

2060

COUNTY OF BALDWIN by
R. J. ROBERTSON, It's Agent
PLAINTIFF
VS.
C. C. BROWN
DEFENDANT

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA

NOTICE OF APPEAL

Comes C. C. BROWN in the above entitled case, and prays for and takes an appeal to the Circuit Court of Baldwin County Alabama, from the order of condemnation entered in this cause.

C. C. BROWN does herewith file in the Court of Probate of Baldwin County, Alabama, the Court rendereing such order, this his written notice of appeal.

This the 30th day of July, 1953

Arthur C. Epperson
Def.'s Attorney

TO: R. J. ROBERTSON, Agent and Chairmen of the County Commission of Baldwin County, Alabama.

You are hereby notified that the above notice of appeal was filed in the Office of the Judge of Probate of Baldwin County, Alabama, on the 3RD day of August, 1953.

Witness my hand this the 3RD day of August, 1953.

W. R. Stewart
Judge of Probate.

STATE OF ALABAMA)
BALDWIN COUNTY) TO ANY SHERIFF OF THE STATE OF ALABAMA

You are hereby commanded to serve the foregoing notice of appeal upon R. J. Robertson and make due return to this Court of such service.

This the 3RD day of August, 1953.

W. R. Stewart
Judge of Probate.

STATE OF ALABAMA
BALDWIN COUNTY

I hereby certify that I have executed the above notice upon R. J. Robertson by leaving a copy of the same with Him.

This the 11 day of August, 1953

Joseph Wilkins
Sheriff
By H. F. Hall D. S.

July 26, 1954

Honorable W. R. Stuart
Bay Minette,
Alabama

Dear Sir:

The appeals in condemnation suits by Baldwin County against H. A. Stuart, J. M. Montgomery, Owen Eubank and C. R. Lavally were dismissed. The monies under the original arrangements were paid into your court. The dismissal of the appeals return this matter to your court as to these parties. It is therefore, in order that you pay out to the above named parties the monies paid into court for them.

The condemnation cases against Easley and Morris were adjusted in the Circuit Court. The monies paid into your court on these should be returned to the County Commissioners and they should issue new checks to the Circuit Clerk, \$150.00 for Morris and \$800.00 for Easley. The Circuit Clerk should then pay out these monies to these two parties.

In all these cases except the Easley case, the land owners were represented by Mr. Telfair J. Mashburn, Jr., who was represented by Messrs. Chason and Stone.

It would be proper to issue checks to these parties as owners and to their attorneys jointly.

Yours truly,

DEBBE & SHEARIN & STANNARD LLP

H. C. Beebe
H. C. Beebe

WCB:iph

No. 3223 In the Matter of Baldwin C. - vs - C.C. Brown

Administrator, Executor or Guardian. Residence.

