

2069

BALDWIN COUNTY, ALABAMA

IN THE PROBATE COURT OF

VS

BALDWIN COUNTY, ALABAMA

MARSHALL R. & FLORENCE L. WASSON  
R. B. BRYARS

July 22, 1953

This cause coming on to be heard and it appearing to the Court that the Commissioners heretofore appointed on the 14TH day of July, 1953, in this cause to assess the damages and compensation which the said Marshall R. & Florence L. Wasson and R. B. Bryars, should receive for the condemnation of the lands described in said petition as owned by them respectively, or in which they have an interest, and the Commissioners having reported to this Court their assessment of the compensation and damages which they should receive as follows:

TO: Marshall R. & Florence L. Wasson, the sum of \$ 2000 00 as the owners of Parcel No. 1 described as follows:

PARCEL NO. 1

As shown by the right-of-way map of Project No. F.I. 163 (4), as recorded in the office of the Judge of Probate of Baldwin County:

Beginning at Station 1975/60 of Project No. F.I. 163 (4), the east property line; thence southwesterly along a curve to the left (concave southeasterly) having a radius of 2864.93 feet, a distance of 1190 feet to the point of ending at Station 1987/50, the southwest property line.

Said strip of land being 60 feet wide on the southeast side of the center line of said Project and extends to the present southeast right-of-way line of U. S. Highway No. 31 on the northwest side of said center line from Station 1975/60 to approximate Station 1985/00, and 60 feet wide on the southeast side of said center line from Station 1985/00 to Station 1987/50, excepting that part lying northwest of the present southeast right-of-way line of U. S. Highway No. 31; lying in the E $\frac{1}{4}$  of NE $\frac{1}{4}$  and SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1, T. 1 S, R. 4 E and containing 2.75 acres, more or less.

TO: R. B. Bryars, the sum of \$ 400 00 as the owner of Parcel No. 2 described as follows:

PARCEL NO. 2

As shown by the right-of-way map of Projects No. F.I. 226 (4) and F.I. 163 (4), as recorded in the office of the Judge of Probate of Baldwin County:

Beginning at Station 1971/28 of Projects No. F.I. 226 (4) and F.I. 163 (4), the East property line; thence Southwesterly along a curve to the left (concave Southeasterly), having a radius of 2864.93 feet, a distance of 432 feet to the point of ending at Station 1975/60, the West Property line.

Said strip of land being 60 feet wide on the Southeast side of the center line of said Projects from Station 1971/28 to Station 1973/42, excepting that part lying Northwesterly of the present Southeast right-of-way line of U. S. Highway No. 31, and 60 feet wide on the Southeast side of said center line and extends to the present Southeast right-of-way line of U.S. Highway No. 31 on the Northwest side of said center line from Station 1973/42 to Station 1975/60; lying in the NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1, T. 1 S, R. 4 E. and containing 0.54 acres, more or less.

And it appearing that Baldwin County, Alabama, the petitioner in this cause has paid into this Court the sum of \$ 2400<sup>00</sup>, the sum total of the awards made by the said Commissioners in their report of the assessment of compensation damages to which each of the said defendants is entitled for the condemnation of the said lands for the purposes stated in said petition, the said report of the said Commissioners ought to be approved and confirmed;

It is therefore ordered, adjudged and decreed by the Court that the report of said Commissioners be recorded and that the same is hereby approved and confirmed and the lands above described be and the same are hereby condemned for the use of Baldwin County as a public roadway as prayed for in its petition filed in this Court on the 26<sup>TH</sup> day of JUNE, 1953, by virtue of which Baldwin County, Alabama, and its successors may construct and perpetually maintain a public roadway over the said lands and each parcel thereof as hereinabove described without further liability to the said named respective owners thereof.

STATE OF ALABAMA, BALDWIN COUNTY W. R. Stuart  
W. R. Stuart, Judge of Probate

Recorded Pro & Min book 1 page 283  
W. R. Stuart  
Judge of Probate MS

STATE OF ALABAMA

BALDWIN COUNTY

WHEREAS, Baldwin County by action in the Probate Court of Baldwin County, Alabama condemned for road right of way over and across property of the undersigned, and in said proceeding the compensation and damages were fixed and awarded in the sum of \$~~2000.00~~, and Baldwin County appealed the said cause to the Circuit Court of Baldwin County and subsequent to such appeal Baldwin County has agreed to pay and the undersigned owner to accept the sum of \$ 1750.00 as full settlement of the compensation and damages for the taking of said lands as aforesaid and Baldwin County has paid to the said undersigned owners the said agreed sum, check for the payment provided under this agreement to be made payable to the undersigned owners and to the Baldwin County Savings and Loan Association;

NOW THEREFORE, it is agreed between the parties that Baldwin County dismiss its appeal in the said cause insofar as it relates to the property of the undersigned owner and that copies of this agreement shall be filed in the Probate Court and Circuit Court of Baldwin County and the said lands stand condemned under said order of the Probate Court of Baldwin County.

