 386. 387. 388. 389. 390. 391. 392. 393. 394. 395. 396. 397. 398. 399. 400. 401. 402. 403. 404. 405. 406. 407. 408. 409. 410. 411. 412. 413. 414. 415. 416. 417. 418. 419. 420. 421. 422. 423. 424. 425. 426. 427. 428. 429. 430. 431. 432. 433. 434. 435. 436. 437. 438. 439. 440. 441. 442. 443. 444. 445. 446. 447. 448. 449. 450. 451. 452. 453. 454. 455. 456. 457. 458. 459. 460. 461. 462. 463. 464. 465. 466. 467. 468. 469. 470. 471. 472. 473. 474. 475. 476. 477. 478. 479. 480. 481. 482. 483. 484. 485. 486. 487. 488. 489. 490. 491. 492. 493. 494. 495. 496. 497. 498. 499. 500. 501. 502. 503. 504. 505. 506. 507. 508. 509. 510. 511. 512. 513. 514. 515. 516. 517. 518. 519. 520. 521. 522. 523. 524. 525. 526. 527. 528. 529. 530. 531. 532. 533. 534. 535. 536. 537. 538. 539. 540. 541. 542. 543. 544. 545. 546. 547. 548. 549. 550. 551. 552. 553. 554. 555. 556. 557. 558. 559. 560. 561. 562. 563. 564. 565. 566. 567. 568. 569. 570. 571. 572. 573. 574. 575. 576. 577. 578. 579. 580. 581. 582. 583. 584. 585. 586. 587. 588. 589. 590. 591. 592. 593. 594. 595. 596. 597. 598. 599. 600. 601. 602. 603. 604. 605. 606. 607. 608. 609. 610. 611. 612. 613. 614. 615. 616. 617. 618. 619. 620. 621. 622. 623. 624. 625. 626. 627. 628. 629. 630. 631. 632. 633. 634. 635. 636. 637. 638. 639. 640. 641. 642. 643. 644. 645. 646. 647. 648. 649. 650. 651. 652. 653. 654. 655. 656. 657. 658. 659. 660. 661. 662. 663. 664. 665. 666. 667. 668. 669. 670. 671. 672. 673. 674. 675. 676. 677. 678. 679. 680. 681. 682. 683. 684. 685. 686. 687. 688. 689. 690. 691. 692. 693. 694. 695. 696. 697. 698. 699. 700. 701. 702. 703. 704. 705. 706. 707. 708. 709. 710. 711. 712. 713. 714. 715. 716. 717. 718. 719. 720. 721. 722. 723. 724. 725. 726. 727. 728. 729. 730. 731. 732. 733. 734. 735. 736. 737. 738. 739. 740. 741. 742. 743. 744. 745. 746. 747. 748. 749. 750. 751. 752. 753. 754. 755. 756. 757. 758. 759. 760. 761. 762. 763. 764. 765. 766. 767. 768. 769. 770. 771. 772. 773. 774. 775. 776. 777. 778. 779. 780. 781. 782. 783. 784. 785. 786. 787. 788. 789. 790. 791. 792. 793. 794. 795. 796. 797. 798. 799. 800. 801. 802. 803. 804. 805. 806. 807. 808. 809. 810. 811. 812. 813. 814. 815. 816. 817. 818. 819. 820. 821. 822. 823. 824. 825. 826. 827. 828. 829. 830. 831. 832. 833. 834. 835. 836. 837. 838. 839. 840.

[illegible]

BOOK 010 PAGE 110

... day with me on your appointment, which is this date, made a report in writing to the Court, stating the amount of damage and compensation ascertained and assessed by you for the owners and parties interested in the tracts of land, and in the certificate along with your award that none of you have been consulted or approached by any person with reference to the validity of the proceedings to condemn the same prior to the assessment of damages, and that you knew nothing of the same prior to your appointment.

Given under my hand and seal of office this 10th day of May, 1965.

Harry D'Oliver
Harry D'Oliver, Judge

STATE OF ALABAMA
BALDWIN COUNTY

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

W. L. Long
Ed W. Lyke
Randolph McGowan Jr

James
James

DATE _____

John A. Smith

975

STATE OF ALABAMA,

Petitioner,

VS.