Attorneys W.C. Beebe Docket Page Fee Book B Page 40

DATE	FEES OF PROBATE JUDGE	AMOUNT	DATE	FEES OF PROBATE JUDGE	AMOUNT
	<p>WILL—Order on Presentation, \$1.00</p> <p>Affidavit in Petition for Probate, 25c</p> <p>Recording Petition, per 100 words, 15c</p> <p>Issuing Citation, ent'g Sheriff's Returns, 50c</p> <p>App'ting and Notifying Guard, ad Litem, 50c</p> <p>Issuing Subpoenas for Witness, 50c</p> <p>Affidavit of Witnesses, 25c</p> <p>Examining Wit. and order Probating, \$2.00</p> <p>Issuing Commission to take Deposition, 50c</p> <p>Filing Interrogatories, 10c</p> <p>Copy of same, per 100 words, 15c</p> <p>Recording Will, per 100 words, 15c</p> <p>Recording Testimony, per 100 words, 15c</p> <p>Certificate, without seal, 25c</p> <p>Certificate, with seal, 50c</p> <p>Presiding at Trial C't'd Will, per day, \$2.50</p> <p>LETTERS—Affidavit in Petition, 25c</p> <p>Recording Petition, per 100 words, 15c</p> <p>Rec'ding Rel. right to Adm'n'r, 100 words, 15c</p> <p>Granting Letters of Administration, 50c</p> <p>Issuing and Recording same, 50c</p> <p>Granting Let. of Gu'd'uship, each minor, 75c</p> <p>Issuing, Filing and Recording same, 50c</p> <p>Taking, App., Filing, Rec. Adm. Bonds, \$1.00</p> <p>Taking, App. Filing, Guard. Bond, \$1.00</p> <p>Affidavit of Justification, 25c</p> <p>Granting Order of Appraisement, 50c</p> <p>Issuing Order of Appraisement, 25c</p> <p>Recording same, per 100 words, 15c</p> <p>Order Removing Executor, Adm. Guard, \$2.00</p> <p>Order Appointing General Guardian, \$1.00</p> <p>Issuing and Recording same, 50c</p> <p>Order Appointing General Administ'r., \$1.00</p> <p>Issuing and Recording same, 50c</p> <p>Order Appointing Adm'r ad Litem, \$1.00</p> <p>Issuing and Recording same, 50c</p> <p>HOMESTEAD—Rec. Pet'n for Com., 100 words, 15c</p> <p>Record, Order for App., per 100 words, 15c</p> <p>Recording Order for Com., per 100 words, 15c</p> <p>Notice to Commissioners, 50c</p> <p>Recording Report of Com., per 100 words, 15c</p> <p>Record, Order Setting Apart, 100 words, 15c</p> <p>INVENTORY—Order to apprais and Record, 50c</p> <p>Affidavit to same, 25c</p> <p>Recording same, per 100 words, 15c</p> <p>SUPPLEMENT INVENTORY—Order App., Rec., 50c</p> <p>Affidavit to same, 25c</p> <p>Recording same, per 100 words, 15c</p> <p>Recording Decree, per 100 words, 15c</p> <p>APPRAISEMENT—Order Approving, Rec., 50c</p> <p>Affidavit to same, 25c</p> <p>Recording same, per 100 words, 15c</p> <p>SUPPLEMENT APPRAISEMENT—Grant, Order, 50c</p> <p>Issuing Order of Appraisement, 25c</p> <p>Recording Warrant, per 100 words, 15c</p> <p>Order to Approve Appraisement, 50c</p> <p>Affidavit to same, 25c</p> <p>Recording same, per 100 words, 15c</p> <p>Recording Decree, per 100 words, 15c</p> <p>SALE OF PERISHABLE PROPERTY—Petition, 25c</p> <p>Recording same, per 100 words, 15c</p> <p>Granting Order of Sale, 50c</p> <p>Issuing Order of Sale, 25c</p> <p>App'ting and Notifying Guard, ad Litem, 50c</p> <p>Recording, per 100 words, 15c</p> <p>SALE OF PERSONAL PROPERTY—Petition, 25c</p> <p>Recording same, per 100 words, 15c</p> <p>Granting Order of Sale, 50c</p> <p>Issuing Order of Sale, 25c</p> <p>Order to Publish Notice of Sale, 50c</p>			<p>BROUGHT FORWARD,</p> <p>Affidavit to Report, 25c</p> <p>Recording, per 100 words, 15c</p> <p>Appointing Com'r to Divide, and Writ, \$2.00</p> <p>Approving Division and Order thereon, \$1.00</p> <p>App'ting and Notifying Guard, ad Litem, 50c</p> <p>PARTIAL SETTLEMENT—Affidavit in Acc't, 25c</p> <p>Affidavit to List of Heirs, 25c</p> <p>Examining, Stating Acc't and Ap. Hear., \$1.00</p> <p>Order to Publish Notice of Sale, 50c</p> <p>App'ting and Notifying Guard, ad Litem, 50c</p> <p>Examining Vouchers, 10c</p> <p>Administering Affidavits, 25c</p> <p>Making Decree and Order to Record, \$1.50</p> <p>Recording same, per 100 words, 15c</p> <p>Filing Claims and giving Receipt, 15c</p> <p>INSOLVENCY—Affidavit in Report, 25c</p> <p>Affidavit to Statements, 25c</p> <p>Recording Rep't and Statem't, 100 words, 15c</p> <p>Order Appointing Day of Hearing, 25c</p> <p>Order to Publish Notice of same, 25c</p> <p>Order for Citations, 25c</p> <p>Iss'g Notice to Creditor Day of Hearing, 50c</p> <p>Order Sustaining Report, 25c</p> <p>Order for Settlement, 25c</p> <p>Order to Publish Day of Settlement, 25c</p> <p>Issuing Notice of Day of Settlement, 25c</p> <p>Affidavit to Amount of Claims, 25c</p> <p>App'ting and Notifying Guard, ad Litem, 50c</p> <p>SALE OF REAL ESTATE—Affidavit in Petition, 25c</p> <p>Recording Petition, per 100 words, 15c</p> <p>Order App't'g Day of Hear. and Notice, \$1.00</p> <p>Order to Publish Notice of same, 50c</p> <p>Issuing Citations, Ent'g Sheriff's Return, 50c</p> <p>App'ting and Notifying Guard, ad Litem, 50c</p> <p>Issuing Commission to take Deposition, 50c</p> <p>Filing Interrogatories, 10c</p> <p>Copy of Interrogatories, per 100 words, 15c</p> <p>App't'g Com. to Divide and Issue Writ, \$2.00</p> <p>Affidavit to Report of Same, 25c</p> <p>Order Approving Division and Report, \$1.00</p> <p>Recording same, per 100 words, 15c</p> <p>Hearing Applic'n for Dower, Iss'g Writ, \$4.00</p> <p>Exam'g Testim'y and Grant Ord'r to Sell, \$2.00</p> <p>Recording Depositions, per 100 words, 15c</p> <p>Record. Reliq'm't of Dower, 100 words, 15c</p> <p>Recording Report, per 100 words, 15c</p> <p>Rec. Paym't Purchase Money, 100 words, 15c</p> <p>Making Order on Report of Sale of Land, 75c</p> <p>Hear Ap'n to Compel Conveyance, etc., \$2.00</p> <p>FINAL SETTLEMENT—Affidavit in Account, 25c</p> <p>Affidavit to Statement of Heirs, 25c</p> <p>Exam'g, Stating and Recording Acc't, \$1.00</p> <p>Order to Publish Notice of same, 50c</p> <p>App'ting and Notifying Guard. ad Litem, 50c</p> <p>Examining Vouchers, 10c</p> <p>Administering Affidavits, 25c</p> <p>Recording same, per 100 words, 15c</p> <p>Decree in Final Settlement, 50c</p> <p>SPECIAL PROCEEDINGS—Proceedings for Declaration of Unsound Mind and App. Guard. ad Litem \$5.00</p> <p>Recording Decree Relieving Minors, etc., \$1.00</p> <p>Proceed to Perpetuate Testimony, per 100 words, 20c</p> <p>Other Services Relating Thereto, 75c</p> <p>Record. Pro'dings Bind'g Out Appren., \$1.00</p>	
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No.