IN WITNESS WHEREOF, Baldwin County has caused these presents to be executed by W. C. Geeke its attorney of record in said cause and the undersigned owners have hereto set their hand this the 21 day of Dec, 1913.

BALDWIN COUNTY, ALABAMA

BY

W. C. Geeke  
Attorney

J. Lawrence L. Wasson  
Owner

Marshall R. Wasson  
Owner

RECEIVED  
JAN 1 1858

TO THE SECRETARY OF THE INTERIOR

DEAR SIR: I have the honor to acknowledge the receipt of your letter of the 21st inst. in relation to the application of the

Commissioner of the General Land Office for the purpose of obtaining a patent for the same.

I have the honor to inform you that the same has been referred to the proper authorities for their consideration.

I am, Sir, very respectfully,  
Yours,  
Very truly,  
J. M. Smith

Very truly,  
J. M. Smith

Very truly,  
J. M. Smith

2069

FILED

DEC 21 1858

ALICE A. BUCK, Clerk.

Wm. H. Bennett  
J. M. Smith

No. 3743

In the Matter of Baldwin Co. - VS - Marshall & Florence House

Administrator, Executor or Guardian. Residence.

Attorneys W. C. Beebe

Docket.

Page.

Fee Book B

Page 61

| DATE | FEES OF PROBATE JUDGE                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      | AMOUNT | DATE    | FEES OF PROBATE JUDGE                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | AMOUNT |
|------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------|---------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------|
|      | WILL—Order on Presentation, \$1.00<br>Affidavit in Petition for Probate, 25c<br>Recording Petition, per 100 words, 15c<br>Issuing Citation, ent'g Sheriff's Returns, 50c<br>App'ting and Notifying Guard, ad Litem, 50c<br>Issuing Subpoenas for Witness, 50c<br>Affidavit of Witnesses, 25c<br>Examining Wit. and order Probating, \$2.00<br>Issuing Commission to take Deposition, 50c<br>Filing Interrogatories, 10c<br>Copy of same, per 100 words, 15c<br>Recording Will, per 100 words, 15c<br>Recording Testimony, per 100 words, 15c<br>Certificate, without seal, 25c<br>Certificate, with seal, 50c<br>Presiding at Trial C't'd Will, per day, \$2.50                                                                                                                                                                                            |        |         | BROUGHT FORWARD,<br>Affidavit to Report, 25c<br>Recording, per 100 words, 15c<br>Appointing Com'r to Divide, and Writ, \$2.00<br>Approving Division and Order thereon, \$1.00<br>App'ting and Notifying Guard, ad Litem, 50c                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |        |
|      | LETTERS—Affidavit in Petition, 25c<br>Recording Petition, per 100 words, 15c<br>Rec'ding Rel. right to Adm'n'r, 100 words, 15c<br>Granting Letters of Administration, 50c<br>Issuing and Recording same, 50c<br>Granting Let. of Gu'd'nship, each minor, 75c<br>Issuing, Filing and Recording same, 50c<br>Taking, App., Filing, Rec. Adm. Bonds, \$1.00<br>Taking, App. Filing, Guard. Bond, \$1.00<br>Affidavit of Justification, 25c<br>Granting Order of Appraisement, 50c<br>Issuing Order of Appraisement, 25c<br>Recording same, per 100 words, 15c<br>Order Removing Executor, Adm. Guard, \$2.00<br>Order Appointing General Guardian, \$1.00<br>Issuing and Recording same, 50c<br>Order Appointing General Administ'r., \$1.00<br>Issuing and Recording same, 50c<br>Order Appointing Adm'r ad Litem, \$1.00<br>Issuing and Recording same, 50c |        |         | PARTIAL SETTLEMENT—Affidavit in Acc't, 25c<br>Affidavit to List of Heirs, 25c<br>Examining, Stating Acc't and Ap. Hear., \$1.00<br>Order to Publish Notice of Sale, 50c<br>App'ting and Notifying Guard, ad Litem, 50c<br>Examining Vouchers, 10c<br>Administering Affidavits, 25c<br>Making Decree and Order to Record, \$1.50<br>Recording same, per 100 words, 15c<br>Filing Claims and giving Receipt, 15c                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |        |
|      | HOMESTEAD—Rec. Pet'n for Com., 100 words, 15c<br>Record, Order for App., per 100 words, 15c<br>Recording Order for Com., per 100 words, 15c<br>Notice to Commissioners, 50c<br>Recording Report of Com., per 100 words, 15c<br>Record, Order Setting Apart, 100 words, 15c                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |        |         | INSOLVENCY—Affidavit in Report, 25c<br>Affidavit to Statements, 25c<br>Recording Rep't and Statem't, 100 words, 15c<br>Order Appointing Day of Hearing, 25c<br>Order to Publish Notice of same, 25c<br>Order for Citations, 25c<br>Iss'g Notice to Creditor Day of Hearing, 50c<br>Order Sustaining Report, 25c<br>Order for Settlement, 25c<br>Order to Publish Day of Settlement, 25c<br>Issuing Notice of Day of Settlement, 25c<br>Affidavit to Amount of Claims, 25c<br>App'ting and Notifying Guard, ad Litem, 50c                                                                                                                                                                                                                                                                                                                                                                                                                                                      |        |
