

Parcel 1

The Housing Authority of  
the City of Bay Minette,  
Baldwin County, Ala.

IN THE CIRCUIT COURT OF

VS:

BALDWIN COUNTY, ALABAMA

Alberta Askew Thomas

AT LAW, CASE NO. 8980

"We the jury find in favor of the landowners, and assess the damages at  
\$180.00."

Lamar Howell  
Foreman.

THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA,

X

IN THE CIRCUIT COURT OF

Condemnor,

X

BALDWIN COUNTY, ALABAMA

vs.

X

AT LAW

ALBERTA ASKEW THOMAS,

X

CASE NO. 8980

Condemnee,

X

DECREE

THIS cause having been appealed, in the manner provided by law, from the Probate Court of Baldwin County, Alabama, came on to be heard, by trial de novo, in this Court on this day; and on this date, came the parties to this cause by their attorneys; and the Court having heard and considered the same, is of the opinion that the petition of The Housing Authority of the City of Bay Minette, Baldwin County, Alabama, a body corporation, the Plaintiff in this cause, for the condemnation of the property described in Paragraph 3 of said petition should be granted and that The Housing Authority of the City of Bay Minette, Baldwin County, Alabama, a body corporation has the legal right to condemn said property for the purposes and uses stated in said petition.

It is, therefore, ORDERED and ADJUDGED by the Court and it is the judgment of the Court, that The Housing Authority of the City of Bay Minette, Baldwin County, Alabama, a body corporation, has the legal right to condemn the following described property for use as an Urban Renewal Development, to-wit:

From the Southwest corner, Section 16, Township 3 South, Range 2 East, run East 651 feet to a point which is the Southeast corner of Lot 18 of Russell's Subdivision of Douglasville (an unrecorded Subdivision) for a point of beginning; thence run North 154 feet to a point; thence run West 70 feet to a point; thence run North 56 feet to a point; thence run West 140 feet to a point; thence run South 210 feet to a point; thence run East 210 feet to the point of beginning.

It is further ORDERED and ADJUDGED by the Court, and it is the judgment of the Court, that the application and petition of The Housing Authority of the City of Bay Minette, Baldwin County, Alabama, a body corporation, in this cause for the condemnation of the land and property hereinabove described shall be, and is hereby granted; and said property and land hereinabove described is hereby condemned for the uses and purposes hereinabove stated, upon the payment into the Court of the compensation and damages assessed by the jury in this cause in the amount of EIGHTEEN THOUSAND DOLLARS (\$18,000.00), and the costs of this cause, which is taxed against the Plaintiff, The Housing Authority of the City of Bay Minette, Baldwin County, Alabama, a body corporation.

And a jury having been demanded for the trial of this cause, the Court did thereupon proceed to have assessed by a jury the damages and compensation to which the Defendant is entitled for the condemnation of the above described lands and property for the uses and purposes hereinabove described.

Thereupon, on this the 16th day of March, 1970, came a jury of good and lawful men, to-wit: Lamar Norell, and eleven others, and having been duly impaneled and sworn according to law, upon their oaths do say: "We the jury find in favor of the land-owner, and assess the damages at \$18,000.00.

It is therefore, ORDERED and ADJUDGED by the Court and it is the judgment of the Court, that the Defendant have and recover of the Plaintiff, The Housing Authority of the City of Bay Minette, Baldwin County, Alabama, a body corporation, the sum of EIGHTEEN THOUSAND DOLLARS (\$18,000.00), the damages and compensation assessed as aforesaid, together with the costs in this behalf expended, for which execution may issue.

It is further ORDERED and ADJUDGED and it is the judgment of the Court, that when the damages and compensation assessed by the jury, judgment for which is hereinabove entered, is paid into the hands of the Clerk of this Court, or collected by execution or otherwise, the Clerk shall retain said funds in her hands, subject to the terms and provisions of Section 26, Title 19, 1940 Alabama Code.

It is further ORDERED and ADJUDGED, and it is the judgment of the Court, that this order and judgment of condemnation upon the payment of the sum ascertained and assessed by the verdict of the jury in this cause into the hands of the Clerk of this Court, and the costs of this cause, shall vest the title to be acquired for the uses and purposes stated in the application of The Housing Authority of the City of Bay Minette, Baldwin County, Alabama, a body corporation, and for no other uses and purposes, as is provided by law.

It is further ordered and adjudged, and it is the judgment of the Court, that the Clerk shall record this judgment and decree in the Office of the Judge of Probate of Baldwin County, Alabama, in the deed records thereof and the costs thereof be taxed as part of the costs of this cause.

Done this the 16th day of March, 1970.

Telfair J. Mashburn  
Telfair J. Mashburn, Circuit Judge

FILED

MAR 18 1970

ALICE J. DUCK CLERK  
REGISTER


THE HOUSING AUTHORITY OF THE )  
CITY OF BAY MINETTE, BALDWIN )  
COUNTY, ALABAMA, )  
Petitioner, )  
VS. )  
ALBERTA ASKEW THOMAS, )  
Respondent. )

IN THE PROBATE COURT OF  
BALDWIN COUNTY, ALABAMA  
NO. 6587

DECREE OR ORDER ON APPEAL

Notice of appeal in the above styled cause of action  
having been presented to the court, and the same being understood  
by the court, the appeal above prayed for is granted to the Circuit  
Court of Baldwin County, Alabama.

DATED this 7<sup>th</sup> day of November, 1969.

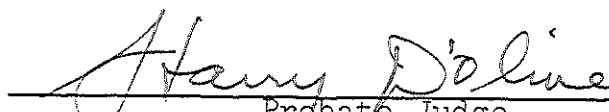
  
Probate Judge

NOTICE OF APPEAL, DECREE THEREON  
AND SERVICE ON PARTIES

TO: ✓ The Housing Authority of the City of Bay Minette, Baldwin  
County, Alabama

You are hereby notified that the above notice of appeal  
was filed in the office of the Probate Judge, Baldwin County, Alabama,  
on the 7<sup>th</sup> day of November, 1969.

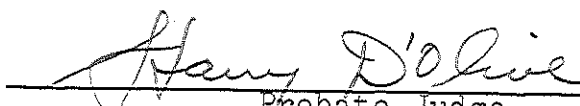
WITNESS my hand on this the 7<sup>th</sup> day of November, 1969.

  
Probate Judge

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

You are hereby commanded to serve the foregoing notice of  
appeal upon The Housing Authority of the City of Bay Minette,  
Baldwin County, Alabama, and make due return to this court of such  
service.

DATED the 7<sup>th</sup> day of November, 1969.

  
Probate Judge

24

11-10-69

1.50

TAYLOR WILKINS SHUFFLE  
By W A Zwick

Received Nov 7 day of Nov 1969  
and on 12 day of Nov 1969  
I received a copy of the within Notice  
at The Housing Authority of the  
City of Bag White  
By Mr. A. J. McMillan

7-14  
THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA,

X IN THE CIRCUIT COURT OF

Condemnor,

X BALDWIN COUNTY, ALABAMA

vs.

X

AT LAW

ALBERTA ASKEW THOMAS,

X

CASE NO. 8980

Condemnee,

X

DECREE

THIS cause having been appealed, in the manner provided by law, from the Probate Court of Baldwin County, Alabama, came on to be heard, by trial de novo, in this Court on this day; and on this date, came the parties to this cause by their attorneys; and the Court having heard and considered the same, is of the opinion that the petition of The Housing Authority of the City of Bay Minette, Baldwin County, Alabama, a body corporation, the Plaintiff in this cause, for the condemnation of the property described in Paragraph 3 of said petition should be granted and that The Housing Authority of the City of Bay Minette, Baldwin County, Alabama, a body corporation has the legal right to condemn said property for the purposes and uses stated in said petition.

It is, therefore, ORDERED and ADJUDGED by the Court and it is the judgment of the Court, that The Housing Authority of the City of Bay Minette, Baldwin County, Alabama, a body corporation, has the legal right to condemn the following described property for use as an Urban Renewal Development, to-wit:

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It is further ORDERED and ADJUDGED by the Court, and it is the judgment of the Court, that the application and petition of The Housing Authority of the City of Bay Minette, Baldwin County, Alabama, a body corporation, in this cause for the condemnation of the land and property hereinabove described shall be, and is hereby granted; and said property and land hereinabove described is hereby condemned for the uses and purposes hereinabove stated, upon the payment into the Court of the compensation and damages assessed by the jury in this cause in the amount of EIGHTEEN THOUSAND DOLLARS (\$18,000.00), and the costs of this cause, which is taxed against the Plaintiff, The Housing Authority of the City of Bay Minette, Baldwin County, Alabama, a body corporation.

And a jury having been demanded for the trial of this cause, the Court did thereupon proceed to have assessed by a jury the damages and compensation to which the Defendant is entitled for the condemnation of the above described lands and property for the uses and purposes hereinabove described.

Thereupon, on this the 16th day of March, 1970, came a jury of good and lawful men, to-wit: Lamar Norell, and eleven others, and having been duly impaneled and sworn according to law, upon their oaths do say: "We the jury find in favor of the landowner, and assess the damages at \$18,000.00.

It is therefore, ORDERED and ADJUDGED by the Court and it is the judgment of the Court, that the Defendant have and recover of the Plaintiff, The Housing Authority of the City of Bay Minette, Baldwin County, Alabama, a body corporation, the sum of EIGHTEEN THOUSAND DOLLARS (\$18,000.00), the damages and compensation assessed as aforesaid, together with the costs in this behalf expended, for which execution may issue.