The State of Alabama,

.....COUNTY

PROBATE COURT

IN THE MATTER OF

PROBATE FEE BILL

RECEIVED OF

.....Dollars

in Payment of the above, this.....day of

....., 19.....

Judge of Probate.

DATE	FEES OF SHERIFF	AMOUNT	DATE	FEES OF WITNESSES	AMOUNT
	Serving and Returning Citations, @ \$ 65				
	Serving Witness, @ 65				
	Collecting Execution for Cost, 1 50				
	Serving Application to Perpetuate Testimony, 1 00				
	Impanelling Jury, 75				
	Serving Notices, @ 65				
	Summoning Jury Dower, per day, 5 00				
	Serving Writs, @ 1 50				
	Sheriff's Commission,			I have Received the Amount Opposite my Name.	
	FEES OF PRINTER				
	FEES OF GUARDIAN AD LITEM				
	FEES OF COMMISSIONERS				

STATE OF ALABAMA

BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS, that WHEREAS Baldwin County, Alabama, did on the 26th day of May, 1953 file its petition in the Probate Court of Baldwin County, Alabama for the condemnation of certain lands described in said petition as the property of C. C. Brown, and the said Court did on the ~~22nd~~ day of July, 1953 enter an order granting the said petition and assessing the damages for the said C. C. Brown at \$300.00, which said sum the said applicant did pay into the Probate Court on the 22nd day of July, 1953, and the said C. C. Brown did appeal to the Circuit Court of Baldwin County, Alabama from the said judgment, condemnation and assessment of damages on the 3RD day of August, 1953, and the said applicant desires and proposes to enter upon the said lands and proceed with the improvement for which the said lands were sought by condemnation;

NOW THEREFORE, BALDWIN COUNTY, ALABAMA, as principal, and R J Robertson and M E Bryant, as sureties, are held and firmly bound to the said C. C. Brown in the penal sum of \$ 600.00, the payment of which the said principal and sureties well and truly bind themselves, their successors, heirs and assigns.

