

No. 6670In the matter of Housing Authority, vs Alberto Askeu Thomas
& Baldwin Co. Bank

Administrator, Executor, or Guardian. Residence.

Attorneys Harry J. Wilkins, Jr. Docket Page Fee Book Page

| DATE | FEES | AMOUNT | DATE | FEES | AMOUNT |
|--------|--|--------|------|---|--------|
| | WILL—Orders on Presentation, \$1.00 Affidavit in Petition for Probate, 25c Recording Petition, per 100 words, 15c Issuing Citation, entering Sheriff's Returns, 50c Appointing, Notifying Guardian ad Litem, 50c Issuing Subpoena for Witnesses, 50c Affidavit of Witnesses, 25c Examining Witnesses and Order Probating, \$2.00 Issuing Commission to take Deposition, 50c Filing Interrogatories, 10c Copy of same, per hundred words, 15c Recording Will, per hundred words, 15c Recording Testimony, per hundred words, 15c Certificate, without Seal, 25c Certificate, with Seal, 50c Presiding at Trial of Contested Will, per day, \$2.50 | | | BROUGHT FORWARD, SALE OF PERSONAL PROP.—Petition, 25c Recording same, per 100 words, 15c Granting Order of Sale, 50c Issuing Order of Sale, 25c Order to Publish Notice of Sale, 50c Affidavit to Report, 25c Recording, per 100 words, 15c Appointing Com'r to Divide, and Writ, \$2.00 Appointing and Notifying Guardian ad Litem, 50c | 1 00 |
| 1-7-69 | Recd. Appeal | 100 | | PARTIAL SETTLEMENT—Affi. in Account, 25c Examining, Stating Acc't, and App. Hearing, \$1.00 Order to Publish Notice of Sale, 50c Appointing and Notifying Guardian ad Litem, 50c Examining Vouchers, 10c Administering Affidavits, 25c Making Decree and Order to Record, \$1.50 Recording same, per 100 words, 15c Filing Claims and Giving Receipt, 15c INSOLVENCY—Affidavit in Report, 25c Recording Report and State., per 100 words, 15c Order Appointing Day for Hearing, 25c Order to Publish Notice of same, 25c Order for Citations, 25c Issuing Notice to Creditors, Day of Hearing, 50c Order Sustaining Report, 25c Order for Settlement, 25c Order to Publish Day of Settlement, 25c Issuing Notice of Day of Settlement, 25c Affidavit to Amount of Claims, 25c Appointing, Notifying Guardian ad Litem, 25c | |
| | LETTERS—Affidavit in Petition, 25c Recording Petition, per hundred words, 15c Granting Letters of Administration, 50c Issuing and Recording same, 50c Granting Letters of Guardianship, 75c Issuing, Filing, and Recording same, 50c Taking App., Filing, Rec. Adm. Bond, \$1.50 Taking App., Filing, Rec. Guard. Bond, \$1.00 Affidavit of Justification, 50c Granting Order of Appraisalment, 50c Issuing Order of Appraisalment, 25c Recording same, per hundred words, 15c Certified Copy Letters, 50c | | | SALE OF REAL ESTATE—Affi. in Petition, 25c Recording Petition, per 100 words, 15c Order App. Day of Hearing and Notice, \$1.00 Order to Publish Notice of same, 50c Issuing Citation, entering Sheriff's Return, 50c Appointing and Notifying Guardian ad Litem, 50c Issuing Commission to take Deposition, 50c Filing Interrogatories, per 100 words, 15c Copy of Interrogatories, per 100 words, 15c Appointing Com'r to Divide and Issue Writ, \$2.00 Affidavit in Report of same, 25c Order Approving Division and Report, \$1.00 Recording same, per 100 words, 15c Hearing Application for Dower, Issuing Writ, \$4.00 Exam. Testimony and Granting Order to Sell, \$2.00 Recording Depositions, per 100 words, 15c Recording Relinquishment of Dower, 100 wds., 15c Recording Report, per 100 words, 15c Rec. Payment Purchase Money, per 100 words, 15c Making Order on Report Sale of Land, 75c | |
| | HOMESTEAD—Rec. Petition for Com. 100 words, 15c Rec. Order for Applicant, per 100 words, 15c Recording Order for Com., per 100 words, 15c Notice to Commissioners, 50c Recording Report of Com., per 100 words, 15c Rec. Order Setting Apart, per 100 words, 15c INVENTORY—Order to App. and Rec., 50c Affidavit to same, 25c Recording same, per 100 words, 15c Recording Decree, per 100 words, 15c | | | FINAL SETTLEMENT—Affidavit in Acc's, 25c Examining, Stating, and Reporting Account, \$1.00 Order to Publish Notice of same, 50c Appointing and Notifying Guardian ad Litem, 50c Examining Vouchers, 10c Administering Affidavits, 25c Recording same, per 100 words, 15c Decrees in Final Settlement, 50c | 1 50 |
| | APPRAISEMENT—Order Approving Rec., 50c Affidavit to same, 25c Recording same, per 100 words, 15c Issuing Order of Appraisalment, 25c Recording Warrant, per 100 words, 15c Order to Approve Appraisalment, 50c Affidavit to Appraisalment, 25c Recording same, per 100 words, 15c Recording Decree, per 100 words, 15c | | | | |
| | SALE OF PERISHABLE PROPERTY— Petition, 25c Recording same, per 100 words, 15c Granting Order of Sale, 50c Issuing Order of Sale, 25c Appointing, Notifying Guardian ad Litem, 50c Affidavit to Report, 25c Recording, per 100 words, 15c | | | | |
| | CARRIED FORWARD: | | | | 2 50 |