|      | INVENTORY—Order to Approve and Record, 50c<br>Affidavit to same, 25c<br>Recording same, per 100 words, 15c                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |        |         | SALE OF REAL ESTATE—Affidavit in Petition, 25c<br>Recording Petition, per 100 words, 15c<br>Order App't'g Day of Hear. and Notice, \$1.00<br>Order to Publish Notice of same, 50c<br>Issuing Citations, Ent'g Sheriff's Return, 50c<br>App'ting and Notifying Guard, ad Litem, 50c<br>Issuing Commission to take Deposition, 50c<br>Filing Interrogatories, 10c<br>Copy of Interrogatories, per 100 words, 15c<br>App't'g Com. to Divide and Issue Writ, \$2.00<br>Affidavit to Report of Same, 25c<br>Order Approving Division and Report, \$1.00<br>Recording same, per 100 words, 15c<br>Hearing Applic'n for Dower, Iss'g Writ, \$4.00<br>Exam'g Testim'y and Grant Ord'r to Sell, \$2.00<br>Recording Depositions, per 100 words, 15c<br>Record. Reliq'm't of Dower, 100 words, 15c<br>Recording Report, per 100 words, 15c<br>Rec. Paym't Purchase Money, 100 words, 15c<br>Making Order on Report of Sale of Land, 75c<br>Hear Ap'n to Compel Conveyance, etc., \$2.00 |        |
|      | SUPPLEMENT INVENTORY—Order App., Rec., 50c<br>Affidavit to same, 25c<br>Recording same, per 100 words, 15c<br>Recording Decree, per 100 words, 15c                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |        |         | FINAL SETTLEMENT—Affidavit in Account, 25c<br>Affidavit to Statement of Heirs, 25c<br>Exam'g, Stating and Recording Acc't, \$1.00<br>Order to Pubish Notice of same, 50c<br>App'ting and Notifying Guard, ad Litem, 50c<br>Examining Vouchers, 10c<br>Administering Affidavits, 25c<br>Recording same, per 100 words, 15c<br>Decree in Final Settlement, 50c                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |        |
|      | APPRAISEMENT—Order Approving, Rec., 50c<br>Affidavit to same, 25c<br>Recording same, per 100 words, 15c                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |        |         | SPECIAL PROCEEDINGS—Proceedings for Declaration<br>of Unsound Mind and App. Guard. ad Litem<br>\$5.00<br>Recording Decree Relieving Minors, etc., \$1.00<br>Proceed to Perpetuate Testimony, per 100 words,<br>20c<br>Other Services Relating Thereto, 75c<br>Record. Pro'dings Bind'g Out Appren., \$1.00                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |        |
|      | SUPPLEMENT APPRAISEMENT—Grant, Order, 50c<br>Issuing Order of Appraisement, 25c<br>Recording Warrant, per 100 words, 15c<br>Order to Approve Appraisement, 50c<br>Affidavit to same, 25c<br>Recording same, per 100 words, 15c<br>Recording Decree, per 100 words, 15c                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |        | 8-14-53 | Notice of Appeal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 50     |
|      | SALE OF PERISHABLE PROPERTY—Petition, 25c<br>Recording same, per 100 words, 15c<br>Granting Order of Sale, 50c<br>Issuing Order of Sale, 25c<br>App'ting and Notifying Guard, ad Litem, 50c<br>Recording, per 100 words, 15c                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |        | 8-20-53 | Decree on Appeal                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              | 1 50   |
|      | SALE OF PERSONAL PROPERTY—Petition, 25c<br>Recording same, per 100 words, 15c<br>Granting Order of Sale, 50c<br>Issuing Order of Sale, 25c<br>Order to Publish Notice of Sale, 50c                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |        | 8-20-53 | Taylor Wilkins                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                | 1 50   |
|      | CARRIED FORWARD                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |        |         | TOTAL PROBATE JUDGE'S FEES,                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   | 3 50   |

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 |        |  |      |  |                   |  |        |  |
|      |  | Impaneling Jury,                             | 75   |        |  |      |  |                   |  |        |  |
|      |  | Serving Notices, @                           | 65   |        |  |      |  |                   |  |        |  |
|      |  | Summoning Jury Dower, per day,               | 5 00 |        |  |      |  |                   |  |        |  |
|      |  | Serving Writs, @                             | 1 50 |        |  |      |  |                   |  |        |  |
|      |  | Sheriff's Commission,                        |      |        |  |      |  |                   |  |        |  |
|      |  | FEES OF PRINTER                              |      |        |  |      |  |                   |  |        |  |
|      |  | FEES OF GUARDIAN AD LITEM                    |      |        |  |      |  |                   |  |        |  |
|      |  | FEES OF COMMISSIONERS                        |      |        |  |      |  |                   |  |        |  |

I have Received the Amount Opposite my Name.