BOOK 401 PAGE 877



It is further ORDERED and ADJUDGED and it is the judgment of the Court, that when the damages and compensation assessed by the jury, judgment for which is hereinabove entered, is paid into the hands of the Clerk of this Court, or collected by execution or otherwise, the Clerk shall retain said funds in her hands, subject to the terms and provisions of Section 26, Title 19, 1940 Alabama Code.

It is further ORDERED and ADJUDGED, and it is the judgment of the Court, that this order and judgment of condemnation upon the payment of the sum ascertained and assessed by the verdict of the jury in this cause into the hands of the Clerk of this Court, and the costs of this cause, shall vest the title to be acquired for the uses and purposes stated in the application of The Housing Authority of the City of Bay Minette, Baldwin County, Alabama, a body corporation, and for no other uses and purposes, as is provided by law.

It is further ordered and adjudged, and it is the judgment of the Court, that the Clerk shall record this judgment and decree in the Office of the Judge of Probate of Baldwin County, Alabama, in the deed records thereof and the costs thereof be taxed as part of the costs of this cause.

Done this the 16th day of March, 1970.

/s/ Telfair J. Mashburn  
Telfair J. Mashburn, Circuit Judge

I, Alice J. Duck, Register of the Circuit Court of Baldwin County, Alabama, do hereby certify that the foregoing is a correct copy of the original decree rendered by the Judge of the Circuit Court in above stated cause, which said decree is on file and enrolled in my office.

WITNESS MY HAND AND SEAL THIS THE 16th day of Mar., 1970

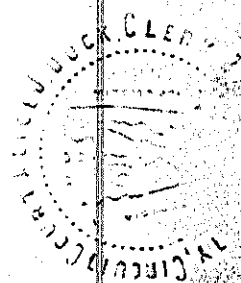
STATE OF ALABAMA,  
BALDWIN COUNTY,

I certify that this instrument was filed on

*Alice J. Duck*  
Register of Circuit Court, in Baldwin County

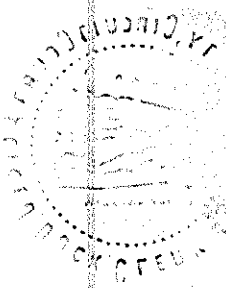
MAR 18 1970 334P

and that no tax was collected. Recorded in  
Book 44  
Page 876-78  
Sherry D'Almeida  
Judge of Probate



*justices + articles* *20.5-9*

R-2.75 Wilson + Brantley



MAILED 8 1310 330 PM  
JUL 13 1910  
RECEIVED  
JUL 13 1910  
JUL 13 1910  
JUL 13 1910

WITNESS MY HAND AND SEAL THIS 10th DAY OF JULY 1910  
CLERK OF THE SUPREME COURT

LETTERS OF APPOINTMENT, CITATION, ETC.  
IN RE: J. M. BRANTLEY

Done this 10th day of July 1910.  
The Court of this case.  
The deed records thereof and the Court thereof be taken as full of  
in the Office of the Judge of Records of Alabama County, Alabama, in  
of the Court, that the Clerk shall record this judgment and decree  
it is further ordered and adjudged, and it is the judgment  
of the Court.  
That the Clerk shall record this judgment and decree  
and the Court of this case, shall have the right to be notified  
of the full in this case into the hands of the Clerk of this Court,  
upon the payment of the full assessment and assessed by the Clerk  
of the Court, that this order and judgment of condemnation  
it is further ordered and adjudged, and it is the judgment  
of the Court.  
So the Clerk and Registrars of Section 30, State of Alabama, Alabama  
County, the Clerk shall record this judgment and decree, and  
the hands of the Clerk of this Court, or collected by execution of  
the full, judgment for which is hereby ordered, to be paid into  
of the Court, that when the payment and condemnation assessed by  
it is further ordered and adjudged, and it is the judgment

676-111  
100  
100

# The Housing Authority

JURY LIST - 2nd WEEK, MARCH 16, 1970

Albert Akers Thm  
no. 8980-8981  
8982

- ~~1. Akers, Mrs. R. M., Collector, Bay Minette~~
- ~~2. Anderson, Evan, Civil Service, Elberta~~
- ~~3. Beverly, Ernie, Farmer, Robertsdale~~ D
- ~~4. Booker, L. H., Operator, Foley~~
- ~~5. Brooks, Frank, Mechanic, Foley~~
- ~~6. Carlisle, D.C., Newport, Bay Minette~~
- ~~7. Cowling, W. B., Farmer, Robertsdale~~ D
- ~~8. Crawford, Harry E., Operator, Elberta~~
- ~~9. Dasley, Mabry T., Millman, Bay Minette~~ City
- ~~10. Fell, Frank, Mechanic, Elberta~~ D
- ~~11. Gance, Charles E., Farmer, Little River~~
- ~~12. Gilbert, B.B. Mechanic, Bay Minette~~ City
- ~~13. Green, Harold Keo, Mechanic, Bay Minette~~
- ~~14. Gwin, E.B., Merchant, Fairhope~~
- ~~15. Good, John, Jr., Farmer, Elberta~~
- ~~16. Helms, Kenneth B., Civil Service, Elberta~~
- ~~17. Helton, Robert Franklin, Contractor, Foley~~ City
- ~~18. Henry, Rauban, Mill Worker, Stockton~~
- ~~19. Hirz, Donald, Civil Service, Elberta~~
- ~~20. Hodges, Tom, Farmer, Bay Minette~~ D
- ~~21. Hodges, Willie Lee, Sawmill, Bay Minette~~ City D
- ~~22. Hodgeson, Robert H., Factoryman, Bay Minette~~
- ~~23. Poikard, Louis, Laborer, Foley~~ City
- ~~24. Hoffman, Winfred C., Gov't. Employee, Bay Minette~~ D
- ~~25. James, William H., Farmer, Foley~~
- ~~26. Johnston, Jessie, Retired, Bon Secour~~
- ~~27. Jones, Chester, Western Auto, Robertsdale~~
- ~~28. Langham, Tommy H., Merchant, Bay Minette~~
- ~~29. Lipscomb, Wilmer, Farmer, Foley~~
- ~~30. Little, William, Farmer, Fairhope~~
- ~~31. Newman, Paul E., Fairhope~~
- ~~32. Noonan, Edward D., Jr., Newport, Bay Minette~~
- ~~33. Norrell, Lamar, Clerk, Foley~~
- ~~34. Peavy, Thelma, Housewife, Bon Secour~~
- ~~35. Rayborn, Cecil David, Fairhope~~
- ~~36. Thompson, Norman, Public Work, Dapine~~ City
- ~~37. Turk, Thera W., Gateswood~~
- ~~38. Ulrich, Julius, City Emp., Elberta~~
- ~~39. Underwood, Verne, Farmer, Magnolia Springs~~
- ~~40. King, Drexler, N., Jr., Clerk, Bay Minette~~ D
- ~~41. Quaites, Orio, Fairhope~~ D
- ~~42. Norworthy, John C., Clerk, Bay Minette~~ City
- ~~43. Hall, O. C., Club Operator, Bay Minette~~ City

D<sup>8</sup> |||||

Gly<sup>8</sup> - |||||

THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA,

X IN THE PROBATE COURT OF

Petitioner,

X BALDWIN COUNTY, ALABAMA

vs.

X CASE NO. 6587

ALBERTA ASKEW THOMAS,

X  
Condemnee,

COMMISSION TO COMMISSIONERS

TO: H. E. Long, B. K. Miller  
and H. D. Robbins

WHEREAS, The Housing Authority of the City of Bay Minette, Alabama, has filed in the Probate Court of Baldwin County, Alabama, its Petition seeking to condemn, for public use, certain lands claimed to be owned by the Condemnee, Alberta Askew Thomas, which is described as follows, to-wit:

From the Southwest corner, Section 16, Township 3 South, Range 2 East, run East 651 feet to a point which is the Southeast corner of Lot 18 of Russell's Subdivision of Douglasville (an unrecorded Subdivision) for a point of beginning; thence run North 154 feet to a point; thence run West 70 feet to a point; thence run North 56 feet to a point; thence run West 140 feet to a point; thence run South 210 feet to a point; thence run East 210 feet to the point of beginning.

WHEREAS, said Probate Court of Baldwin County, Alabama, by its order and decree made on the 11th day of September, 1969, has granted said Petition and has appointed you Commissioners to assess the damages and compensation to which said alleged owners of each of said tracts of land described herein are entitled, on account of the condemnation of said lands for the purposes as set out in said Petition, which damages and compensation so awarded each owner shall be subject to all outstanding valid claims, liens and leases.

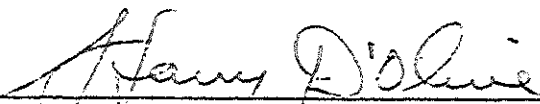
NOW THEREFORE, these presents authorize and commission you to perform your duties as such Commissioners in the manner provided by law.

You are hereby directed, by this Commission, to be sworn as jurors are sworn under the laws of the State of Alabama, and you are further directed to file a certificate along with your award that neither of you have ever been consulted, advised or approached by any person with reference to the value of said lands described in said Petition referred to herein, or the proceedings to condemn the same, prior to the assessment of damages, and that you knew nothing of the same prior to your appointment.

You are further commissioned and directed, by these presents, to assess the damages and compensation to which the owners are entitled by reason of the taking and condemnation of said land as set forth in said Petition, and you may view the lands, and must receive all legal evidence offered by any parties touching the amount of damages the said owner will sustain, the amount of compensation to be awarded to the said owner, in fixing the amount to be awarded the owner for lands taken for this use.

You are further directed, within twenty days from the date of this Commission, to make and file in this Court a report, in writing, of the amount of damages and compensation ascertained and assessed by you for the said owner of said tracts of land.