Taylor Wilkins, Jr.

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

Condemnor,

vs.

ALBERTA ASKEW THOMAS and
BALDWIN COUNTY BANK,

Condemnees,

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

CASE NO. 6670

NOTICE

TO: ALBERTA ASKEW THOMAS and BALDWIN COUNTY BANK:

YOU WILL PLEASE TAKE NOTICE that an application was filed
in this Court by The Housing Authority of the City of Bay Minette,
Alabama, alleging that it desires to have condemned certain parcels
of land set out and described as follows:

Lot 8 of Block 1 of Douglasville Subdivision
as per plat which is recorded in Misc. Book 1
page 334, Baldwin County, Alabama Probate Records
LESS: Beginning at the Southwest corner of Lot
8, Block 1, Douglasville as per Misc. Book 1,
page 334, Baldwin County, Alabama Probate Records
thence East 65 feet to a point; thence North
65 feet to a point; thence West 65 feet to a
point; thence South 65 feet to the point of
beginning.

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

THIS IS TO NOTIFY YOU that the Probate Court of Baldwin
County, Alabama, has, appointed the 11th day of Sept.,
1969, at 9:30 A. M. as the day and time upon which said appli-
cation will be heard, at which time you may appear and contest the
same, if you choose to do so.

Done this 27th day of August, 1969.

Harry D'Olive
Probate Judge, Baldwin County, Alabama

1162' X 178' 3"
1m 65' X 65'
7-13

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

X
X
X
X
X
X

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA
CASE NO. 6670

Petitioner,

vs.

ALBERTA ASKEW THOMAS and
BALDWIN COUNTY BANK,

Condemnees.

COMMISSION TO COMMISSIONERS

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

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

Lot 8 of Block 1 of Douglasville Subdivision as per plat which is recorded in Misc. Book 1 page 334, Baldwin County, Alabama Probate Records LESS: Beginning at the Southwest corner of Lot 8, Block 1, Douglasville as per Misc. Book 1, page 334, Baldwin County, Alabama Probate Records thence East 65 feet to a point; thence North 65 feet to a point; thence West 65 feet to a point; thence South 65 feet to the point of beginning.

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

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

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

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

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

Done this the 29th day of September, 1969.


Probate Judge, Baldwin County, Alabama

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

X

IN THE PROBATE COURT OF

Petitioner,

X

BALDWIN COUNTY, ALABAMA

vs.

X

CASE NO. 6670

ALBERTA ASKEW THOMAS and
BALDWIN COUNTY BANK,

X

Condemnees.

X

X

COMMISSION TO COMMISSIONERS

TO:

H. E. Long

B. H. Mills

and

H. H. Watkins

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

Done this the 29th day of September, 1969.



Probate Judge, Baldwin County, Alabama

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

Petitioner,

vs.

ALBERTA ASKEW THOMAS and
BALDWIN COUNTY BANK,

Condemnees.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

CASE NO. 6670

COMMISSION TO COMMISSIONERS

TO:

and

J. C. Long, B. K. Mills
H. St. John

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

Done this the 29th day of September, 1969.



Probate Judge, Baldwin County, Alabama

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

X IN THE PROBATE COURT OF

Petitioner,

X BALDWIN COUNTY, ALABAMA

vs.

X CASE NO. 6670

ALBERTA ASKEW THOMAS and
BALDWIN COUNTY BANK,

X
Condemnees.
X

COMMISSION TO COMMISSIONERS

TO:

and

H. C. Long, B. L. Mills
H. D. Watkins.

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

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

Done this the 29th day of September, 1969.