The condition of the above obligation is such that the said County of Baldwin shall pay such damages as the said C. C. Brown, owner, may sustain then this obligation shall be null and void, otherwise to remain in full force and effect.

WITNESS our hands and seals this the 7 day of August, 1953.

BALDWIN COUNTY, ALABAMA

BY R J Robertson (SEAL)

M E Bryant (SEAL)

(SEAL)

702062

Baldwin County

vs.

C. C. Brown

Condemnation

FILED

AUG 11 1953

ALICE J. DUCK, Clerk

Arthur Epperson

BALDWIN COUNTY, ALABAMA

IN THE PROBATE COURT OF

VS

C. C. Brown

BALDWIN COUNTY, ALABAMA.

July 22, 1953

This cause coming on to be heard and it appearing to the court that the Commissioners heretofore appointed on the 19 day of June, 1953, to assess the damages and compensations which C. C. Brown should receive for the condemnation of the lands described in said petition as belonging to him or in which he had an interest, and the Commissioners having reported to this court their assessment of the compensation and damages which the said C. C. Brown should receive for the condemnation of his land, and it appearing to the Court that petitioner, Baldwin County, Alabama, has paid to this court the sum of \$ 300⁰⁰ as damages and compensations ascertained and assessed by the said Commissioners for the condemnation of the land of said C. C. Brown namely the land described as follows:

As shown by the Right-of-way map of Project C-0213, as recorded in the office of the Judge of Probate of Baldwin County:

Beginning at the SE Corner of Section 23, Tn-8-S, Rn-5-E, the point of Beginning at the East Property line; Thence 50.1 feet N. 0°-36'W. thence 472.4 feet in a Northwesterly direction along a curve concave Southwesterly and having a radius of 2664.93 feet, thence 200.1 feet N. 77°-36'W, thence 80.0 feet S. 0°-36'E. thence 185.0 feet S. 77°-36'E. thence 185.8 feet in a Southeasterly direction along said curve, thence 320.0 feet N. 89°-24'E. to point of beginning.

Said Right-of-way being on each side of center line of Survey, lying in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 23, Tn-8-S, Rn-5-E, of Baldwin County and containing 0.752 acres more or less.

the said lands having been condemned by the said County under the provisions of the laws of the State of Alabama, for the use in Baldwin County, Alabama, as a roadway.

It is therefore ORDERED AND DECREED by the Court that the report of said Commissioners be recorded and that the said herein described land is hereby condemned for the use of Baldwin County, Alabama, for a public roadway, as prayed for in petition filed by Baldwin County, Alabama, in this Court on the 26 day of MAY, 1953, by virtue of which said county of Baldwin and its successors may construct and perpetually build and maintain a public roadway over the said tract of land as hereinabove described, without further liability to the said C. C. Brown.

W. R. Stuart
Judge of Probate

STATE OF ALABAMA, BALDWIN COUNTY

Recorded Pro & Min book 1 page 301
W. R. Stuart
Judge of Probate W

2025-10-26

2060

BALDWIN COUNTY, ALABAMA

IN THE PROBATE COURT OF

VS

BALDWIN COUNTY, ALABAMA

C. C. Brown

TO THE SHERIFF OF BALDWIN COUNTY, ALABAMA:

Your are hereby commanded to notify W. J. Perske,

William Eckman and J. A. Pilgrim

that, by order of the Probate Court of Baldwin County, Alabama, made and entered on the 29th day of June, 195 3, they were appointed Commissioners to ascertain and report to this court, in writing, within twenty days from this date the amount of damages and compensation which C. C. Brown is entitled to on the application of Baldwin County, Alabama, for an order of condemnation of the following described land situated in Baldwin County, Alabama, to-wit:

As shown by the Right-of-way map of Project C-0213, as recorded in the office of the Judge of Probate of Baldwin County:

Beginning at the SE Corner of Section 23, Tn-8-S, Rn-5-E, the point of beginning at the East Property line; Thence 50.1 feet N. 0°-36'W. thence 472.4 feet in a Northwesterly direction along a curve concave Southwesterly and having a radius of 2864.93 feet, thence 200.1 feet N. 77°-36'W. thence 80.0 feet S. 0°-36'E. thence 185.0 feet S. 77°-36'E. thence 185.8 feet in a Southeasterly direction along said curve, thence 320.0 feet N. 89°-24'E. to point of beginning.

Said Right-of-way being on each side of center line of Survey, lying in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 23, Tn-8-S, Rn-5-E, of Baldwin County and containing 0.752 acres more or less.