Done this the 29th day of September, 1969.

  
\_\_\_\_\_  
Probate Judge, Baldwin County, Alabama

No. 6587In the matter of Housing Authority vs. Albert G. Brown, Jr.

Administrator, Executor, or Guardian. Residence \_\_\_\_\_

Attorneys Harry J. Wilkins

Docket \_\_\_\_\_

Page \_\_\_\_\_

Fee Book \_\_\_\_\_

Page \_\_\_\_\_

DATE

FEES

AMOUNT

DATE

FEES

AMOUNT

WILL-Orders on Presentation, \$1.00  
Affidavit in Petition for Probate, 25c  
Recording Petition, per 100 words, 15c  
Issuing Citation, entering Sheriff's Returns, 50c  
Appointing, Notifying Guardian ad Litem, 50c  
Issuing Subpoena for Witnesses, 50c  
Affidavit of Witnesses, 25c  
Examining Witnesses and Order Probating, \$2.00  
Issuing Commission to take Deposition, 50c  
Filing Interrogatories, 10c  
Copy of same, per hundred words, 15c  
Recording Will, per hundred words, 15c  
Recording Testimony, per hundred words, 15c  
Certificate, without Seal, 25c  
Certificate, with Seal, 50c  
Presiding at Trial of Contested Will,  
per day, \$2.50

5-27-69 Rec'd Pet w/ Exhibit 775  
" Notice to Com. 100  
8-27-69 " Amendment 75  
9-11-69 " Order Grant. Pet. 225  
9-29-69 " Comm. to Comm. 175

LETTERS-Affidavit in Petition, 25c  
Recording Petition, per hundred words, 15c  
Granting Letters of Administration, 50c  
Issuing and Recording same, 50c  
Granting Letters of Guardianship, 75c  
Issuing, Filing, and Recording same, 50c  
Taking App., Filing, Rec. Adm. Bond, \$1.50  
Taking App., Filing, Rec. Guard. Bond, \$1.00  
Affidavit of Justification, 50c  
Granting Order of Appraisement, 50c  
Issuing Order of Appraisement, 25c  
Recording same, per hundred words, 15c  
Certified Copy Letters, 50c

10-8-69 Both of Comm. 75  
10-9-69 Cpt. of Comm. 100  
10-9-69 Rec'd. of Comm. 150  
10-9-69 Rec'd. Decree 250

HOMESTEAD-Rec. Petition for Com.  
100 words, 15c

Rec. Order for Applicant, per 100 words, 15c  
Recording Order for Com., per 100 words, 15c  
Notice to Commissioners, 50c  
Recording Report of Com., per 100 words, 15c  
Rec. Order Setting Apart, per 100 words, 15c  
INVENTORY-Order to App. and Rec., 50c  
Affidavit to same, 25c  
Recording same, per 100 words, 15c  
Recording Decree, per 100 words, 15c

APPRAISEMENT-Order Approving Rec., 50c  
Affidavit to same, 25c

Recording same, per 100 words, 15c  
Issuing Order of Appraisement, 25c  
Recording Warrant, per 100 words, 15c  
Order to Approve Appraisement, 50c  
Affidavit to Appraisement, 25c  
Recording same, per 100 words, 15c  
Recording Decree, per 100 words, 15c

SALE OF PERISHABLE PROPERTY-  
Petition, 25c

Recording same, per 100 words, 15c  
Granting Order of Sale, 50c  
Issuing Order of Sale, 25c  
Appointing, Notifying Guardian ad Litem, 50c  
Affidavit to Report, 25c  
Recording, per 100 words, 15c

BROUGHT FORWARD,

SALE OF PERSONAL PROP.-Petition, 25c  
Recording same, per 100 words, 15c  
Granting Order of Sale, 50c  
Issuing Order of Sale, 25c  
Order to Publish Notice of Sale, 50c  
Affidavit to Report, 25c  
Recording, per 100 words, 15c  
Appointing Com'r to Divide, and Writ, \$2.00  
Appointing and Notifying Guardian ad Litem, 50c

PARTIAL SETTLEMENT-Affi. in Account, 25c  
Examining, Stating Acc't, and App. Hearing, \$1.00  
Order to Publish Notice of Sale, 50c  
Appointing and Notifying Guardian ad Litem, 50c  
Examining Vouchers, 10c

Administering Affidavits, 25c  
Making Decree and Order to Record, \$1.50  
Recording same, per 100 words, 15c  
Filing Claims and Giving Receipt, 15c  
INSOLVENCY-Affidavit in Report, 25c  
Recording Report and State., per 100 words, 15c  
Order Appointing Day for Hearing, 25c  
Order to Publish Notice of same, 25c  
Order for Citations, 25c  
Issuing Notice to Creditors, Day of Hearing, 50c  
Order Sustaining Report, 25c  
Order for Settlement, 25c  
Order to Publish Day of Settlement, 25c  
Issuing Notice of Day of Settlement, 25c  
Affidavit to Amount of Claims, 25c  
Appointing, Notifying Guardian ad Litem, 25c

Confirmation Award 17,500.00

SALE OF REAL ESTATE-Affi. in Petition, 25c  
Recording Petition, per 100 words, 15c

Order App. Day of Hearing and Notice, \$1.00  
Order to Publish Notice of same, 50c  
Issuing Citation, entering Sheriff's Return, 50c  
Appointing and Notifying Guardian ad Litem, 50c  
Issuing Commission to take Deposition, 50c  
Filing Interrogatories, per 100 words, 15c  
Copy of Interrogatories, per 100 words, 15c  
Appointing Com'r to Divide and Issue Writ, \$2.00  
Affidavit in Report of same, 25c  
Order Approving Division and Report, \$1.00  
Recording same, per 100 words, 15c  
Hearing Application for Dower, Issuing Writ, \$4.00  
Exam. Testimony and Granting Order to Sell, \$2.00  
Recording Depositions, per 100 words, 15c  
Recording Relinquishment of Dower, 100 wds., 15c  
Recording Report, per 100 words, 15c  
Rec. Payment Purchase Money, per 100 words, 15c

Making Order on Report Sale of Land, 75c

FINAL SETTLEMENT-Affidavit in Acc's, 25c  
Examining, Stating, and Reporting Account, \$1.00  
Order to Publish Notice of same, 50c  
Appointing and Notifying Guardian ad Litem, 50c  
Examining Vouchers, 10c  
Administering Affidavits, 25c  
Recording same, per 100 words, 15c  
Decrees in Final Settlement, 50c

CARRIED FORWARD:

17,630.65

THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA

PLAINTIFF

VS

ALBERTA ASKEW THOMAS

RESPONDENT

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

CASE NO. 6587

TO: ALBERTA ASKEW THOMAS

YOU WILL PLEASE TAKE NOTICE that an application was filed in this Court by the HOUSING AUTHORITY OF THE CITY OF BAY MINETTE, alleging that it desires to have condemned certain parcels of land set out and described as follows:

From the Southwest corner, Section 16, Township 3 South, Range 2 East, run East 683 feet to a point which is the Southeast corner of Lot 18 of Russell's unrecorded Subdivision of Douglasville for a Point of Beginning; thence run North 154 feet to a point; thence run West 70 feet to a point; thence run North 56 feet to a point; thence run West 140 feet to a point; thence run South 210 feet to a point; thence run East 210 feet to the Point of Beginning.

And the application prays that a day be appointed for the hearing thereof and for such further, other and different orders and decrees as may be necessary and proper for the acquisition by the Applicant.

THIS IS TO NOTIFY YOU that the Probate Court of Baldwin County, Alabama, has, and by an order this day made and entered, appointed the 12<sup>th</sup> day of June, 1969, at 10:00 o'clock A.M. as the day and time upon which said application will be heard, at which time you may appear and contest the same, if you choose to do so.

Done this 29<sup>th</sup> day of May, 1969.

Harry D'Almeida  
JUDGE OF PROBATE

THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA

CONDEMNOR

VS

ALBERTA ASKEW THOMAS

CONDEMNEE

) IN THE PROBATE COURT OF

) BALDWIN COUNTY, ALABAMA

Now comes the Housing Authority of the City of Bay Minette, Baldwin County, Alabama, a body corporate, as Petitioner, and files this, its application in the Probate Court of Baldwin County, Alabama, for an Order of Condemnation to acquire and obtain the fee simple title to the lands hereinafter described and as a basis for the relief sought, respectfully shows unto the Court as follows:

1. Your Petitioner is a duly constituted Housing Authority organized existing and acting under the provisions of Chapter 2 of Title 25, Code of Alabama of 1940, and is authorized thereby and under and by virtue of Act No. 491 of the General Acts of Alabama 1949, and Chapter 1 of Title 19, Code of Alabama of 1940, and by the Constitution of Alabama to institute and prosecute this proceedings and to acquire the lands hereinafter described for the purposes stated.

2. At a special meeting of the Housing Authority of the City of Bay Minette, Baldwin County, Alabama, duly and regularly held on February 26, 1969, a resolution was duly and legally adopted by the Commissioners of said Authority finding and determined that the acquisition of the hereinafter described lands, and other lands, is in the public interest and necessary for public use for the uses and purposes set out in and authorized by Act No. 491 of the General Acts of Alabama of 1949, and by the provisions of Title 42, U.S.C.A. Sections 1401-1435, and 1441-1460 as amended, in connection with the carrying out of an urban renewal or redevelopment project known as the Neighborhood Development Program, Project # A-1 according to a redevelopment plan previously duly and legally adopted and approved by your Petitioner and by the governing body of the City of Bay Minette, Baldwin County, Alabama, as by law required. A true and

STATE OF ALABAMA, BALDWIN COUNTY

Filed

May 29, 1969

Minette

BOOK

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PAGE

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PAGE

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Judge of Probate

BOOK 53 PAGE 207



THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA,

Petitioner,

vs.

