# IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

STATE OF ALABAMA	(		
Plaintiff	(		
VS.	(	CIVIL ACTION NO:	CC-77-244
JOHN DORSEY COLLINS, JR.	(		
Defendant	(		

### NOTICE OF APPEAL

Comes now the Defendant, John Dorsey Collins, Jr., in the above styled cause and files this his notice of appeal of the ruling of the District Court entered on September 14, 1977, in Case number TR-77-3574.

WILKINS AND BANKESTER, P.A.

Lesti BY:

Claude E. Bankester Attorney for Defendant P.O. Box 1140 Bay Minette, Alabama 36507

Defendant respectfully demands a trial of this cause by a jury.

Attorney for Defendant

1912 E.C. 4. F. B. **F** 

### IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA

STATE	OF ALA	IBAMA			,	
		Plair	<b>tiff</b>	(		
VS.					CIVIL ACTION NO:	<u>cc-77-244</u>
JOHN	DORSEY	COLLINS,	JR.	(		
		Defer	ıdant	(		
		· .				

### NOTICE OF APPEAL

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WILKINS AND BANKESTER, P.A.

BY: Claude E. Bankester

Attorney for Defendant P.O. Box 1140 Bay Minette, Alabama 36507

Defendant respectfully demands a trial of this cause by a jury.

Attorney for Defendant

# STATE OF ALABAMA Baldwin County

County Court, \_\_\_\_\_ Term, 19\_\_\_\_

# CC -77 - 244

KNOW ALL MEN BY THESE PRESENTS, That we \_\_\_\_\_ John D. Collins, Sr. \_\_\_\_, are held and firmly bound unto the State Five Hundred (\$500.00) of Alabama, in the sum of \_\_\_\_\_ \_\_\_\_ Dollars for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, and administrators, jointly and severally, firmly by these presents. Witness our hands and seals, this the \_\_\_\_\_ day of \_\_\_\_\_ September \_\_\_<u>19</u>77 THE CONDITION OF THE ABOVE OBLIGATION IS SUCH. That whereas, the above bounden John Dorsey Collins, Jr. was on the 14th day of Sept., 1977 failure to yield to blue light convicted in the County, of the offense \_\_\_\_ and by the judgment of said Court sentenced to \_\_\_\_\_\_Suspension of drivers license and ordered to attend driving class in Mobile, Alabama, and fined §50,000 and cost of court. And, whereas, the said \_\_\_\_\_ John Dorsey Collins, Jr. has this day prayed an appeal from said judgment to the Circuit Court of said County: Now, if the said \_\_\_\_\_\_ John Dorsey Collins, Jr. \_\_\_\_ shall appear at the next term of the Circuit Court, and from term to term thereafter until discharged, and abide by and perform whatever sentence may be adjudged in said Court against him, then the above obligation to be void, otherwise to remain in full force and effect. L. S.) (L. S.) (L. S.) \_ (L. S.) <del>four</del>t Judge

ALABAMA POWER COMPANY,	)	
Plaintiff,	) IN THE PROBATE COURT OF	B
VS.	) BALDWIN COUNTY, ALABAMA	BOOK
WILLIAM D. LOTT, ET AL.,	) NO	043
Defendants.	<i>`</i> `	PAG

### DECREE OVERRULING DEMURRER

This cause coming on to be heard on this date is submitted on the demurrer filed in this cause on this date by Crawford-Whiting, Inc., a corporation, one of the defendants, upon consideration of which it is, therefore, ORDERED, ADJUDGED AND DECREED by the court as follows:

The demurrer of the said defendant shall be and it is hereby overruled.

ORDERED, ADJUDGED AND DECREED on this the 26th day of April, 1966.

Han D'Oline Probate Judge

ALABAMA POWER COMPANY CONDEMNOR VS WILLIAM B. LOTT, et al

IN THE PROBATE COURT OF BALDWIN COUNTY, ALABAMA NUMBER:

### NOTICE OF APPEAL

CONDEMNEES

Comes now Joe M. Peck, Agnes L. Peck, William B. Lott, Wade D. Lott, Virginia MCW. Lot and Elizabeth L. Unger, Condemnees in the above styled cause and pray and take an appeal to the Circuit Court of Baldwin County, Alabama from the order of condemnation dated the 17th day of May, 1966.

Welson Hayes, Attorney for Condemnees

Condemnees demand trial

by jury.

Condemces

STATE OF ALABAMA, BALDWIN COUNTY Harry TO Olive Filed -

#### CERTIFICATE OF SERVICE

I do hereby certify that I have on this 16th day of June, 1966, served a cop y of the foregoing on counsel for all parties to this proceeding by mailing via United States Mail, properly addressed, with first class postage prepaid.

Wilson Hayes

ALABAMA POWER COMPANY, ) IN THE PROBATE COURT OF Plaintiff, ) BALDWIN COUNTY, ALABAMA VS. CRAWFORD-WHITING, INC., ) et al, Defendants. ) CASE NUMBER

### NOTICE OF APPEAL

Comes Crawford-Whiting, Inc., a Corporation, Robert Whiting, Assets Realization Company, Inc., a Corporation, parties of interest in and to the lands described in these proceedings as Tract 11, and file this their notice of appeal to the Circuit Court of Baldwin County, Alabama, from that certain judgment or Order of Condemnation rendered by the Probate Court of Baldwin County, Alabama, on the 17th day of May, 1966, by which all of their right, title and interest in and to the aforesaid tract or lands described in the application for condemnation, was condemned for the use of the Alabama Power Company, the said Tract being known as, towit: Tract 11, as aforesaid.

Appellants, Crawford-Whiting, Inc. and Robert Whiting have joined the other named defendants for the purpose of perfecting this their appeal, and they call upon the said Assets Realization Company, Inc. to join in the appeal or to disclaim any interest in and to the said Tract.

RESPECTFULLY SUBMITTED:

MOORE, MOORE, DOWNING & LAYDEN
Le Di
BY. Ling Lan
George J. «Moore)

Som Paris

#### DEMAND FOR TRIAL BY JURY

Appellants Crawford-Whiting, Inc., Robert Whiting and Assets Realization Company, Inc., respectfully demand trial by jury on this their appeal on a hearing thereof in the Circuit Court of Baldwin County, Alabama. F ALABAMA, BALDWIN COUNTN

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Judgy of	Probate

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MOORE, MOORE, DOWNING & LAYDEN BY:  $\sim$ George J. Moore

#### CERTIFICATE

I do hereby certify that I have on this the 10th day of June, 1966, served a copy of the foregoing pleading on counsel for all parties to this proceedings by mailing the same by United States Mail, properly addressed, and first class postage prepaid.

Moore

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FILED:	والمراجعة والمراجعة والمراجع المراجع والمتعاد المراجع والمراجع والمحاصر والمحاصر والمحاصر والمراجع والمحاصر والمحاصر
н на 1	
	CLERK

#### \*\*\*\*\*

I do hereby accept service of the Notice of Appeal by Crawford-Whiting, Inc. and Assets Realization Company, Inc. in the matter of Alabama Power Company vs. Crawford-Whiting Inc., et al, for Alabama Power Company.

6-14-1966 Attorney

-2-

ALABAMA POWER COMPANY	) IN THE PROBATE COURT OF
CONDEMNOR	) BALDWIN COUNTY, ALABAMA
VS	) NUMBER: 5657
GRAD <b>E</b> HARRISON, et al CONDEMNEES	

# NOTICE OF APPEAL

Comes now Grady Harrison and Stella Harrison, Condemnees in the above styled cause and prays and takes an appeal to the Circuit Court of Baldwin County, Alabama from the order of condemnation dated the <u>17</u><sup>T</sup> day of **a** <u>Mac</u>, 1966.

Horady Marin

Stela

Condemnees demand trial

by jury. for Attorney Condemnee

CERTIFICATE OF SERVICE I do hereby certify that I have on this 15 day of 1950, served a copy of the foregoing pleading on counsel for all parties to this proceeding by mailing the same by United States Mail, properly addressed, with first class postage prepaid.

STATE OF ALABAMA. BALDWIN COUNTY Filed . une 15, 1966 . book .... an Jadge el Probase

ALABAMA POWER COMPANY CONDEMNOR VS

WILLIAM B. LOTT, et al

CONDEMNEES

IN THE PROBATE COURT OF BALDWIN COUNTY, ALABAMA NUMBER: 5657

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### NOTICE OF APPEAL

Comes now the Condemnees in the above styled cause and pray and take an appeal to the Circuit Court of Baldwin County, Alabama from the order of condemnation dated the 17th day of May, 1966.

Wilson Hayes, Attorney for Condemnees

Condemnees demand trial

by jury. for Condemnees Attorney

CERTIFICA.TE 15-1- 5 I do helicity conternation and for all 186, savid a ser i t t by Called States parties to this ports and the Mail, properly sodressed, when will

Ul H.

STATE OF GAEAMA) BALUWIN COUNTY alore 15, 1966 w Filed C Beoorded\_ Jany 20 Judge of Probate A

4.38

		STATE OF ALABAMA, BALDWIR (	NUNTY		
	STATE OF ALABAMA,	Filed book	in		
	Jefferson County.	Jeden al Parbata	7, f.		
	KNOW ALL MEN BY THESE PRESEN	NTS, That we, Alabama Power Company, as principal, and			
	The Astna Casua	<u>lty and Surety Company</u>	~~~~~~		
		, as surety, are held and firmly l	ound unt		
	Joe M. Peck, Agnes L. Peck.	William B. Lott, Wade D. Lott, Virginia M	<u>.</u>		
	Lott and Elizabeth L. Unger	(hereinafter referred to as "Landowners	")		
	in the just and full sum of	D AND NO/100 DOLLARS (\$3,000.00)			
	Dollars, for the payment of which well and truly to	be made we bind ourselves. our successors and assigns, jointly	and seve		
	ally by these presents				
	This theday of	, <u>19</u>			
	WHEREAS, said Alabama Power Company	heretofore filed its application in the Court of Probate ofBa.	l <u>ðvin</u>		
	County, Alabama, against <u>Landowners</u>				
			seeking		
	condemn the lands, <u>mights of</u> W2, yights, inte	rests and easements therein described;			
~.	AND WHEREAS the said Court of Probat	e did in and by a decree of date the 26 day of April	, 19_5		
	grant the prayer of said application and appoint co	mmissioners, as required by law, to ascertain and assess the da	mages ar		
	compensation of the defendantas the owner.	way sof the lands, <u>rights of</u> fights, interests and easements	s describe		
	in paragraph of Article Fourth of si	uid application;			
	·				
	Tandowners	scertain and assess such damages and compensation of the said			
	······				
	#*************************************				
	AND NO/ in accordance with the statutes of the State of Alabama at the sum of <u>ONE THOUSAND FIVE HUNDRED</u> Dollar				
	as shown in paragraph	report of said commissioners;			
	AND WHEREAS thereafter on the7	ia. day of	de bv sa		
	Court of Probate condemning the said lands, Rights OI Wayrights, interests and easements belonging to the sai				
	L&ROWDETS_				
	AND WHEREAS an appeal from such or	er of condemnation has been taken to the <u>Circuit Cour</u>	t of		
		19 19			
		ar <sup>2</sup> H			
	AND WHEREAS said Alabama Power Cor	npany has paid into said Court of Probate in money the amou	int of sa		
	damages and compensation so assessed by said c	ommissioners for said Landowners	** * * = ** <i>* **</i> *** *** *** *** *		
			,		
	<u>~</u>				
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and is desirous that said judgment, or order of condemnation, be not suspended pending such appeal and desires to enter upon said lands for the uses and purposes stated in said application pending said appeal;

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NOW, THEREFORE, the condition of the above obligation is such that if the said Alabama Power Company shall pay such damages as the said.

may sustain, this obligation shall be void; otherwise to remain in full force and effect.

ATTEST: Secretary

ALABAMA POWER COMPANY, By. As Its EXECUTIVE VICE PRESIDENT

THE AETINA CASUALTY AND SURETY CO.

RESIDENT VICE PRESIDENT

ISTANT SECRE

June , 19 66 Approved and filed thi

Judge of the Court of Probate of Aldulus County, Alabama.

County, Alabama. Bond of Alabama Power Company Judge of Probate. ALABAMA POWER COMPANY 6 IN THE COURT OF PROBATE Filed in office this the. No. 440day of. <del>ر</del>



# The Ætna Casualty and Surety Company

Hartford, Connecticut 06115

Power of Attorney and Certificate of Authority of Resident Vice President(s) and Resident Assistant Secretary(ies)

KNOW ALL MEN BY THESE PRESENTS, That The Ætna Casualty and Surety Company, a corporation organized under the laws of the State of Connecticut and having its principal office in the City of Hartford, State of Connecticut, by its duly authorized officer, does hereby appoint the following resident officer (s), with business address indicated below but without territorial restriction, and does grant full power and authority to each Resident Vice President to sign and execute on its behalf, and to each Resident Assistant Secretary to seal and attest on its behalf, any and all bonds, recognizances, contracts of indemnity, or writings obligatory in the nature of a bond, recognizance, or conditional undertaking and any and all consents incident thereto, and all such instruments signed by any one of said Resident Vice Presidents, when sealed and attested by any other person named below as one of said Resident Assistant Secretaries, shall be as valid and binding upon the Company as if the same had been signed by the President and duly sealed and attested:

RESIDENT VICE PRESIDENT(S)	resident assistant secretary (ies)	BUSINESS ADDRESS
John H. Cobbs Wilbur K. Allen Loyd McKnight John C. Hall Andrew W. Stumpf	Fern Presley Loyd McKnight Andrew W. Stumpf . * * *	Birmingham, Alabama

These appointments are made under and by authority of the following provisions of the By-laws of the Company which provisions are now in full force and effect and are the only applicable provisions of said By-laws:

- ARTICLE IV—Section 8. The President, any Vice President, or any Secretary may from time to time appoint Resident Vice Presidents, Resident Assistant Secre-taries, Attorneys-in-Fact, and Agents to act for and on behalf of the Company and may give any such appointee such authority as his certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors may at any time remove any such ap-pointee and revoke the power and authority given him.
- pointee and revoke the power and authority given min. ARTICLE IV—Section 10. Any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President or a Vice President or by a Resident Vice President, pursuant to the power prescribed in the certificate of authority of such Resident Vice President, and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary or by a Resident Assistant Secretary, pursuant to the power prescribed in the certificate of authority of such Resident Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact pursuant to the power prescribed in his or their certificate or certificates of au-thorized. thority.

thority. This Power of Attorney and Certificate of Authority is signed and sealed by facsimile under and by authority of the following Resolution adopted by the Board of Directors of *The Ætna Casualty and Surety Company* at a meeting duly called and held on the 15th day of February, 1963. RESOLVED: That the signature of Guy E. Mann, Senior Vice President, or of A. H. Anderson, Vice President, or of D. N. Gage, Secretary, or of C. K. Shaw, Secretary, or of N. H. Pfanstiel, Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and under-takings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the future with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Atna Casuality and Surety Company has caused this instrument to be signed by its Secretary , and its corporate seal to be hereto affixed, this 5th dav of April , A.D., 1965

The Ætna Casualty and Surety Company

State of Connecticut ł ss. Hartford County of Hartford

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\* \* \*

5th day of April , A.D., 1965 , before me personally came D. N. GAGE On this to me known, who, being by me duly sworn, did depose and say: that he is Secretary of The Ætna Casualty and Surety Company, the corporation described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the By-laws of said corporation and that he signed his name thereto by like authority.

CERTIFICATE

Notary Public My commission expires March 31, 1966.

Secretary I, the undersigned,

of The Ætna Casualty and Surety Company, a stock corporation of the State of Connecticut, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney and Certificate of Authority remains in full force and has not been revoked; and furthermore, that Article IV-Sections 8 and 10, of the By-laws of the Company, and the Resolution of the Board of Directors, as set forth in the Certificate of Authority, are now in force.

Signed and Sealed at the Home Office of the Company, in the City of Hartford, State of Connecticut. Dated this 21stday of June A.D., 19 రర



₩ TOT	STATE OF ALABAMA, BALDWIR COUNTY
Υ.	Filed Allere 23, 1966
STATE OF ALABAMA,	Recorded book page
Jefferson County.	Juige of Parlan
KNOW ALL MEN BY THESE PRI	ESENTS, That we, Alabama Power Company, as principal, and
The Aetna Casualty an	d Surety Company
	, as surety, are held and firmly bound unto
Joe M. Peck, Agnes L. Pe	ck, William B. Lott, Wade D. Lott, Virginia MCW.
Lott and Elizabeth L. Un	ger (hereinafter referred to as "Landowners")
	· · · · ·
in the just and full sum of TWO THOUSA	ND FOUR HUNDRED AND NO/100 DOLLARS (\$2,400.00)
Dollars, for the payment of which well and tru	aly to be made we bind ourselves, our successors and assigns, jointly and sever-
ally by these presents	
This the 21st day of 5	<u>une, 19.66</u>
WHEREAS said Alahama Power Con	npany heretofore filed its application in the Court of Probate of Baldwin
County, Alabama, against Landowne	
way	
condemn the lands, rights of /, rights,	, interests and easements therein described;
AND WHEREAS the said Court of Pr	robate did in and by a decree of date the 26 day of April
grant the prayer of said application and appoi	int commissioners, as required by law, to ascertain and assess the damages and of way
compensation of the defendantas the or	wner_Sof the lands,
in paragraph6 of Article Fourth	of said application;
AND WHEREAS said commissioners	did ascertain and assess such damages and compensation of the said
Landowners	~ ·
	NO/10
	of Alabama at the sum of <u>ONE THOUSAND TWO HUNDRED</u> AND/Dollars,
as shown in paragraph6o	of the report of said commissioners;
AND WHEREAS thereafter on the	17th day of May
Court of Probate condemning the said lands,	rights of Mayrights, interests and casements belonging to the said
	<u>Iandowners</u>
AND WHEREAS an appeal from suc	h order of condemnation has been taken to the <u>Gircuit Court of</u>
Baldwin County, Alabama	
AND WHEDEAS and Altern De	r Company has said into said Court of Deduction in the state of the
	r Company has paid into said Court of Probate in money the amount of said
damages and compensation so assessed by si	aid commissioners for said Landowners
	442

and is desirous that said judgment, or order of condemnation, be not suspended pending such appeal and desires to enter upon said lands for the uses and purposes stated in said application pending said appeal; NOW, THEREFORE, the condition of the above obligation is such that if the said Alabama Power Company shall pay such damages as the said Landowners may sustain, this obligation shall be void; otherwise to remain in full force and effect. ALABAMA POWER COMPANY, By. As Its EXECUTIVE VICE PRESIDENT ATTEST: THE AETNA CASUALTY, AND SURETY CO. Yor Secretary RESIDENT VICE PRESIDENT SECRETARY

rh 1966 Approved and filed this County, Alabama. Judge of the Court of Probate of.