Now these are therefore the Commissioners, the said

W.J. Perske, William Eckman and J. A. Pilgrim,

so that they may enter upon the discharge of their duties as such Commissioners as soon as they shall be directed as prescribed by the date hereof and make due return of the action thereon.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal

of said Court on this the 29 day of June, 195 3.


W. R. Stuart, Judge of Probate.

Executed July, 2. 1953

By Serving Copy on

W. J. Perske

William Eckman

J. A. Pilgrim

Sheriff

Taylor Wilkins

By

Edleigh Steadham

Returned

7/6/53

STATE OF ALABAMA

BALDWIN COUNTY

§

IN THE PROBATE COURT OF

§

BALDWIN COUNTY, ALABAMA.

TO C. C. Brown, whose address is Josephine, Alabama.

You will take notice that on the 26TH day of MAY, 1953, petition was filed in this Court by Baldwin County, Alabama, by R. J. Robertson, its agent and Chairman of the County Commission of Baldwin County, Alabama, setting forth that it desires to have condemned for a right-of-way for a public road, certain lands which are specifically set forth and described in said petition as follows, to-wit:

As shown by the Right-of-way map of Project C-0213, as recorded in the office of the Judge of Probate of Baldwin County:

Beginning at the SE Corner of Section 23, Tn-8-S, Rn-5-E, the point of beginning at the East Property line; Thence 50.1 feet N. 0°-36'W. thence 472.4 feet in a North-westerly direction along a curve concave Southwesterly and having a radius of 2864.93 feet, thence 200.1 feet N. 77°-36'W, thence 80.0 feet S. 0°-36'E. thence 185.0 feet S. 77°-36'E. thence 185.8 feet in a Southeasterly direction along said curve, thence 320.0 feet N. 89°-24'E. to point of beginning.

Said Right-of-way being on each side of center line of Survey, lying in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 23, Tn-8-S, Rn-5-E, of Baldwin County and containing 0.752 acres more or less.

And the said petitioner prays this court appoint a day for the hearing of said petition and for such orders and decrees as may be necessary and proper for the acquirement by the said petitioner of the property herein described for the purposes herein stated.

You will please take notice that the court has appointed the 18TH day of JUNE, 1953, ^{/at 10 A.M.} as a suitable day upon which to hear said petition, at which time you may appear and contest the same if you choose to do so.

Done at my office this the 26TH day of MAY, 1953.

W R Stewart
Judge of Probate, Baldwin Co., Ala.

Served on _____ 19____
and on _____
I served a copy of the within notice _____

By service on C.C. Brown

TAYLOR WILKINS, Sheriff
By W.F. Brown D.S.

TAYLOR WILKINS, Sheriff
19____

Received in Sheriff's Office
the 16 day of May 1933 656
TAYLOR WILKINS, Sheriff

C.C. Brown
Josephine Ala

VS.

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA

1. He denies each and every material allegation in said petition.

2. He avers and alleges that there is no justification or necessity for condemnation of his said property for public use as sufficient right of way and easements exist for all property owners in the immediate vicinity to get to and from their said property to public highways.

3. He further avers and alleges that the damages to himself will be in excess of the benefits accruing to the public and to the contrary of the said petition only a few individuals will benefit from said road project and these will benefit materially at the expense of the general public and tax payers.

4. He further avers and alleges that the expense of said project is not warranted by the small number of residents and usage by the public in said community where said road project terminates.

The defendant herein prays of this Honorable Court that the said petition will be denied or in the alternative that this Honorable Court will decree and order on the hearing of the petition and this answer that another survey be made changing said right of way so that said right of way will not damage or partition the property of the defendant.

Attorney for Defendant

Filed June 29, 1953 M

Recorded Ex. & Min. book 1 page 294

W. R. Stuart
Judge of Probate

Josephine, Alabama
June 4, 1953

TO WHOM IT MAY CONCERN;

We the undersigned property owners and residents of Josephine, Alabama earnestly and respectfully, petition and request that appropriate action be taken to change the proposed road Project No. C - 0213 as is surveyed and staked which crosses the property of Claude C. Brown.

We have looked the property over and feel that the owner Claude C. Brown is justified in asking for a change, in as much as the present survey cuts the property in two, leaving it in two (2) parcels. One of which is so small that it renders it practically useless. Also cutting large trees which will decrease the beauty and value of said property.