ALBERTA ASKEW THOMAS,

Condemnee,

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

CASE NO. 5587

COMMISSION TO COMMISSIONERS

TO:

and

J. C. Long

B. K. Mills

H. F. Robbins

WHEREAS, The Housing Authority of the City of Bay Minette, Alabama, has filed in the Probate Court of Baldwin County, Alabama, its Petition seeking to condemn, for public use, certain lands claimed to be owned by the Condemnee, Alberta Askew Thomas, which is described as follows, to-wit:

From the Southwest corner, Section 16, Township 3 South, Range 2 East, run East 651 feet to a point which is the Southeast corner of Lot 18 of Russell's Subdivision of Douglasville (an unrecorded Subdivision) for a point of beginning; thence run North 154 feet to a point; thence run West 70 feet to a point; thence run North 56 feet to a point; thence run West 140 feet to a point; thence run South 210 feet to a point; thence run East 210 feet to the point of beginning.

WHEREAS, said Probate Court of Baldwin County, Alabama, by its order and decree made on the 11th day of September, 1969, has granted said Petition and has appointed you Commissioners to assess the damages and compensation to which said alleged owners of each of said tracts of land described herein are entitled, on account of the condemnation of said lands for the purposes as set out in said Petition, which damages and compensation so awarded each owner shall be subject to all outstanding valid claims, liens and leases.


NOW THEREFORE, these presents authorize and commission you to perform your duties as such Commissioners in the manner provided by law.

You are hereby directed, by this Commission, to be sworn as jurors are sworn under the laws of the State of Alabama, and you are further directed to file a certificate along with your award that neither of you have ever been consulted, advised or approached by any person with reference to the value of said lands described in said Petition referred to herein, or the proceedings to condemn the same, prior to the assessment of damages, and that you knew nothing of the same prior to your appointment.

You are further commissioned and directed, by these presents, to assess the damages and compensation to which the owners are entitled by reason of the taking and condemnation of said land as set forth in said Petition, and you may view the lands, and must receive all legal evidence offered by any parties touching the amount of damages the said owner will sustain, the amount of compensation to be awarded to the said owner, in fixing the amount to be awarded the owner for lands taken for this use.

You are further directed, within twenty days from the date of this Commission, to make and file in this Court a report, in writing, of the amount of damages and compensation ascertained and assessed by you for the said owner of said tracts of land.

Done this the 29<sup>th</sup> day of September, 1969.

  
\_\_\_\_\_  
Probate Judge, Baldwin County, Alabama

THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA,

Condemnor,

vs.

ALBERTA ASKEW THOMAS,

Condemnee,

IN THE PROBATE COURT OF


BALDWIN COUNTY, ALABAMA

CASE NO. 6587

Comes now The Housing Authority of the City of Bay Minette,  
Baldwin County, Alabama, a body Corporation, by and through its  
Attorney, Harry J. Wilters, Jr., and amends the description of the  
original application for condemnation to read as follows:

From the Southwest corner, Section 16, Township  
3 South, Range 2 East, run East 651 feet to a  
point which is the Southeast corner of Lot 18  
of Russell's Subdivision of Douglasville (an un-  
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thence run North 154 feet to a point; thence  
run West 70 feet to a point; thence run North  
56 feet to a point; thence run West 140 feet to  
a point; thence run South 210 feet to a point;  
thence run East 210 feet to the point of begin-  
ning.

This the 27<sup>th</sup> day of August, 1969.

  
Harry J. Wilters, Jr., Attorney for the  
Housing Authority of the City of Bay  
Minette, Alabama

STATE OF ALABAMA, BALDWIN COUNTY  
Filed Aug. 27, 1969  
Recorded Harry J. Wilters, Jr.  
Index of Probate

THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA,

Condemnor,

vs.

ALBERTA ASKEW THOMAS,

Condemnee,

X

X

X

X

X

IN THE PROBATE COURT OF


BALDWIN COUNTY, ALABAMA

CASE NO. 6587

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This the 27th day of August, 1969.

  
Harry J. Wilters, Jr., Attorney for the  
Housing Authority of the City of Bay  
Minette, Alabama

STATE OF ALABAMA, BALDWIN COUNTY  
Filed August 27, 1969  
Recorded Harry J. Wilters, Jr.  
book 100 page 3  
Judge of Probate

THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA,

Condemnor,

vs.

ALBERTA ASKEW THOMAS,

Condemnee,

IN THE PROBATE COURT OF

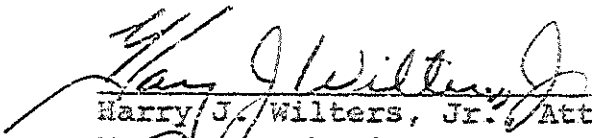
BALDWIN COUNTY, ALABAMA

CASE NO. 6587

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Baldwin County, Alabama, a body Corporation, by and through its  
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a point; thence run South 210 feet to a point;  
thence run East 210 feet to the point of begin-  
ning.

This the 27<sup>th</sup> day of August, 1969.

  
Harry J. Wilters, Jr., Attorney for the  
Housing Authority of the City of Bay  
Minette, Alabama

STATE OF ALABAMA, BALDWIN COUNTY  
Filed Aug 27, 1969 Page 1  
Recorded Harry D. Davis  
Judge of Probate

THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA,

Petitioner,

vs.

ALBERTA ASKEW THOMAS,

Condemnee,

X

X

X

X

X

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

CASE NO. 5587

COMMISSION TO COMMISSIONERS

TO: H. L. Long, B. K. Mills  
and H. D. Walling

WHEREAS, The Housing Authority of the City of Bay Minette, Alabama, has filed in the Probate Court of Baldwin County, Alabama, its Petition seeking to condemn, for public use, certain lands claimed to be owned by the Condemnee, Alberta Askew Thomas, which is described as follows, to-wit:

From the Southwest corner, Section 16, Township 3 South, Range 2 East, run East 651 feet to a point which is the Southeast corner of Lot 18 of Russell's Subdivision of Douglasville (an unrecorded Subdivision) for a point of beginning; thence run North 154 feet to a point; thence run West 70 feet to a point; thence run North 56 feet to a point; thence run West 140 feet to a point; thence run South 210 feet to a point; thence run East 210 feet to the point of beginning.

WHEREAS, said Probate Court of Baldwin County, Alabama, by its order and decree made on the 11th day of September, 1969, has granted said Petition and has appointed you Commissioners to assess the damages and compensation to which said alleged owners of each of said tracts of land described herein are entitled, on account of the condemnation of said lands for the purposes as set out in said Petition, which damages and compensation so awarded each owner shall be subject to all outstanding valid claims, liens and leases.

NOW THEREFORE, these presents authorize and commission you to perform your duties as such Commissioners in the manner provided by law.

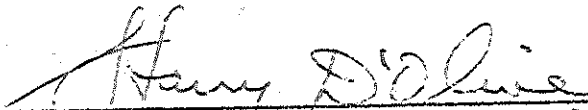
to Sheriff  
sent 9-30-69

You are hereby directed, by this Commission, to be sworn as jurors are sworn under the laws of the State of Alabama, and you are further directed to file a certificate along with your award that neither of you have ever been consulted, advised or approached by any person with reference to the value of said lands described in said Petition referred to herein, or the proceedings to condemn the same, prior to the assessment of damages, and that you knew nothing of the same prior to your appointment.

You are further commissioned and directed, by these presents, to assess the damages and compensation to which the owners are entitled by reason of the taking and condemnation of said land as set forth in said Petition, and you may view the lands, and must receive all legal evidence offered by any parties touching the amount of damages the said owner will sustain, the amount of compensation to be awarded to the said owner, in fixing the amount to be awarded the owner for lands taken for this use.

You are further directed, within twenty days from the date of this Commission, to make and file in this Court a report, in writing, of the amount of damages and compensation ascertained and assessed by you for the said owner of said tracts of land.

Done this the 27<sup>th</sup> day of September, 1969.

  
\_\_\_\_\_  
Probate Judge, Baldwin County, Alabama

1000  
1000 56' x 70'

THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA,

IN THE PROBATE COURT OF

Petitioner,

BALDWIN COUNTY, ALABAMA

VS.

CASE NO. 6587

7-14

ALBERTA ASKEW THOMAS,

Condemnee,

COMMISSION TO COMMISSIONERS

TO:

H. E. Long

B. K. Dill

and

F. D. Robbins

WHEREAS, The Housing Authority of the City of Bay Minette, Alabama, has filed in the Probate Court of Baldwin County, Alabama, its Petition seeking to condemn, for public use, certain lands claimed to be owned by the Condemnee, Alberta Askew Thomas, which is described as follows, to-wit:

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WHEREAS, said Probate Court of Baldwin County, Alabama, by its order and decree made on the 11th day of September, 1969, has granted said Petition and has appointed you Commissioners to assess the damages and compensation to which said alleged owners of each of said tracts of land described herein are entitled, on account of the condemnation of said lands for the purposes as set out in said Petition, which damages and compensation so awarded each owner shall be subject to all outstanding valid claims, liens and leases.

NOW THEREFORE, these presents authorize and commission you to perform your duties as such Commissioners in the manner provided by law.