COUNTY OF BALDWIN  
STATE OF ALABAMA

IN THE PROBATE COURT OF

VS

MARSHALL R. & FLORENCE L.  
WASSON AND R. B. BRYARS

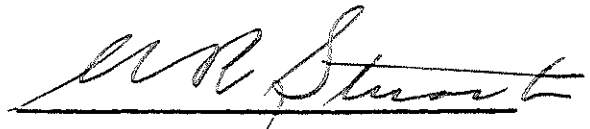
BALDWIN COUNTY, ALABAMA

And now comes the County of Baldwin, Petitioner in the above styled cause and files in this Court its written notice of appeal from the judgement and award of damages as made by this Court, insofar as pertains to the above named Marshall R. & Florence L. Wasson;

And it appearing to the Court that notice of the said appeal has been served on the said Marshall R. & Florence L. Wasson as prescribed by law, and that according to law the said cause can now be transferred to the Circuit Court of Baldwin County, Alabama;

It is, therefore, ORDERED, ADJUDGED AND DECREED by the Court that Probate File Number 3243, as above styled, be, and it hereby is, in its entirety, transferred from the Probate Court of Baldwin County to the Circuit Court of Baldwin County, Alabama.

Witness my hand this the 20th day of August 1953.



STATE OF ALABAMA, BALDWIN COUNTY Judge of Probate.

Recorded Pro. & Min. book 1 page 402  
W. R. Stuart  
Judge of Probate KS

STATE OF ALABAMA

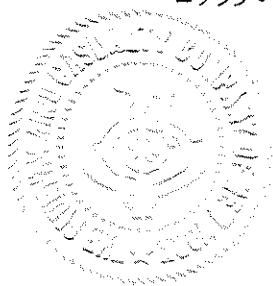
BALDWIN COUNTY

KNOW ALL MEN BY THESE PRESENTS, that WHEREAS Baldwin County, Alabama, did on the 26 day of June, 1953 file its petition in the Probate Court of Baldwin County, Alabama for the condemnation of certain lands described as parcel number 1 in said petition as the property of Marshall R. Wasson and Florence L. Wasson, and the said Court acting on the report of the appraisers did on the 22nd day of July, 1953 enter an order granting the said petition and assessing the damages for the said Marshall R. Wasson and Florence L. Wasson at \$2000.00, which said sum the said applicant did pay into the Probate Court on the 14 day of August, 1953, and the said Baldwin County, Alabama, did appeal to the Circuit Court of Baldwin County, Alabama, from the said judgment of condemnation and assessment of damages on the 14 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 \_\_\_\_\_ and The Fidelity and Casuatly Company of New York \_\_\_\_\_, as sureties, are held and firmly bound to the said Marshall R. Wasson and Florence L. Wasson in the penal sum of \$4000.00, 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 if the said County of Baldwin shall pay such damages as the said Marshall R. Wasson and Florence L. Wasson, owners, 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 14 day of August, 1953.



BALDWIN COUNTY, ALABAMA  
BY R. P. Bell (SEAL)  
Chairman County Commission  
The Fidelity and Casuatly Company of New York (SEAL)  
E. P. Bell, Attorney (SEAL)



BALDWIN COUNTY, ALABAMA

IN THE PROBATE COURT OF

VS

MARSHALL R. WASSON AND  
FLORENCE L. WASSON

BALDWIN COUNTY, ALABAMA.

TO THE HONORABLE W. R. STUART, JUDGE OF PROBATE, AND TO MARSHALL R. WASSON AND FLORENCE L. WASSON:

Whereas, heretofore on, to-wit: the 26 day of June, 1953, in a cause therein pending by Baldwin County, Alabama against Marshall R. Wasson and Florence L. Wasson, for the condemnation of certain lands described in its petition as parcel number one, the appraisers appointed by this Court having made and returned their assessment and award of the damages to the said Marshall R. Wasson and Florence L. Wasson in the sum of \$2,000.00, for the taking of the said lands; and Baldwin County, Alabama having paid into court the amount of the damages assessed therefor to the said Marshall R. Wasson and Florence L. Wasson and having given and filed with this Court bond in double the amount of such damages assessed and awarded with good and sufficient sureties approved by this Court to pay such damages as such property owners might sustain;

NOW THEREFORE, Baldwin County, Alabama, does this day appeal the said cause and from the damages assessed and awarded to the said Marshall R. Wasson and Florence L. Wasson to the Circuit Court of Baldwin County, Alabama, and files this notice of such appeal therefrom.