Claude C. Brown is willing to give Forty feet (40) or a reasonable amount if taken starting at the S. E. Corner of the property line and running West along the Section line or the South border line of the property.

J. R. Wood

R. E. Stacy

C. H. White

Chris L. Atkins

J. M. Plant

Ellis and Minnie Whitfield

Margaret C. L. Clinie

Betty Jordan

Lester Garrett

John K. Collins

STATE OF ALABAMA, BALDWIN COUNTY

Filed *June 29, 1953*

Recorded *Prot Min* book *1* page *295*

W. R. Stuart

Judge of Probate

ND

Baldwin County, Alabama / Probate
vs Court / Baldwin
V C Brown County Ala

Carries the petitioner in
the above styled case and
moves to strip pleas 1 to 4, in
clusive and says;

Said pleas do not set up
Matters which under the
law constitute a defense
to the petition

W. C. Beebe
Attorney for
Petitioner

STATE OF ALABAMA, BALDWIN COUNTY
Filed June 29, 1953 M
Recorded Pro & Min book 1 page 296
W. R. Stuart
Judge of Probate

Probate Office

Baldwin County

W. R. STUART, Judge

Bay Minette, Alabama

Filed June 29, 1953

W. R. Stuart

Judge

BALDWIN COUNTY, ALABAMA

PLAINTIFF,

VS

C. C. Brown

DEFENDANT.

IN THE PROBATE COURT

OF BALDWIN COUNTY,

ALABAMA

June 29, 1953

In the matter of the Petition to condemn certain lands for right-of-way for public road.

This being the day appointed by the Court for hearing the application heretofore filed in this Court praying that this Court condemn certain land described in said application for the purpose set forth therein, now comes said applicant, by its attorney and the said C. C. Brown, having had due and legal notice in the manner and for the time required by law, the Court proceeds to hear said application, together with all legal evidence touching the same; and it appearing to the Court, that more than ten days' notice has been given to the defendant in this case, as required by law, and that the allegations of said petition are true, and that the said C. C. Brown is the owner of said land and that it is necessary that the said land be condemned for the purposes mentioned in said application, and it further appearing to the Court that no objections to said petition have been filed in this proceeding, it is ordered adjudged and decreed by the Court that said petition be and the same is hereby granted. And it appearing to the Court that

W.J. Perske and William Eckman

J. A. Pilgrim are three citizens of the County possessing the qualifications of jurors, and who are disinterested and that the said above-named citizens are proper and competent persons to act as Commissioners to view the land described in said application and after hearing all evidence offered to assess the damages and compensation to which the said C. C. Brown is entitled, they are hereby appointed Commissioners for the purposes aforesaid. And the said Commissioners will report their doings to this Court.

W. R. Stuart
W. R. Stuart, Judge of Probate

STATE OF ALABAMA, BALDWIN COUNTY

Recorded Pro. T. Mix book 1 page 297
W. R. Stuart
Judge of Probate HS

Mft 5-21

BOOK 001 PAGE 291

STATE OF ALABAMA

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IN THE PROBATE COURT OF

BALDWIN COUNTY

Ø

BALDWIN COUNTY, ALABAMA.

TO THE HONORABLE W. R. STUART, JUDGE OF PROBATE OF BALDWIN COUNTY,
ALABAMA:

Your petitioner, the County of Baldwin, in the State of Alabama, by R. J. Robertson, its agent, as Chairman of the County Commission, duly elected, qualified and authorized thereto, respectfully shows unto your Honor as follows:

FIRST: That under the laws of the State of Alabama, your petitioner, Baldwin County, Alabama, is charged with the duty of providing rights-of-way for roads constructed within said County; that the said Baldwin County, acting through and by the State Highway Department, has surveyed and adopted and proposes to construct a public road over and across the lands hereinafter described for public road purposes as a right-of-way for the said above designated county road; that it is necessary and proper and to the best interest of said county, and the State Highway Department has approved, that it acquire for a right-of-way for public road purposes the following described lands, to-wit:

As shown by the Right-of-way map of Project C-0213, as recorded in the office of the Judge of Probate of Baldwin County:

Beginning at the SE Corner of Section 23, Tn-8-S, Rn-5-E, the point of beginning at the East Property line; Thence 50.1 feet N. $0^{\circ}-36'W$. thence 472.4 feet in a North-westerly direction along a curve concave Southwesterly and having a radius of 2864.93 feet, thence 200.1 feet N. $77^{\circ}-36'W$, thence 80.0 feet S. $0^{\circ}-36'E$. thence 185.0 feet S. $77^{\circ}-36'E$. thence 185.8 feet in a Southeasterly direction along said curve, thence 320.0 feet N. $89^{\circ}-24'E$. to point of beginning.