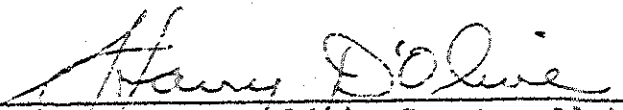


You are hereby directed, by this Commission, to be sworn as jurors are sworn under the laws of the State of Alabama, and you are further directed to file a certificate along with your award that neither of you have ever been consulted, advised or approached by any person with reference to the value of said lands described in said Petition referred to herein, or the proceedings to condemn the same, prior to the assessment of damages, and that you knew nothing of the same prior to your appointment.

You are further commissioned and directed, by these presents, to assess the damages and compensation to which the owners are entitled by reason of the taking and condemnation of said land as set forth in said Petition, and you may view the lands, and must receive all legal evidence offered by any parties touching the amount of damages the said owner will sustain, the amount of compensation to be awarded to the said owner, in fixing the amount to be awarded the owner for lands taken for this use.

You are further directed, within twenty days from the date of this Commission, to make and file in this Court a report, in writing, of the amount of damages and compensation ascertained and assessed by you for the said owner of said tracts of land.

Done this the 29th day of September, 1969.

  
\_\_\_\_\_  
Probate Judge, Baldwin County, Alabama

THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA,

Condemnor,

vs.

ALBERTA ASKEW THOMAS,

Condemnee,

IN THE PROBATE COURT OF

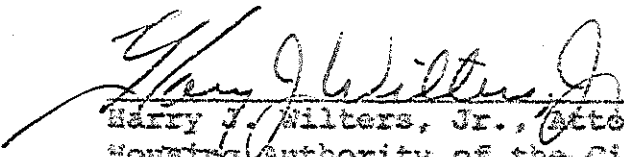
BALDWIN COUNTY, ALABAMA

CASE NO. 6587

Comes now The Housing Authority of the City of Bay Minette,  
Baldwin County, Alabama, a body Corporation, by and through its  
Attorney, Harry J. Wilters, Jr., and amends the description of the  
original application for condemnation to read as follows:

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point which is the Southeast corner of Lot 18  
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56 feet to a point; thence run West 140 feet to  
a point; thence run South 210 feet to a point;  
thence run East 210 feet to the point of begin-  
ning.

This the 27 day of August, 1969.

  
Harry J. Wilters, Jr., Attorney for the  
Housing Authority of the City of Bay  
Minette, Alabama

STATE OF ALABAMA, BALDWIN COUNTY  
Filed Aug 27, 1969  
Recorded Harry Wilters  
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No. 6587In the matter of Housing Authorityvs Albert G. AsbewAdministrator, Executor, or Guardian. Residence ThomasAttorneys Harry J. Wilsters

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DATE	FEES	AMOUNT	DATE	FEES	AMOUNT
	WILL—Orders on Presentation, \$1.00 Affidavit in Petition for Probate, 25c Recording Petition, per 100 words, 15c Issuing Citation, entering Sheriff's Returns, 50c Appointing, Notifying Guardian ad Litem, 50c Issuing Subpoena for Witnesses, 50c Affidavit of Witnesses, 25c Examining Witnesses and Order Probating, \$2.00 Issuing Commission to take Deposition, 50c Filing Interrogatories, 10c Copy of same, per hundred words, 15c Recording Will, per hundred words, 15c Recording Testimony, per hundred words, 15c Certificate, without Seal, 25c Certificate, with Seal, 50c Presiding at Trial of Contested Will, per day, \$2.50			BROUGHT FORWARD, SALE OF PERSONAL PROP.—Petition, 25c Recording same, per 100 words, 15c Granting Order of Sale, 50c Issuing Order of Sale, 25c Order to Publish Notice of Sale, 50c Affidavit to Report, 25c Recording, per 100 words, 15c Appointing Com'r to Divide, and Writ, \$2.00 Appointing and Notifying Guardian ad Litem, 50c	100
11-7-69	Record Appeal	100		PARTIAL SETTLEMENT—Affi. in Account, 25c Examin'g, Stating Acc't, and App. Hearing, \$1.00 Order to Publish Notice of Sale, 50c Appointing and Notifying Guardian ad Litem, 50c Examining Vouchers, 10c Administering Affidavits, 25c Making Decree and Order to Record, \$1.50 Recording same, per 100 words, 15c Filing Claims and Giving Receipt, 15c INSOLVENCY—Affidavit in Report, 25c Recording Report and State., per 100 words, 15c Order Appointing Day for Hearing, 25c Order to Publish Notice of same, 25c Order for Citations, 25c Issuing Notice to Creditors, Day of Hearing, 50c Order Sustaining Report, 25c Order for Settlement, 25c Order to Publish Day of Settlement, 25c Issuing Notice of Day of Settlement, 25c Affidavit to Amount of Claims, 25c Appointing, Notifying Guardian ad Litem, 25c	
	LETTERS—Affidavit in Petition, 25c Recording Petition, per hundred words, 15c Granting Letters of Administration, 50c Issuing and Recording same, 50c Granting Letters of Guardianship, 75c Issuing, Filing, and Recording same, 50c Taking App., Filing, Rec. Adm. Bond, \$1.50 Taking App., Filing, Rec. Guard. Bond, \$1.00 Affidavit of Justification, 50c Granting Order of Appraisement, 50c Issuing Order of Appraisement, 25c Recording same, per hundred words, 15c Certified Copy Letters, 50c			SALE OF REAL ESTATE—Affi. in Petition, 25c Recording Petition, per 100 words, 15c Order App. Day of Hearing and Notice, \$1.00 Order to Publish Notice of same, 50c Issuing Citation, entering Sheriff's Return, 50c Appointing and Notifying Guardian ad Litem, 50c Issuing Commission to take Deposition, 50c Filing Interrogatories, per 100 words, 15c Copy of Interrogatories, per 100 words, 15c Appointing Com'r to Divide and Issue Writ, \$2.00 Affidavit in Report of same, 25c Order Approving Division and Report, \$1.00 Recording same, per 100 words, 15c Hearing Application for Dower, Issuing Writ, \$4.00 Exam. Testimony and Granting Order to Sell, \$2.00 Recording Depositions, per 100 words, 15c Recording Relinquishment of Dower, 100 wds., 15c Recording Report, per 100 words, 15c Rec. Payment Purchase Money, per 100 words, 15c Making Order on Report Sale of Land, 75c	
	HOMESTEAD—Rec. Petition for Com. 100 words, 15c Rec. Order for Applicant, per 100 words, 15c Recording Order for Com., per 100 words, 15c Notice to Commissioners, 50c Recording Report of Com., per 100 words, 15c Rec. Order Setting Apart, per 100 words, 15c INVENTORY—Order to App. and Rec., 50c Affidavit to same, 25c Recording same, per 100 words, 15c Recording Decree, per 100 words, 15c			FINAL SETTLEMENT—Affidavit in Acc's, 25c Examining, Stating, and Reporting Account, \$1.00 Order to Publish Notice of same, 50c Appointing and Notifying Guardian ad Litem, 50c Examining Vouchers, 10c Administering Affidavits, 25c Recording same, per 100 words, 15c Decrees in Final Settlement, 50c	
	APPRAISEMENT—Order Approving Rec., 50c Affidavit to same, 25c Recording same, per 100 words, 15c Issuing Order of Appraisement, 25c Recording Warrant, per 100 words, 15c Order to Approve Appraisement, 50c Affidavit to Appraisement, 25c Recording same, per 100 words, 15c Recording Decree, per 100 words, 15c				
	SALE OF PERISHABLE PROPERTY— Petition, 25c Recording same, per 100 words, 15c Granting Order of Sale, 50c Issuing Order of Sale, 25c Appointing, Notifying Guardian ad Litem, 50c Affidavit to Report, 25c Recording, per 100 words, 15c				
	CARRIED FORWARD:				250
				Taylor Wilkins, Jr.	150

No. \_\_\_\_\_

# The State of Alabama

**\_COUNTY**

PROBATE COURT

In the Matter of

# PROBATE FEE BILL

Received of

*Dollars*

in payment of the above.

This \_\_\_\_\_, 19\_\_\_\_

Judge of Probate

Probate Docket \_\_\_\_\_ Page \_\_\_\_\_

Fee Book \_\_\_\_\_ Page \_\_\_\_\_

**Attorneys**

Form 1575—ROBERTS &amp; SON, BIRMINGHAM

[illegible]

STATE OF ALABAMA

BALDWIN COUNTY

OATH OF COMMISSIONERS

We, and each of us, do solemnly swear that we will well and truly try all issues submitted to us in the cause now pending in the Probate Court of Baldwin County, Alabama, between The Housing Authority of the City of Bay Minette, Alabama, Petitioners, and Alberta Askew Thomas, Condemnee, the issue submitted to us being the amount of damages and compensation to which the said Alberta Askew Thomas, as owner, and other interested parties are entitled for the condemnation of certain lands for public use as set out in the original petition.

So help us, God.

W. L. Long

B. K. Mills

William H. White

Sworn to and subscribed before me on this the 8<sup>th</sup> day of

October

, 1969.

Harry D'Oliver

Probate Judge, Baldwin County, Alabama

THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA,

Condemnor,

VS.

ALBERTA ASKEW THOMAS,

Condemnee.

)

)

)

)

)

)

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

CASE NO. 6587

### CERTIFICATE OF COMMISSIONERS

The undersigned Commissioners do hereby file in the Probate Court of Baldwin County, Alabama, with the foregoing report, this written certificate, and do hereby state and certify that none of the undersigned Commissioners have ever been consulted with, advised with or approached by any person in reference to the value of the said lands involved in the proceedings by The Housing Authority of the City of Bay Minette, Alabama, versus Alberta Askew Thomas, and that neither of them have ever been consulted with, advised with, or approached by any person with reference to the said proceedings to condemn the said lands prior to the assessment of damages and that they knew nothing of the same prior to their appointment, and that they have no interest of any kind in said proceedings to condemn the said lands.