County, Alabama. Bond of Alabama Power Company Judge of Probate. ALABAMA POWER COMPANY Ś IN THE COURT OF PROBATE Filed in office this the No. 443 day of. ų.



# The Ætna Casualty and Surety Company

Hartford, Connecticut 06115

Power of Attorney and Certificate of Authority of Resident Vice President(s) and Resident Assistant Secretary(ies)

KNOW ALL MEN BY THESE PRESENTS, That The Ætna Casualty and Surety Company, a corporation organized under the laws of the State of Connecticut and having its principal office in the City of Hartford, State of Connecticut, by its duly authorized officer, does hereby appoint the following resident officer (s), with business address indicated below but without territorial restriction, and does grant full power and authority to each Resident Vice President to sign and execute on its behalf, and to each Resident Assistant Secretary to seal and attest on its behalf, any and all bonds, recognizances, contracts of indemnity, or writings obligatory in the nature of a bond, recognizance, or conditional undertaking and any and all consents incident thereto, and all such instruments signed by any one of said Resident Vice Presidents, when sealed and attested by any other person named below as one of said Resident Assistant Secretaries, shall be as valid and binding upon the Company as if the same had been signed by the President and duly sealed and attested:

RESIDENT VICE PRESIDENT(S)

RESIDENT ASSISTANT SECRETARY (IES)

Fern Presley

\* \* \*

Loyd McKnight Andrew W. Stumpf BUSINESS ADDRESS

Birmingham, Alabama

John H. Cobbs Wilbur K. Allen Loyd McKnight John C. Hall Andrew W. Stumpf \* \* \*

These appointments are made under and by authority of the following provisions of the By-laws of the Company which provisions are now in full force and effect and are the only applicable provisions of said By-laws:

- ARTICLE IV—Section 8. The President, any Vice President, or any Secretary may from time to time appoint Resident Vice Presidents, Resident Assistant Secre-taries, Attorneys-in-Fact, and Agents to act for and on behalf of the Company and may give any such appointee such authority as his certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors may at any time remove any such ap-pointee and revoke the power and authority given him.
- pointee and revoke the power and autointy given min. ARTICLE IV—Section 10. Any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President or a Vice President or by a Resident Vice President, pursuant to the power prescribed in the certificate of authority of such Resident Vice President, and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary or by a Resident Assistant Secretary, pursuant to the power prescribed in the certificate of authority of such Resident Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact pursuant to the power prescribed in his or their certificate or certificates of au-thority thority.

thority. This Power of Attorney and Certificate of Authority is signed and sealed by facsimile under and by authority of the following Resolution adopted by the Board of Directors of *The Ætna Casualty and Surety Company* at a meeting duly called and held on the 15th day of February, 1963. RESOLVED: That the signature of Guy E. Mann, Senior Vice President, or of A. H. Anderson, Vice President, or of D. N. Gage, Secretary, or of C. K. Shaw, Secretary, or of N. H. Pfanstiel, Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and under-takings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Atna Casuality and Surety Company has caused this instrument to be signed by its Secretary , and its corporate seal to be hereto affixed, this Aprîl 5th day of , A.D., 1965

The Ætna Casualty and Surety Company

State of Connecticut ł ss. Hartford County of Hartford ١,

, A.D., 1965 5th day of April , before me personally came D. N. GAGE On this to me known, who, being by me duly sworn, did depose and say: that he is Secretary of The Ætna Casualty and Surety Company, the corporation described in and which executed the above instrument; that he knows the seal of said cor-

poration; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the By-laws of said corporation and that he signed his name thereto by like authority.



Notary Public

My commission expires March 31, 1966,

Secretary I, the undersigned,

44a

of The Ætna Casualty and Surety Company, a stock corporation of the State of Connecticut, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney and Certificate of Authority remains in full force and has not been revoked; and furthermore, that Article IV-Sections 8 and 10, of the By-laws of the Company, and the Resolution of the Board of Directors, as set forth in the Certificate of Authority, are now in force.

Signed and Sealed at the Home Office of the Company, in the City of Hartford, State of Connecticut. Dated this 21st day of June A.D., 19 66



<i>u</i>	BTATE OF ALABAMA, BALDWIN COUNTY
	Filed
STATE OF ALABAMA,	Becorrise The second of the
Jefferson County.	Judge at Probate
KNOW ALL MEN BY THESE PRESENT	S, That we, Alabama Power Company, as principal, and
The Aetna Casualty and Sur	ety Company
	as surety, are held and firmly bound unto
Joe M. Peck, Agnes L. Peck, M	William B. Lott, Wade D. Lott, Virginia MCW.
Lott and Elizabeth L. Unger	(hereinafter referred to as "Landowners")
	VE HUNDRED AND NO/100 (\$1,500.00)
	e made we bind ourselves, our successors and assigns, jointly and sever-
ally by these presents This the 21st day of June	10 5 5
-	, 19 <u>.66</u> .
	neretofore filed its application in the Court of Probate of <u>Baldwin</u>
way	seeking to
condemn the lands, <u>rights of</u> , rights, interes	ts and easements therein described;
AND WHEREAS the said Court of Probate d	lid in and by a decree of date the <u>26</u> day of <u>April</u> , 19.66,
n angalan na n	missioners, as required by law, to ascertain and assess the damages and $ci'$ way
	of the lands, rights, interests and easements described
in paragraph	application;
AND WHEREAS said commissioners did asce	ertain and assess such damages and compensation of the said
Landowners	
in accordance with the statutes of the State of Alaba	uma at the sum of <u>SEVEN HUNDBED FIFTY &amp; NO/100</u> Dollars,
as shown in paragraph	port of said commissioners;
AND WHEREAS thereafter on the7th	L day of May
Court of Probate condemning the said lands, right	S.OT WEYrights, interests and casements belonging to the said
*********	
AND WHEREAS an appeal from such order	of condemnation has been taken to the <u>Circuit Court</u> of
AND WHEREAS said Alabama Power Comp	any has paid into said Court of Probate in money the amount of said
damages and compensation so assessed by said com	- · ·
	· · · ·
	AAS

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and is desirous that said judgment, or order of condemnation, be not suspended pending such appeal and desires to enter upon said lands for the uses and purposes stated in said application pending said appeal;

- • - - - - - -

NOW, THEREFORE, the condition of the above obligation is such that if the said Alabama Power Company shall pay such damages as the said <u>Landowners</u>

may sustain, this obligation shall be void; otherwise to remain in full force and effect.

ALABAMA POWER COMPANY, Бy. As Its EXECUTIVE VICE PRESIDENT ATTEST: THE AETNA CASUALTY AND SURETY COL С. Secretary S PRESIDENT RESIDENT  $\mathbf{V}$ day of... , 19 66 Approved and filed this Luliu County, Alabama. Judge of the Court of Probate of. County, Alabama Bond of Alabama Power Company ludge of Probate. ALABAMA POWER COMPANY <u>1</u> IN THE COURT OF PROBATE Filed in office this the

day of.

446

ġ.

No..

# The Ætna Casualty and Surety Company

Hartford, Connecticut 06115

Power of Attorney and Certificate of Authority of Resident Vice President(s) and Resident Assistant Secretary(ies)

KNOW ALL MEN BY THESE PRESENTS, That The Ætna Casualty and Surety Company, a corporation organized under the laws of the State of Connecticut and having its principal office in the City of Hartford, State of Connecticut, by its duly authorized officer, does hereby appoint the following resident officer (s), with business address indicated below but without territorial restriction, and does grant full power and authority to each Resident Vice President to sign and execute on its behalf, and to each Resident Assistant Secretary to seal and attest on its behalf, any and all bonds, recognizances, contracts of indemnity, or writings obligatory in the nature of a bond, recognizance, or conditional undertaking and any and all consents incident thereto, and all such instruments signed by any one of said Resident Vice Presidents, when sealed and attested by any other person named below as one of said Resident Assistant Secretaries, shall be as valid and binding upon the Company as if the same had been signed by the President and duly sealed and attested:

RESIDENT VICE PRESIDENT(S)	RESIDENT ASSISTANT SECRETARY (IES)	BUSINESS ADDRESS
John H. Cobbs Wilbur K. Allen Loyd McKnight John C. Hall Andrew W. Stumpf * * *	Fern Presley Loyd McKnight Andrew W. Stumpf * * *	Birmingham, Alabama

These appointments are made under and by authority of the following provisions of the By-laws of the Company which provisions are now in full force and effect and are the only applicable provisions of said By-laws:

- CLE IV—Section 8. The President, any Vice President, or any Secretary may from time to time appoint Resident Vice Presidents, Resident Assistant Secre-taries, Attorneys-in-Fact, and Agents to act for and on behalf of the Company and may give any such appointee such authority as his certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors may at any time remove any such ap-ARTICLE IVpointee and revoke the power and authority given him.
- pointee and revoke the power and authority given hill. ARTICLE IV—Section 10. Any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President or a Vice President or by a Resident Vice President, pursuant to the power prescribed in the certificate of authority of such Resident Vice President, and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary or by a Resident Assistant Secretary, pursuant to the power prescribed in the certificate of authority of such Resident Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact pursuant to the power prescribed in his or their certificate or certificates of au-thority.

thority. This Power of Attorney and Certificate of Authority is signed and sealed by facsimile under and by authority of the following Resolution adopted by the Board of Directors of *The Atma Casualty and Surety Company* at a meeting duly called and held on the 15th day of February, 1963. RESOLVED: That the signature of Guy E. Mann, Senior Vice President, or of A. H. Anderson, Vice President, or of D. N. Gage, Secretary, or of C. K. Shaw, Secretary, or of N. H. Pfanstiel, Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and under-takings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile scal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Æina Casualty and Surety Company has caused this instrument to be signed by its Secretary , and its corporate seal to be hereto affixed, this 5th day of April , A.D., 1965

The Ætna Casualty and Surety Company

State of Connecticut ł ss. Hartford County of Hartford

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D. N. GAGE 5th day of April , A.D., 1965 , before me personally came On this to me known, who, being by me duly sworn, did depose and say: that he is Secretary of The Ætna Casualty and Surety Company, the corporation described in and which executed the above instrument; that he knows the seal of said cor-

poration; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the By-laws of said corporation and that he signed his name thereto by like authority.



Notary Public

My commission expires March 31, 1966.

Secretary

of The Ætna Casualty and Surety Company, a stock I. the undersigned, corporation of the State of Connecticut, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney and Certificate of Authority remains in full force and has not been revoked; and furthermore, that Article IV-Sections 8 and 10, of the By-laws of the Company, and the Resolution of the Board of Directors, as set forth in the Certificate of Authority, are now in force.

Signed and Sealed at the Home Office of the Company, in the City of Hartford, State of Connecticut. Dated this 21st day of A.D., 19 66 June

Secretary

STATE OF ALABAMA, Jefferson County. STATE Development of which well and truty to be made we bind correctors, our successors and assigns, jointy and see July bins, for the payment of which well and truty to be made we bind correctors, our successors and assigns, jointy and see July bins, presents This is: State Alabam, Power Company heretofre filed is application in the Court of Probate of State Alabam, against. Conty, State State Alabam, at the owner il	TOD TOD	*			
STATE OF ALABAMA, Jefferson County. Jefferson Co			STATE 9		
Jefferson County:       Jefferson County:       Jefferson County:       Jefferson County:         NNOW ALL MEN BY THESE PRESENTS, That we, Alabama Power Company, as principal, and       The Astron. Sumpley One Superby County:			Filed	uner 23,	196.6 N
ADD WHEREAS said Commissioners did ascertain and assess such damages and compensation of the statutes of the State of Alabama at the sum of	- >			book	
She Astra Zaguelley and Syster Commany	Jefferson County.			Harry	Dialia
She Astra Zaguelley and Syster Commany				Judge of Pa	niss de
As surety. Are held and firmly bound uning and the state of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the state of the State of Alabama as the sum of the state of the state of the State of Alabama as the sum of the state of the state of the State of Alabama as the sum of the state of the state of the State of Alabama as the sum of the state of the state of the State of Alabama as the sum of the state of the state of the State of Alabama as the sum of the state of the state of the State of Alabama as the sum of the state of of the state of the st	KNOW ALL MEN BY THESE PR	ESENTS, That we, Alaba	ama Power	Company, as principa	I, and
As surety. Are held and firmly bound uning and the state of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the State of Alabama as the sum of the state of the state of the State of Alabama as the sum of the state of the state of the State of Alabama as the sum of the state of the state of the State of Alabama as the sum of the state of the state of the State of Alabama as the sum of the state of the state of the State of Alabama as the sum of the state of the state of the State of Alabama as the sum of the state of the state of the State of Alabama as the sum of the state of of the state of the st	The Actrs Coursity and St				
Avering on and Stells Exercises         in the just and full sum ofONE_HUNDED_EXERCT AND_NO/LOO(2130_00)         Dollars, for the payment of which well and traly to be made we bind ourselves, our seccessors and assigns, jointly and seccelly by these presents         This the21.52day oiinics					
Avering on and Stells Exercises         in the just and full sum ofONE_HUNDED_EXERCT AND_NO/LOO(2130_00)         Dollars, for the payment of which well and traly to be made we bind ourselves, our seccessors and assigns, jointly and seccelly by these presents         This the21.52day oiinics				, as surety, are held and	d firmly bound unte
in the just and full sum ofOHEELIDERED_ELIGENY_AND_NO/NOO(@NAD_NOO)_ Dollars, for the payment of which well and truly to be made we bind correctves, our successors and assigns, jointly and seve ally by these presents This theELESSday of					
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ally by these presents	m me just and ittl sum of	<u> </u>		<u>v</u>	
This the	Dollars, for the payment of which well and tru	uly to be made we bind ou	rselves, ou	successors and assign	s, jointly and sever
This the	ally by these presents				na Na
WHEREAS, said Alabama Power Company heretofore filed its application in the Court of Probate of					
WHEREAS, said Alabama Power Company heretofore filed is application in the Court of Probate of	-	June		, <u>1966</u>	
County, Alabama, against	•				
way         condemn the lands, mightin_Of	WHEREAS, said Alabama Power Cor	mpany heretofore filed its :	application	in the Court of Probate	e ofBaldwin
way         condemn the lands, mightin_Of	County, Alabama, against Grady H	arrison and Stella	Erris	n	seeking to
AND WHEREAS the said Court of Probate did in and by a decree of date the <u>Sóday of April</u> , 19.52 grant the prayer of said application and appoint commissioners, as required by law, to ascertain and assess the damages an <u>of way</u> compensation of the defendant <u>s</u> as the owner. <u>s</u> of the lands, <u>wights</u> /rights, interests and easements describe in paragraph	way				
grant the prayer of said application and appoint commissioners, as required by law, to ascertain and assess the damages an of Way compensation of the defendantas the owner_silled hands, rights, interests and easements describe in paragraph	condemn the lands, rights_of_/, rights	, interests and easements t	therein desc	cribed;	
grant the prayer of said application and appoint commissioners, as required by law, to ascertain and assess the damages an of Way compensation of the defendantas the owner_silled hands, rights, interests and easements describe in paragraph					
Compensation of the defendant aas the owner.aof the lands, rights/rights, interests and easements describe in paragraph	AND WHEREAS the said Court of P	robate did in and by a dec	cree of date	e theday of	<u>ci /</u> , 19_ <u>b</u> b
Compensation of the defendant aas the owner.aof the lands, rights/rights, interests and easements describe in paragraph	grant the prayer of said application and appo	int commissioners, as requ	ired by lav	r, to ascertain and asse	ss the damages and
in paragraph			O	f way	_
AND WHEREAS said commissioners did ascertain and assess such damages and compensation of the said Grady Harrison and Shalla Harrison in accordance with the statutes of the State of Alabama at the sum of	compensation of the defendant same as the o	wner_Sof the lands,	ights/	, rights, interests and (	easements described
AND WHEREAS said commissioners did ascertain and assess such damages and compensation of the said Grady Harrison and Shalla Harrison in accordance with the statutes of the State of Alabama at the sum of	in paragraph 8 of Article Fourth	of coid poplication.			
Grady Harrison and Stalla Harrison in accordance with the statutes of the State of Alabama at the sum ofANDNO/100(\$30.00)Dollar as shown in paragraph		or said application,			
Grady Harrison and Stalla Harrison in accordance with the statutes of the State of Alabama at the sum ofANDNO/100(\$30.00)Dollar as shown in paragraph	AND WHEREAS said commissioners	did ascertain and assess su	ich damage	s and compensation of	the said
in accordance with the statutes of the State of Alabama at the sum ofANDNO/100(\$20.00)Dollar as shown in paragraph					
in accordance with the statutes of the State of Alabama at the sum ofNINERY_AND_NO/100 (\$20.00) Dollar as shown in paragraph8of the report of said commissioners; AND WHEREAS thereafter on theITAB day ofNay, 19.65_, an order was made by sai Court of Probate condemning the said landsIghts_ofrights, interests and easements belonging to the sai Grady_Harrison_and_Stells_Harrison AND WHEREAS an appeal from such order of condemnation has been taken to theIrouit_Court_of Baldwin_County_Alabama AND WHEREAS said Alabama Power Company has paid into said Court of Probate in money the amount of sa	Gracy Harrison and Stel.	<u>la Harrison</u>			
in accordance with the statutes of the State of Alabama at the sum ofNINERY_AND_NO/100 (\$20.00) Dollar as shown in paragraph8of the report of said commissioners; AND WHEREAS thereafter on theITAB day ofNay, 19.65_, an order was made by sai Court of Probate condemning the said landsIghts_ofrights, interests and easements belonging to the sai Grady_Harrison_and_Stells_Harrison AND WHEREAS an appeal from such order of condemnation has been taken to theIrouit_Court_of Baldwin_County_Alabama AND WHEREAS said Alabama Power Company has paid into said Court of Probate in money the amount of sa					
in accordance with the statutes of the State of Alabama at the sum of <u>NUNEW AND NO/100 (\$90.00)</u> Dollar as shown in paragraph <u>8</u> of the report of said commissioners; AND WHEREAS thereafter on the <u>17%</u> day of <u>Naw</u> , 19.66, an order was made by said Court of Probate condemning the said lands, <u>rights of Naw</u> rights, interests and easements belonging to the said Gwady. Harrison and Stella Harrison AND WHEREAS an appeal from such order of condemnation has been taken to the <u>Cincuit Court of</u> Baldwin County, Alabama					
as shown in paragraph		· · · · · · · · · · · · · · · · · · ·		······································	
as shown in paragraph	in accordance with the statutes of the State .	of Alabama at the sum of	NINS	ET AND NO/100 (S	SOLOO) Dollars
AND WHEREAS thereafter on the				n hand ti ya wani a di Tinis III. Anan manafarin Manga watao da ana ana kawa	,
Court of Probate condemning the said landsrights_of_wayrights, interests and easements belonging to the sa Grady_Harrison_and_Stells_Harrison AND WHEREAS an appeal from such order of condemnation has been taken to theCircuit_Court_of Baldwin_County_ Alabama AND WHEREAS said Alabama Power Company has paid into said Court of Probate in money the amount of sa	as shown in paragraph8	of the report of said comm	ussioners;		
Court of Probate condemning the said landsrights_of_wayrights, interests and easements belonging to the sa Grady_Harrison_and_Stells_Harrison AND WHEREAS an appeal from such order of condemnation has been taken to theCircuit_Court_of Baldwin_County_ Alabama AND WHEREAS said Alabama Power Company has paid into said Court of Probate in money the amount of sa					
Grady Harrison and Stella Harrison AND WHEREAS an appeal from such order of condemnation has been taken to the <u>Cincuit Court of</u> Baldwin County, Alabama AND WHEREAS said Alabama Power Company has paid into said Court of Probate in money the amount of sa	AND WHEREAS thereafter on the		May	, 19. <u>66</u> ., an order	was made by said
Grady Harrison and Stella Harrison AND WHEREAS an appeal from such order of condemnation has been taken to the <u>Cincuit Court of</u> Baldwin County, Alabama AND WHEREAS said Alabama Power Company has paid into said Court of Probate in money the amount of sa	Court of Probate condemning the said lands.	richts of wev	rights inte	rests and easements be	elonging to the said
AND WHEREAS an appeal from such order of condemnation has been taken to the <u>Circuit Court of</u> Baldwin County, Alabama AND WHEREAS said Alabama Power Company has paid into said Court of Probate in money the amount of sa		۵۰۰۵ ۲۰۰۰ (۲۹۹۹ ۲۹۹۹ ۲۹۹۹ ۲۹۹۹ ۲۹۹۹ ۲۹۹۹ ۲۹۹	angine, inte	state and casements by	cronging to the out
AND WHEREAS an appeal from such order of condemnation has been taken to the <u>Cincuit Court of</u> Baldwin County, Alabama AND WHEREAS said Alabama Power Company has paid into said Court of Probate in money the amount of sa	Grady Harrison and Stel	le Herrison			
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AND WHEREAS an appeal from such order of condemnation has been taken to the <u>Circuit Court of</u> Baldwin County, Alabama AND WHEREAS said Alabama Power Company has paid into said Court of Probate in money the amount of sa					
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Baldwin County, Alabama AND WHEREAS said Alabama Power Company has paid into said Court of Probate in money the amount of sa					
AND WHEREAS said Alabama Power Company has paid into said Court of Probate in money the amount of sa	AND WHEREAS an appeal from suc	h order of condemnation	has been ta	eken to the <u>Cincul</u> i	t_Court_of
AND WHEREAS said Alabama Power Company has paid into said Court of Probate in money the amount of sa	Relduin County Alchows				
AND WHEREAS said Alabama Power Company has paid into said Court of Probate in money the amount of sa		₩ <b>₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩₩</b>			
AND WHEREAS said Alabama Power Company has paid into said Court of Probate in money the amount of sa					
damages and compensation so assessed by said commissioners for said <u>Grady Harrison and Stella Harri</u>	AND WHEREAS said Alabama Powe	er Company has paid into	said Court	of Probate in money	the amount of sai
damages and compensation so assessed by said commissioners for said <u>deady deally deally builts deally</u>			C~~~	Ar Yonnion ord	Stalle James
	damages and compensation so assessed by s	and commissioners for sale	d <u>ara</u>	a <u>y aqaatabon ang</u>	<u>velle derri</u>
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and is desirous that said judgment, or order of condemnation, be not suspended pending such appeal and desires to enter upon said lands for the uses and purposes stated in said application pending said appeal; NOW, THEREFORE, the condition of the above obligation is such that if the said Alabama Power Company shall pay such damages as the said Grady Harrison and Stella Harrison may sustain, this obligation shall be void; otherwise to remain in full force and effect. ALABAMA POWER COMPANY, By. As Its EXECUTIVE VICE PRESIDENT ATTEST: THE AETNA CASUALTY AND SURETY CO. Or Secretary VICE PRESIDENT RESIDENT EDAY / 19 66 Approved and filed this day of