Probate Judge, Baldwin County, Alabama

No. 6670 In the matter of Housing Authority vs. Olivera Edwin Thomas
Administrator, Executor, or Guardian. Residence Baldwin Co. Bank
Attorneys Harry J. Walters, Jr. Docket Page Fee Book Page

| DATE | FEES | AMOUNT | DATE | FEES | AMOUNT |
|------|---|--------|------|---|----------|
| | WILL-Orders on Presentation, \$1.00 | | | BROUGHT FORWARD, | 20 25 |
| | Affidavit in Petition for Probate, 25c | | | SALE OF PERSONAL PROP.-Petition, 25c | |
| | Recording Petition, per 100 words, 15c | | | Recording same, per 100 words, 15c | |
| | Issuing Citation, entering Sheriff's Returns, 50c | | | Granting Order of Sale, 50c | |
| | Appointing, Notifying Guardian ad Litem, 50c | | | Issuing Order of Sale, 25c | |
| | Issuing Subpoena for Witnesses, 50c | | | Order to Publish Notice of Sale, 50c | |
| | Affidavit of Witnesses, 25c | | | Affidavit to Report, 25c | |
| | Examining Witnesses and Order Probating, \$2.00 | | | Recording, per 100 words, 15c | |
| | Issuing Commission to take Deposition, 50c | | | Appointing Com'r to Divide, and Writ, \$2.00 | |
| | Filing Interrogatories, 10c | | | Appointing and Notifying Guardian ad Litem, 50c | |
| | Copy of same, per hundred words, 15c | | | | |
| | Recording Will, per hundred words, 15c | | | PARTIAL SETTLEMENT-Affi. in Account, 25c | |
| | Recording Testimony, per hundred words, 15c | | | Examining, Stating Acc't, and App. Hearing, \$1.00 | |
| | Certificate, without Seal, 25c | | | Order to Publish Notice of Sale, 50c | |
| | Certificate, with Seal, 50c | | | Appointing and Notifying Guardian ad Litem, 50c | |
| 7-69 | Presiding at Trial of Contested Will, per day, \$2.50 | 8 25 | | Examining Vouchers, 10c | |
| | 7-69 Recd. pet. w/ Exhibits | 75 | | Administering Affidavits, 25c | |
| | " Order set. by | 50 | | Making Decree and Order to Record, \$1.50 | |
| 8-69 | " Imm. from Bank | 1 00 | | Recording same, per 100 words, 15c | |
| | " Notice to Commissionee | 2 25 | | Filing Claims and Giving Receipt, 15c | |
| 1-69 | " Order Granting pet. - - - | | | INSOLVENCY-Affidavit in Report, 25c | |
| | LETTERS-Affidavit in Petition, 25c | | | Recording Report and State., per 100 words, 15c | |
| | Recording Petition, per hundred words, 15c | | | Order Appointing Day for Hearing, 25c | |
| | Granting Letters of Administration, 50c | | | Order to Publish Notice of same, 25c | |
| | Issuing and Recording same, 50c | | | Order for Citations, 25c | |
| | Granting Letters of Guardianship, 75c | | | Issuing Notice to Creditors, Day of Hearing, 50c | |
| | Issuing, Filing, and Recording same, 50c | | | Order Sustaining Report, 25c | |
| | Taking App., Filing, Rec. Adm. Bond, \$1.50 | | | Order for Settlement, 25c | |
| | Taking App., Filing, Rec. Guard. Bond, \$1.00 | | | Order to Publish Day of Settlement, 25c | |
| | Affidavit of Justification, 50c | | | Issuing Notice of Day of Settlement, 25c | |
| | Granting Order of Appraisement, 50c | | | Affidavit to Amount of Claims, 25c | |
| | Issuing Order of Appraisement, 25c | | | Appointing, Notifying Guardian ad Litem, 25c | |
| | Recording same, per hundred words, 15c | | | Condemnation Award | 10,500 - |
| 2-69 | Certified Copy Letters, 50c | 1 75 | | | |
| 8-69 | Recd. Comm. to Comm. | 1 50 | | SALE OF REAL ESTATE-Affi. in Petition, 25c | |
| | " Pet. of Comm. | 75 | | Recording Petition, per 100 words, 15c | |
| | " Death of Comm. | 1 00 | | Order App. Day of Hearing and Notice, \$1.00 | |
| 9-69 | " Cert. of Comm. | 2 50 | | Order to Publish Notice of same, 50c | |
| | " Decree of Condemnation | | | Issuing Citation, entering Sheriff's Return, 50c | |
| | HOMESTEAD-Rec. Petition for Com. 100 words, 15c | | | Appointing and Notifying Guardian ad Litem, 50c | |
| | Rec. Order for Applicant, per 100 words, 15c | 20 25 | | Issuing Commission to take Deposition, 50c | |
| | Recording Order for Com., per 100 words, 15c | | | Filing Interrogatories, per 100 words, 15c | |
| | Notice to Commissioners, 50c | | | Copy of Interrogatories, per 100 words, 15c | |
| | Recording Report of Com., per 100 words, 15c | | | Appointing Com'r to Divide and Issue Writ, \$2.00 | |
| | Rec. Order Setting Apart, per 100 words, 15c | | | Affidavit in Report of same, 25c | |
| | INVENTORY-Order to App. and Rec., 50c | | | Order Approving Division and Report, \$1.00 | |
| | Affidavit to same, 25c | | | Recording same, per 100 words, 15c | |
| | Recording same, per 100 words, 15c | | | Hearing Application for Dower, Issuing Writ, \$4.00 | |
| | Recording Decree, per 100 words, 15c | | | Exam. Testimony and Granting Order to Sell, \$2.00 | |
| | | | | Recording Depositions, per 100 words, 15c | |
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| | Affidavit to same, 25c | | | Recording Report, per 100 words, 15c | |
| | Recording same, per 100 words, 15c | | | Rec. Payment Purchase Money, per 100 words, 15c | |
| | Issuing Order of Appraisement, 25c | | | Making Order on Report Sale of Land, 75c | |
| | Recording Warrant, per 100 words, 15c | | | | |
| | Order to Approve Appraisement, 50c | | | W. E. Long | 25 00 |
| | Affidavit to Appraisement, 25c | | | B. R. Mills | 25 00 |
| | Recording same, per 100 words, 15c | | | Wm. J. Hopkins | 25 00 |
| | Recording Decree, per 100 words, 15c | | | | |
| | | | | FINAL SETTLEMENT-Affidavit in Acc's, 25c | |
| | SALE OF PERISHABLE PROPERTY-Petition, 25c | | | Examining, Stating, and Reporting Account, \$1.00 | |
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| | Granting Order of Sale, 50c | | | Appointing and Notifying Guardian ad Litem, 50c | |
| | Issuing Order of Sale, 25c | | | Examining Vouchers, 10c | |
| | Appointing, Notifying Guardian ad Litem, 50c | | | Administering Affidavits, 25c | |
| | Affidavit to Report, 25c | | | Recording same, per 100 words, 15c | |
| | Recording, per 100 words, 15c | | | Decrees in Final Settlement, 50c | |
| | | | | Taylor Wilkins, Jr. | 7 90 |
| | CARRIED FORWARD: | | | | |