This the 14th day of August, 1953.

STATE OF ALABAMA, BALDWIN COUNTY

Filed aug. 14, 1953

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

W. R. Stuart

Judge of Probate

Baldwin County, Alabama

R. R. Herben  
Chairman, County Commission

TO MARSHALL R. WASSON AND FLORENCE L. WASSON:

You are hereby notified that Baldwin County, Alabama, petitioner, in the above styled cause has this day appealed from the judgment and award of damages to you made by this Court on the 22nd day of July, 1953, for the taking of the lands described in the petition as parcel number 1, and has fully complied with any and all requirements of law in such matters made and provided and the same has been granted returnable to the next term of the Circuit Court of Baldwin County, Alabama. This the 14th day of August, 1953.

W. R. Stuart  
Judge of Probate.

STATE OF ALABAMA

IN THE PROBATE COURT OF

BALDWIN COUNTY

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:

## PARCEL NO. 1

As shown by the right-of-way map of Project No. F.I. 163 (4), as recorded in the office of the Judge of Probate of Baldwin County:

Beginning at Station 1975/60 of Project No. F.I. 163 (4), the east property line; thence southwesterly along a curve to the left (concave southeasterly), having a radius of 2864.93 feet, a distance of 1190 feet to the point of ending at Station 1987/50, the southwest property line.

Said strip of land being 60 feet wide on the southeast side of the center line of said Project and extends to the present southeast right-of-way line of U. S. Highway NO. 31 on the northwest side of said center line from Station 1975/60 to approximate Station 1985/00, and 60 feet wide on the southeast side of said center line from Station 1985/00 to Station 1987/50, excepting that part lying northwest of the present southeast right-of-way line of U. S. Highway No. 31; lying in the E $\frac{1}{2}$  of NE $\frac{1}{4}$  and SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1, T. 1S, R. 4E and containing 2.75 acres, more or less.

## PARCEL NO. 2

As shown by the right-of-way map of Projects No. F.I. 226 (4) and F.I. 163 (4), as recorded in the office of the Judge of Probate of Baldwin County;

Beginning at Station 1971/28 of Projects No. F.I. 226 (4) and F.I. 163 (4), the East property line; thence southwesterly along a curve to the left (concave southeasterly), having a radius of 2864.93 feet, a distance of 432 feet to the point of ending at Station 1975/60, the west Property line.

Said strip of land being 60 feet wide on the Southeast side of the center line of said Projects from Station 1971/26 to Station 1973/42, excepting that part lying Northwestly of the present Southeast right-of-way line of U. S. Highway No. 31, and 60 feet wide on the Southeast side of said center line and extends to the present Southeast right-of-way line of U. S. Highway No. 31 on the Northwest side of said center line from Station 1973/42 to Station 1975/60; lying in the NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1, T. 1 S, R. 4 E. and containing 0.54 acres, more or less.

SECOND: That Marshall R. and Florence L. Wasson, whose post-office address and place of residence is Perdido, Alabama, are the owners and in the peaceable possession and control of Parcel No. 1.

That R. B. Bryars, whose post-office address and place of residence is Perdido, Alabama, is the owner and in the peaceable possession and control of Parcel No. 2.

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, Marshall R. and Florence L. Wasson, and R. B. Bryars 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 *R. R. Herbertson*  
Its Agent, as Chairman of the  
County Commission of Baldwin  
County, Alabama.

STATE OF ALABAMA

BALDWIN COUNTY

Personally appeared before me *R. R. Herbertson*, a Notary Public of Baldwin County, Alabama, *R. R. Herbertson*, 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 23 day of June

1953.

*R. R. Herbertson*  
Notary Public, Baldwin County, Ala.

Filed June 26, 1953 M  
Recorded June 26, 1953 page 275  
W. R. Stewart  
Judge of Probate #48

COUNTY OF BALDWIN  
STATE OF ALABAMA

IN THE PROBATE COURT OF

VS

MARSHALL R. & FLORENCE D. WASSON  
R. B. Bryars

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 those lands belonging to Marshall R. and Florence L. Wasson and R. B. Bryars, to wit:

PARCEL NO. 1

As shown by the right-of-way map of Project No. F.I. 163 (4), as recorded in the office of the Judge of Probate of Baldwin County:

Beginning at Station 1975/60 of Project No. F.I. 163 (4), the east property line; thence southwesterly along a curve to the left (concave southeasterly), having a radius of 2864.93 feet, a distance of 1190 feet to the point of ending at Station 1987/50, the southwest property line.