W. D. HASTIE and FLORENCE LOUISE HASTIE, FEDERAL LAND BANK OF NEW ORLEANS, a corporation, and Tract Number 1, Parcels One (1) through Three (3), both inclusive; DENNIS THOMPSON and EDNA MAE THOMPSON, Tract Number Four (4); INTERNATIONAL PAPER COMPANY, a corporation, Tract Number Five (5), Parcels One (1) through Four (4), both inclusive; SARA B. CROMARTIE, Tract Number Eight (8); and BALDWIN COUNTY, a Political Subdivision of the State of Alabama,

Respondents.

) IN THE PROBATE COURT OF
) BALDWIN COUNTY, ALABAMA

) CASE NUMBER _____

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

YOU ARE HEREBY COMMANDED to serve the following notice upon FEDERAL LAND BANK OF NEW ORLEANS, a corporation.

You will take notice that on the 26th day of April, 1965, an application or petition was filed in this court by the State of Alabama, a copy of which petition is attached hereto, setting forth its desire to condemn for certain purposes therein stated, certain lands belongint to FEDERAL LAND BANK OF NEW ORLEANS, a description of said lands being specifically set forth in said application or petition filed in this court and said application or petition prays that this Court will make and enter an order appointing a day for hearing of said application and for such other and further orders and procedures as may be necessary. You will take further notice that the Court has appointed the 13th day of May, 1965, at 9:30 A.M. o'clock, to hear said application or petition, at which time you may appear and contest the same if you do so desire to do.

WITNESS my hand this 29th day of April, 1965.

Received 29 day of April 1965
and on 3 day of May 1965
I served a copy of the within Condemnation
on Federal Land Bank
of New Orleans
By service on Jack Mink
TAYLOR WILKINS, Sheriff
By Carlton
R. E. Cade

Harry D'Olive
Harry D'Olive, Judge of Probate

Sheriff claims 50 miles at
Ten Cents per mile Total \$5.00
TAYLOR WILKINS, Sheriff
BY Carlton
DEPUTY SHERIFF

BOOK 040 PAGE 408

STATE OF ALABAMA,) IN THE PROBATE COURT OF
Petitioner,) BALDWIN COUNTY, ALABAMA
VS.)
W. D. HASTIE and FLORENCE LOUISE) CASE NUMBER _____
HASTIE, FEDERAL LAND BANK OF NEW)
ORLEANS, a corporation, and Tract)
Number 1, Parcels One (1) through)
Three (3), both inclusive; DENNIS)
THOMPSON and EDNA MAE THOMPSON,)
Tract Number Four (4); INTERNATIONAL)
PAPER COMPANY, a corporation, Tract)
Number Five (5), Parcels One (1))
through Four (4), both inclusive;)
SARA B. CROMARTIE, Tract Number Eight)
(8); and BALDWIN COUNTY, a Political)
Subdivision of the State of Alabama,)
Respondents)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETING:

YOU ARE HEREBY COMMANDED to serve the following notice upon W. D. HASTIE and FLORENCE LOUISE HASTIE.

You will take notice that on the 26th day of April, 1965, an application or petition was filed in this court by the State of Alabama, a copy of which petition is attached hereto, setting forth its desire to condemn for certain purposes therein stated, certain lands belonging to W. D. HASTIE and FLORENCE LOUISE HASTIE, a description of said lands being specifically set forth in said application or petition filed in this court and said application or petition prays that this Court will make and enter an order appointing a day for hearing of said application and for such other and further orders and procedures as may be necessary. You will take further notice that the Court has appointed the 13th day of May, 1965, at 9:30 A.M. o'clock, to hear said application or petition, at which time you may appear and contest the same if you so desire to do.

WITNESS my hand this 29th day of April, 1965.