dulu County, Alabama. Judge of the Court of Probate of.

No.

 ALABAMA POWER COMPANY

 ALABAMA POWER COMPANY

 Vs.

 IN THE COURT OF PROBATE

 of
 County, Alabama

 of
 Jaga of

 filed in office this the
 Judge of Probate.

 Judge of Probate.
 Judge of Probate.



# The Ætna Casualty and Surety Company

Hartford, Connecticut 06115

Power of Attorney and Certificate of Authority of Resident Vice President(s) and Resident Assistant Secretary(ies)

KNOW ALL MEN BY THESE PRESENTS, That The Ætna Casualty and Surety Company, a corporation organized under the laws of the State of Connecticut and having its principal office in the City of Hartford, State of Connecticut, by its duly authorized officer, does hereby appoint the following resident officer(s), with business address indicated below but without territorial restriction, and does grant full power and authority to each Resident Vice President to sign and execute on its behalf, and to each Resident Assistant Secretary to seal and attest on its behalf, any and all bonds, recognizances, contracts of indemnity, or writings obligatory in the nature of a bond, recognizance, or conditional undertaking and any and all consents incident thereto, and all such instruments signed by any one of said Resident Vice Presidents, when sealed and attested by any other person named below as one of said Resident Assistant Secretaries, shall be as valid and binding upon the Company as if the same had been signed by the President and duly sealed and attested:

RESIDENT VICE PRESIDENT(S)

RESIDENT ASSISTANT SECRETARY (IES)

BUSINESS ADDRESS

Birmingham, Alabama

John H. Cobbs Wilbur K. Allen Loyd McKnight John C. Hall Andrew W. Stumpf \* \* \*

Fern Presley Loyd McKnight Andrew W. Stumpf \* \* \*

These appointments are made under and by authority of the following provisions of the By-laws of the Company which provisions are now in full force and effect and are the only applicable provisions of said By-laws:

ARTICLE IV—Section 8. The President, any Vice President, or any Secretary may from time to time appoint Resident Vice Presidents, Resident Assistant Secre-taries, Attorneys-in-Fact, and Agents to act for and on behalf of the Company and may give any such appointee such authority as his certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors may at any time remove any such ap-pointee and revoke the power and authority given him.

pointee and revoke the power and authority given min. ARTICLE IV—Section 10. Any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President or a Vice President or by a Resident Vice President, pursuant to the power prescribed in the certificate of authority of such Resident Vice President, and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary or by a Resident Assistant Secretary, pursuant to the power prescribed in the certificate of authority of such Resident Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact pursuant to the power prescribed in his or their certificate or certificates of au-thorize thority.

thority. This Power of Attorney and Certificate of Authority is signed and sealed by facsimile under and by authority of the following Resolution adopted by the Board of Directors of *The Ætna Casualty and Surety Company* at a meeting duly called and held on the 15th day of February, 1963. RESOLVED: That the signature of Guy E. Mann, Senior Vice President, or of A. H. Anderson, Vice President, or of D. N. Gage, Secretary, or of C. K. Shaw, Secretary, or of N. H. Pfanstiel, Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and under-takings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the fourth respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Atna Casuality and Surety Company has caused this instrument to be signed by its Secretary , and its corporate seal to be hereto affixed, this 5th day of April , A.D., 1965

The Ætna Casualty and Surety Company

ł State of Connecticut ss. Hartford County of Hartford 3

5th day of , before me personally came he is Secretary D. N. GAGE April , A.D., 1965 On this to me known, who, being by me duly sworn, did depose and say: that he is of The Astna Casualty and Surety Company, the corporation described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the By-laws of said corporation and that he signed his name thereto by like authority.



Notary Public

My commission expires March 31, 19 66.

Secretary

I, the undersigned, of The Ætna Casualty and Surety Company, a stock corporation of the State of Connecticut, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney and Certificate of Authority remains in full force and has not been revoked; and furthermore, that Article IV-Sections 8 and 10, of the By-laws of the Company, and the Resolution of the Board of Directors, as set forth in the Certificate of Authority, are now in force.

Signed and Sealed at the Home Office of the Company, in the City of Hartford, State of Connecticut. Dated this 21st day of A.D., 1966 June

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(S-1924) (M)

,, <b>1</b> 0, .	STATE OF ALABAMA, BALDWIN COUNTY
,	F1, 23 1760m
STATE OF ALABAMA,	Filed
Jefferson County.	Bounded Harry D'Olive
KNOW ALL MEN BY THESE BREEDING T	Inder A Probate
The Actna Casualty and Surety Con	hat we, Alabama Power Company, as principal, and
The Actual Casharty and Surety Con	iloeny ,
	, as surety, are held and firmly bound unto
Crawford-Whiting, Inc. and Rober	rt Whiting and Assets Realization Company, Inc.
in the just and full sum of <u>TWO THOUSAND</u> SEVEN E	HUNDRED AND NO/100 (\$2,700.00)
Dollars, for the payment of which well and truly to be mad	de we bind ourselves, our successors and assigns, jointly and sever-
ally by these presents	
This the 21st day of June	66
This inclusion day of	
WHEREAS, said Alabama Power Company hereto	ofore filed its application in the Court of Probate of Balawin
County, Alabama, against Crawford-Walting, Ir	nc., Robert Whiting and Assets Realizations Co., In
condemn the lands, <u>rights of way</u> rights, interests an	rd ascemants therein described.
	a eastments therein described,
AND WHEREAS the said Court of Probate did in	and by a decree of date the 26 day of <u>April</u> , 1966.,
grant the prayer of said application and appoint commission	oners, as required by law, to ascertain and assess the damages and
rompensation of the defendant of the owner of the	way f the lands, <u>mights_of</u> ,/rights, interests and easements described
n paragraph of Article Fourth of said appli	lication;
AND WHEREAS said commissioners did ascertain	and assess such damages and compensation of the said
	Whiting, Assets Realization Company, Inc.
	FIFTY & NO/J
n accordance with the statutes of the State of Alabama a	. ,
s shown in paragraph	of said commissioners:
AND WHEREAS thereafter on the <u>17th</u> day	y of
Court of Probate condemning the said lands, <u>mights of</u>	E. May
Crawford-Whiting, Inc., Robert W	Uniting and Assets Realization Company, Inc.
AND WHEREAS an appeal from such order of co	ondemnation has been taken to the <u>Circuit Court of</u>
Poletin Country Aloberto	
*******	
	as paid into said Court of Probate in money the amount of said
AND WHEREAS said Alabama Power Company h	
	oner for and Carstellard Waithing Ing Poboat
lamages and compensation so assessed by said commission	·
lamages and compensation so assessed by said commission. Whiting and Assets Realization Q	Jompany, Inc.
lamages and compensation so assessed by said commission. Whiting and Assets Realization Q	

· \*\*...

and is desirous that said judgment, or order of condemnation, be not suspended pending such appeal and desires to enter upon said lands for the uses and purposes stated in said application pending said appeal; NOW, THEREFORE, the condition of the above obligation is such that if the said Alabama Power Company shall pay such damages as the said <u>Crawford-Whiting</u>, Inc., Robert Whiting and Assets Realization <u>Company</u>, Inc.

S. ~

Company, 25

may sustain, this obligation shall be void; otherwise to remain in full force and effect.

ATTEST: Secretary

er and Alteria an

THE AETNA CASUALTY AND SURETY CO.

As Its EXECUTIVE VICE PRESIDENT

RESIDENT VICE PRESIDENT

ALABAMA POWER COMPANY,

By.

1966 d filed Approved Win County, Alabama. Judge of the Court of Probate of

County, Alabama. Bond of Alabama Power Company Judge of Probate. ALABAMA POWER COMPANY <u></u> IN THE COURT OF PROBATE Filed in office this the. No. 452day of. ٥. م



# The Ætna Casualty and Surety Company

Hartford, Connecticut 06115

Power of Attorney and Certificate of Authority of Resident Vice President(s) and Resident Assistant Secretary(ies)

KNOW ALL MEN BY THESE PRESENTS, That The Ætna Casualty and Surety Company, a corporation organized under the laws of the State of Connecticut and having its principal office in the City of Hartford, State of Connecticut, by its duly authorized officer, does hereby appoint the following resident officer (s), with business address indicated below but without territorial restriction, and does grant full power and authority to each Resident Vice President to sign and execute on its behalf, and to each Resident Assistant Secretary to seal and attest on its behalf, any and all bonds, recognizances, contracts of indemnity, or writings obligatory in the nature of a bond, recognizance, or conditional undertaking and any and all consents incident thereto, and all such instruments signed by any one of said Resident Vice Presidents, when sealed and attested by any other person named below as one of said Resident Assistant Secretaries, shall be as valid and binding upon the Company as if the same had been signed by the President and duly sealed and attested:

RESIDENT VICE PRESIDENT(S)

RESIDENT ASSISTANT SECRETARY (IES)

BUSINESS ADDRESS

Birmingham, Alabama

John H. Cobbs Wilbur K. Allen Loyd McKnight John C. Hall Andrew W. Stumpf \* \* \* \*

Fern Presley Loyd McKnight Andrew W. Stumpf \* \* \*

These appointments are made under and by authority of the following provisions of the By-laws of the Company which provisions are now in full force and effect and are the only applicable provisions of said By-laws:

ARTICLE IV—Section 8. The President, any Vice President, or any Secretary may from time to time appoint Resident Vice Presidents, Resident Assistant Secre-taries, Attorneys-in-Fact, and Agents to act for and on behalf of the Company and may give any such appointee such authority as his certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors may at any time remove any such ap-pointee and revoke the power and authority given him.

pointee and revoke the power and numberity given min. ARTICLE IV—Section 10. Any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President or a Vice President or by a Resident Vice President, pursuant to the power prescribed in the certificate of authority of such Resident Vice President, and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary or by a Resident Assistant Secretary, pursuant to the power prescribed in the certificate of authority of such Resident Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact pursuant to the power prescribed in his or their certificate or certificates of au-thorize

thority. This Power of Attorney and Certificate of Authority is signed and sealed by facsimile under and by authority of the following Resolution adopted by the Board of Directors of *The Ætna Casualty and Surety Company* at a meeting duly called and held on the 15th day of February, 1963. RESOLVED: That the signature of Guy E. Mann, Senior Vice President, or of A. H. Anderson, Vice President, or of D. N. Gage, Secretary, or of C. K. Shaw, Secretary, or of N. H. Pfanstiel, Secretary, and the seal of the Company may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and under-takings and other writings obligatory in the nature thereof, and any such power of attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding upon the Company in the future with respect to any bond or undertaking to which it is attached.

IN WITNESS WHEREOF, The Æina Casuality and Surety Company has caused this instrument to be signed by its Secretary April -, and its corporate seal to be hereto affixed, this 5th day of , A.D., 1965

The Ætna Casualty and Surety Company

State of Connecticut ł ss. Hartford County of Hartford

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5th day of D. N. GAGE , A.D., 1965 April , before me personally came On this to me known, who, being by me duly sworn, did depose and say: that he is Secretary of The Ætna Casualty and Surety Company, the corporation described in and which executed the above instrument; that he knows the seal of said cor-

poration; that the seal affixed to the said instrument is such corporate seal; that it was so affixed by authority of his office under the By-laws of said corporation and that he signed his name thereto by like authority.



Notary Public

My commission expires March 31, 19 66.

Secretary

I, the undersigned, of The Ætna Casualty and Surety Company, a stock corporation of the State of Connecticut, DO HEREBY CERTIFY that the foregoing and attached Power of Attorney and Certificate of Authority remains in full force and has not been revoked; and furthermore, that Article IV-Sections 8 and 10, of the By-laws of the Company, and the Resolution of the Board of Directors, as set forth in the Certificate of Authority, are now in force.

Signed and Sealed at the Home Office of the Company, in the City of Hartford, State of Connecticut. Dated this 21st day of A.D., 19 66 June

Secretary

ALABAMA POWER COMPANY,

Applicant,

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1. J. 1.

WILLIAM B. LOTT, ET AL.,

Defendants.