Said Right-of-way being on each side of center line of Survey, lying in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 23, Tn-8-S, Rn-5-E, of Baldwin County and containing 0.752 acres more or less.

SECOND: That C. C. Brown, who is over the age of twenty-one years, whose post-office address is Josephine, Alabama, is the owner and in the peaceable possession and control of said land.

THIRD: That the said Baldwin County further alleges, and the State Highway Department approves, that it is necessary and proper and to the interest of the County of Baldwin that this County have and own the said lands, for the purpose of a right-of-way for a road and this petitioner desires to have said lands condemned for and as a road for the use of the said County as a right-of-way for a public road.

PREMISES considered, your petitioner prays this Honorable Court will make an order appointing a day for the hearing of this petition; that due and legal notice of same be given to the said C. C. Brown and that such other, further and general orders and decrees be made in the premises as may be necessary and proper for the acquirement by the petitioner of the property herein described for the purposes herein stated.

BALDWIN COUNTY, ALABAMA:

By:

[Signature]
Its Agent, as Chairman of
the County Commission of
Baldwin County, Alabama.

STATE OF ALABAMA

BALDWIN COUNTY

Personally appeared before me G. Mac Humphries, a Notary Public of Baldwin County, Alabama, R. J. Robertson, who being by me first duly sworn, upon oath, says that he is the Agent for the County of Baldwin, State of Alabama, and Chairman of the County Commission of Baldwin County, Alabama, duly elected, qualified and authorized; that he has carefully read and understands the facts alleged in the foregoing petition and knows that the facts alleged therein are true, to the best of his information, knowledge and belief.

Sworn to and subscribed before me on this the 25 day of

May, 1953.

STATE OF ALABAMA, BALDWIN COUNTY

Filed May 26, 1953 M

Recorded Pro. Min. book 1 page 291

W. R. Stuart

Judge of Probate

[Signature]
Notary Public, Baldwin County, Ala.

Baldwin County

vs.

C. C. Brown

We the jury find
for ~~the~~ Mr Brown
and assess the
damages at \$300

William Neal Peadar
Jury

BALDWIN COUNTY, ALABAMA

IN THE PROBATE COURT OF

VS

BALDWIN COUNTY, ALABAMA.

C. C. Brown

TO THE HONORABLE W. R. STUART, JUDGE OF PROBATE OF
BALDWIN COUNTY, ALABAMA:

The undersigned, W. J. Ferske,
William Eckman, and J. A. Pilgrim, who were
here-to-fore appointed by said court as Commissioners to assess the damages
and compensation to which C. C. Brown is entitled as
the owner of the following described tract or parcels of land, to-wit:

As shown by the Right-of-way map of Project C-0213, as recorded in
the office of the Judge of Probate of Baldwin County:

Beginning at the SE Corner of Section 23, Tn-8-S,
Rn-5-E, the point of Beginning at the East Property
line; Thence 50.1 feet N. $0^{\circ}-36'W$. thence 472.4
feet in a Northwesterly direction along a curve
concave Southwesterly and having a radius of 2864.93
feet, thence 200.1 feet N. $77^{\circ}-36'W$, thence 80.0
feet S. $0^{\circ}-36'E$. thence 185.0 feet S. $77^{\circ}-36'E$.
thence 185.8 feet in a Southeasterly direction along
said curve, thence 320.0 feet N. $89^{\circ}-24'E$. to point
of beginning.

Said Right-of-way being on each side of center line
of Survey, lying in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 23,
Tn-8-S, Rn-5-E, of Baldwin County and containing
0.752 acres more or less.

respectfully report that pursuant to said commission we viewed said
parcels of land after having been duly sworn as jurors are sworn,
and thereafter we proceeded to assess the damages and compensation
to which the said C. C. Brown is entitled by reason of
taking of the lands above described as belonging to him and they,
each of them separately assessed the damages and compensation to be
as follows: to C.C. Brown, the owner of the above
described land, we do hereby assess the damages and compensation at
the sum of \$ 300.00.