Received 29 day of April, 1965 - Harry D'Olive
and on 30 day of April, 1965 - Harry D'Olive, Judge of Probate
I served a copy of the within Condemnation

on W.D. Hastie, Florence
Hastie
By service on W.D. Hastie

Sheriff claims 22 miles at
Ten Cents per mile Total \$ 2.20
TAYLOR WILKINS, Sheriff
BY W.A. Selbert 274
DEPUTY SHERIFF

TAYLOR WILKINS, Sheriff
By W.A. Selbert D. S.
Hocbb

Wm. J. ...

STATE OF ALABAMA,) IN THE PROBATE COURT OF
 Petitioner,) BALDWIN COUNTY, ALABAMA
 VS.)
 W. D. HASTIE and FLORENCE LOUISE) CASE NUMBER _____
 HASTIE, FEDERAL LAND BANK OF NEW)
 ORLEANS, a corporation, and Tract)
 Number 1, Parcels One (1) through)
 Three (3), both inclusive; DENNIS)
 THOMPSON and EDNA MAE THOMPSON,)
 Tract Number Four (4); INTERNATIONAL)
 PAPER COMPANY, a corporation, Tract)
 Number Five (5), Parcels One (1))
 through Four (4), both inclusive;)
 SARA B. CROMARTIE, Tract Number Eight)
 (8); and BALDWIN COUNTY, a Political)
 Subdivision of the State of Alabama,)
 Respondents.)

BOOK 040 PAGE 403

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

YOU ARE HEREBY COMMANDED to serve the following notice upon INTERNATIONAL PAPER COMPANY, a corporation.

You will take notice that on the 26th day of April, 1965, an application or petition was filed in this Court by the State of Alabama, a copy of which petition is attached hereto, setting forth its desire to condemn for certain purposes therein stated, certain lands belonging to INTERNATIONAL PAPER COMPANY, a corporation, a description of said lands being specifically set forth in said application or petition filed in this Court and said application or petition prays that this Court will make and enter an order appointing a day for hearing of said application and for such other and further orders and procedures as may be necessary.

You will take further notice that the Court has appointed the 13th day of May, 1965, at 9:30 AM o'clock, to hear said application or petition, at which time you may appear and contest the same if you so desire to do.

WITNESS My hand this 29th day of April, 1965.

Received 29 day of April 1965
 and on 30 day of April 1965
 I served a copy of the within Condemnation
International Paper
Co.

Harry D'Olive
 Harry D'Olive, Judge of Probate

By service on Buford White

TAYLOR WILKINS, Sheriff
 By W. A. Talbot D. S.
om

STATE OF ALABAMA,) IN THE PROBATE COURT OF
 Petitioner,) BALDWIN COUNTY, ALABAMA
 VS.)
 W. D. HASTIE and FLORENCE LOUISE)
 HASTIE, FEDERAL LAND BANK OF NEW)
 ORLEANS, a corporation, and Tract)
 Number 1, Parcels One (1) through)
 Three (3), both inclusive; DENNIS)
 THOMPSON and EDNA MAE THOMPSON,)
 Tract Number Four (4); INTERNATIONAL)
 PAPER COMPANY, a corporation, Tract)
 Number Five (5), Parcels One (1))
 through Four (4), both inclusive;)
 SARA B. CROMARTIE, Tract Number Eight)
 (8); and BALDWIN COUNTY, a Political)
 Subdivision of the State of Alabama,)
 Respondents.)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

YOU ARE HEREBY COMMANDED TO serve the following notice upon DENNIS THOMPSON and EDNA MAE THOMPSON.

You will take notice that on the 26th day of April, 1965, an application or petition was filed in this Court by the State of Alabama, a copy of which petition is attached hereto, setting forth its desire to condemn for certain purposes therein stated, certain lands belonging to DENNIS THOMPSON and EDNA MAE THOMPSON, a description of said lands being specifically set forth in said application or petition filed in this Court and said application or petition prays that this Court will make and enter an order appointing a day for hearing of said application and for such other and further orders and procedures as may be necessary. You will take further notice that the Court has appointed the 13th day of May, 1965, at 9:30 AM o'clock, to hear said application or petition, at which time you may appear and contest the same if you so desire to do.

WITNESS my hand this 29th day of April, 1965.