Said strip of land being 60 feet wide on the southeast side of the center line of said Project and extends to the present southeast right-of-way line of U. S. Highway No. 31, on the northwest side of said center line from Station 1975/60 to approximate Station 1985/00, and 60 feet wide on the southeast side of said center line from Station 1985/00 to station 1987/50, excepting that part lying northwest of the present southeast right-of-way line of U. S. Highway No. 31; lying in the E $\frac{1}{2}$  of NE $\frac{1}{4}$  and SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1, T. 1 S, R. 4 E and containing 2.75 acres, more or less.

PARCEL NO. 2

As shown by the right-of-way map of Projects No. F.I. 226 (4) and F.I. 163 (4), as recorded in the office of the Judge of Probate of Baldwin County:

Beginning at Station 1971/28 of Projects No. F.I. 226 (4) and F.I. 163 (4), the East property line; thence southwesterly along a curve to the left (concave southeasterly), having a radius of 2864.93 feet, a distance of 432 feet to the point of ending at Station 1975/60, the West Property line.

Said strip of land being 60 feet wide on the Southeast side of the center line of said Projects from Station 1971/28 to Station 1973/42, excepting that part lying Northwesternly of the present Southeast right-of-way line of U. S. Highway No. 31, and 60 feet wide on the Southeast side of said center line and extends to the present Southeast right-of-way line of U. S. Highway No. 31 on the Northwest side of said center line for Station 1973/42 to Station 1975/60; lying in the NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1, T. 1 S, R. 4 E. and containing 0.54 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 lands 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 Marshall R. and Florence L. Wasson and R. B. Bryars, 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 14<sup>TH</sup> day of July, 1953, 10:10 AM be and the same is appointed for hearing said application, and it is further ordered that notice be given to said owners of said lands in the manner and for the time required by law.

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

STATE OF ALABAMA, BALDWIN COUNTY

Recorded Pro & Min book 1 page 277  
W.R. Stuart  
Judge of Probate HS

STATE OF ALABAMA

IN THE PROBATE COURT OF

BALDWIN COUNTY

BALDWIN COUNTY, ALABAMA.

TO: R. B. Bryars, Perdido, Alabama.

You will take notice that on the 26<sup>TH</sup> day of JUNE, 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:

PARCEL NO. 2

As shown by the right-of-way map of Projects No. F.I. 226 (4) and F.I. 163 (4), as recorded in the office of the Judge of Probate of Baldwin County:

Beginning at Station 1971/28 of Projects No. F.I. 226 (4) and F.I. 163 (4), the East property line; thence Southwesterly along a curve to the left (concave Southeasterly), having a radius of 2864.93 feet, a distance of 432 feet to the point of ending at Station 1975/60, the West Property line.

Said strip of land being 60 feet wide on the Southeast side of the center line of said Projects from Station 1971/28 to Station 1973/42, excepting that part lying Northwesterly of the present Southeast right-of-way line of U. S. Highway No. 31, and 60 feet wide on the Southeast side of said center line and extends to the present Southeast right-of-way line of U. S. Highway No. 31 on the Northwest side of said center line from Station 1973/42 to Station 1975/60; lying in the NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1, T. 1 S, R. 4 E. and containing 0.54 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 14<sup>TH</sup> day of July, 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 26<sup>TH</sup> day of JUNE, 1953.

  
Judge of Probate, Baldwin County, Alabama.

Received \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_  
and on 26 day of June 1953  
I served a copy of the within \_\_\_\_\_  
on \_\_\_\_\_

By service on R. B. Bryan

TAYLOR WILKINS, Sheriff  
By P. H. Bell D. S.

STATE OF ALABAMA                      §                      IN THE PROBATE COURT OF  
BALDWIN COUNTY                      §                      BALDWIN COUNTY, ALABAMA.

TO: Marshall R. and Florence L. Wasson, Perdido, Alabama.

You will take notice that on the 26<sup>TH</sup> day of JUNE, 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:

PARCEL NO. 1

As shown by the right-of-way map of Project No. F.I. 163 (4), as recorded in the office of the Judge of Probate of Baldwin County:

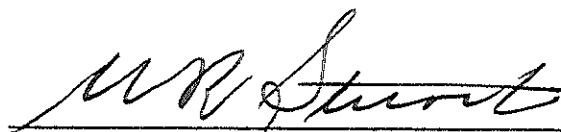
Beginning at Station 1975/60 of Project No. F.I. 163 (4), the east property line; thence southwesterly along a curve to the left (concave southeasterly), having a radius of 2864.93 feet, a distance of 1190 feet to the point of ending at Station 1987/50, the southwest property line.

