

STATE OF ALABAMA,

Plaintiff,

VS.

INTERNATIONAL PAPER COMPANY, a
Corporation, TRACT NUMBER FIVE,
PARCELS 1 THROUGH 4, BOTH INCLUSIVE,
INTERSTATE 65,

Defendant.

IN THE CIRCUIT COURT

OF BALDWIN COUNTY, ALA-

BAMA, APPEALED FROM

THE PROBATE COURT OF

SAID COUNTY.

CASE NO. 6662

On this the 9th day of September, 1965, comes into open Court the Appellant, State of Alabama, by its Attorneys, and the Defendant, International Paper Company, a Corporation, by its representatives, and agree and consent as follows:

1. That the demand for a jury trial heretofore made in this cause be withdrawn;
2. That the application of the Appellant, the State of Alabama, for the condemnation of certain rights of ways and easements over and across the land of said Defendant, more particularly described as Tract number 5, Parcels 1 through 4, both inclusive, Interstate 65, be granted;
3. That the State of Alabama pay to the International Paper Company, a Corporation, as compensation and damages for said condemnation, the sum of FORTY SIX THOUSAND (\$46,000.00) and 00/100 DOLLARS;

All of which being considered by the Court and the Court being of the opinion that said agreement and consent is fair to both parties to this cause and should be approved; it is, therefore,

ORDERED, ADJUDGED AND DECREED by the Court as follows:

- (a) That the demand for a jury trial be and it is hereby withdrawn;

(b) That the application by the State of Alabama for a right of way and easements over the lands described as Tract 5, Parcels 1 through 4, inclusive, Interstate 65, be and it is hereby granted for the uses and purposes described in the petition heretofore filed in this cause;

(c) That the State of Alabama be, and it is hereby ordered to pay to the International Paper Company, a Corporation, the sum of FORTY SIX THOUSAND (\$46,000.00) and No/100 DOLLARS as compensation and damages for the lands and easements herein condemned.

(D) That the Appellant, the State of Alabama, pay the cost herein, for which let execution issue.

This 9th day of September, 1965.

J. J. M. M. M. M. M.
Judge, 28th Judicial Circuit
of Alabama

FILED
SEP 9 1965
ALICE L. BUCK, CLERK
REGISTER

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)

6662

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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 T. 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. Dineen
 Judge of Probate, Baldwin County,
 Alabama

1233

received 24 day of June 1965
and on 28 day of June 1965

I served a copy of the within Notice
on International Paper Co.

By service on M. E. M. Ogden

TAYLOR WILKINS, Sheriff

By W. C. Tolbert

over