# IN THE CIRCUIT COURT OF BALDWIN COUNTY, ALABAMA CASE NO. 7054

#### CONSENT JUDGMENT

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On this day came into open court the applicant, Alabama Power Company, a corporation, by and through Messrs. Martin, Balch, Bingham, Hawthorne & Williams and Mr. J. B. Blackburn, its attorneys, and also came the defendants, Agnes L. Peck, Joe M. Peck, Wade D. Lott, William B. Lott, Virginia McW. Lott and Elisabeth L. Unger, by and through Mr. Wilson Hayes, their attorney;

And all said parties, appearing in open court, stated to the Court that the defendants with the consent of the applicant had withdrawn their request and demand for a trial by jury and that said parties had entered into an agreement providing for the entering of a judgment of condemnation by the Court herein for the applicant, Alabama Power Company, granting to it all the relief, rights, interests, easements and privileges set out and described and prayed for in its application for condemnation, as amended, filed in the Probate Court of Baldwin County, Alabama, on to wit, March 29, 1966, and further providing for the payment to defendants the sum of  $\frac{54,250.00}{10}$ for the rights, ways and rights of way described in Pars. 5, 6 and 7 of Article Fourth of said application for condemnation, as amended, being the lands involved in this case on appeal.

IT IS, THEREFORE, premises considered, ORDERED, ADJUDGED and DECREED by this Court that said demand for jury trial be and the same is withdrawn, and that the said agreement between the parties be and it is in all respects confirmed and approved by the Court.

And now comes the applicant, Alabama Power Company, by and through its said attorneys, and shows unto the Court that it has heretofore deposited with the Judge of Probate of Baldwin County, Alabama, the sum of  $\frac{33,450.00}{10}$  in money pursuant to the decree of the Probate Court of Baldwin County, Alabama, rendered on, to wit, the 17th day of May, 1966, as damages and compensation for the condemnation of the lands and rights and easements described in Pars. 5, 6 and 7 of Article Fourth of said application for condemnation, as amended, and has upon the taking of an appeal to this Court filed bonds in the amount of 33000.00, 2400.00 and 1500.00 by which

Alabama Power Company as principal, and Aetna Casualty and Surety Company, as surety, bound themselves unto defendants in the amount of such sum, being twice the amount of the awards returned by the commissioners appointed in said proceeding in the Probate Court of Baldwin County, Alabama; and all the parties hereto show further unto the Court that they have entered into an agreement whereby such sum of \$3,450.00 so deposited in the Probate Court of Baldwin County, Alabama, together with the further sum of \$8000.00 to be paid into court by applicant, be paid said defendants for the condemnation of the lands, rights, interests, and easements described in said Article Fourth of said application for condemnation, as amended, and more particularly in Pars. 5, 6 and 7 thereof;

NOW, THEREFORE, IT IS, premises considered, ORDERED, ADJUDGED and DECREED by this Court that the defendants have had the damages and compensation to which they are entitled assessed at \$4,250.00 and that the Clerk of this Court pay over to the defendants, Agnes L. Peck, Joe M. Peck, Wade D. Lott, William B. Lott, Virginia McW. Lott and Elisabeth L. Unger, the sum of \$4,250.00, which sum consists of the \$3,450.00 heretofore deposited by applicant, Alabama Power Company, with the Judge of Probate of Baldwin County, Alabama, and transferred by him to this Court when this case was appealed to this Court and further consists of the \$800.00 to be paid into court by applicant.

And it further appearing to this Court that the applicant, Alabama Power Company, is entitled to have vested in it the lands, rights, interests and easements herein condemned for the uses and purposes described in said application for condemnation, as amended, filed in the Probate Court of Baldwin County, Alabama, on to wit, March 29, 1966, and that such application, as amended, should be granted.

IT IS, THEREFORE, premises considered, ORDERED, ADJUDGED and DECREED by this Court that the said application, as amended, of Alabama Power Company for the condemnation of the lands and rights, interests and easements therein, of the said Agnes L. Peck, Joe M. Peck, Wade D. Lott, William B. Lott, Virginia McW. Lott and Elisabeth L. Unger described in Pars. 5, 6 and 7 of Article Fourth of such application for condemnation be and the same is hereby granted.

AND IT IS FURTHER ORDERED, ADJUDGED and DECREED by this Court that the lands, and the rights, interests and easements therein, of the said named defendants described in Pars. 5, 6 and 7 of Article Fourth of said application

for condemnation, as amended, and the other rights, interests and easements sought to be condemned as described in such application relating to said lands described in Pars. 5, 6 and 7 of Article Fourth thereof be and are hereby condemned, granted and awarded to the applicant, Alabama Power Company, with the rights and for the uses and purposes as set forth in said application; and that to the extent sought by applicant in said application for condemnation, as amended, the right, title and interests of the said Agnes L. Peck, Joe M. Peck, Wade D. Lott, William B. Lott, Virginia MeW. Lott and Elisabeth L. Unger in the lands, interests, and easements described in Pars. 5, 6 and 7 of Article Fourth, together with all rights, interests and authority concerning the same as prayed for in said application, be and the same are hereby divested out of the said defendants and vested in the applicant, Alabama Power Company.

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AND IT IS, premises considered, FURTHER ORDERED, ADJUDGED and DECREED that applicant, Alabama Power Company, be and it is hereby granted all the relief, rights, interests, title and privileges set out, described and prayed for in said application for condemnation, as amended, insofar as said application relates to the said Agnes L. Peck, Joe M. Peck, Wade D. Lott, William B. Lott, Virginia McW. Lott and Elisabeth L. Unger and the lands described in Pars. 5, 6 and 7 of Article Fourth of said application;

AND IT IS FURTHER ORDERED, ADJUDGED and DECREED by this Court that the applicant, Alabama Power Company, and the said Aetna Casualty and Surety Company are hereby meleased from any liability arising from the said bonds filed by applicant, whereby applicant, as principal, and Aetna Casualty and Surety Company, as surety, have been bound in double the amount of the probate court awards and that the Clerk of this Court shall invalidate said bonds;

AND IT IS, premises considered, FURTHER ORDERED, ADJUDGED and DECREED, by this Court that applicant be and it is hereby taxed with the costs incurred in this cause and let execution issue as to such costs.

DONE IN OPEN COURT this 16 The day of September, 1966.

- mar Judge of the Circuit Court of Baldwin County, Alabama



ALABAMA POWER COMPANY,	**	IN THE PROBATE COURT OF
Pleintiff,	×	BALDWIN COUNTY, ALABAMA
VB.	*	
WILLIAM B. LOTT, ET AL,	×	
Defendants.	*	CASE NUMBER

Comes now Crawford-Whiting, Inc., a corporation, one of the Defendants, in the above cause, and demurs to the Complaint and to each and every paragraph and allegation contained therein and assigns as grounds therefor the following spearately and severally, to-wit:

<u>ONE</u>. For that the Complaint fails to state a cause of action.

<u>TWO</u>. For that the alleged need for a right of way by the Plaintiff is but the conclusion of the Pleader and is not supported by materiel averments.

THREE. For aught that appears the proposed right of way route is not the best route and a better route by virtue of less damage will be done to existing property owners, is available.

FOUR. For aught that appears the Plaintiff is without authority to file the application and is not entitled to the relief sought therein.

RESPECTFULLY SUBMITTED:

MOORE, MOORE, DOWNING & LAYDEN Seorge J. /Maorje

FILED:

STATE OF ALABAMA, BALDWIR COUNTY 216 a Becorded.

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CLERK

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IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

CASE NO. 7054

ALABAMA POWER COMPANY,

Applicant,

v.

WILLIAM B. LOTT, ET AL.,

Defendants.

#### CONSENT JUDGMENT

On this day came into open court the applicant, Alabama Power Company, a corporation, by and through Messrs. Martin, Balch, Bingham, Hawthorne & Williams and Mr. J. B. Blackburn, its attorneys, and also came the defendants, Grady Harrison and Stella Harrison, by and through their attorney, Mr. Wilson Hayes;

And all said parties, appearing in open court, stated to the Court that the defendants with the consent of the applicant had withdrawn their request and demand for a trial by jury and that said parties had entered into an agreement providing for the entering of a judgment of condemnation by the Court herein for the applicant, Alabama Power Company, granting to it all the relief, rights, interests, easements and privileges set out and described and prayed for in its application for condemnation, as amended, filed in the Probate Court of Baldwin County, Alabama, on to wit, March 29, 1966, and further providing for the payment to defendants the sum of \$200.00 for the rights, ways and rights of way described in Par. 8 of Article Fourth of said application for condemnation, as amended, being the lands involved in this case on appeal.

IT IS, THEREFORE, premises considered, ORDERED, ADJUDGED and DECREED by this Court that said demand for jury trial be and the same is withdrawn, and that the said agreement between the parties be and it is in all respects confirmed and approved by the Court.

And now comes the applicant, Alabama Power Company, by and through its said attorneys, and shows unto the Court that it has heretofore deposited with the Judge of Probate of Baldwin County, Alabama, the sum of \$90.00 in money pursuant to the decree of the Probate Court of Baldwin County, Alabama, rendered on, to wit, the 17th day of May, 1966, as damages and compensation for the condemnation of the lands and rights and easements described in Par. 8 of Article Fourth of said application for condemnation, as amended, and has upon the taking of an appeal to this Court, filed a bond in the amount of \$180.00 by which Alabama Power Company as principal, and Aetna Casualty and Surety Company, as surety, bound themselves unto defendants in the amount of such sum,

being twice the amount of the award returned by the commissioners appointed in said proceeding in the Probate Court of Baldwin County, Alabama; and all the parties hereto show further unto the Court that they have entered into an agreement whereby such sum of \$90.00 so deposited in the Probate Court of Baldwin County, Alabama, together with the further sum of \$110.00 to be paid into court by applicant, be paid said defendants for the condemnation of the lands, rights, interests, and easements described in said Article Fourth of said application for condemnation, as amended, and more particularly in par. 8 thereof;

NOW, THEREFORE, IT IS, premises considered, ORDERED, ADJUDGED and DECREED by this Court that the said defendants have had the damages and compensation to which they are entitled assessed at \$200.00 and that the Clerk of this Court pay over to the defendants, Grady Harrison and Stella Harrison, the sum of \$200.00, which sum consists of the \$90.00 heretofore deposited by applicant, Alabama Power Company, with the Judge of Probate of Baldwin County, Alabama, and transferred by him to this Court when this case was appealed to this Court and further consists of the \$110.00 to be paid into court by applicant.

And it further appearing to this Court that the applicant, Alabama Power Company, is entitled to have vested in it the lands, rights, interests and easements herein condemned for the uses and purposes described in said application for condemnation, as amended, filed in the Probate Court of Baldwin County, Alabama, on to wit, March 29, 1966, and that such application, as amended, should be granted.

IT IS, THEREFORE, premises considered, ORDERED, ADJUDGED and DECREED by this Court that the said application, as amended, of Alabama Power Company for the condemnation of the lands and the rights, interests and easements therein, of the said Grady Harrison and Stella Harrison described in Par. 8 of Article Fourth of such application for condemnation be and the same is hereby granted.

AND IT IS FURTHER ORDERED, ADJUDGED and DECREED by this Court that the lands, and the rights, interests and easements therein, of the said named defendants described in Par. 8 of Article Fourth of said application for condemnation, as amended, and the other rights, interests and easements sought to be condemned as described in such application relating to said lands described in Par. 8 of Article Fourth thereof be and are hereby condemned, granted and awarded to the applicant, Alabama Power Company, with the rights and for the uses and purposes as set forth in said application; and that to the extent sought by applicant in said application for condemnation, as amended, the right, title

and interest of the said Grady Harrison and Stella Harrison in the lands, interests, and easements described in Par. 8 of Article Fourth, together with all rights, interests and authority concerning the same as prayed for in said application, be and the same are hereby divested out of the said defendants and vested in the applicant, Alabama Power Company.

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AND IT IS, premises considered, FURTHER ORDERED, ADJUDGED and DECREED that applicant, Alabama Power Company, be and it is hereby granted all the relief, rights, interests, title and privileges set out, described and prayed for in said application for condemnation, as amended, insofar as said application relates to the said Grady Harrison and Stella Harrison and the lands described in Par. 8 of Article Fourth of said application;

AND IT IS FURTHER ORDERED, ADJUDGED and DECREED by this Court that the applicant, Alabama Power Company, and the said Aetna Casualty and Surety Company are hereby released from any liability arising from the said bond filed by applicant, whereby applicant, as principal, and Aetna Casualty and Surety Company, as surety, have been bound in double the amount of the probate court award and that the Clerk of this Court shall invalidate said bond;

AND IT IS, premises considered, FURTHER ORDERED, ADJUDGED and DECREED, by this Court that applicant be and it is hereby taxed with the costs incurred in this cause and let execution issue as to such costs.

DONE IN OPEN COURT this 14 day of September, 1966.

Edge of the Circuit Court of Baldwin County, Alabama

PAR. 5

A strip of land 60 feet in width which lies within a portion of Nicholas Cook Grant of Fractional Section 4, Township 8 south, Range 2 east, Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northeast corner of Lot 3 of D. W. Weeks Division of Lots 5 & 6 of Ward Grant of Fractional Section 5, Township 8 south, Range 2 east; thence run south along the east boundary line of such Lot 3 a distance of 103.7 feet to a point; thence turn an angle to the right of 89 degrees 52 minutes and run north 89 degrees 55 minutes west a distance of 322.4 feet to a point; thence turn an angle to the right of 16 degrees 08 minutes and run north 43 degrees 47 minutes west a distance of 3477 feet, more or less, to a point on the northwestern shore of Weeks Bay, such point being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and runs north 43 degrees 47 minutes west a distance of 458.8 feet to a point, such point being called Point "A" for reference hereinafter; thence such center line turns an angle to the left of 08 degrees 26 minutes and runs north 52 degrees 13 minutes west a distance of 246,8 feet to a point, such point being called Point "B" for reference hereinafter; thence such center line turns an angle to the left of 08 degrees 53 minutes and runs north 61 degrees 06 minutes west a distance of 241.5 feet to a point, such point being called Point "C" for reference hereinafter; thence such center line turns an angle to the left of 07 degrees 08 minutes and runs north 68 degrees 14 minutes west a distance of 253.3 to a point, such point being called Point "D" for reference hereinafter; thence such center line turns an angle to the left of 10 degrees his minutes and runs north 78 degrees 58 minutes west a distance of 247.6 feet to a point, such point being the point of ending of the right of way sought to be condemned. The applicant also seeks the right and authority to place such guy wires and anchors for a distance not to exceed 10 feet outside of and in a northeasterly direction from such ways and rights of way at Point "A" indicated above; also the right and authority to place such guy wires and anchors for a distance not to exceed 10 feet outside of and in a northeasterly direction from such ways and rights of way at Point "B" indicated above; also the right and authority to place such guy wires and anchors for a distance not to exceed 10 feet outside of and in a northerly direction direction from such ways and rights of way at Point "C" indicated above; also the right and authority to place such guy wires and and anchors for a distance not to exceed 10 feet outside of and in a northerly direction from such ways and rights of way at Point "D" indicated above as may be necessary in the erection, construction or maintenance of said towers, poles, wire lines and appliances of applicant.

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BOOX 043 PAGE 308

The said Agnes L. Peck and husband, Joe M. Peck, Wade D. Lott, a single man, William B. Lott and wife, Virginia McW. Lott and Elisabeth L. Unger, a divorced woman, are the owners of the lands described above.

PAR. 6

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the rights to be acquired in this parcel consist of the right to cut such timber and other growth along and adjacent to the north right of way line of a paved road leading to Bon Secour Bay, such road being located in Fractional Section 4, Township 8 south, Range 2 east, Baldwin County, Alabama, as may injure or endanger by falling or otherwise the towers, poles, wire lines and other appliances that are to be hereafter constructed or placed on the following described right of way: To reach the point of beginning of said right of way, commence at the northeast corner of Lot #3 of D. W. Weeks Division of Lots 5 and 6 of ward Grant of Fractional Section 5, Township 8 south, Range 2 east; thence run south along the east boundary line of said Lot #3 a distance of 103.7 feet to a point; thence turn an angle to the right of 89 degrees 52 minutes and run north 89 degrees 55 minutes west a distance of 322.4 feet to a point; thence turn an angle to the right of 46 degrees 08 minutes and run north 43 degrees 47 minutes west a distance of 3935.8 feet to a point; thence turn an angle to the left of 08 degrees 26 minutes and run north 52 degrees 13 minutes west a distance of 246.8 feet to a point; thence turn an angle to the left of 08 degrees 53 minutes and run north 61 degrees 06 minutes west a distance of 241.5 feet to a point; thence turn an angle to the left of 07 degrees 08 minutes and run north 68 degrees 14 minutes west a distance of 253.3 feet to a point; thence turn an angle to the left of 10 degrees 44 minutes and run north 78 degrees 58 minutes west a distance of 247.6 feet to a point, such point being the point of beginning of the right of way herein described; therefrom, the strip of right of way lies 25 feet on each side of a center line and the continuations thereof which begins at such point of beginning and turns an angle to the right of Ol degree 56 minutes and runs north 77 degrees 02 minutes west a distance of 872.4 feet to a point; thence such center line turns an angle to the left of 05 degrees 06 minutes and runs north 82 degrees 08 minutes west a distance of 211.4 feet to a point; thence such center line turns an angle to the left of 04 degrees 08 minutes and runs north 86 degrees 16 minutes west a distance of ?13.3 feet to a point, such point being the point of ending of said right of way.

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The said Agnes L. Peck and husband, Joe M. Peck, Wade D. Lott, a single man, William B. Lott and wife, Virginia McW. Lott and Elisabeth L. Unger, a divorced woman, are the owners of the lands described above.