We further certify that neither of us have been consulted,
advised with or approached by any person in reference to the sale of
land or the proceedings to condemn the same, prior to the assessment
of damages, and that we knew nothing of the same prior to our
appointment.

IN WITNESS WHEREOF, we have hereunto set our hands this
the 6 day of July, 1953.

Walter J. Reese

William Eckman

J. P. Garrison

Sworn to and subscribed before me on this the 6 day
of July, 1953.

W. R. Stuart
W. R. Stuart, Judge of Probate,
Baldwin County, Alabama

STATE OF ALABAMA

BALDWIN COUNTY

WE and each of us do solemnly swear that none of us have been consulted, advised with, or approached by any person in reference to the value of the lands, or the proceedings to condemn the same prior to the assessment of damages, and that we knew nothing of the same prior to our appointment, and that we possess the qualification of jurors.

Walter Perske

William Eckman

J. P. Ingram

Sworn to and subscribed before me on this the 6 day of July, 1953.

Mattie Lane Perske

Notary Public, Baldwin Co., Ala..

My commission expires:

My Commission Expires
November 15, 1953

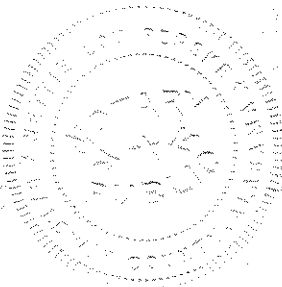
STATE OF ALABAMA, BALDWIN COUNTY

Filed July 6, 1953

Recorded Pro. Min. book 1 page 298

W. R. Stuart

Judge of Probate



COUNTY OF BALDWIN
STATE OF ALABAMA

VS

C. C. Brown

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA.

In the matter of the application to condemn land for right-of-way for road construction:

This day came Baldwin County by R. J. Robertson, its agent and Chairman of the County Commission of Baldwin County, Alabama, duly elected, qualified and entitled thereto and filed its application to have condemned for public road purposes thos lands belonging to C. C. Brown, to-wit:

As shown by the Right-of-way map of Project C-0213, as recorded in the office of the Judge of Probate of Baldwin County;

Beginning at the SE Corner of Section 23, Tn-8-S, Rn-5-E, the point of beginning at the East property line; Thence 50.1 feet N. 0°-36'W. thence 472.4 feet in a Northwesterly direction along a curve concave Southwesterly and having a radius of 2864.93 feet, thence 200.1 feet N. 77°-36'W, thence 80.0 feet S. 0°-36'E. thence 185.0 feet S. 77°-36'E. thence 185.8 feet in a Southeasterly direction along said curve, thence 320.0 feet N. 89°-24'E. to point of beginning.

Said Right-of-way being on each side of center line of Survey, lying in the SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 23, Tn-8-S, Rn-5-E, of Baldwin County and containing 0.752 acres more or less.

And in said petition Baldwin County alleges that it is necessary and proper and to the interest of the County of Baldwin that the County have and own the said lands for the purpose of a right-of-way for a road and the petitioner desires to have said land condemned for and as a road for the use of the said County as a right-of-way for a public road; and praying that this Honorable Court will make an order appointing a day for the hearing of this petition; that due and legal notice of the same be given to the said C. C. Brown and that such other, further and general orders and decrees be made in the premises as may be necessary and proper for the acquirement by the petitioner of the property herein described for the purposes herein stated.

It is therefore ordered by the Court that the 18TH day of June, 1953, be and the same is appointed for hearing said application, and it is further ordered that notice be given in the manner and for the time required by law.

STATE OF ALABAMA, BALDWIN COUNTY

W. R. Stuart
Judge of Probate, Baldwin County, Ala.

Recorded Pro & Min book 1 page 293

W. R. Stuart
Judge of Probate NS

2060

1. The first part of the document is a list of names and addresses of the members of the committee.

2. The second part of the document is a list of names and addresses of the members of the committee.

3. The third part of the document is a list of names and addresses of the members of the committee.

4. The fourth part of the document is a list of names and addresses of the members of the committee.

5. The fifth part of the document is a list of names and addresses of the members of the committee.

6. The sixth part of the document is a list of names and addresses of the members of the committee.

7. The seventh part of the document is a list of names and addresses of the members of the committee.

8. The eighth part of the document is a list of names and addresses of the members of the committee.

9. The ninth part of the document is a list of names and addresses of the members of the committee.

10. The tenth part of the document is a list of names and addresses of the members of the committee.