W. L. Long

B. K. Mills

William S. Mills

Sworn to and subscribed before me on this the 8th day of  
October, 1969.

Harry D. Oliver  
Probate Judge, Baldwin County, Alabama

THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA,

Condemnor,

VS.

ALBERTA ASKEW THOMAS,

Condemnee.

)  
)  
) IN THE PROBATE COURT OF

)  
) BALDWIN COUNTY, ALABAMA

)  
) CASE NO. 6587

REPORT OF THE COMMISSIONERS

TO: THE HONORABLE HARRY D'OLIVE, JUDGE OF THE PROBATE COURT OF  
SAID COUNTY:

The undersigned Commissioners who were heretofore appointed  
by the Court to assess the damages and compensation to which Alberta  
Askew Thomas is entitled to by reason of the condemnation of certain  
lands by The Housing Authority of the City of Bay Minette, Baldwin  
County, Alabama, for public use in its Neighborhood Development  
Program Project #A-1, do hereby report as follows:

That after being sworn as required by law; that after viewing  
the lands and after receiving all the evidence offered by any of  
the parties touching the amount of damages and compensation to  
which the owner of same will sustain, and thereby assessing the  
amount of damages and compensation to which the owner of the said  
land described in the petition in this cause is entitled, they do  
report the damages and compensation as follows:

The amount of damages awarded to the said Alberta Askew Thomas,  
as owner of the lands described in the said petition being

\$ 13,500.00.

The above award is subject to any liens which might be of  
record in the office of the Judge of Probate of Baldwin County,  
Alabama.

The undersigned do further state that in making such assess-  
ments, they have proceeded in strict conformity of the Commission  
heretofore issued to and served upon them as such Commissioners and

the undersigned do further file with this report and award a certificate showing that the undersigned Commissioners have no interest in the said proceeding.

Done this 8th day of October, 1969.

W. L. Long

B. K. Mills

William H. Mills

Sworn to and subscribed before me on this the 8th day of October, 1969.

Harry D'Oliver  
Probate Judge, Baldwin County, Alabama



THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA,

IN THE PROBATE COURT OF

Condemnor,

BALDWIN COUNTY, ALABAMA

vs.

CASE NO:6587

ALBERTA ASKEW THOMAS,

Condemnee.

DECREE OF CONDEMNATION BY PROBATE COURT

This cause coming on to be heard on the report of W. E. Long, Billy K. Mills and Wm. H. Dobbins, Commissioners in this cause, and Petition having been filed in this Court to condemn, for public use in Neighborhood Development Program Project #A-1, certain lands owned by Alberta Askew Thomas, and the Court having heretofore made an order granting said Petition, and said order having been made only after due and legal notice of filing of said Petition, and the appointment of a day for hearing the same having been given to all owners, lienholders, claimants, lessees and mortgagees and other persons alleged to have any interest in the lands described in this Petition, and the said order having been made only after proof by legal and competent evidence of the averments of the said Petition,

And the Court having in its order made on the 11th day of September, 1969, appointed W. E. Long, Billy K. Mills and Wm. H. Dobbins, Commissioners to assess and appraise the damages and compensation to which the owners of the said lands are entitled, and the said Commissioners having filed in this Court their report showing that after having first been sworn as jurors are required to be sworn, they proceeded to assess the damages and compensation to which the owners of the tracts of land described in the said report and the original Petition, in this cause, for public use, and as described in the said Petition, and that after they have viewed the said lands and had received all evidence offered touching on

the amount of damages and compensation to which the said owners are entitled;

And it further appearing from the said report that the amount of damages and compensation awarded to Alberta Askew Thomas, on account of the lands described in the original petition and the said report of the Commissioners, being required by The Housing Authority of the City of Bay Minette, Alabama, for the purposes described in the petition, was \$13,500.00;

And it further appearing to the satisfaction of the Court that Petitioner is entitled to have all of the lands described in the said petition condemned for the purposes described in the said petition, in this cause, and that Petitioner is entitled to have the said lands condemned as stated in the Petition in this cause;

And it appearing to the satisfaction of the Court that Petitioner has already paid into Court the amount of money awarded by the said Commissioners to the said owners, which said awards are subject to all outstanding valid claims, liens, leases and mortgages, for the condemnation of the lands described in the said report of said Commissioners and described in the original petition in this cause, and has also paid all the Court costs in this cause;

It is, therefore, ORDERED, ADJUDGED and DECREED by the Court that the lands described herein, namely:

From the Southwest corner, Section 16, Township 3 South, Range 2 East, run East 651 feet to a point which is the Southeast corner of Lot 18 of Russell's Subdivision of Douglasville (an unrecorded Subdivision) for a point of beginning; thence run North 154 feet to a point; thence run West 70 feet to a point; thence run North 56 feet to a point; thence run West 140 feet to a point; thence run South 210 feet to a point; thence run East 210 feet to the point of beginning.


and in the petition filed herein be, and the same are hereby condemned for public use and Neighborhood Development Program Project #A-1, and such other purposes as are set out in the original petition filed herein, and that the Petitioner shall have the right to

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immediate possession and right of entry in and to the said lands and to subject said lands for uses and purposes as set forth in the original petition herein and such lands are condemned for the uses and purposes originally stated in the original petition and against all parties having an interest therein, and who are made party Respondents in this proceeding and are hereby especially condemned against the interests of Alberta Askew Thomas.

It is further ORDERED, ADJUDGED and DECREED by the Court that all papers in this proceeding be recorded.

Done this 9th day of October, 1969.

  
\_\_\_\_\_  
Probate Judge, Baldwin County, Alabama

BOOK 53 PAGE 228

8980

NOTICE OF APPEAL

THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA,

Petitioner,

VS.

ALBERTA ASKEW THOMAS,

Respondent.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA


NO. 6587

Now comes the respondent in the above styled cause and prays for and takes an appeal to the Circuit Court of Baldwin County, Alabama, from the final order and decree of condemnation rendered by the Probate Court of Baldwin County, Alabama, in the above styled cause on the 9<sup>th</sup> day of October, 1969, insofar as the said final order and decree of condemnation relates to the lands described in the petition and to Alberta Askew Thomas and as to the amount of damages or compensation awarded to Alberta Askew Thomas of the lands described in the original petition filed in this cause and as described in the final order or decree of condemnation rendered in this cause as referred to above, which land is described as follows, to-wit:


From the Southwest corner of Section 16, Township 3 South, Range 2 East, run East 683 feet to a point which is the Southeast corner of Lot 18 of Russell's unrecorded subdivision of Douglasville for a point of beginning; thence run North 154 feet to a point; thence run West 70 feet to a point; thence run North 56 feet to a point; thence run West 140 feet to a point; thence run South 210 feet to a point; thence run East 210 feet to the point of beginning.

Alberta Askew Thomas, the respondent, does herewith file in the Probate Court of Baldwin County, Alabama, the court rendering the final decree of condemnation, this, her written notice of appeal to the Circuit Court of Baldwin County, Alabama.

DATED the 7<sup>th</sup> day of November, 1969.

  
James R. Owen  
Attorney for Respondent

The respondent demands a trial  
by jury of this cause.

  
Attorney for Respondent

STATE OF ALABAMA, BALDWIN COUNTY

Filed Nov. 7, 1969/8:35A.M

Recorded \_\_\_\_\_ book \_\_\_\_\_ page \_\_\_\_\_

  
Harry D. Oliver  
Judge of Probate

The Secretary stated to the Commissioners that the purpose of the meeting was to execute the Contract for Architectural Services with the firm of Dietz, Prince & Fischrupp Architects. He stated that this contract would provide free architectural service to families whose homes are scheduled for rehabilitation and that it was authorized and funded by the NDP Application. The maximum amount of this contract is \$1,500.00 and 22 families are to receive assistance at an estimated cost of \$100.00 to \$125.00 per family. If the funds provided for this service are not sufficient, additional funds can be transferred from contingencies. A motion for approval of the contract was offered by Commissioner Nassar, seconded by Commissioner Boykin and declared by the Chairman to be unanimously approved.

The Secretary stated that we are now ready to start acquiring property and that the Commissioners needed to authorize the Executive Director to offer certain sums of money for property. He stated that an appraisal of each parcel had been made by Mr. D. C. Coleman fourteen months ago and by Mr. M. D. Bell less than thirty days ago. The Secretary and Mr. Wilbur Edwards from the Acquisition Department of HUD had inspected each property individually and discussed prices to be offered to the property owners. The Commissioners were shown a tabulation sheet (See Attachment). Commissioner Boykin introduced the following resolution which was read in full:

Be it resolved that the Commission of the Housing Authority of the City of Bay Minette, Alabama finds, determines and declares that the acquisition of the lands listed on the attached real estate appraisal tabulation and identified by parcel numbers which may be further identified by the land ownership map of the Urban Renewal Plan, is in the public interest and the acquisition is necessary for public use and for the uses and purposes set out in and authorized by the Code of Alabama of 1940 as amended, recompiled 1958 and as amended and by the provisions of Title 42, U.S.C.A. Sections 1401-1435, and 1441-1460 as amended and other sections as made and provided, in connection with the execution of the Urban Renewal Program known as Neighborhood Development Program, Project Number Alabama A-1, according to the plan previously duly and legally adopted and approved by the Commissioners of the Housing Authority at a special meeting on October 16, 1968 and by the governing body of the City of Bay Minette, Alabama in regular session on October 15, 1968 and that the Executive Director is hereby authorized to acquire these properties, except parcels numbered 3-3 and 3-4, at the price listed on the form as the IPA's recommended price or at any lower price concurred in by the Regional Office of the Department of Housing and Urban Development by whatever means he deems appropriate in order to carry out the orderly execution of the Urban Renewal Plan.