PAR. 7

A strip of land 50 feet in width which lies within a portion of Nicholas Cook Grant or Fractional Section 4, Township 8 south, Range 2 east, Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northeast corner of Lot 3 of D. W. Weeks Division of Lots 5 and 6 of Ward Grant of Fractional Section 5, Township 8 south, Range 2 east; thence run south along the east boundary line of such Lot 3, a distance of 103.7 feet to a point; thence turn an angle to the right of 89 degrees 52 minutes and run north 89 degrees 55 minutes west a distance of 322.4 feet to a point; thence turn an angle to the right of 46 degrees 08 minutes and run north 43 degrees 47 minutes west a distance of 3935.8 feet to a point; thence turn an angle to the left of 08 degrees 26 minutes and run north 52 degrees 13 minutes west a distance of 246.8 feet to a point; thence turn an angle to the left of 08 degrees 53 minutes and run north 61 degrees 06 minutes west a distance of 241.5 feet to a point; thence turn an angle to the left of 07 degrees 08 minutes and run north 68 degrees 14 minutes west a distance of 253.3 feet to a point; thence turn an angle to the left of 10 degrees 44 minutes and run north 78 degrees 58 minutes west a distance of 247.6 feet to a point; thence turn an angle to the right of Ol degree 56 minutes and run north 77 degrees 02 minutes west a distance of 872.4 feet to a point; thence turn an angle to the left of 05 degrees 06 minutes and run north 82 degrees 08 minutes west a distance of 244.4 feet to a point; thence turn an angle to the left of 04 degrees 08 minutes and run north 86 degrees 16 minutes west a distance of 713.3 feet to a point, such point being called Point A for reference hereinafter, such point also being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 25 feet on each side of a center line and the continuations thereof which begins at such point of beginning and turns an angle to the right of 19 degrees 48 minutes and runs north 66 degrees 28 minutes west a distance of 202.9 feet to a point on the northwest boundary line of the property of the condemnees named in this paragraph, such point being called Point B for reference hereinafter, such point also being the point of ending of the right of way sought to be condemned. The applicant also seeks the right and authority to place a stub pole and such guy wires and anchors for a distance not to exceed 110 feet outside of and in a southeasterly direction from such ways and rights of way at Point A indicated above; also the right and authority to place such guy wires and anchors for a distance not to exceed 10 feet outside of and in a northerly direction from such ways and rights of way at Point B indicated above as may be necessary in the erection, construction or maintenance of said towers, poles,

The said Agnes L. Peck and husband, Joe M. Peck, Wade D. Lott, a single man, William B. Lott and wife, Virginia McW. Lott and Elisabeth L. Unger, a divorced woman, are the owners of the lands described above.

wire lines and appliances of applicant.

#### ALABAMA POWER COMPANY

vs.

In the Court of Probate of

WILLIAM B. LOTT, ET AL.,

Baldwin

County, Alabama

BOOK 043 MAE 31

### Joe M. Peck - Daphne, Alabama

And you are further notified that the hearing of said application has been set by the Court for the 36<sup>Tu</sup>day of *April*, 19<sub>66</sub>, at *10:00Am*o'clock, , and notice of said

application and of the day so appointed for the hearing thereof is hereby given to you.

Witness my hand this the Ready of March 66 udge of the Court of Probate of Çounty, Alabama Baldwir 378 Chief Clerk

er Company

vs.

WILLIAM D. LOFT, ET al.,

(Daphond)

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In the Court of Probate of <u>Baldwin</u> County, Alabama.

Sheriff Baldwin County Alabama Deputy Sheriff

Daphne, Alabama

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TANKINS, WILKINS, Sheriff

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TAYLOR WILKINS
A strip of land 60 feet in width which lies within a portion of Nicholas Cook Grant of Fractional Section 4, Township 8 south, Range 2 east, Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northeast corner of Lot 3 of D. W. Weeks Division of Lots 5 & 6 of Ward Grant of Fractional Section 5, Township 8 south, Range 2 east; thence run south along the east boundary line of such Lot 3 a distance of 103.7 feet to a point; thence turn an angle to the right of 89 degrees 52 minutes and run north 89 degrees 55 minutes west a distance of 322.4 feet to a point; thence turn an angle to the right of 46 degrees 08 minutes and run north 43 degrees 47 minutes west a distance of 34?7 feet, more or less, to a point on the northwestern shore of Weeks Bay, such point being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and runs north 13 degrees 17 minutes west a distance of 458.8 feet to a point, such point being called Point "A" for reference hereinafter; thence such center line turns an angle to the left of 08 degrees 26 minutes and runs north 52 degrees 13 minutes west a distance of 246.8 feet to a point, such point being called Point "B" for reference hereinafter; thence such center line turns an angle to the left of 08 degrees 53 minutes and runs north 61 degrees 06 minutes west a distance of 241,5 feet to a point, such point being called Point "C" for reference hereinafter; thence such center line turns an angle to the left of 07 degrees 08 minutes and runs north 68 degrees 14 minutes west a distance of 253.3 to a point, such point being called Point "D" for reference hereinafter; thence such center line turns an angle to the left of 10 degrees 11 minutes and runs north 78 degrees 58 minutes west a distance of 247.6 feet to a point, such point being the point of ending of the right of way sought to be condemned. The applicant also seeks the right and authority to place such guy wires and anchors for a distance not to exceed 10 feet outside of and in a northeasterly direction from such ways and rights of way at Point "A" indicated above; also the right and authority to place such guy wires and anchors for a distance not to exceed 10 feet outside of and in a northeasterly direction from such ways and rights of way at Point "B" indicated above; also the right and authority to place such guy wires and anchors for a distance not to exceed 10 feet outside of and in a northerly direction direction from such ways and rights of way at Point "C" indicated above; also the right and authority to place such guy wires and and anchors for a distance not to exceed 10 feet outside of and in a northerly direction from such ways and rights of way at Point "D" indicated above as may be necessary in the erection, construction or maintenance of said towers, poles, wire lines and appliances of applicant.

The said Agnes L. Peck and husband, Joe M. Peck, Wade D. Lott, a single man, William B. Lott and wife, Virginia McW. Lott and Elisabeth L. Unger, a divorced woman, are the owners of the lands described above.

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The rights to be acquired in this parcel consist of the right to cut such timber and other growth along and adjacent to the north right of way line of a paved road leading to Bon Secour Bay, such road being located in Fractional Section 4, Township 8 south, Range 2 east, Baldwin County, Alabama, as may injure or endanger by falling or otherwise the towers, poles, wire lines and other appliances that are to be hereafter constructed or placed on the following described right of way: To reach the point of beginning of said right of way, commence at the northeast corner of Lot #3 of D. W. Weeks Division of Lots 5 and 6 of Ward Grant of Fractional Section 5, Township 8 south, Range 2 east; thence run south along the east boundary line of said Lot #3 a distance of 103.7 feet to a point; thence turn an angle to the right of 89 degrees 52 minutes and run north 89 degrees 55 minutes west a distance of 322.4 feet to a point; thence turn an angle to the right of 46 degrees 08 minutes and run north 43 degrees 17 minutes west a distance of 3935.8 feet to a point; thence turn an angle to the left of 08 degrees 26 minutes and run north 52 degrees 13 minutes west a distance of 246.8 feet to a point; thence turn an angle to the left of 08 degrees 53 minutes and run north 61 degrees 06 minutes west a distance of 211.5 feet to a point; thence turn an angle to the left of 07 degrees 08 minutes and run north 68 degrees 14 minutes west a distance of 253.3 feet to a point; thence turn an angle to the left of 10 degrees 11 minutes and run north 78 degrees 58 minutes west a distance of 247.6 feet to a point, such point being the point of beginning of the right of way herein described; therefrom, the strip of right of way lies 25 feet on each side of a center line and the continuations thereof which begins at such point of beginning and turns an angle to the right of Ol degree 56 minutes and runs north 77 degrees 02 minutes west a distance of 872.4 feet to a point; thence such center line turns an angle to the left of 05 degrees 06 minutes and runs north 82 degrees 08 minutes west a distance of 244.4 feet to a point; thence such center line turns an angle to the left of 04 degrees 08 minutes and runs north 86 degrees 16 minutes west a distance of 713.3 feet to a point, such point being the point of ending of said right of way.

The said Agnes L. Peck and husband, Joe M. Peck, Wade D. Lott, a single man, William B. Lott and wife, Virginia McW. Lott and Elisabeth L. Unger, a divorced woman, are the owners of the lands described above.

A strip of land 50 feet in width which lies within a portion of Nicholas Cook Grant or Fractional Section 4, Township 8 south, Range 2 east, Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northeast corner of Lot 3 of D. W. Weeks Division of Lots 5 and 6 of Ward Grant of Fractional Section 5, Township 8 south, Range 2 east; thence run south along the east boundary line of such Lot 3, a distance of 103.7 feet to a point; thence turn an angle to the right of 89 degrees 52 minutes and run north 89 degrees 55 minutes west a distance of 322.4 feet to a point; thence turn an angle to the right of 46 degrees 08 minutes and run north 43 degrees 47 minutes west a distance of 3935.8 feet to a point; thence turn an angle to the left of 08 degrees 26 minutes and run north 52 degrees 13 minutes west a distance of 246.8 feet to a point; thence turn an angle to the left of 08 degrees 53 minutes and run north 61 degrees 06 minutes west a distance of 241.5 feet to a point; thence turn an angle to the left of 07 degrees 08 minutes and run north 68 degrees 14 minutes west a distance of 253.3 feet to a point: thence turn an angle to the left of 10 degrees but minutes and run north 78 degrees 58 minutes west a distance of 247.6 feet to a point; thence turn an angle to the right of Ol degree 56 minutes and run north 77 degrees 02 minutes west a distance of 872.4 feet to a point; thence turn an angle to the left of 05 degrees 06 minutes and run north 82 degrees 08 minutes west a distance of 214.4 feet to a point; thence turn an angle to the left of 04 degrees 08 minutes and run north 86 degrees 16 minutes west a distance of 713.3 feet to a point, such point being called Point A for reference hereinafter, such point also being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 25 feet on each side of a center line and the continuations thereof which begins at such point of beginning and turns an angle to the right of 19 degrees 48 minutes and runs north 66 degrees 28 minutes west a distance of 202.9 feet to a point on the northwest boundary line of the property of the condemnees named in this paragraph, such point being called Point B for reference hereinafter, such point also being the point of ending of the right of way sought to be condemned. The applicant also seeks the right and authority to place a stub pole and such guy wires and anchors for a distance not to exceed 110 feet outside of and in a southeasterly direction from such ways and rights of way at Point A indicated above; also the right and authority to place such guy wires and anchors for a distance not to exceed 10

feet outside of and in a northerly direction from such ways and rights of way at Point <sup>B</sup> indicated above as may be necessary in the erection, construction or maintenance of said towers, poles, wire lines and appliances of applicant.

The said Agnes L. Peck and husband, Joe M. Peck, Wade D. Lott, a single man, William B. Lott and wife, Virginia McW. Lott and Elisabeth L. Unger, a divorced woman, are the owners of the lands described above.

In the Court of Probate of

vs. WILLIAM B. LOTT, ET AL.,

Baldwin County, Alabama

Wade D. Lott - Daphne, Alabama

You are hereby notified that Alabama Power Company, a corporation, has filed its written application in this Court, seeking to condemn and to acquire the lands, rights and interests therein described for ways and rights of way upon which to erect tower, pole and wire lines and other appliances necessary or convenient in connection therewith, for the manufacture, supply and sale to the public of electric power, on, across and over  $\frac{1}{2}$  strips of land  $\frac{50 \text{ and } 60}{\text{ feet in width, according to}}$  the final location survey of the said ways and rights of way heretofore made by the applicant, the said strips of land and the lands of which the same is a part being situated in Baldwin County, Alabama, and described as follows:

And you are further notified that the hearing of said application has been set by the Court for the Rotte day of pril, 1966, at 10:00 Arm o'clock, , and notice of said

application and of the day so appointed for the hearing thereof is hereby given to you.

Witness my hand this the of Ituday of March Judge of the Gourt of Probate of County, Alabama Baldwin Sν Chief Clerk 365

BOOK 043 PAGE 300

Daphry **Alabama Power Company** vs. WILLIAM B. LOPT, ET AL., In the Court of Probate of Baldwin County, Alabama. STATE OF ALABAMA, Baldwin County. I hereby certify that I have executed the niles at within notice by leaving a copy of the same n Gruts per mile Total \$5.79 with Wade D. Satt personally, on the 4-2 MAUTY SAIRAIPE • • \_ 19.66 Sheriff Baldwin County Alabama RECEVED **Deputy Sheriff** MAR 2 9 1966 Daphne, Alabama Often L PM How gos pyre broken) TAYLOR WILKINS SHERIFE

...day of

artif clair?

A strip of land 25 feet in width which lies within Lots 27, 28, 29, 30 and 31 of Mary Ann Beach Subdivison as recorded in Map Book 3, Page 80, in the Office of the Probate Judge of Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northeast corner of Lot 3 of D. W. Weeks Division of Lots 5 and 6 of Ward Grant of Fractional Section 5, Township 8 south, Range 2 east; thence run south along the east boundary line of such Lot 3, a distance of 103.7 feet to a point; thence turn an angle to the right of 89 degrees 52 minutes and run north 89 degrees 55 minutes west a distance of 322.4 feet to a point; thence turn an angle to the right of 46 degrees 08 minutes and run north 43 degrees 47 minutes west a distance of 3935.8 feet to a point; thence turn an angle to the left of 08 degrees 26 minutes and run north 52 degrees 13 minutes west a distance of 246.8 feet to a point; thence turn an angle to the left of 08 degrees 53 minutes and run north 61 degrees 06 minutes west a distance of 241.5 feet to a point; thence turn an angle to the left of 07 degrees 08 minutes and run north 68 degrees 14 minutes west a distance of 253.3 feet to a point; thence turn an angle to the left of 10 degrees 14 minutes and run north 78 degrees 58 minutes west a distance of 247.6 feet to a point; thence turn an angle to the right of Ol degree 56 minutes and run north 77 degrees 02 minutes west a distance of 872.4 feet to a point; thence turn an angle to the left of 05 degrees 06 minutes and run north 82 degrees 08 minutes west a distance of 244.4 feet to a point; thence turn an angle to the left of Oh degrees 08 minutes and run north 86 degrees 16 minutes west a distance of 713.3 feet to a point; thence turn an angle to the right of 19 degrees 48 minutes and run north 66 degrees 28 minutes west a distance of 202.9 feet to a point; thence turn an angle to the left of 26 degrees 07 minutes and run south 87 degrees 25 minutes west a distance of 526.9 feet to a point; thence turn an angle to the right of 11 degrees 09 minutes and run north 81 degrees 26 minutes west a distance of 773 feet, more or less, to a point on the northeast boundary line of the property of the condemnees named in this paragraph, such point being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condenned lies 25 feet south of and contiguous to a survey line and the continuations thereof which begins at such point of beginning and runs north 81 degrees 26 minutes west a distance of 27.6 feet to a point, such point being called Point A for reference hereinafter; thence such survey line turns an angle to the right of O4 degrees 12 minutes and runs north 77 degrees 14 minutes west a distance of 259.8 feet to a point, such point being called Point B for reference hereinafter, such point also being the point of ending of the right of way sought to be condemned. The applicant also seeks the right and authority to place such guy wires and anchors for a distance not to exceed 10 feet outside of and in a southerly direction from such ways and rights of way at Point A indicated above; also, the right and authority to place such guy wires and anchors for a distance not to exceed 30 feet outside of and in\_a westerly direction from such ways and rights of way at Point B indicated above as may be necessary in the erection, construction or maintenance of said towers, poles, wire lines and appliances of applicant. The said John Palughi and wife, Missouri Elizabeth Palughi, are the owners of the lands described above.

BOOK 043 PAGE 294

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In the Court of Probate of

vs. WILLIAM B. LOTT, ET AL.,

County, Alabama

# John Palughi - 300 Michigan Avenue, Mobile, Alabama

Baldwin

And you are further notified that the hearing of said application has been set by the Court for the 26 Way of april, 1966, at 10:00A.M.o'clock, , and notice of said

application and of the day so appointed for the hearing thereof is hereby given to you.

357

Witness my hand this the Rough and the character

, 19 66 fulge of the Court of Probate of Balawin County, Alabama 4 Bγ Chief Clerk

BOOK UAS MGE 202

REC'D. SHERIFF DEPT. MOBILE COUNTY, ALA. MAR 31 9 32 MY '66

BY

**Alabama Power Company** vs.

5354

4/26

WILLIAM B. LOTT, ET AL.,

In the Court of Probate of Baldwin County, Alabama.

STATE OF ALABAMA, solute .....County.

I hereby certify that I have executed the within potice by leaving a copy of the same with John Alughi personally, on the day of Captor 19.66 Ray D Bridges Sheriff Bacule County Alabama By W.S. Juchen Deputy Sheriff

RECEIVED

MAR 2 9 1966

TAYLOR WILKINS

300 Michigan Avenue Mobile, Alabama

A strip of land 25 feet in width which lies within Lots 27, 28, 29, 30 and 31 of Mary Ann Beach Subdivison as recorded in Map Book 3, Page 80, in the Office of the Probate Judge of Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northeast corner of Lot 3 of D. W. Weeks Division of Lots 5 and 6 of Ward Grant of Fractional Section 5, Township 8 south, Range 2 east; thence run south along the east boundary line of such Lot 3, a distance of 103.7 feet to a point; thence turn an angle to the right of 89 degrees 52 minutes and run north 89 degrees 55 minutes west a distance of 322.4 feet to a point; thence turn an angle to the right of 16 degrees 08 minutes and run north 43 degrees 47 minutes west a distance of 3935.8 feet to a point; thence turn an angle to the left of 08 degrees 26 minutes and run north 52 degrees 13 minutes west a distance of 246.8 feet to a point; thence turn an angle to the left of 08 degrees 53 minutes and run north 61 degrees 06 minutes west a distance of 241.5 feet to a point; thence turn an angle to the left of 07 degrees 08 minutes and run north 68 degrees 14 minutes west a distance of 253.3 feet to a point; thence turn an angle to the left of 10 degrees 14 minutes and run north 78 degrees 58 minutes west a distance of 247.6 feet to a point; thence turn an angle to the right of Ol degree 56 minutes and run north 77 degrees 02 minutes west a distance of 872.1; feet to a point; thence turn an angle to the left of 05 degrees 06 minutes and run north 82 degrees 08 minutes west a distance of 244.4 feet to a point; thence turn an angle to the left of Oh degrees 08 minutes and run north 86 degrees 16 minutes west a distance of 713.3 feet to a point; thence turn an angle to the right of 19 degrees h8 minutes and run north 66 degrees 28 minutes west a distance of 202.9 feet to a point; thence turn an angle to the left of 26 degrees 07 minutes and run south 87 degrees 25 minutes west a distance of 526.9 feet to a point; thence turn an angle to the right of 11 degrees 09 minutes and run north 81 degrees 26 minutes west a distance of 773 feet, more or less, to a point on the northeast boundary line of the property of the condemnees named in this paragraph, such point being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 25 feet south of and contiguous to a survey line and the continuations thereof which begins at such point of beginning and runs north 81 degrees 26 minutes west a distance of 27.6 feet to a point, such point being called Point A for reference hereinafter; thence such survey line turns an angle to the right of Ou degrees 12 minutes and runs north 77 degrees 14 minutes west a distance of 259.8 feet to a point, such point being called Point B for reference hereinafter, such point also being the point of ending of the right of way sought to be condemned. The applicant also seeks the right and authority to place such guy wires and anchors for a distance not to exceed 10 feet outside of and in a southerly direction from such ways and rights of way at Point A indicated above; also, the right and authority to place such guy wires and anchors for a distance not to exceed 30 feet outside of and in a westerly direction from such ways and rights of way at Point B indicated above as may be necessary in the erection, construction or maintenance of said towers, poles, wire lines and appliances of applicant.