Paid 10-21-69
Housing Authority
10,633.15
Harry J. Walters, Jr.

Pa. 10-22-69-2988-
- 2989-
- 2990-

10-22-69-2991-

10,633.15

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

Condemnor

vs.

ALBERTA ASKEW THOMAS and

BALDWIN COUNTY BANK

Condemnees

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

CASE NO. 6670

Now comes The Housing Authority of the City of Bay

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

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

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

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

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

Lot 8 of Block 1 of Douglasville Subdivision as Per Plat which is recorded at Misc. Book 1 Page 334, Baldwin County, Alabama Probate Records LESS: Beginning at the Southwest corner of Lot 8, Block 1, Douglasville as per Misc. Book 1 Page 334, Baldwin County, Alabama Probate Records thence East 65 feet to a point; thence North 65 feet to a point; thence West 65 feet to a point; thence South 65 feet to the Point of Beginning.

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

5. That Petitioner further shows that it has made bona fide efforts to agree with the parties owning or claiming some right, title or interest in each of said tracts of land described in said Paragraph 3 above, described herein as to the fair and reasonable market value of said property and compensation to be allowed and paid to them for their interests in said lands to be condemned hereby, and that it has failed to come to any such agreement with all of said parties, or that the title to such tract or parcel of land was such that it could not be acquired by direct purchase, and that your Petitioner has heretofore

BOOK 53 PAGE 492

taken all steps necessary and all proceedings required by law necessary to initiate these proceedings.