Commissioner Boykin moved the adoption of the resolution and his motion was seconded by Commissioner Nassar. Following a discussion,

BOOK 53 PAGE 213

Chairman Faulkner called for the vote and all Commissioners voted aye. The Chairman declared the motion carried and the resolution adopted unanimously.

Commissioner Boykin excused himself from the room. Commissioner Nassar introduced the following resolution which was read in full:

Be it resolved that the Commission of the Housing Authority of the City of Bay Minette, Alabama finds, determines and declares that the acquisition of the lands listed on the attached real estate appraisal tabulation and identified by parcel numbers 3-3 and 3-4 which may be further identified by the land ownership map of the Urban Renewal Plan, is in the public interest and the acquisition is necessary for public use and for the uses and purposes set out in and authorized by the Code of Alabama of 1940 as amended, recompiled 1958 and as amended and by the provisions of Title 42, U.S.C.A. Sections 1401-1435, and 1441-1460 as amended and other sections as made and provided, in connection with the execution of the Urban Renewal Program known as Neighborhood Development Program, Project Number Alabama A-1, according to the plan previously duly and legally adopted and approved by the Commissioners of the Housing Authority at a special meeting on October 16, 1968 and by the governing body of the City of Bay Minette, Alabama in regular session on October 15, 1968 and that the Executive Director is hereby authorized to acquire these properties at the price listed on the form as the IPA's recommended price or at any lower price concurred in by the Regional Office of the Department of Housing and Urban Development by whatever means he deems appropriate in order to carry out the orderly execution of the Urban Renewal Plan.

Commissioner Nassar moved the adoption of the resolution and his motion was seconded by Commissioner Page. Following a discussion, Chairman Faulkner called for the vote and all Commissioners voted aye. The Chairman declared the motion carried and the resolution adopted unanimously.

The Executive Director stated that court cases would not delay the program because the Housing Authority could post bond or cash and take possession of the property.

There being no further business to come before the meeting, it was declared by the Chairman to be adjourned at 5:25 P.M.

---

Chairman

correct copy of said resolution is attached hereto marked Exhibit "A" with leave herein prayed to refer to the same as often as may be necessary.

3. That the parcels of land necessary for public use and the uses and purposes as set forth herein and is authorized as herein set forth above which the Petitioner seeks to condemn are set out and described as follows:

From the Southwest corner, Section 16, Township 3 South, Range 2 East, run East 683 feet to a point which is the Southeast corner of Lot 18 of Russell's unrecorded Subdivision of Douglasville for a Point of Beginning; thence run North 154 feet to a point; thence run West 70 feet to a point; thence run North 56 feet to a point; thence run West 140 feet to a point; thence run South 210 feet to a point; thence run East 210 feet to the Point of Beginning.

4. That Petitioner further shows that diligent search has been made of the records of Baldwin County, Alabama, and diligent inquiry made to ascertain the names, ages, and places of residence of the parties owning or claiming some right, title or interest in the said lands, and according to the best of Petitioner's information, knowledge, and belief the said lands are owned or some right, title or interest is claimed by the persons and parties as are named as Defendants in this cause and set forth in Paragraph 3 above, and described herein and that all of said parties and persons named as owners, lienholders and claimants are over the age of twenty-one (21) years and are under no legal disability unless and except as stated under each separate parcel described herein and that each of said Defendants own or claim said property, or some right, title or interest herein.

5. That Petitioner further shows that it has made bona fide efforts to agree with the parties owning or claiming some right, title or interest in each of said tracts of land described in said Paragraph 3 above, described herein as to the fair and reasonable market value of said property and compensation to be allowed and paid to them for their interests in said lands to be condemned hereby, and that it has failed to come to any such agreement with all of said parties, or that the title to such tract or parcel of

BOOK 53 PAGE 208

land was such that it could not be acquired by direct purchase, and that your Petitioner has heretofore taken all steps necessary and all proceedings required by law necessary to initiate these proceedings.

6. Your Petitioner alleges that it seeks to condemn the fee simple title to said lands hereinabove described by acquiring all the right, title and interest in and to said property hereinabove described now owned by the persons or parties herein made Defendants, together with any other party or parties herein made Defendants, together with any other party or parties claiming to hold any right, title, or interest therein or to hold any lien against said property hereinabove described for the purpose of carrying out an urban renewal or redevelopment project known as the Neighborhood Development Program, Project # A-1 and which said lands when condemned will be devoted to the uses and purposes authorized by the statutes and acts hereinabove set out for which purposes your Petitioner has already acquired title or options to purchase other property in the immediate vicinity necessary to complete this project, and that the tracts of land described herein cannot be acquired as set forth above, and that said tracts are necessary to complete this project, and the Housing Authority of the City of Bay Minette, Baldwin County, Alabama, did heretofore, at the meeting held on February 26, 1969 aforesaid adopted a resolution authorizing the acquisition of the tracts referred to above by condemnation proceedings and its Executive Director has instructed and authorized Wilson Hayes as Attorney for the Housing Authority of the City of Bay Minette, Alabama to institute and prosecute such proceedings for the condemnation of said tracts or any part thereof included in said project area where said Authority is unable to acquire the same by purchase or for title reasons. A copy of the resolution, properly certified thereto by the Secretary of the Housing Authority of the City of Bay Minette marked Exhibit "B" and made a part hereof with leave to refer to as often as may be necessary, and your Petitioner acknowledges itself as security for the costs of this proceedings.

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THE PREMISES CONSIDERED, Petitioner prays that this Court will make and enter an order appointing a day for the hearing of this Petition and that the Court give notice to the above Defendants who are residents of the State of Alabama by personal service, and to all other Defendants in such form and manner as is required by law, and that the Court will appoint a guardian ad litem to represent the interest of any minor Defendants, and that upon final hearing of this Petition that this Court will order and enter a decree that the hearing of this Petition, that this Court will order and enter a decree that the Petitioner is entitled to acquire the fee simple title to the lands herein for the purpose as set forth herein and will appoint Commissioners to ascertain and report the fair and reasonable market value and compensation to be allowed the Defendants as their interest may appear for such taking and that upon payment into Court of the fair and reasonable market value and compensation for such lands as assessed by the Commissioners, a judgement or decree be rendered vesting the fee simple title to the said lands free and clear of all liens and encumbrances, in the Housing Authority of the City of Bay Minette, Alabama, a Corporation, and will make and enter in this cause all such other and further orders and decrees as may be necessary or proper in the premises.

HOUSING AUTHORITY OF THE CITY OF  
BAY MINETTE, A CORPORATION

By: W. L. Hay  
Lawyer for Housing Authority  
of the City of Bay Minette

BOOK 53 PAGE 210

MINUTES OF A SPECIAL MEETING OF  
THE COMMISSIONERS OF THE HOUSING  
AUTHORITY OF THE CITY OF BAY  
MINETTE, ALABAMA HELD ON  
FEBRUARY 26, 1969.

A Special Meeting of the Commissioners of the Housing Authority of the City of Bay Minette, Alabama was called to order by Chairman Faulkner at 4:45 P.M. on Wednesday, February 26, 1969 in the office of the Authority.

Upon roll call all Commissioners were present. Also present was Attorney Taylor Wilkins Jr.

The Secretary stated to the meeting that the following notice had been served on each Commissioner and that each Commissioner had, prior to the meeting, accepted such notice and consented to the holding of the meeting, by signing a waiver of notice and consent to a special meeting hereinafter set forth, which notice, with the certificate as to service thereof, and which waiver and consent, as signed by the Commissioners of the Authority, were ordered spread upon the minutes of this meeting.

NOTICE OF SPECIAL MEETING:

TO THE COMMISSIONERS OF THE HOUSING AUTHORITY OF THE CITY OF  
BAY MINETTE, ALABAMA:

You are hereby notified that a Special Meeting of the Commissioners of The Housing Authority of the City of Bay Minette, Alabama has been called for 4:30 P.M. on Wednesday, February 26, 1969 at the office of the Authority for the following purposes:

1. To concur in prices to be offered for property in Douglasville;
2. To execute a Contract for Architectural Services with Dietz, Prince & Fischrupp Architects;
3. To transact any and all other business which may legally come before the meeting.

Dated this 21st day of February, 1969.

/s/ J. H. Faulkner  
Chairman

CERTIFICATE AS TO SERVICE OF  
NOTICE OF SPECIAL MEETING:

I, Huston Carter, the duly appointed, qualified and acting Secretary of the Housing Authority of the City of Bay Minette, Alabama, do hereby certify that on February 26, 1969, I served in the manner provided in the By-Laws of said Authority, upon each of the Commissioners thereof, a true and correct copy of the foregoing Notice of Special Meeting.

Witness my signature this 26th day of February, 1969.

Huston Carter  
Secretary

WAIVER OF NOTICE OF AND CONSENT TO  
SPECIAL MEETING:

We, the undersigned Commissioners of the Housing Authority of the City of Bay Minette, Alabama do hereby accept service of the foregoing notice of special meeting, waiving any and all irregularities in such service and in said notice, and we do hereby consent and agree that said Commissioners shall meet at the time and place named in said notice and for the purposes therein stated.