BOOK 043 PAGE 296

The said John Palughi and wife, Missouri Elizabeth Palughi, are the owners of the lands described above.

	In the Court of Probate of
VS. WILLIAM B. LOTT, ET AL.,	Baldwin County, Alabama
Missouri Elizabeth Palughi	- 300 Michigan Avenue , Mobile, Alabama

l

You are hereby notified that Alabama Power Company, a corporation, has filed its written application in this Court, seeking to condemn and to acquire the lands, rights and interests therein described for ways and rights of way upon which to erect tower, pole and wire lines and other appliances necessary or convenient in connection therewith, for the manufacture, supply and sale to the public of electric power, on, across and over a strip of land 25 feet in width, according to the final location survey of the said ways and rights of way heretofore made by the applicant, the said strip of land and the lands of which the same is a part being situated in Baldwin County, Alabama, and described as follows:

And you are further notified that the hearing of said application has been set by the Court for the CGUday of Mil, 19 66, at 10:00 Armo'clock, , and notice of said

application and of the day so appointed for the hearing thereof is hereby given to you.

Witness my hand this the 29th day of March

ge of the Court of Probate of County, Alabama lila C B١ Chief Clerk

BOOK 043 PAGE 29"

359

REC'D. SHERIFF DEPT. MOBILE COUNTY, ALA. MAR 31 9 32 NH '66

BY.

426 5353 17 Wlabama Power Company vs.

WILLIAM B. LOTT, ET AL.,

In the Court of Probate of <u>Baldwin</u> County, Alabama.

STATE OF ALABAMA, Mabile ---...County.

I hereby certify that I have executed the within notice by leaving a copy of the same with Messaurie & personally, on the april Rayto Sheriff Mabile County Alabama / By <u></u> wohen

**Deputy Sheriff** 

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RECENCD

MAR 2 9 1966

TAYLOR WILKINS

300 Michigan Avenue (obile, Alabama

A strip of land 60 feet in width which lies within the northwest quarter of the southwest quarter (Mid of SW2) of Section 23, Township 7 south, Range 2 east, Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northwest corner of the northwest quarter of the southwest quarter of Section 23, Township ? south, Range 2 east; thence run south along the west boundary line of said quarter-quarter section a distance of 488.2 feet to a point; thence turn an angle to the left of 73 degrees 04 minutes and run south 72 degrees 53 minutes east a distance of 16.6 feet to a point; thence turn an angle to the right of 72 degrees 50 minutes and run south 00 degrees 03 minutes east a distance of 163 feet, more or less, to a point on the north boundary line of the property of the condemnees named in this paragraph, such point being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and runs south CO degrees 03 minutes east a distance of 219 feet, more or less, to a point on the south boundary line of the property of the condemnees named in this paragraph, such point being the point of ending of the right of way sought to be condemned.

The said B. L. McDaniel and wife, Mary E. McDaniel, Eddie Keith and wife, Florence C. Sea Keith, are the owners of the lands described above. vs.

In the Court of Probate of

WILLIAM B. LOTT, ET AL.,

County, Alabama

\_

Eddie Keith - c/O Joseph L. Keith, Route 2, Box 161, Fairhope, Alabama

Baldwin

And you are further notified that the hearing of said application has been set by the Court for the 26<sup>7</sup>Uday of april, 19 66 at 10:00 Ams'clock, , and notice of said

application and of the day so appointed for the hearing thereof is hereby given to you.

Witness my hand this the Agtuday of March

udge of the Court of Probate of Balawin County, Alabama Chief Clerk

**36**0

# Alabama Power Company

vs.

------WILLIAM B. LOTT, ET AL.,

In the Court of Probate of Baldwin County, Alabama.

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c/o Joseph L. Keith Route 2, Box 161 Fairhope, Alabama

A strip of land 60 feet in width which lies within the northwest quarter of the southwest quarter  $(M_{4}^{\perp})$  of  $S_{4}^{\perp}$ of Section 23, Township 7 south, Range 2 east, Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning. commence at the northwest corner of the northwest cuarter of the southwest cuarter of Section 23. Township 7 south, Range 2 east: thence run south along the west boundary line of said quarter-quarter section a distance of 488.2 feet to a point; thence turn an angle to the left of 73 degrees Oh minutes and run south 72 degrees 53 minutes east a distance of 16.6 feet to a point; thence turn an angle to the right of 72 degrees 50 minutes and run south 00 degrees 03 minutes east a distance of 163 feet, more or less, to a point on the north boundary line of the property of the condemnees named in this paragraph, such point being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and runs south 00 degrees 03 minutes east a distance of 219 feet, more or less, to a point on the south boundary line of the property of the condemnees named in this paragraph, such point being the point of ending of the right of way sought to be condemned.

The said B. L. McDaniel and wife, Mary E. McDaniel, Eddie Keith and wife, Florence C. Sea Keith, are the owners of the lands described above.

vs.

WILLIAM B. LOFT, ET AL.,

In the Court of Probate of

County, Alabama

Eddie Keith - c/O Joseph L. Keith, Route 2, Box 161, Fairhope, Alabama

Baldwin

You are hereby notified that Alabama Power Company, a corporation, has filed its written application in this Court, seeking to condemn and to acquire the lands, rights and interests therein described for ways and rights of way upon which to erect tower, pole and wire lines and other appliances necessary or convenient in connection therewith, for the manufacture, supply and sale to the public of electric power, on, across and over a strip of land <u>60</u> feet in width, according to the final location survey of the said ways and rights of way heretofore made by the applicant, the said strip of land and the lands of which the same is a part being situated in Baldwin County, Alabama, and described as follows:

And you are further notified that the hearing of said application has been set by the Court for the 26 taday of April, 19<sup>66</sup>, at 10:00 Anno'clock, , and notice of said

application and of the day so appointed for the hearing thereof is hereby given to you.

Witness my hand this the Agadag of March

19 66 dge of the Court of Probate of Baldwin County, Alabama Chief Clerk

8-280 293

**Alabama Power Company** 

Jaglor Wilkins, Sheriff Depusy Sheriff M. Marian ...

vs. WILLIAM B. LOTT, ET AL., Baldwin In the Court of Probate of ..... County, Alabama. STATE OF ALABAMA, alduin County. I hereby certify that I have executed the within notice by leaving a gopy of the same with Eddee Keith personally, on the ...day of 19.66 Shorill Bredewin County Alabama By Deputy Sheriff

c/o Joseph L. Keith Route 2, Box 161 Fairhope, Alabama

RECEIVED

MAR 2 9 1966

TAYLOR WILKINS SHERIVE

A strip of land 60 feet in width which lies within a portion of Nicholas Cook Grant of Fractional Section 4, Township 8 south, Range 2 east, Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northeast corner of Lot 3 of D. W. Weeks Division of Lots 5 & 6 of Ward Grant of Fractional Section 5, Township 8 south, Range 2 east; thence run south along the east boundary line of such Lot 3 a distance of 103.7 feet to a point; thence turn an angle to the right of 89 degrees 52 minutes and run north 89 degrees 55 minutes west a distance of 322.4 feet to a point; thence turn an angle to the right of 46 degrees 08 minutes and run north 43 degrees 47 minutes west a distance of 3477 feet, more or less, to a point on the northwestern shore of Weeks Bay, such point being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and runs north 13 degrees 17 minutes west a distance of 458.8 feet to a point, such point being called Point "A" for reference hereinafter; thence such center line turns an angle to the left of 08 degrees 26 minutes and runs north 52 degrees 13 minutes west a distance of 246.8 feet to a point, such point being called Point "B" for reference hereinafter; thence such center line turns an angle to the left of 08 degrees 53 minutes and runs north 61 degrees 06 minutes west a distance of 241.5 feet to a point, such point being called Point "C" for reference hereinafter; thence such center line turns an angle to the left of 07 degrees 08 minutes and runs north 68 degrees 14 minutes west a distance of 253.3 to a point, such point being called Point "D" for reference hereinafter; thence such center line turns an angle to the left of 10 degrees 44 minutes and runs north 78 degrees 58 minutes west a distance of 247.6 feet to a point, such point being the point of ending of the right of way sought to be condemned. The applicant also seeks the right and authority to place such guy wires and anchors for a distance not to exceed 10 feet outside of and in a northeasterly direction from such ways and rights of way at Point "A" indicated above; also the right and authority to place such guy wires and anchors for a distance not to exceed 10 feet outside of and in a northeasterly direction from such ways and rights of way at Point "B" indicated above; also the right and authority to place such guy wires and anchors for a distance not to exceed 10 feet outside of and in a northerly direction direction from such ways and rights of way at Point "C" indicated above; also the right and authority to place such guy wires and and anchors for a distance not to exceed 10 feet outside of and in a northerly direction from such ways and rights of way at Point "D" indicated above as may be necessary in the erection, construction or maintenance of said towers, poles, wire lines and appliances of applicant.

The said Agnes L. Peck and husband, Joe M. Peck, Wade D. Lott, a single man, William B. Lott and wife, Virginia McW. Lott and Elisabeth L. Unger, a divorced woman, are the owners of the lands described above.

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the rights to be acquired in this percoh consist of the right to cut such timber and other growth along and adjacent to the north right of way line of a paved road leading to Bon Secour Bay, such road being located in Fractional Section L, Township 8 south, Range 2 east, Baldwin County, Alabama, as may injure or endanger by falling or otherwise the towers, poles, wire lines and other appliances that are to be hereafter constructed or placed on the following described right of way: To reach the point of beginning of said right of way, commence at the northeast corner of Lot #3 of D. W. Weeks Division of Lots 5 and 6 of ward Grant of Fractional Section 5, Township 8 south, Range 2 east; thence run south along the east boundary line of said Lot #3 a distance of 103.7 feet to a point; thence turn an angle to the right of 89 degrees 52 minutes and run north 89 degrees 55 minutes west a distance of 322.4 feet to a point; thence turn an angle to the right of 46 degrees 08 minutes and run north 43 degrees 47 minutes west a distance of 3935.8 feet to a point; thence turn an angle to the left of 08 degrees 26 minutes and run north 52 degrees 13 minutes west a distance of 246.8 feet to a point; thence turn an angle to the left of 08 degrees 53 minutes and run north 61 degrees 06 minutes west a distance of 211.5 feet to a point; thence turn an angle to the left of 07 degrees 08 minutes and run north 68 degrees 14 minutes west a distance of 253.3 feet to a point; thence turn an angle to the left of 10 degrees 14 minutes and run north 78 degrees 58 minutes west a distance of 247.6 feet to a point, such point being the point of beginning of the right of way herein described; therefrom, the strip of right of way lies 25 feet on each side of a center line and the continuations thereof which begins at such point of beginning and turns an angle to the right of Ol degree 56 minutes and runs north 77 degrees 02 minutes west a distance of 872.4 feet to a point; thence such center line turns an angle to the left of 05 degrees 06 minutes and runs north 82 degrees 08 minutes west a distance of 211.4 feet to a point; thence such center line turns an angle to the left of 04 degrees 08 minutes and runs north 86 degrees 16 minutes west a distance of 713.3 feet to a point, such point being the point of ending of said right of way.

The said Agnes L. Peck and husband, Joe M. Peck, Wade D. Lott, a single man, William B. Lott and wife, Virginia McW. Lott and Elisabeth L. Unger, a divorced woman, are the owners of the lands described above.

A strip of land 50 feet in\_width which lies within a portion of Nicholas Cook Grant or Fractional Section 4, Township 8 south, Range 2 east, Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northeast corner of Lot 3 of D. W. Weeks Division of Lots 5 and 6 of Ward Grant of Fractional Section 5, Township 8 south, Range 2 east; thence run south along the east boundary line of such Lot 3, a distance of 103.7 feet to a point; thence turn an angle to the right of 89 degrees 52 minutes and run north 89 degrees 55 minutes west a distance of 322.4 feet to a point; thence turn an angle to the right of 46 degrees 08 minutes and run north 43 degrees 47 minutes west a distance of 3935.8 feet to a point; thence turn an angle to the left of 08 degrees 26 minutes and run north 52 degrees 13 minutes west a distance of 246.8 feet to a point; thence turn an angle to the left of 08 degrees 53 minutes and run north 61 degrees 06 minutes west a distance of 241.5 feet to a point; thence turn an angle to the left of 07 degrees 08 minutes and run north 68 degrees 14 minutes west a distance of 253.3 feet to a point; thence turn an angle to the left of 10 degrees his minutes and run north 78 degrees 58 minutes west a distance of 247.6 feet to a point; thence turn an angle to the right of Ol degree 56 minutes and run north 77 degrees 02 minutes west a distance of 872.4 feet to a point; thence turn an angle to the left of 05 degrees 06 minutes and run north 82 degrees 08 minutes west a distance of 244.4 feet to a point; thence turn an angle to the left of 04 degrees 08 minutes and run north 86 degrees 16 minutes west a distance of 713.3 feet to a point, such point being called Point A for reference hereinafter, such point also being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 25 feet on each side of a center line and the continuations thereof which begins at such point of beginning and turns an angle to the right of 19 degrees 48 minutes and runs north 66 degrees 28 minutes west a distance of 202.9 feet to a point on the northwest boundary line of the property of the condemnees named in this paragraph, such point being called Point B for reference hereinafter, such point also being the point of ending of the right of way sought to be condemned. The applicant also seeks the right and authority to place a stub pole and such guy wires and anchors for a distance not to exceed 110 feet outside of and in a southeasterly direction from such ways and rights of way at Point A indicated above; also the right and authority to place such guy wires and anchors for a distance not to exceed 10

BOOK 043 PAGE 306

feet outside of and in a northerly direction from such ways and rights of way at Point B indicated above as may be necessary in the erection, construction or maintenance of said towers, poles, wire lines and appliances of applicant.

The said Agnes L. Peck and husband, Joe M. Peck, Wade D. Lott, a single man, William B. Lott and wife, Virginia McW. Lott and Elisabeth L. Unger, a divorced woman, are the owners of the lands described above.

vs.

In the Court of Probate of

WILLIAM B. LOTT, ET AL.,

Baldwin

County, Alabama

# Agnes L. Peck - Daphne, Alabama

You are hereby notified that Alabama Power Company, a corporation, has filed its written application in this Court, seeking to condemn and to acquire the lands, rights and interests therein described for ways and rights of way upon which to erect tower, pole and wire lines and other appliances necessary or convenient in connection therewith, for the manufacture, supply and sale to the public of electric power, on, across and over æstripsof land <u>60</u> and <u>60</u> feet in width, according to the final location survey of the said ways and rights of way heretofore made by the applicant, the said stripsof land and the lands of which the same is a part being situated in Baldwin County, Alabama, and described as follows:

BOCK UAS PAGE 30

And you are further notified that the hearing of said application has been set by the Court for the Court for the , 1966, at 10:0019-18 clock, , and notice of said

application and of the day so appointed for the hearing thereof is hereby given to you.

Witness my hand this the I give day of March

udge of the Gourt of Probate of Baldwiz Gounty, Alabama \Û. By Chief Clerk

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# Alabama Power Company

vs.

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MAR 291966

TAYLOR WILKINS SHERIFF WILLTAM B. LOTT, ET AL.,

In the Court of Probate of <u>Baldwin</u> County, Alabama.

STATE OF ALABAMA, Baldwin County. I hereby certify that I have executed the within notice by harving a copy of the same with Ugnes O .day of personally, on the 4 2 , 19.66 Sheril Baldwin County Alabama Deputy Sheriff

ę

Daphne, Alabama

PAR 1

Only so much of a strip of land 60 feet in width as lies within the north half of northeast quarter of northeast quarter (No of NE<sup>1</sup> of NE<sup>1</sup>) of Section 9. Township 8 south, Range 3 east, Baldwin County, Alabama, said 60-foot-wide strip of land being more particularly described as follows: To reach a point of beginning, commence at the southeast corner of Section h. Township 8 south, Range 3 east; thence run north along the east boundary line of such Section h a distance of 39.2 feet to a point near the east boundary line of the property of the condemnees named in this paragraph, such point being the point of beginning of said 60foot-wide strip of land and that portion thereof which is herein sought to be condemned; therefrom, said 60-foot wide strip of land lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and turns an angle to the left of 90 degrees 00 minutes and thence runs north 89 degrees 57 minutes west a distance of 29.9 feet to a point; thence such center line turns an angle to the left of 90 degrees 00 minutes and runs south 00 degrees 03 minutes west a distance of 21.39 feet to a point: thence such center line turns an angle to the right of 89 degrees 59 minutes and runs north 89 degrees 58 minutes west a distance of 131.8 feet, to a point, such point being called Point A for reference hereinafter; thence such center line continues to run north 89 degrees 58 to a point minutes west a distance of 1148.5 feet near the west boundary line of the property of the condemnees named in this paragraph, such point being the point of ending of said 60-foot-wide strip of land and that portion thereof which is herein sought to be condemned. The applicant also seeks the the right and authority to place a stub pole and such guy wires and anchors for a distance not to exceed 50 feet outside of and in a southerly direction from such ways and rights of way at Point A indicated above as may be necessary in the erection, construction or maintenance of said towers, poles, wire lines and appliances of applicant.

3.