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

THE PREMISES CONSIDERED, Petitioner prays that this Court will make and enter an order appointing a day for the hearing of this Petition and that the Court give notice to the above

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

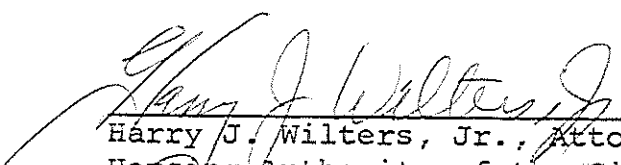
HOUSING AUTHORITY OF THE CITY OF
BAY MINETTE, A CORPORATION

BY: 

Attorney for the Housing Authority
of the City of Bay Minette

STATE OF ALABAMA
BALDWIN COUNTY

Before me, the undersigned authority, personally appeared Harry J. Wilters, Jr., who, being by me first duly sworn, deposes and says that he is attorney for The Housing Authority of the City of Bay Minette, and has the authority to make this affidavit and to institute and prosecute the foregoing application for the condemnation of the lands, rights and interests therein described; that he has knowledge of the statements therein contained, and that to the best of his knowledge, information and belief, such statements are true and correct as therein alleged.


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

Sworn to and subscribed before me, this the 27th day
of August, 1969.

Paul G. Jenkins
Notary Public,

BOOK 58 PAGE 495

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

The Commissioners of The Housing Authority of the
City of Bay Minette, Alabama met in
Special session at the office of the Authority
in the City of Bay Minette, Alabama
, at 4:45 o'clock p. m., on February 26,
1969.

The meeting was called to order by the Chairman and, upon roll call,
those present and absent were as follows:

Present: J. H. Faulkner, Chairman
Harlan Page
W. F. Thomas
Emile Nassar
Coward Boykin

Absent: None

BOOK 53 PAGE 496

The NOTICE OF SPECIAL MEETING with the CERTIFICATE AS TO SERVICE OF NOTICE OF SPECIAL MEETING attached thereto, and the WAIVER OF NOTICE OF AND CONSENT TO SPECIAL MEETING, as signed by the Commissioners of said Authority, were read and ordered spread upon the minutes of this special meeting and filed for record.

NOTICE OF SPECIAL MEETING

TO: J. H. Faulkner
Emile Nassar
W. F. Thomas
Harlan Page
Oswald Boykin

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

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

Dated this 21st day of February, 1969.

THE HOUSING AUTHORITY OF THE
CITY OF BAY MINETTE, ALABAMA

BY: /s/ J. H. Faulkner
Chairman

BOOK 53 P. 497

CERTIFICATE AS TO SERVICE OF NOTICE
OF SPECIAL MEETING

I, Huston Carter, the duly appointed, qualified and acting
Secretary of The Housing Authority of the City of
Bay Minette, Alabama do hereby certify
that on February 26, 1969, I served in the manner provided in the
By-Laws of said Authority, upon each of the Commissioners
thereof, a true and correct copy of the foregoing NOTICE OF SPECIAL MEETING.
Witness my signature this 26th day of February, 19 69.

/s/ Huston Carter
Secretary

WAIVER OF NOTICE OF AND CONSENT TO SPECIAL MEETING

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

/s/ Harlan A. Page Jr.
/s/ J. H. Faulkner
/s/ Emile J. Nassar
/s/ Oswald Boykin
/s/ W. F. Thomas

BOOK 53 PAGE 498

The following resolution was introduced by Commissioner Boykin

, read in full and considered:

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

Commissioner Boykin moved that the fore-

going resolution be adopted as introduced and read, which motion was

seconded by Commissioner Nassar, and upon roll call the

"Ayes" and "Nays" were as follows:

AYES

NAYS

None

J. H. Faulkner
Harlan Page
W. F. Thomas
Emile Nassar
Oswald Boykin

The Chairman thereupon declared said motion carried and said resolution adopted.

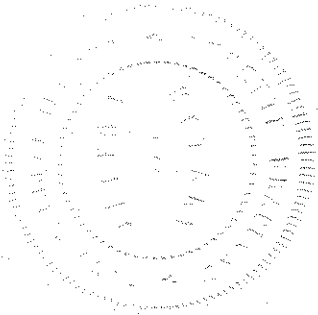
STATE OF ALABAMA

BALDWIN COUNTY

Personally appeared before me the undersigned authority, Huston Carter, who after first being duly sworn deposes and says that Exhibit "A" attached to the Application of Condemnation is a true and correct copy of the Minutes of The Housing Authority of the City of Bay Minette, Alabama, held on February 26, 1969, pertaining to that special meeting granting the authority, by the Directors, to acquire land as therein written.

Huston Carter
Huston Carter,

Sworn to and subscribed before me on this the 12th day of August, 1969.