Received 29 day of April 1965
 and on 30 day of April 1965 Harry D'Olive
 I served a copy of the within Condemnation Harry D'Olive, Judge of Probate
 on Dennis Thompson
Edna Mae Thompson
 By service on Dennis Thompson Sheriff claims 22 miles at
Taylor Wilkins, Sheriff Ten Cents per mile Total \$2.20
 By W. A. Tolbert, D. S. TAYLOR WILKINS, Sheriff
W. A. Tolbert BY W. A. Tolbert
 DEPUTY SHERIFF

BOOK 040 PAGE 111

STATE OF ALABAMA,) IN THE PROBATE COURT OF
Petitioner,) BALDWIN COUNTY, ALABAMA
VS.)
W. D. HASTIE and FLORENCE LOUISE) CASE NUMBER _____
HASTIE, FEDERAL LAND BANK OF NEW)
ORLEANS, a corporation, and Tract)
Number 1, Parcels One (1) through)
Three (3), both inclusive; DENNIS)
THOMPSON and EDNA MAE THOMPSON,)
Tract Number Four (4); INTERNATIONAL)
PAPER COMPANY, a corporation, Tract)
Number Five (5), Parcels One (1))
through Four (4), both inclusive;)
SARA B. CROMARTIE, Tract Number Eight)
(8); and BALDWIN COUNTY, a Political)
Subdivision of the State of Alabama,)
Respondents.)

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

YOU ARE HEREBY COMMANDED to serve the following notice upon SARA B. CROMARTIE.

You will take notice that on the 26th day of April, 1965, an application or petition was filed in this Court by the State of Alabama, a copy of which petition is attached hereto, setting forth its desire to condemn for certain purposes therein stated, certain lands belonging to SARA B. CROMARTIE, a description of said lands being specifically set forth in said application or petition filed in this Court and said application or petition prays that this Court will make and enter an order appointing a day for hearing of said application and for such other and further orders and procedures as may be necessary. You will take further notice that the Court has appointed the 13th day of May, 1965, at 9:30 AM o'clock, to hear said application or petition, at which time you may appear and contest the same if you so desire to do.

WITNESS my hand this 29 day of April, 1965.

Received 29 day of April 1965
and on 30 day of April 1965 Harry D'Olive
I served a copy of the within Condemnation Harry D'Olive, Judge of Probate
on Sara B. Cromartie

By service on _____

TAYLOR WILKINS, Sheriff
By W. A. Tolbert D. S.
om

| | | |
|------------------------------------|---|-------------------------|
| STATE OF ALABAMA, | X | |
| Petitioner, | X | |
| vs. | X | IN THE CIRCUIT COURT OF |
| W. D. HASTIE and FLORENCE LOUISE | X | BALDWIN COUNTY, ALABAMA |
| HASTIE, FEDERAL LAND BANK OF NEW | | |
| ORLEANS, a corporation, and TRACT | X | CASE NUMBER 6660 |
| NUMBER ONE (1), Parcels One (1) | | |
| through Three (3), both inclusive, | X | |
| Respondent. | X | |

FINAL JUDGMENT

This cause coming on to be heard by the Court on this the 13th day of September, 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 26th day of April, 1965, 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 said Court did enter an order of condemnation of the lands described in said application and which are hereinafter described, and that on the 26th day of May, 1965, the State of Alabama, appealed from said order of condemnation to this Court and demanded a trial by jury; 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 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, J. W. Clark and eleven others, and the issue of the amount of damages and compensation, if any, to which the landowners are entitled having been submitted to them, did return a verdict in words and figures as follows:

"We, the jury, assess the damages and compensation to which the landowner is entitled in this case as follows:

As to Tract No. 1, Parcels 1 through 3, both inclusive \$17,500.00."

J. W. Clark
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 of the sum aforesaid; 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 landowner, and into the State of Alabama, upon the payment by the State of Alabama of the sum hereinafter ordered and decreed to be paid.

2. That the damages and compensation to which the Defendant landowners in this case, W. D. Hastie and Florence Louise Hastie, and Federal Land Bank of New Orleans, a corporation, are entitled is hereby fixed at the sum of \$17,500.00, which said sum is hereby ordered to be paid by the State of Alabama to said Defendant landowners; and that upon the payment of said amount by the State of Alabama to said landowners the condemnation of the lands hereinabove described shall be, and become, effective.