BOOK OAS MAE 312

374

The said

Theo Styron and wife, Marie Styron, and Federal Land Bank of New Orleans (Mortgagee) are the owners of the lands described above.

A strip of land 60 feet in width which lies within the south half of southwest quarter of southeast quarter (SH of SWH of  $SE_{z}^{1}$ ) the south half of southeast quarter of southwest quarter  $(S_{\frac{1}{2}} \text{ of } SE_{\frac{1}{2}} \text{ of } SW_{\frac{1}{2}})$  of Section 4, and the north half of northwest cuarter of northeast cuarter  $(N \neq 0)$   $N \neq 0$   $N \neq 0$   $N \neq 0$ north half of northeast guarter of northwest guarter (No of ME4 of N.4) of Section 9, all in Township 8 south, Range 3 east, Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the southeast corner of Alex Bowden Grant of Fractional Section 30, Township 8 south, Range 3 east; thence run in a southwesterly direction along the southeast boundary line of such Fractional Section 30 a distance of 1129.2 feet to a point; thence turn an angle to the left of 147 degrees 28 minutes and run south 89 degrees 49 minutes east a distance of 1227.4 feet to a point; thence turn an angle to the left of 00 degrees 20 minutes and run north 89 degrees 51 minutes east a distance of 1118 feet, more or less, to a point on the west boundary line of the property of the condemnees named in this paragraph, such point being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and runs north 89 degrees 51 minutes east a distance of 1337.5 feet to a point; thence such center line turns an angle to the right of OO degrees 11 minutes and runs south 89 degrees 58 minutes east a distance of 21 feet to a point,

such point being

the point of ending of the right of way sought to be condemned.

The said Theo Styron and wife, Marie Styron, and Federal Land Bank of New Orleans (Mortgagee) are the owners of the lands described above.

воок 043 MGE 313

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vs.

In the Court of Probate of

WILLIAM B. LOTT, ET AL.,

Baldwin

County, Alabama

# Marie Styron - Foley, Alabama

You are hereby notified that Alabama Power Company, a corporation, has filed its written application in this Court, seeking to condemn and to acquire the lands, rights and interests therein described for ways and rights of way upon which to erect tower, pole and wire lines and other appliances necessary or convenient in connection therewith, for the manufacture, supply and sale to the public of electric power, on, across and over a strip of land the final location survey of the said ways and rights of way heretofore made by the applicant, the said strip of land and the lands of which the same is a part being situated in Baldwin County, Alabama, and described as follows:

And you are further notified that the hearing of said application has been set by the Court for the 26 uday of april, 19 66, at 10:00Am o'clock, , and notice of said

375

application and of the day so appointed for the hearing thereof is hereby given to you.

Witness my hand this the 29th day of March **19**66 dae of the Court of Probate of County, Alabama Chief Clerk

On Convey or give Yoral \$ 7.00 DEPUTY DIREET

sherife Taylor Wilki**ns** 

9961 6 S AAM

DELAED

# STATE OF ALABAMA,

WILLIAM B. LOTT, ET AL.,

1,254

County, Alabama.

alburn County.

Alabama Power Company

ys.

In the Court of Probate of Badwin

I hereby certify that I have executed the within notice by leaving a gopy of the same wit Mane Styron personally, on the .... ....day of 19.66 april 1 Willsin Jacolo Shorill Baldwindowny 10s Munh By Elay , an Deputy Sheaff

. Foley, Alabama

> A strip of land 60 feet in width which lies within Lot 2 of D. W. weeks Division of Lots 5 & 6 of Ward Grant of Fractional Section 5. Township 8 south. Range 2 east. Baldwin County. Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northeast corner of Lot 3 of D. W. Weeks Division of Lots 5 & 6 of Ward Grant of Fractional Section 5, Township 8 south, Range 2 east; thence run south along the east boundary line of such Lot 3 a distance of 103.7 feet to a point; thence turn an angle to the right of 89 degrees 52 minutes and run north 89 degrees 55 minutes west a distance of 322.4 feet to a point; thence turn an angle to the right of 16 degrees 08 minutes and run north 13 degrees 17 minutes west a distance of 136 feet, more or less, to a point on the south boundary line of the property of the condemnees named in this paragraph, such point being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and runs north 43 degrees 47 minutes west a distance of 150 feet, more or less, to a point on the north boundary line of the property of the condemnees named in this paragraph, such point being the point of ending of the right of way sought to be condemned.

**B**00K

043 MGE 314

The said Susan T. Cobb and husband, Stewart Cobb, are the owners of the lands described above.

vs.

In the Court of Probate of

WILLIAM D. LOTT, ET AL.,

Baldwin County, Alabama

Susan T. Cobb - 2763 Brierwood Drive, Mobile, Alabama

You are hereby notified that Alabama Power Company, a corporation, has filed its written application in this Court, seeking to condemn and to acquire the lands, rights and interests therein described for ways and rights of way upon which to erect tower, pole and wire lines and other appliances necessary or convenient in connection therewith, for the manufacture, supply and sale to the public of electric power, on, across and over a strip of land <u>60</u> feet in width, according to the final location survey of the said ways and rights of way heretofore made by the applicant, the said strip of land and the lands of which the same is a part being situated in Baldwin County, Alabama, and described as follows:

And you are further, notified that the hearing of said application has been set by the Court for the 36 th day of *pril*, 1966, at *10:00A.m*o'clock, , and notice of said

application and of the day so appointed for the hearing thereof is hereby given to you.

Witness my hand this the 29th day of March Iudge of the Court of Probate of Baldwin County, Alabama Chief Clerk 376

REC'D. SHERIFF DEPT. MOBILE COUNTY, ALA. Mar 31 9 32 AM '66

BY .

Alabama Power Company

vs.

WILLIAM B. LOPP, EP AL.,

In the Court of Probate of <u>Baldwin</u> County, Alabama.

STATE OF ALABAMAI - Malule Countri I hereby certily that I have executed the within motion by beaving a copy of the same Cable Wii Susan J personally, Ollylline 12 \_day\_of Sheriff: Male CODAV Alabhmaa By

DiputyShaffil

2763 Brierwood Drive Mobile, Alabama

RECEIVED

MAR 2 9 1966

TAYLOR WILKINS SHERIFF,

A strip of land 60 feet in width which lies within Lot 2 of D. W. Weeks Division of Lots 5 & 6 of Ward Grant of Fractional Section 5, Township 8 south, Range 2 east, Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northeast corner of Lot 3 of D. W. Weeks Division of Lots 5 & 6 of Ward Grant of Fractional Section 5, Township 8 south, Range 2 east; thence run south along the east boundary line of such Lot 3 a distance of 103.7 feet to a point; thence turn an angle to the right of 89 degrees 52 minutes and run north 89 degrees 55 minutes west a distance of 322.4 feet to a point; thence turn an angle to the right of 46 degrees 08 minutes and run north 43 degrees 47 minutes west a distance of 136 feet, more or less, to a point on the south boundary line of the property of the condemnees named in this paragraph, such point being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and runs north 43 degrees 47 minutes west a distance of 150 feet, more or less, to a point on the north boundary line of the property of the condemnees named in this paragraph, such point being the point of ending of the right of way sought to be condemned.

The said Susan T. Cobb and husband, Stewart Cobb, are the owners of the lands described above.

BOOK OA'S PACE 315

· · ·

vs. WILLIAM B. LOTT, ET AL.,

#### In the Court of Probate of

Baldwin County, Alabama

Stewart Cobb - 2763 Brierwood Drive, Mobile, Alabama

You are hereby notified that Alabama Power Company, a corporation, has filed its written application in this Court, seeking to condemn and to acquire the lands, rights and interests therein described for ways and rights of way upon which to erect tower, pole and wire lines and other appliances necessary or convenient in connection therewith, for the manufacture, supply and sale to the public of electric power, on, across and over a strip of land \_\_\_\_\_feet in width, according to the final location survey of the said ways and rights of way heretofore made by the applicant, the said strip of land and the lands of which the same is a part being situated in Baldwin County, Alabama, and described as follows:

And you are further notified that the hearing of said application has been set by the Court for the 26 Tu day of april, 1966, at 10:00 A.M. O'clock, , and notice of said

application and of the day so appointed for the hearing thereof is hereby given to you.

Witness my hand this the Rytaday of March . 19 66 udge of the Churt robate of County/Alabama Baldwin Βv Chief Clerk

377

REC'D. SHERIFF DEPT. MOBILE COUNTY, ALA. MAR 31 9 32 AM '66 BY

5363 Alabama Power Company γs,

WILLIAM B. LOTT, ET AL.,

In the Court of Probate of Baldwin County, Alabama.

STATE OF ALABAMA, malile ....County;

I hereby certily that I have executed the within notice by beaving a copy of the same wit: <u>Stewart curb</u> pression it, on the <u>let</u> day of <u>Auf 12</u>, <u>Bridges</u> phanist Matile County Application By <u>Uffund</u> rew

Duputy Sheriff

MAR 2 9 1966

RECEPTED

TAYLOR WILKINS SHERIFF 2763 Brierwood Drive Mobile, Alabama

A strip of land 60 feet in width which lies within the ward Grant of Fractional Section 5, Township 8 south, Range 2 east, Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northeast corner of Lot 3 of D. W. weeks Division of Lots 5 & 6 of Ward Grant of Fractional Section 5, Township 8 south, Range 2 east; thence run south along the east boundary line of such Lot 3 a distance of 103.7 feet to a point; thence turn an angle to the right of 89 degrees 52 minutes and run north 89 degrees 55 minutes west a distance of 322.4 feet to a point; thence turn an angle to the right of 16 degrees 08 minutes and run north 13 degrees 17 minutes west a distance of 751 feet, more or less, to a point on the south boundary line of the property of the condemnees named in this paragraph, such point being the point of beginning of the right or way herein described and sought to be condemned; therefrom, the strip to be condemned lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and runs north 13 degrees 17 minutes west a distance of 748.1 feet to a point, such point being called Point "A" for reference hereinafter; thence such center line continues to run north 13 degrees 17 minutes west a distance of 1030 feet, more or less, to a point on the southeastern shore of Weeks Bay, such point being the point of ending of the right of way herein described and sought to be condemned. The applicant also seeks the right and authority to place such guy wires and anchors for a distance not to exceed 10 feet outside of an in a northeasterly direction and for a distance not to exceed 10 feet outside of and in a southwesterly direction from such ways and rights of way at Point "A" indicated above as may be necessary in the erection, construction or maintenance of said towers, poles, wire lines and appliances of applicant.

The said A. W. Williams and wife, Mildred Williams, are the owners of the lands described above.

BOOK OAS MOESTO

vs.

WILLIAM B. LOTT, ET AL.,

In the Court of Probate of

Baldwin County, Alabama

# A. W. Williams - 208 Virginia Street, Mobile, Alabama

You are hereby notified that Alabama Power Company, a corporation, has filed its written application in this Court, seeking to condemn and to acquire the lands, rights and interests therein described for ways and rights of way upon which to erect tower, pole and wire lines and other appliances necessary or convenient in connection therewith, for the manufacture, supply and sale to the public of electric power, on, across and over a strip of land 60 feet in width, according to the final location survey of the said ways and rights of way heretofore made by the applicant, the said strip of land and the lands of which the same is a part being situated in Baldwin County, Alabama, and described as follows:

And you are further notified that the hearing of said application has been set by the Court for the 26 the day of April, 1966, at 10:00 Amo'clock, , and notice of said

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application and of the day so appointed for the hearing thereof is hereby given to you.

Witness my hand this the RGC day of

ach **19**66 udge of the Court of Probate of Baldwin County, Alabama By. Chief Clerk

REC'D. SHERIFF DEPT.' MOBILE COUNTY, ALA. MAR 31 9 32 AM '66 BY\_\_\_\_\_

4/26 5352 Alabama Power Company vs.

WILLIAM B. LOTT, ET AL.,

In the Court of Probate of <u>Baldwin</u> County, Alabama,

# STATE OF ALABAMA, Malule County.

I hereby certify that I have executed the within notice by leaving a copy of the same with A. H. Hilliams personally, on the first day of April 1966, Ray D. Mandalle County Alabama By L. Chamber

Deputy Sheriff

RECEIVED

MAR 291966

TAYLOR WILKINS SHERIFF

208 Virginia Street Mobile, Alabama PAR 4

A strip of land 60 feet in width which lies within the ward Grant of Fractional Section 5, Township 8 south, Range 2 east, Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northeast corner of Lot 3 of D. J. Weeks Division of Lots 5 & 6 of Ward Grant of Fractional Section 5, Township 8 south. Range 2 east; thence run south along the east boundary line of such Lot 3 a distance of 103.7 feet to a point; thence turn an angle to the right of 89 degrees 52 minutes and run north 89 degrees 55 minutes west a distance of 322.4 feet to a point; thence turn an angle to the right of 46 degrees 08 minutes and run north 43 degrees 47 minutes west a distance of 751 feet, more or less, to a point on the south boundary line of the property of the condemnees named in this paragraph. such point being the point of beginning of the right or way herein described and sought to be condemned; therefrom, the strip to be condemned lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and runs north 43 degrees 47 minutes west a distance of 748.1 feet to a point, such point being called Point "A" for reference hereinafter; thence such center line continues to run north 13 degrees 17 minutes west a distance of 1030 feet, more or less, to a point on the southeastern shore of Weeks Bay, such point being the point of ending of the right of way herein described and sought to be condemned. The applicant also seeks the right and authority to place such guy wires and anchors for a distance not to exceed 10 feet outside of an in a northeasterly direction and for a distance not to exceed 10 feet outside of and in a southwesterly direction from such ways and rights of way at Point "A" indicated above as may be necessary in the erection, construction or maintenance of said towers, poles, wire lines and appliances of applicant.

The said A. W. Williams and wife, Mildred Williams, are the owners of the lands described above.
## ALABAMA POWER COMPANY

vs.

WILLIAM B. LOTT, ET AL.,

In the Court of Probate of

Baldwin County, Alabama

Mildred Williams - 208 Virginia Street, Mobile, Alabama

You are hereby notified that Alabama Power Company, a corporation, has filed its written application in this Court, seeking to condemn and to acquire the lands, rights and interests therein described for ways and rights of way upon which to erect tower, pole and wire lines and other appliances necessary or convenient in connection therewith, for the manufacture, supply and sale to the public of electric power, on, across and over a strip of land <u>60</u> feet in width, according to the final location survey of the said ways and rights of way heretofore made by the applicant, the said strip of land and the lands of which the same is a part being situated in Baldwin County, Alabama, and described as follows:

And you are further notified that the hearing of said application has been set by the Court for the *Albuday of Abil, 1966 , at 10:00.13m. o'clock, , and notice of said* 

application and of the day so appointed for the hearing thereof is hereby given to you.

Witness my hand this the 29th day of Mare

, 19 66 e of the Court o Baldwin tounty, Alabama Chief Cler

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## REC'D. SHERIFF DEPT. MOBILE COUNTY, ALA. MAR 31 9 32 MM '66 BY

4/26 5353 Alabama Power Company vs.

WILLIAM B. LOTT, ET AL.,

In the Court of Probate of <u>Baldwin</u> County, Alabama.

STATE OF ALABAMA, Malice County.

I bereby certify that I have executed the within notice by heaving a copy of the same with <u>Pildred Pilleanna</u> personally, on the <u>1st</u> day of <u>april</u>, 1966 <u>Aay 20 Bridges</u> Sheriff Maliele County Alabama By Ll Chamber

**Deputy Sheriff** 

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RECEIVED

MAR 291966

TAYLOR WILKINS SHERIFF 208 Virginia Street Mobile, Alabama PAR. 10 A strip of land 60 feet in width which lies within Fractional Section 4, Township 8 south, Range 2 east, and Nicholas Cook Grant of Fractional Section 38, Township 7 south, Range 2 east, Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northwest corner of Fractional Section 34, Township 7 south, Range 2 east; thence run southeasterly along the south-Fractional Sections 34 and 35, a west boundary line. of distance of 1021.0 feet to a point; thence turn an angle to the right of 74 degrees 26 minutes and run south 00 degrees 01 minutes east a distance of 423.6 feet to a point; thence turn an angle to the right of CO degrees 30 minutes and run south 00 degrees 29 minutes west a distance of 998.1 feet to a point; thence turn an angle to the left of 00 degrees 26 minutes and run south 00 degrees 03 minutes west a distance of 1945.9 feet to a point; thence turn an angle to the left of 00 degrees 54 minutes and run south 00 degrees 51 minutes east a distance of 144.7 feet to a point; thence turn an angle to the right of Ol degree 15 minutes and run south 00 degrees 24 minutes west a distance of 749.7 feet to a point; thence turn an angle to the left of 00 degrees 13 minutes and run south 00 degrees 11 minutes west a distance of 372 feet, more or less, to a point on the northwest boundary line of the property of the condemnees named in this paragraph, such point being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and runs south 00 degrees 11 minutes west a distance of 1450.0 feet to a point; such point being called Point A for reference hereinafter; thence such center line turns an angle to the right of Ol degree O8 minutes and runs south Ol degrees 19 minutes west a distance of 199.2 feet to a point; thence such center line turns an angle to the right of 05 degrees 06 minutes and runs south 06 degrees 25 minutes west a distance of 78.5 feet to a point on the south boundary line of the property of the condemnees named in this paragraph, such point being called Point B for reference hereinafter; such point also being the point of ending of the right of way sought to be condemned. The applicant also seeks the right and authority to place a stub pole and such guy wires and anchors for a distance not to exceed 50 feet outside of and in an easterly direction from such ways and rights of way at Point A indicated above; also the right and authority to place such guy wires and anchors for a distance not to exceed 30 feet outside of and in a westerly direction from such ways and rights of way at Point B indicated above as may be necessary in the erection, construction or maintenance of said towers, poles, wire lines and appliances of applicant.

> The said Crawford-Whiting, Inc. and Assets Realization Company, Inc. (Mortgagee) are the owners of the lands described above.