Said strip of land being 60 feet wide on the southeast side of the center line of said Project and extends to the present southeast right-of-way line of U. S. Highway No. 31 on the northwest side of said center line from Station 1975/60 to approximate Station 1985/00, and 60 feet wide on the southeast side of said center line from Station 1985/00 to Station 1987/50, excepting that part lying northwest of the present southeast right-of-way line of U. S. Highway No. 31; lying in the E $\frac{1}{2}$  of NE $\frac{1}{4}$  and SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1, T. 18, R. 4 E and containing 2.75 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 14<sup>TH</sup> day of July, 1953, <sup>at 10 A. M.</sup> 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 26<sup>TH</sup> day of JUNE, 1953.

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



Received \_\_\_\_\_ day of \_\_\_\_\_ 19\_\_\_\_

and on 26 day of June 1952

I served a copy of the within \_\_\_\_\_

on \_\_\_\_\_

Marshall Warren

By service on Florence Warren

TAYLOR WILKINS, Sheriff

By P. H. Seeger D. S.

BALDWIN COUNTY, ALABAMA

IN THE PROBATE COURT OF

PLAINTIFF,

BALDWIN COUNTY,

VS

ALABAMA

MARSHALL R. & FLORENCE L. WASSON  
R. B. BRYARS

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 lands described in said application for the purpose set forth therein, now comes said applicant, by its attorney and the said Marshall R. and Florence L. Wasson and R. B. Bryars, having had due and legal notice in the manner required by law, and failing to contest said petition, 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 Marshall R. and Florence L. Wasson and R. B. Bryars, are the owners of said lands and that it is necessary that the said lands 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 J. C. Hall OW Lyles and D. W. Hastie 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 Marshall R. and Florence L. Wasson and R. B. Bryars are entitled, they are hereby appointed Commissioners for the purposes aforesaid. And the Commissioners will report their doings to this Court.

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

STATE OF ALABAMA, BALDWIN COUNTY

Recorded Pro. & Min. book 1 page 279  
W. R. Stuart  
Judge of Probate AD

BALDWIN COUNTY, ALABAMA

IN THE PROBATE COURT OF

VS

BALDWIN COUNTY, ALABAMA

MARSHALL R. & FLORENCE L. WASSON  
R. B. BRYARS

TO THE SHERIFF OF BALDWIN COUNTY, ALABAMA:

You are hereby commanded to notify

DW Hastie

and

DW Lyles  
YC Hall

that, by order of the Probate Court of Baldwin County, Alabama, made and entered on the 14 day of July, 1953, 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 Marshall R. and Florence L. Wasson and R. B. Bryars are entitled to on the application of Baldwin County, Alabama, for an order of condemnation of the following described lands situated in Baldwin County, Alabama, To-wit:

PARCEL NO. 1

As shown by the right-of-way map of Project No. F. I. 163 (4), as recorded in the office of the Judge of Probate of Baldwin County:

Beginning at Station 1975/60 of Project No. F.I. 163 (4), the east property line; thence southwesterly along a curve to the left (concave southeasterly), having a radius of 2864.93 feet, a distance of 1190 feet to the point of ending at Station 1987/50, the southwest property line.

Said strip of land being 60 feet wide on the southeast side of the center line of said Project and extends to the present southeast right-of-way line of U. S. Highway No. 31 on the northwest side of said center line from Station 1975/60 to approximate Station 1985/00, and 60 feet wide on the southeast side of said center line from Station 1985/00 to station 1987/50, excepting that part lying northwest of the present southeast right-of-way line of U. S. Highway No. 31; lying in the E $\frac{1}{2}$  of NE $\frac{1}{4}$  and SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1, T. 1 S, R. 4 E and containing 2.75 acres, more or less.

PARCEL NO. 2

As shown by the right-of-way map of Projects No. F.I. 226 (4) and F.I. 163 (4), as recorded in the office of the Judge of Probate of Baldwin County:

Beginning at Station 1971/28 of Projects No. F.I. 226 (4) and F.I. 163 (4), the East property line; thence Southwesterly along a curve to the left (concave Southeasterly), having a radius of 2864.93 feet, a distance of 432 feet to the point of ending at Station 1975/60, the West Property line.

Said strip of land being 60 feet wide on the Southeast side of the center line of said Projects from Station 1971/28 to Station 1973/42, excepting that part lying Northwesterly of the present Southeast right-of-way line of U. S. Highway No. 31, and 60 feet wide on the Southeast side of said center line and extends to the present Southeast right-of-way line of U. S. Highway No. 31 on the Northwest side of said center line from Station 1973/42 to Station 1975/60; lying in the NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1, T. 1 S, R. 4 E. and containing 0.54 acres, more or less.

Now these are therefore the Commissioners, the said \_\_\_\_\_  
Dev Lyles, Dev Hester and \_\_\_\_\_  
Y. C. Hall, 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 Statute in such cases made and provided.

You will execute this notice within five days from 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 14 day of July, 1953.