William G. Long Jr.  
J. H. Faulkner  
Emile Mason  
Charles Brown  
W. F. Thomas

BOOK

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# 11475  
14-2  
THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA

PLAINTIFF

VS

ALBERTA ASKEW THOMAS

RESPONDENT

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

CASE NO. 6587

TO: ALBERTA ASKEW THOMAS

YOU WILL PLEASE TAKE NOTICE that an application was  
filed in this Court by the HOUSING AUTHORITY OF THE CITY OF  
BAY MINETTE, alleging that it desires to have condemned certain  
parcels of land set out and described as follows:

From the Southwest corner, Section 16, Township  
3 South, Range 2 East, run East 683 feet to a  
point which is the Southeast corner of Lot 18  
of Russell's unrecorded Subdivision of Douglasville  
for a Point of Beginning; thence run North 154  
feet to a point; thence run West 70 feet to a point;  
thence run North 56 feet to a point; thence run  
West 140 feet to a point; thence run South 210  
feet to a point; thence run East 210 feet to the  
Point of Beginning.

And the application prays that a day be appointed for  
the hearing thereof and for such further, other and different  
orders and decrees as may be necessary and proper for the  
acquisition by the Applicant.

THIS IS TO NOTIFY YOU that the Probate Court of Baldwin  
County, Alabama, has, and by an order this day made and entered,  
appointed the 12<sup>th</sup> day of June, 1969, at 10:00  
o'clock A.M. as the day and time upon which said application  
will be heard, at which time you may appear and contest the  
same, if you choose to do so.

Done this 29<sup>th</sup> day of May, 1969.

Harry D'Oliver  
JUDGE OF PROBATE

Sheriff claims 4 miles at  
Ten Cents per mile Total \$ .40  
TAYLOR WILKINS, Sheriff  
BY Jalbert  
DEPUTY SHERIFF

Received 29 day of May 1969  
and on 30 day of May 1969  
I served a copy of the within Notice  
on Alberta Asper Thomas  
By service on \_\_\_\_\_

TAYLOR WILKINS, Sheriff  
By W A Jalbert D. S.  
D Vall

1.50  
1.90

THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA,

X

Condemnor,

X

vs.

X

ALBERTA ASKEW THOMAS,

X

Condemnee,

X

IN THE PROBATE COURT OF

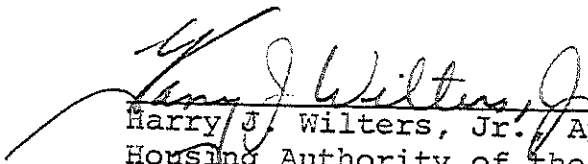
BALDWIN COUNTY, ALABAMA

CASE NO. 6587

Comes now The Housing Authorify of the City of Bay Minette,  
Baldwin County, Alabama, a body Corporation, by and through its  
Attorney, Harry J. Wilters, Jr., and amends the description of the  
original application for condemnation to read as follows:

From the Southwest corner, Section 16, Township  
3 South, Range 2 East, run East 651 feet to a  
point which is the Southeast corner of Lot 18  
of Russell's Subdivision of Douglasville (an un-  
recorded Subdivision) for a point of beginning;  
thence run North 154 feet to a point; thence  
run West 70 feet to a point; thence run North  
56 feet to a point; thence run West 140 feet to  
a point; thence run South 210 feet to a point;  
thence run East 210 feet to the point of begin-  
ning.

This the 27<sup>th</sup> day of August, 1969.

  
Harry J. Wilters, Jr. Attorney for the  
Housing Authority of the City of Bay  
Minette, Alabama

STATE OF ALABAMA, BALDWIN COUNTY  
Filed Aug. 27. 1969 M  
Recorded Minutes book 53 page 216  
Harry D. Oliver  
Judge of Probate

THE HOUSING AUTHORITY OF THE	X	
CITY OF BAY MINETTE, BALDWIN		
COUNTY, ALABAMA,	X	IN THE PROBATE COURT OF
Condemnor,	X	BALDWIN COUNTY, ALABAMA
vs.	X	CASE NO. 6587
ALBERTA ASKEW THOMAS,	X	
Condemnee.	X	

ORDER GRANTING PETITION AND  
APPOINTING COMMISSIONERS

This being the day appointed for hearing the Petition of The Housing Authority of the City of Bay Minette to condemn certain property described in said petition, for the uses and purposes therein stated.

And it appearing to the satisfaction of the Court that: Alberta Askew Thomas has had notice of the filing of said petition and the appointment of this day as a day for hearing the same by citation personally served upon her by the Sheriff of Baldwin County, Alabama, on the 30th day of May, 1969, and an amendment thereto by U. S. Mail, being at least ten days prior to this day, and further that she did appear at said hearing with her attorney, John Earl Chason.

And the Court having proceeded to hear said Petition, and the evidence submitted in support of same; and it appearing to the satisfaction of the Court from the legal and competent evidence offered by the Petitioner that the averments of said Petition are true and correct.

And it further appearing to the satisfaction of the Court that the tract of land described in said Petition is owned by the person alleged to be the owner thereof, and that such tracts of land are subject to liens, and leases as shown in said Petition, and that the interest sought to be acquired by the Petitioner is an easement over, on and across said tract of land as described in said Petition, and which land when condemned

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will be devoted to such uses and purposes, and that it is necessary that said lands be condemned for the purposes and uses set forth in said Petition, and it further appearing to the Court that no objections have been filed to the granting of said Petition, it is, therefore, ORDERED, ADJUDGED and DECREED, by the Court, that said Petition be, and the same is, hereby granted.

And it further appearing to the satisfaction of the Court that J. E. Long, B. K. Miles and A. H. Robbins are citizens of Baldwin County, Alabama and possess the qualifications of jurors, and are disinterested and have no interest whatever in the proceeding, and said three persons in all respect competent and qualified to serve as Commissioners to assess and appraise the damages and compensation to which the owner, lienholders, and lessees of said land are entitled.

It is, therefore, ORDERED, ADJUDGED, and DECREED, by the Court, that the said J. E. Long, B. K. Miles and A. H. Robbins be, and they are hereby, appointed Commissioners to assess and appraise the damages and compensation to which the owners of each tract of land described in said Petition are entitled, which amount of damages and compensation so awarded each owner shall be subject to all outstanding valid claims, liens and leases, and that said persons so appointed Commissioners have notice of their appointment as such Commissioners by written commission issued to them and served upon them by the Sheriff of Baldwin County, Alabama, and that they be sworn as jurors are sworn under the laws of the State of Alabama; and it is further ORDERED By the Court that such Commission so issued shall show a description of each of said tracts of land described in said Petition, and sought to be condemned; and it is further ORDERED, by the Court, that said



Commissioners proceed with the assessment of said damages and compensation in the manner prescribed by law, and that they report their findings in writing under oath to this Court for confirmation.

Done this 11th day of September, 1969.

  
\_\_\_\_\_  
Probate Judge, Baldwin County, Alabama

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1475  
THE HOUSING AUTHORITY OF THE  
CITY OF BAY MINETTE, BALDWIN  
COUNTY, ALABAMA,

X IN THE PROBATE COURT OF

Petitioner, X BALDWIN COUNTY, ALABAMA

vs. X CASE NO. 6587

ALBERTA ASKEW THOMAS, X

Condemnee, X

COMMISSION TO COMMISSIONERS

TO: H. C. Long, B. K. Mills  
and H. W. Robbins

WHEREAS, The Housing Authority of the City of Bay Minette, Alabama, has filed in the Probate Court of Baldwin County, Alabama, its Petition seeking to condemn, for public use, certain lands claimed to be owned by the Condemnee, Alberta Askew Thomas, which is described as follows, to-wit:

From the Southwest corner, Section 16, Township 3 South, Range 2 East, run East 651 feet to a point which is the Southeast corner of Lot 18 of Russell's Subdivision of Douglasville (an unrecorded Subdivision) for a point of beginning; thence run North 154 feet to a point; thence run West 70 feet to a point; thence run North 56 feet to a point; thence run West 140 feet to a point; thence run South 210 feet to a point; thence run East 210 feet to the point of beginning.

WHEREAS, said Probate Court of Baldwin County, Alabama, by its order and decree made on the 11th day of September, 1969, has granted said Petition and has appointed you Commissioners to assess the damages and compensation to which said alleged owners of each of said tracts of land described herein are entitled, on account of the condemnation of said lands for the purposes as set out in said Petition, which damages and compensation so awarded each owner shall be subject to all outstanding valid claims, liens and leases.


NOW THEREFORE, these presents authorize and commission you to perform your duties as such Commissioners in the manner provided by law.

You are hereby directed, by this Commission, to be sworn as jurors are sworn under the laws of the State of Alabama, and you are further directed to file a certificate along with your award that neither of you have ever been consulted, advised or approached by any person with reference to the value of said lands described in said Petition referred to herein, or the proceedings to condemn the same, prior to the assessment of damages, and that you knew nothing of the same prior to your appointment.

You are further commissioned and directed, by these presents, to assess the damages and compensation to which the owners are entitled by reason of the taking and condemnation of said land as set forth in said Petition, and you may view the lands, and must receive all legal evidence offered by any parties touching the amount of damages the said owner will sustain, the amount of compensation to be awarded to the said owner, in fixing the amount to be awarded the owner for lands taken for this use.

You are further directed, within twenty days from the date of this Commission, to make and file in this Court a report, in writing, of the amount of damages and compensation ascertained and assessed by you for the said owner of said tracts of land.

Done this the 29th day of September, 1969.

  
\_\_\_\_\_  
Probate Judge, Baldwin County, Alabama

Received 30 day of Sept 1969  
and on 30 day of Sept 1969

I served a copy of the within Notice  
on W. E. Long, B. K. Mills  
W. H. Robbins

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

TAYLOR WILKINS, Sheriff

By W. A. Z. [Signature]