PAR. 11

A strip of land 60 feet in width which lies within the Nicholas Cook Grant of Fractional Section 38, 'ownship 7 south, Range 2 east, Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northwest corner of Fractional Section 34, Township 7 south, Range 2 east; thence run southeasterly along the southwest Fractional Sections 34 and 35 a distance boundary line of of 1021.0 feet to a point; thence turn an angle to the right of 74 degrees 26 minutes and run south 00 degrees 01 minute east a distance of 423.6 feet to a point; thence turn an angle to the right of CO degrees 30 minutes and run south CO degrees 29 minutes west a distance of 998.1 feet to a point; thence turn an angle to the left of 00 degrees 26 minutes and run south 00 degrees 03 minutes west a distance of 252 feet, more or less, to a point on the north boundary line of the property of the condemnees named in this paragraph, such point being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and runs south 00 degrees 03 minutes west a distance of 1693.9 feet to a point; thence such center line turns an angle to the left of CO degrees 54 minutes and runs south CO degrees 51 minutes east a distance of 370 feet, more or less, to a point on the south boundary line of the property of the condemnees named in this paragraph, such point being the point of ending of the right of way sought to be condemned.

The said Crawford-Whiting, Inc. and Assets Realization Company, Inc. (Mortgagee) are the owners of the lands described above. BOOK 043 MGE 319

ALAE	BAMA	POWER	COMPANY	/	
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vs.

WILLIAM B. LOTT, ET AL.,

In the Court of Probate of

Baldwin County, Alabama

Assets Realization Company, Inc. - 100 North Royal Street, Mobile, Alabama

And you are further notified that the hearing of said application has been set by the Court for the 26 The day of april, 19 66, at 10:00 Armo'clock, , and notice of said

application and of the day so appointed for the hearing thereof is hereby given to you.

Witness my hand this the Aque day of March

. 19 66 dge of the Court of Probate of Baldwin County, Alabama Chief Clerk

BOOK U43 PAGE 32(

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Alabama Power Company

vs.

WILLIAM B. LOTT, ET AL.,

REC'D. SHERIFF DEPT. MOBILE COUNTY, ALA.

Mar 31 9 32 AH \*66

BY

RECEIVED

MAR 2 9 1966

TAYLOR WILKINS SHERIFF In the Court of Probate of Baldwin County, Alabama.

STATE OF ALABAMA )

BALDWIN COUNTY

I hereby certify that I have served the within notice upon Assets Realization Company, Inc., a corporation, by leaving a copy of the same with <u>M. Jake forg-Jases</u> as <u>lendary Jack</u> of said corporation. <u>april</u> This day of Merch, 1966.

Baldwin County, Sheriff /

Alabama

deputy sheriff

100 North Royal Street Moblie, Alabama 28 <u>1</u>

only so much of a strip of land 60 feet in width as lies within the north half of northeast quarter of northeast quarter (N $\frac{1}{2}$  of  $NE_4^1$  of  $NE_4^1$ ) of Section 9, Township 8 south, Range 3 east, Baldwin County, Alabama, said 60-foot-wide strip of land being more particularly described as follows: To reach a point of beginning, commence at the southeast corner of Section 4, Township 8 south, Range 3 east; thence run north along the east boundary line of such Section 4 a distance of 39.2 feet to a point near the east boundary line of the property of the condemnees named in this paragraph, such point being the point of beginning of said 60foot-wide strip of land and that portion thereof which is herein sought to be condemned; therefrom, said 60-foot wide strip of land lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and turns an angle to the left of 90 degrees 00 minutes and thence runs north 89 degrees 57 minutes west a distance of 29.9 feet to a point; thence such center line turns an angle to the left of 90 degrees 00 minutes and runs south 00 degrees 03 minutes west a distance of 21.39 feet to a point; thence such center line turns an angle to the right of 89 degrees 59 minutes and runs north 89 degrees 58 minutes west a distance of 131.8 feet, to a point, such point being called Point A for reference hereinafter; thence such center line continues to run north 89 degrees 58 minutes west a distance of 1148.5 feet to a point near the west boundary line of the property of the condemnees named in this paragraph, such point being the point of ending of said 60-foot-wide strip of land and that portion thereof which is herein sought to be condemned. The applicant also seeks the the right and authority to place a stub pole and such guy wires and anchors for a distance not to exceed 50 feet outside of and in a southerly direction from such ways and rights of way at Point A indicated above as may be necessary in the erection, construction or maintenance of said towers, poles, wire lines and appliances of applicant.

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043 MOE 321

The said

Theo Styron and wife, Marie Styron, and Federal Land Bank of New Orleans (Mortgagee) are the owners of the lands described above. PAR. 2

A strip of land 60 feet in width which lies within the south half of southwest quarter of southeast cuarter (S = 0 SW = of  $SE^{\pm}$ ) the south half of southeast cuarter of southwest cuarter (Shof SEh of SWH) of Section 4, and the north half of northwest quarter of northeast quarter ( $N_{\frac{1}{2}}$  of  $N_{\frac{1}{2}}$  of  $N_{\frac{1}{2}}$ ) the north half of northeast quarter of northwest quarter (No of NEL of NHZ) of Section 9, all in Township 8 south, Range 3 east, Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the southeast corner of Alex Bowden Grant of Fractional Section 30, Township 8 south, Range 3 east; thence run in a southwesterly direction along the southeast boundary line of such Fractional Section 30 a distance of 1129.2 feet to a point; thence turn an angle to the left of 147 degrees 28 minutes and run south 89 degrees 19 minutes east a distance of 1227.4 feet to a point: thence turn an angle to the left of 00 degrees 20 minutes and run north 89 degrees 51 minutes east a distance of 1148 feet, more or less, to a point on the west boundary line of the property of the condemnees named in this paragraph, such point being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and runs north 89 degrees 51 minutes east a distance of 1337.5 feet to a point; thence such center line turns an angle to the right of 00 degrees 11 minutes and runs south 89 degrees 58 minutes east a distance of 21 feet to a point.

such point being

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the point of ending of the right of way sought to be condemned.

The said Theo Styron and wife, Marie Styron, and Federal Land Bank of New Orleans (Mortgagee) are the owners of the lands described above. BOOK 043 PAGE 322

## ALABAMA POWER COMPANY

In the Court of Probate of

vs. WILLIAM B. LOTT, ET AL.,

Baldwin

County, Alabama

Theo Styron - Foley, Alabama

You are hereby notified that Alabama Power Company, a corporation, has filed its written application in this Court, seeking to condemn and to acquire the lands, rights and interests therein described for ways and rights of way upon which to erect tower, pole and wire lines and other appliances necessary or convenient in connection therewith, for the manufacture, supply and sale to the public of electric power, on, across and over a strip of land 60 feet in width, according to the final location survey of the said ways and rights of way heretofore made by the applicant, the said strip of land and the lands of which the same is a part being situated in Baldwin County, Alabama, and described as follows:

And you are further notified that the hearing of said application has been set by the Court for the 26th day of April, 19 66, at 10:00 p.m. o'clock, , and notice of said

application and of the day so appointed for the hearing thereof is hereby given to you.

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Witness my hand this the R Tuday of Ma

ich

Judge of the Court of Probate of Baldwin County, Alabama By. Chief Clerk

Alabama Power Company vs. WILLIAM B. LOTT, ET AL., In the Court of Probate of ..... Baldwin County, Alabama. SPATE OF ALABAMA, Bale Quer County. I hereby certify that I have executed the within notice by leaving a copy of the same Steriff chaines 72- miles at Leo Stimor A wit , st. \_day of person 11%, on the <u>DEPUTY SHERIFF</u> 1966. (d.pl Sheriff Baldwin County Alabama Esthur - Ja Soley, ala Deputy Sheriff By RECEIVED MAR 291966 TAYLOR WILKINS SHERIFF Foley, Alabama

ΒY

PAR. 10 A strip of land 60 feet in width which lies within Fractional Section 4. Township 8 south, Range 2 east, and Nicholas Cook Grant of Fractional Section 38, Township 7 south, Range 2 east, Baldwin <sup>C</sup>ounty, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northwest corner of Fractional Section 34, Township 7 south, Range 2 east; thence run southeasterly along the southwest boundary line. of Fractional Sections 34 and 35, a distance of 1021.0 feet to a point; thence turn an angle to the right of 74 degrees 26 minutes and run south 00 degrees 01. minutes east a distance of 423.6 feet to a point; thence turn an angle to the right of CO degrees 30 minutes and run south 00 degrees 29 minutes west a distance of 998.1 feet to a point; thence turn an angle to the left of CO degrees 26 minutes and run south 00 degrees 03 minutes west a distance of 1945.9 feet to a point; thence turn an angle to the left of 00 degrees 54 minutes and run south CO degrees 51 minutes east a distance of 144.7 feet to a point; thence turn an angle to the right of Ol degree 15 minutes and run south CO degrees 24 minutes west a distance of 749.7 feet to a point; thence turn an angle to the left of 00 degrees 13 minutes and run south 00 degrees 11 minutes west a distance of 372 feet, more or less, to a point on the northwest boundary line of the property of the condemnees named in this paragraph, such point being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and runs south 00 degrees 11 minutes west a distance of 1450.0 feet to a point; such point being called Point A for reference hereinafter; thence such center line turns an angle to the right of Ol degree O8 minutes and runs south Ol degrees 19 minutes west a distance of 199.2 feet to a point; thence such center line turns an angle to the right of 05 degrees 06 minutes and runs south 06 degrees 25 minutes west a distance of 78.5 feet to a point on the south boundary line of the property of the condemnees named in this paragraph, such point being called Point B for reference hereinafter; such point also being the point of ending of the right of way sought to be condemned. The applicant also seeks the right and authority to place a stub pole and such guy wires and anchors for a distance not to exceed 50 feet outside of and in an easterly direction from such ways and rights of way at Point A indicated above; also the right and authority to place such guy wires and anchors for a distance not to exceed 30 feet outside of and in a westerly direction from such ways and rights of way at Point B indicated above as may be necessary in the erection, construction or maintenance of said towers, poles, wire lines and appliances of applicant.

The said Crawford-Whiting, Inc. and Assets Realization Company, Inc. (Mortgagee) are the owners of the lands described above.

PAR. 11

A strip of land 60 feet in width which lies within the Nicholas Cook Grant of Fractional Section 38, Township 7 south, Range 2 east, Baldwin County, Alabama, such strip being more particularly described as follows: To reach a point of beginning, commence at the northwest corner of Fractional Section 34, Township 7 south, Range 2 east; thence run southeasterly along the southwest Fractional Sections 34 and 35 a distance boundary line of of 1021.0 feet to a point; thence turn an angle to the right of 74 degrees 26 minutes and run south 00 degrees 01 minute east a distance of 423.6 feet to a point; thence turn an angle to the right of 00 degrees 30 minutes and run south 00 degrees 29 minutes west a distance of 998.1 feet to a point; thence turn an angle to the left of 00 degrees 26 minutes and run south 00 degrees 03 minutes west a distance of 252 feet, more or less, to a point on the north boundary line of the property of the condemnees named in this paragraph, such point being the point of beginning of the right of way herein described and sought to be condemned; therefrom, the strip to be condemned lies 30 feet on each side of a center line and the continuations thereof which begins at such point of beginning and runs south 00 degrees 03 minutes west a distance of 1693.9 feet to a point; thence such center line turns an angle to the left of 00 degrees 54 minutes and runs south 00 degrees 51 minutes east a distance of 370 feet, more or less, to a point on the south boundary line of the property of the condemnees named in this paragraph, such point being the point of ending of the right of way sought to be condemned.

The said Crawford-Whiting, Inc. and Assets Realization Company, Inc. (Mortgagee) are the owners of the lands described above. vs.

WILLIAM B. LOTT, ET AL.,

In the Court of Probate of

Baldwin County, Alabama

Crawford-Whiting, Inc. - 805 Springhill Avenue, Mobile, Alabama

You are hereby notified that Alabama Power Company, a corporation, has filed its written application in this Court, seeking to condemn and to acquire the lands, rights and interests therein described for ways and rights of way upon which to erect tower, pole and wire lines and other appliances necessary or convenient in connection therewith, for the manufacture, supply and sale to the public of electric power, on, across and over a strip of land <u>60</u> feet in width, according to

the final location survey of the said ways and rights of way heretofore made by the applicant, the said strip of land and the lands of which the same is a part being situated in Baldwin County, Alabama, and described as follows:

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And you are further notified that the hearing of said application has been set by the Court for the 26<sup>th</sup> day of April, 19<sup>66</sup>, at 10:00 A.Mo<sup>c</sup> clock, , and notice of said

application and of the day so appointed for the hearing thereof is hereby given to you.

Witness my hand this the 29th day of March . 19 66 Ludge of the County, Alabama Baldwin By\_ Chief Clerk

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REC'D. SHERIFF DEPT. MOBILE COUNTY, ALA. MAR 31 9 32 AH '66 BY \_ RECEVED MAR 2 9 1966 TAYLOR WILKINS SIERIFF

4/26 Alabama Power Company γs, WILLIAM B. LOTT, ET AL., **B**aldwin In the Court of Probate of ... County, Alabama, STATE OF ALABAMA ) MOBILE COUNTY I hereby certify that I have served the within notice upon Crawford-Whiting, Inc., a corporation, by leaving a copy of the same with mr mina 8,5 Sher of said corporation. day of March, 1966. This County, Deputy Sheriff 805 Springhill Avenue Mobile, Alabama

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ALABAMA POWER COMPANY,	Q	
Applicant,	♦ IN THE CIRCUIT COURT (	OF
v <b>5</b> .	≬ BALDWIN COUNTY, ALABA	MA
WILLIAM B. LOTT, ET AL.,	≬ AT LAW NO. 70	54
Defendants.	Q	

## JUDGMENT

On the 14th day of September, 1966, came into open court the applicant, Alabama Power Company, a corporation, by and through its attorneys, J. B. Blackburn and Messrs. Martin, Balch, Bingham, Hawthorne and Williams, and also came the defendants, Crawford-Whiting, Inc., and Assets Realization Company, Inc., by and through their attorneys, Harry J. Wilters, Jr., and George J. Moore, on an appeal by the aforenamed defendants from the final order of condemnation entered in the Probate Court of Baldwin County, Alabama, on, to-wit, May 17, 1966, relating to the lands as described in Par. 11 of Article Fourth of the application for an order of condemnation filed in this cause by Alabama Power Company.

Thereupon, said Alabama Power Company, by and through its said attorneys, and said Crawford-Whiting, Inc., and Assets Realization Company, Inc., by and through their said attorneys, stipulated and agreed in open court as follows:

"It is agreed and stipulated by and between the parties to this cause, namely, Alabama Power Company, a corporation, plaintiff, and Crawford-Whiting, Inc., and Assets Realization Company, Inc., defendants, that the plaintiff or petitioner, Alabama Power Company, a corporation, has the authority and power to acquire private property, including the property of the said defendants, by the exercise of the power of eminent domain under the relevant laws and statutes of the State of Alabama, and that no proof of its said authority and right will be necessary in this case.

"It is further agreed and stipulated that the defendants' appeal has been properly taken as to Par. 11 (Tract 11), as described in the plaintiff's application or petition heretofore filed in this cause, and that the only question for determination by the jury in this cause is the amount of compensation and damages to which the defendants are entitled for their lands, as described in said Par. 11 (Tract 11)." THEREFORE, it was and is now, the premises considered, ORDERED, ADJUDGED AND DECREED by this court that such application of said Alabama Power Company for the rights, ways and rights of way described in Par. 11 (Tract 11) of Article Fourth of said application be and the same is hereby granted.

Thereupon, the court proceeded to have assessed by a jury the damages and compensation to which the said defendants are entitled for the condemnation of the rights, ways and rights of way which applicant proposes to take and condemn for the uses and purposes set out in its said application.

Thereupon, on the 14th day of September, 1966, came a jury of good and lawful men, to-wit, Homer Singleton, Foreman, and eleven others, who, having been duly sworn and impaneled on the 14th day of September, 1966, according to law, upon their oath did say:

> "We, the jury, find for the defendants and assess the compensation and damages to which they are entitled for the taking at \$1,000.00.

> > (Signed) Homer Singleton Foreman"

NOW, THEREFORE, the premises considered, it is ORDERED, ADJUDGED AND DECREED that Crawford-Whiting, Inc., and Assets Realization Company, Inc., are entitled to have, and have had, their damages and compensation assessed at the sum of \$1,000.00 for the rights, ways and rights of way, as described in Par. 11 (Tract 11) of Article Fourth of said application, as amended;

And it appearing to the court that the damages and compensation so ascertained and assessed by the said jury for the said defendants as the owners of, or the owners of an interest in, the lands described in Par. 11 (Tract 11) of Article Fourth of said application, as amended, together with all the cost of this cause, have been paid into court by the applicant, Alabama Power Company;

IT IS FURTHER CONSIDERED, ORDERED, ADJUDGED AND DECREED

by this court that the rights, ways and rights of way which the applicant proposes to take and condemn, as described in particular in Par. 11 (Tract 11) of Article Fourth of said application, are condemned, granted and awarded to said applicant, Alabama Power Company, with the rights and for the uses and purposes set forth in said amended application, and that all rights, ways and rights of way prayed for in said application, which are now condemned, granted and awarded to the applicant, Alabama Power Company, in and by this decree be and the same are hereby divested out of the said defendants, Crawford-Whiting, Inc., and Assets Realization Company, Inc., being the owners of the lands described in Par. 11 (Tract 11) of Article Fourth of said application, and vested in the applicant, Alabama Power Company;

And, the premises considered, it is further ORDERED, AD-JUDGED AND DECREED by this court that applicant be and it is hereby granted all the relief, rights, interests, easements and privileges set out, described and prayed for in said amended application with reference to the said described lands of the said defendants, Crawford-Whiting, Inc., and Assets Realization Company, Inc.

IT IS FURTHER ORDERED, ADJUDGED AND DECREED by this court that the applicant, Alabama Power Company, and Aetna Casualty and Surety Company are hereby released from any liability arising from the bond filed by applicant whereby applicant, as principal, and Aetna Casualty and Surety Company, as surety, have been held bound in double the amount of the probate court award and that the Clerk of the Court will invalidate said bond.

Done in open court this 14th day of September, 1966.

J. lfaiz A. Marshibr () Judge

INE L. WILL REALS

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