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

Original

O.W. Taylor

M.C. Hall

D.W. Heeter

Received 14 day of July 1953  
and on 14 day of July 1953  
I served a copy of the within  
on O.W. Taylor  
M.C. Hall  
By service on D.W. Heeter  
TAYLOR WILKINS, Sheriff  
By Robert H. Hall, D.S.

BALDWIN COUNTY, ALABAMA

IN THE PROBATE COURT OF

VS

BALDWIN COUNTY, ALABAMA

MARSHALL R. & FLORENCE L. WASSON  
R. B. BRYARSTO THE HONORABLE W. R. STUART, JUDGE OF PROBATE OF  
BALDWIN COUNTY, ALABAMA:

The undersigned, O. W. Lyles,  
D. W. Hattie and Y. C. Hall, who were heretofore  
 appointed by said Court as Commissioners to assess the damages and com-  
 pensation to which Marshall R. and Florence L. Wasson and R. B. Bryars,  
 are entitled as the owners of the following described tract or parcels of  
 land, to-wit:

## PARCEL NO. 1

As shown by the right-of-way map of Project No. F. I. 163 (4), as recorded  
 in the office of the Judge of Probate of Baldwin County:

Beginning at Station 1975/60 of Project No. F. I. 163 (4),  
 the east property line; thence southwesterly along a curve  
 to the left (concave southeasterly), having a radius of  
 2864.93 feet, a distance of 1190 feet to the point of ending  
 at Station 1987/50, the southwest property line.

Said strip of land being 60 feet wide on the southeast side  
 of the center line of said Project and extends to the present  
 southeast right-of-way line of U. S. Highway No. 31 on the  
 northwest side of said center line from Station 1975/60 to  
 approximate Station 1985/00, and 60 feet wide on the south-  
 east side of said center line from Station 1985/00 to Station  
 1987/50, excepting that part lying northwest of the present  
 southeast right-of-way line of U. S. Highway No. 31; lying  
 in the E $\frac{1}{2}$  of NE $\frac{1}{4}$  and SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1, T. 1 S, R.  
 4 E and containing 2.75 acres, more or less.

## PARCEL NO. 2

As shown by the right-of-way map of Projects No. F.I. 226 (4) and F.I. 163  
 (4), as recorded in the office of the Judge of Probate of Baldwin County:

Beginning at Station 1971/28 of Projects No. F.I. 226 (4)  
 and F.I. 163 (4), the East property line; thence South-  
 westerly along a curve to the left (concave Southeasterly),  
 having a radius of 2864.93 feet, a distance of 432 feet  
 to the point of ending at Station 1975/60, the West Property  
 line.

Said strip of land being 60 feet wide on the Southeast side  
 of the center line of said Projects from Station 1971/28  
 to Station 1973/42, excepting that part lying Northwesterly  
 of the present Southeast right-of-way line of U. S. Highway  
 No. 31, and 60 feet wide on the Southeast side of said  
 center line and extends to the present Southeast right-of-  
 way line of U. S. Highway No. 31 on the Northwest side of  
 said center line from Station 1973/42 to Station 1975/60;  
 lying in the NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 1, T. 1 S, R. 4 E. and  
 containing 0.54 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 Marshall R. and Florence L. Wasson and R. B. Bryars, are entitled by reason of taking of the lands above described as belonging to they and he, each of them separately assessed the damages and compensation to be as follows:

TO: Marshall R. and Florence L. Wasson, the owners of Parcel No. 1 we do hereby assess the damages and compensation at the sum of \$ 2000.00.

TO: R. B. Bryars, the owner of Parcel No. 2 we do hereby assess the damages and compensation at the sum of \$ 400.00.

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

16 day of July, 1953.

O. W. Lyles  
W. B. Hastings  
Assessors

Sworn to and subscribed before me on this the 16 day of July, 1953.

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

STATE OF ALABAMA, BALDWIN COUNTY

Filed July 17, 1953

Recorded W. R. Stuart book 1 page 280

W. R. Stuart  
 Judge of Probate  
HS

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.

O. W. Lyles

O. B. Hart

J. C. Bell

Sworn to and subscribed before me on this the 16 day of

July, 1953.

W. R. Stuart

STATE OF ALABAMA, BALDWIN COUNTY

Filed July 17, 1953Recorded Proff. Min. book 1 page 282

W. R. Stuart

Judge of Probate

KO



Copy  
for [illegible]

STATE OF ALABAMA

CLERK OF COURT

We and each of us do solemnly swear that none of us have been  
convicted, advised with, or associated with 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 know nothing of the same prior to our  
appointment, and that we possess the qualification of jurors.

2069

[illegible signatures]

Sworn to and subscribed before me on this the 16 day of

1925 [illegible signature]

[illegible signature]

STATE OF ALABAMA, CLERK OF COURT  
JULY 17 1925  
[illegible signature]  
[illegible signature]  
[illegible signature]