Innette Bradford
Notary Public,

44-53-66-500

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

Condemnor,

vs.

ALBERTA ASKEW THOMAS and
BALDWIN COUNTY BANK,

Condemnees.

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA

CASE NO. 6670

ORDER SETTING DATE FOR HEARING

This day came The Housing Authority of the City of Bay Minette, Alabama, and filed in this Court its Petition, in writing, to have condemned, for certain purposes therein stated, certain lands belonging to Alberta Askew Thomas, a description of said property being specifically set forth in said Petition.

It is, therefore, ORDERED, ADJUDGED and DECREED, by the Court, that the 11th day of Sept., 1969, at 9:30 M. be appointed a day to hear said Petition, and that notice of the same, and of the day set to hear the same, be given at least ten days before the day set, by personal service upon Alberta Askew Thomas and the Baldwin County Bank, both of Bay Minette, Baldwin County, Alabama, by the Sheriff of Baldwin County, Alabama,

Done this 27th day of August, 1969.

Harry D. Oline
Probate Judge, Baldwin County, Alabama

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

Condemnor,

vs.

ALBERTA ASKEW THOMAS and
BALDWIN COUNTY BANK,

Condemnees,

X

X

X

X

X

X

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

CASE NO. 6670

NOTICE

TO: ALBERTA ASKEW THOMAS and BALDWIN COUNTY BANK:

YOU WILL PLEASE TAKE NOTICE that an application was filed
in this Court by The Housing Authority of the City of Bay Minette,
Alabama, alleging that it desires to have condemned certain parcels
of land set out and described as follows:

Lot 8 of Block 1 of Douglasville Subdivision
as per plat which is recorded in Misc. Book 1
page 334, Baldwin County, Alabama Probate Records
LESS: Beginning at the Southwest corner of Lot
8, Block 1, Douglasville as per Misc. Book 1,
page 334, Baldwin County, Alabama Probate Records
thence East 65 feet to a point; thence North
65 feet to a point; thence West 65 feet to a
point; thence South 65 feet to the point of
beginning.

BOOK
53
PAGE 502

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

THIS IS TO NOTIFY YOU that the Probate Court of Baldwin
County, Alabama, has, appointed the 11th day of Sept.,
1969, at 9:30 A. M. as the day and time upon which said appli-
cation will be heard, at which time you may appear and contest the
same, if you choose to do so.

Done this 27th day of August, 1969.

Harry D. Oline
Probate Judge, Baldwin County, Alabama

Received 27 day of August 1969
and on 29 day of Aug 1969
I served a copy of the within Notice
on Baldwin County Bank
By service on J. A. Wurst

TAYLOR WILKINS, Sheriff

By W. G. Tolbert

Sheriff claims

4

miles

Ten Cents per mile Total \$.40

TAYLOR WILKINS, Sheriff

BY

Tolbert
DEPUTY SHERIFF

Received 27 day of August 1969
and on 29 day of Aug 1969
I served a copy of the within Notice
on Alberta Asken Thomas
By service on _____

TAYLOR WILKINS, Sheriff

By W. G. Tolbert

DeWitt

2.00
.00
2.00

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

VS.

Condemnor,

ALBERTA ASKEW THOMAS and
BALDWIN COUNTY BANK,

Condemnees.

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IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA

NO. 6670

ANSWER OF BALDWIN COUNTY BANK

Now comes the Baldwin County Bank, a corporation, one of the defendants named in the above entitled cause, and for answer to the petition for condemnation says that Alberta Askew Thomas is justly indebted to it in the sum of \$2188.26 as of September 3, 1969, which indebtedness secured by a mortgage from Tom Thomas and Albert Askew Thomas, husband and wife, to the Baldwin County Bank, filed for record January 3, 1968, which is recorded in Book 521 of Mortgages at pages 637-39, Baldwin County, Alabama Records.

Dated this 3rd day of September, 1969.

J. B. Blackburn
Attorney for defendant, Baldwin County
Bank

BOOK 521 PAGE 503

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

Condemnor,

vs.

ALBERTA ASKEW THOMAS and
BALDWIN COUNTY BANK,

Condemnees.

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA
CASE NO. 6670

ORDER GRANTING PETITION AND
APPOINTING COMMISSIONERS

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

And it appearing to the satisfaction of the Court that:
Alberta Askew Thomas, as owner, and the Baldwin County Bank, as
lienholder, has had notice of the filing of said petition, and
the appointment of this day as a day for hearing the same by
citation personally served upon them by the Sheriff of Baldwin
County, Alabama, on the 29th day of August, 1969, being at least
ten days prior to this day, and further that Alberta Askew Thomas
did appear at said hearing with her attorney, John Earl Chason,
and the Baldwin County Bank filed their answer, in writing, by
its attorney, J. B. Blackburn.