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

DATED this the 13th day of September, 1965.

Jeffrey P. Madlison
Circuit Judge

PETITIONER: State of Alabama

RESPONDENT: W. D. Hastie and
Florence Louise Hastie
and
Federal Land Bank of
New Orleans, a cor-
poration

FINAL JUDGMENT

FROM THE LAW OFFICES OF
RICHARD C. LACEY

ATTORNEY AT LAW
FAIRHOPE, ALABAMA

| | | | |
|------------------------|---|-------------------------|----------|
| STATE OF ALABAMA, | Y | IN THE CIRCUIT COURT OF | |
| Petitioner, | Y | BALDWIN COUNTY, ALABAMA | |
| vs. | Y | AT LAW | NO. 6660 |
| | Y | | |
| EDNA MAE THOMPSON | Y | | |
| AND TRACT NUMBER FOUR, | Y | | |
| Respondents. | Y | | |

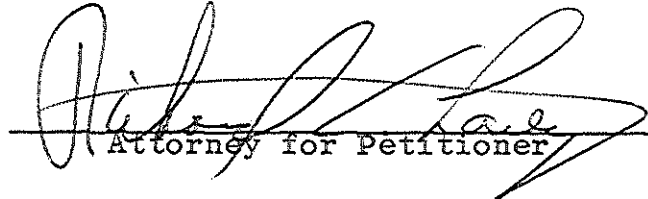
STIPULATION

It is hereby stipulated and agreed by and between the State of Alabama, Petitioner, and Edna Mae Thompson, Respondent, acting by and through their respective attorneys of record, as follows:

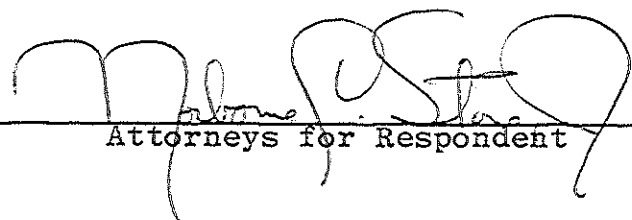
1. That the Petitioner is authorized to institute and prosecute this proceeding to acquire the property or interest in lands owned by the Respondent and situated in Baldwin County, Alabama, for the uses and purposes more particularly set forth in the application or petition heretofore filed by the Petitioner in the Probate Court of Baldwin County, Alabama on April 26, 1965.
2. That all proceedings heretofore had in the Probate Court of Baldwin County, Alabama with respect to this condemnation proceeding were regular, and an appeal has been duly and properly perfected within the time allowed by law from the order of condemnation of the Probate Court of Baldwin County, Alabama entered on the 26th day of May, 1965, and the trial by jury of the issues presented by this appeal has been properly demanded.
3. That the only issue in this proceeding is the amount of damages and compensation to which the Respondent is entitled for the taking of the lands and interest in lands sought to be acquired by the Petitioner for the uses and purposes stated in the application hereinabove referred to.
4. That the time of the taking of the property and interest in property in this proceeding is the date on which the application for order of condemnation was filed in the Probate

Court, and the valuation of said property or interest in property remained constant between that date and the date on which the order of condemnation was entered in the Probate Court of Baldwin County, Alabama.

5. That this proceeding was originally instituted in the Probate Court of Baldwin County, Alabama.


Attorney for Petitioner

CHASON, STONE & CHASON

By 
Attorneys for Respondent

STATE OF ALABAMA,

Petitioner,

VS.

EDNA MAE THOMPSON AND TRACT
NUMBER FOUR,

Respondents.

* * * * *

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW

NO. 6660

* * * * *

STIPULATION

* * * * *

Filed: 9-13-65

*Deputy Madison
Judge*

We the jury find the Damages and
Compensation to which the defendants are
entitled to be the sum of \$ 17500⁰⁰

J. W. Clark
Foreman

We, the Jury find the Compensation & damages
to which the Defendant is entitled, to be the
sum of \$ 15,000.⁰⁰

Alfred Pratt
Foreman