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

And it further appearing to the satisfaction of the
Court that the tract of land described in said Petition is owned
by the person alleged to be the owner thereof, and that such
tract of land is subject to liens, and leases as shown in said

BOOK
53
PAGE 504

FILED
RECORDED
JUDGE OF PROBATE
page
book

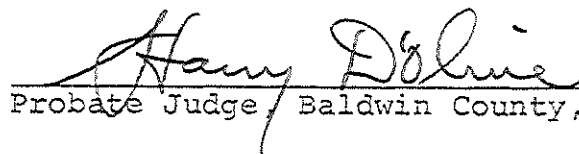
Petition, and that the interest sought to be acquired by the Petitioner is an easement over, on and across said tract of land as described in said Petition, and which land when condemned will be devoted to such uses and purposes, and that it is necessary that said lands be condemned for the purposes and uses set forth in said Petition, and it further appearing to the Court that no objections have been filed in the granting of said Petition, it is, therefore, ORDERED, ADJUDGED and DECREED, by the Court, that said Petition be, and the same is, hereby granted.

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

It is, therefore, ORDERED, ADJUDGED and DECREED, by the Court that the said J. E. Long, B. K. Mills and J. H. Robbins, be and they are hereby, appointed Commissioners to assess and appraise the damages and compensation to which the owners of each tract of land described herein is entitled, which amount of damages and compensation so awarded is subject to a mortgage to the Baldwin County Bank, and that said persons so appointed Commissioners have notice of their appointment as such Commissioner by written commission issued to them and served upon them by the Sheriff of Baldwin County, Alabama, and that they be sworn as jurors are sworn under the laws of the State of Alabama; and it is further ORDERED by the Court that such Commission so issued shall show a description of each of said tracts of land

described in said Petition, and sought to be condemned; and it is further ORDERED, by the Court, that said Commissioners proceed with the assessment of said damages and compensation in the manner prescribed by law, and that they report their findings in writing under oath to this Court for confirmation.

Done this 11th day of September, 1969.



Probate Judge, Baldwin County, Alabama

BOOK 53 PAGE 506

1508
THE HOUSING AUTHORITY OF THE
CITY OF BAY MINETTE, BALDWIN
COUNTY, ALABAMA,

X IN THE PROBATE COURT OF

Petitioner,

X BALDWIN COUNTY, ALABAMA

vs.

X CASE NO. 6670

ALBERTA ASKEW THOMAS and
BALDWIN COUNTY BANK,

Condemnees.

COMMISSION TO COMMISSIONERS

TO: H. E. Long, B. L. Mills
and J. H. Roberts.

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

Lot 8 of Block 1 of Douglasville Subdivision as per plat which is recorded in Misc. Book 1 page 334, Baldwin County, Alabama Probate Records LESS: Beginning at the Southwest corner of Lot 8, Block 1, Douglasville as per Misc. Book 1, page 334, Baldwin County, Alabama Probate Records thence East 65 feet to a point; thence North 65 feet to a point; thence West 65 feet to a point; thence South 65 feet to the point of beginning.

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

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

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

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

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

Done this the 29th day of September, 1969.



Probate Judge, Baldwin County, Alabama

BOOK 53 PAGE 508

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

and on 30 day of Sept 1969

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

By service on _____

TAYLOR WILKINS, Sheriff
By W. O. Zerk D. S.

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

Condemnor,

VS.

ALBERTA ASKEW THOMAS and
BALDWIN COUNTY BANK,

Condemnees.

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IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

CASE NO. 6670

REPORT OF THE COMMISSIONERS

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

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

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

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

\$ 10,500.00.

The above award is subject to a lien to the Baldwin County Bank in the amount of \$ 1,917.35.

The undersigned do further state that in making such assessment, they have proceeded in strict conformity of the Commission here-

tofore issued to and served upon them as such Commissioners and the undersigned do further file with this report and award a certificate showing that the undersigned Commissioners have no interest in the said proceeding.

Done this 8th day of October, 1969.

W. L. Long

B. K. Mills

William D. Dobb

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

Harry D'olive
Probate Judge, Baldwin County, Alabama

BOOK 53 PAGE 510

STATE OF ALABAMA

BALDWIN COUNTY

OATH OF COMMISSIONERS

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

So help us, God.

W. L. Long

B. K. Mills

William L. Noble

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

Harry D. Dine
Probate Judge, Baldwin County, Alabama

BOOK 53 PAGE 511

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

Condemnor,

VS.

ALBERTA ASKEW THOMAS and
BALDWIN COUNTY BANK,

Condemnees.

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IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

CASE NO. 6670

CERTIFICATE OF COMMISSIONERS

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

W. E. Long

B. K. Mills

William H. Mills

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

Harry D. Davis

Probate Judge, Baldwin County, Alabama

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

X

IN THE PROBATE COURT OF

Condemnor,

X

BALDWIN COUNTY, ALABAMA

vs.

X

CASE NO. 6670

ALBERTA ASKEW THOMAS and
BALDWIN COUNTY BANK,

X

X

Condemnees.

X

DECREE OF CONDEMNATION BY PROBATE COURT

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

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

And further appearing from the said report that the amount of damages and compensation awarded to Alberta Askew Thomas, subject to a lien to the Baldwin County Bank, on account of the lands described in the original petition and the said report of the Commissioners, being required by The Housing Authority of the City of Bay Minette, Alabama, for the purposes described in the petition, was \$10,500.00;

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

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

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

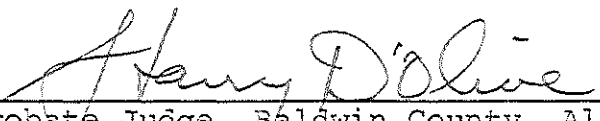
Lot 8 of Block 1 of Douglasville Subdivision
as per plat which is recorded in Misc. Book 1
page 334, Baldwin County, Alabama Probate Records
LESS: Beginning at the Southwest corner of Lot
8, Block 1, Douglasville as per Misc. Book 1,
page 334, Baldwin County, Alabama Probate Records
thence East 65 feet to a point; thence North
65 feet to a point; thence West 65 feet to a
point; thence South 65 feet to the point of
beginning.

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

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

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

Done this 9th day of October, 1969.



Probate Judge, Baldwin County, Alabama

BOOK 53 PAGE 615

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

Petitioner,

VS.

ALBERTA ASKEW THOMAS and
BALDWIN COUNTY BANK,

Respondents.

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA

NO. 6670

DECREE OR ORDER ON APPEAL

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

DATED this 7th day of November, 1969.

Harry D'Oline
Probate Judge

NOTICE OF APPEAL, DECREE THEREON
AND SERVICE ON PARTIES

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

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

WITNESS my hand on this the 7th day of November, 1969.

Harry D'Oline
Probate Judge

TO ANY SHERIFF OF THE STATE OF ALABAMA, GREETINGS:

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

DATED the 7th day of November, 1969.

Harry D'Oline
Probate Judge

722

34
11-10-69

Received 7 day of Nov 1969
and on 10 day of Nov 1969

I served a copy of the within Notice
on The Housing Authority of the
City of Bay Minette
By service on D. A. McMillan

TAYLOR WILKINS, Sheriff
By W. A. Talbert D. S.

8982

NOTICE OF APPEAL

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

Petitioner,

VS.

ALBERTA ASKEW THOMAS and
BALDWIN COUNTY BANK,

Respondents.

IN THE PROBATE COURT OF

BALDWIN COUNTY, ALABAMA

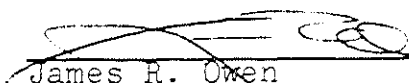
NO. 6670

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

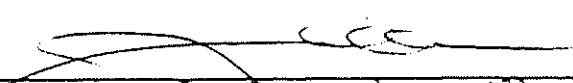
Lot 8, Block 1 of Douglasville Subdivision, according to the map or plat which is recorded in Miscellaneous Book 1, page 334, Baldwin County, Alabama Records, excepting therefrom the following: Beginning at the Southwest corner of Lot 8, Block 1, Douglasville and run East 65 feet to a point; thence North 65 feet to a point; thence West 65 feet to a point; thence South 65 feet to the point of beginning.

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

DATED the 7th day of November, 1969.


James R. Owen
Attorney for Respondent, Alberta Askew Thomas.

The respondent, Alberta Askew Thomas, demands a trial by jury of this cause.


Attorney for Respondent, Alberta Askew Thomas

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

VS:

Alberta Askew Thomas
& Baldwin County Bank

IN THE CIRCUIT COURT OF

BALDWIN COUNTY, ALABAMA

AT LAW, CASE NO. 8982

"We the jury find in favor of the landowners, and assess the damages at
\$3000⁰⁰."

Lamar Norrell
Foreman.