STATE OF ALABAMA

Petitioner

VS

GLOVER PACKER, et al

Respondents

IN THE PROBATE COURT OF
BALDWIN COUNTY, ALABAMA
CASE NO. 5087

TO: STATE OF ALABAMA, (Attention Telfair Mashburn)

You are hereby notified that notice of appeal was filed in the Office of the Judge of Probate of Baldwin County, Alabama on the 21-1 day of 61, $196l_1$ in the above styled cause.

Judge of Probate

Petitioner,) IN THE PROBATE COURT OF

vs.)

GLOVER PACKER, IRENE P. ELLIOT,)

MOSES PACKER, JOE LEE PACKER,
LEWIS PACKER, FELIX PACKER,
J. V. PACKER, ESKINE PACKER,
NATHANIEL PACKER, MARGARET
PACKER, Individually and as
Administratrix of the Estate
of State Packer, and TRACT
No. 54, Parcels 1 thru 10,

Respondents.)

CROSS APPEAL:

Now comes the State of Alabama, Petitioner in the above styled cause, and does hereby file its cross-appeal to the Circuit Court of Baldwin County, Alabama, from the order of condemnation entered in this cause on the 22nd day of January, 1964.

Done this 25th day of March, 1964.

STATE OF ANABAMA, BALDWIN COUNTY

3 25-64

RICHMOND M. FLOWERS, Attorney General State of Alabama

tooordod . D.

Judge of Probate

Duly appointed Special Assistant Attorney General for State of Alabama.

Petitioner hereby demands a trial of this cause by Jury.

Duly appointed Special Assistant Attorney General for State of Alabama.

The undersigned hereby acknowledges himself security for $\ensuremath{\omega}$ sts in this cause.

Duly appointed Special Assistant Attorney General for State of Alabama.

Filed, and security for costs approved on this the 25th day of March, 1964.

Probate Judge.

STATE OF ALABAMA

BALDWIN COUNTY

I hereby certify that I delivered a copy of the foregoing cross-appeal to the office of Wilson Hayes, Attorney of Record for Glover Packer, et al., on this the 25 day of March, 1964.

Duly appointed Special Assistant Attorney General for State of Alabama.

of the about notice of a copyed and wait all further note in and about noise appeal.

Appeal.

Men 25,1964.

N'Iran Hayer Atty for alow for chartel -1-Es (Code 1940, Tit. 13, Sec. 29) EE BILL Administrator, Executor or Guardian. Residence...... In the Matter Page Fee_Book Page ___Docket____ AMOUNT FEES OF PROBATE JUDGE DATE AMOUNT 25 FEES OF PROBATE JUDGE BROUGHT FORWARD, رہے Affidavit to Report, 25c Recording, per 100 words, 15c Appointing Com'r to Divide, and Writ, \$2,00 vit in Petition for Pro 50 50 50 50 widne potition for 100 words Approving Division and Order thereon, \$1.00 Eitherion, conte Shorisson Returns, 50c App'ting and Notifying Guard. ad Litem, 50c Issuing Subpoenny for Witness, 50c PARTIAL SETTLEMENT-Affidavit in Acc't, 25c Winter Down Co Examining, Stating Acc't and Ap. Hear., \$1.00 Examining Wit and order Probating, \$2.00
Issuing Commission to take Deposition 50c Order to Publish Notice of Sale, 50c App'ting and Notifying Guard. ad Litem, 50c Filing Interrogatories, 10c) 50 Examining Vouchers, 10c Capy of same for 100 worth 15c. Administering Affidavits, 25c Recording Will, per 100 words, 15c Making Decree and Order to Record, \$1.50 Recording Testimony, per 100 words, 15c Recording same, per 100 words, 15c Certificate, without seal, 25c Filing Claims and giving Receipt, 15c Certificate, with seal, 50c Presiding at Trial C'nt'd Will, per day, \$2.50 INSOLVENCY-Affidavit in Report, 25c LETTERS-Affidavit in Petition, 25c Affidavit to Statements, 25c Recording Petition, per 100 words, 15c Recording Rep't and Statem't, 100 words, 15c Rec'ding Rel. right to Adm'ner, 100 words, 15c Order Appointing Day of Hearing, 25c Granting Letters of Administration, 50c Order to Publish Notice of same, 25c Issuing and Recording same, 50c Order for Citations, 25c Granting Let. of Gu'd'nship, each minor, 75c Iss'g Notice to Creditor Day of Hearing, 50c Issuing, Filing and Recording same, 50c Order Sustaining Report, 25c Taking, App., Filing, Rec. Adm. Bonds, \$1.00 Order for Settlement, 25c Taking, App. Filing, Guard. Bond, \$1.00 Order to Publish Day of Settlement, 25c Issuing Notice of Day of Settlement, 25c Affidavit of Justification, 25c Granting Order of Appraisement, 50c Affidavit to Amount of Claims, 25c App'ting and Notifying Guard, ad Litem 50c Issuing Order of Appraisement, 25c Recording same, per 100 words, 15c Order Removing Executor, Adm. Guard. \$2.00 SALE OF REAL ESTATE—Affidavit in Petition, 25c Order Appointing General Guardian, \$1.00 Recording Petition, per 100 words, 15c Order Appointing General Administ'r, \$1.00 Order App't's Day of Hear, and Notice, \$1.00 Order Appointing Adm't ad Litem, \$1.00 Con E Order to Publish Notice of same, 50c 00 Issuing Citations, ent'g Sheriff's Return, 50c Recording Braza App'ting and Notifying Guard, ad Litem, 50c Issuing Commission to take Deposition, 50c me Dic Filing Interrogatories, 10c IESTEAD—Rec. Pet'n for Com., 100 words, 15c Copy of Interrogatories, per 100 words, 15c Record, Order for App., per 100 words, 15c App't'g Com. to Divide and Issue Writ, \$2.00 Recording Order for Com., per 100 words, 15c Affidavit to Report of Same, 25c 50 aptople Order Approving Division and Report, \$1.00 Notice to Commissioners, 50c PROCOTAING Report of Cont. por 100 words 15c Q. 20 Recording same, per 100 words, 15c Record, Order Setting Apart, 100 words, 15c Hearing Applic'n for Dower, Iss'g Writ, \$4.00 25 notice of ap Exam'g Testim'y and Grant Ord'r to Sell, \$2.00 NVENTORY—Order to Approve and Record, 50c Recording Depositions, per 100 words, 15c Record, Reliq m't of Dower, 100 words, 15c Recording same, per 100 words, 15c Recording Report, per 100 words, 15c Rec. Paym't Purchase Money, 100 words, 15c Making Order on Report of Sale of Land, 75c SUPPLEMENT INVENTORY—Order App., Rec., 50c Hear Ap'n to Compel Conveyance, etc., \$2.00 Affidavit to same, 25c Recording same, per 100 words, 15c Recording Decree, per 100 words, 15c FINAL SETTLEMENT—Affidavit in Account, 25c Affidavit to Statement of Heirs, 25c APPRAISEMENT-Order Approving, Rec., 50c Enam'g, Stating and Recording Acc't, \$1.00 Order to Publish Notice of same, 50c Affidavit to same, 25c Recording same, per 100 words, 15c App'ting and Notifying Guard. ad Litem, 50c Examining Vouchers, 10c SUPPLIEMENT APPRAISEMENT—Grant, Order, 50c Administering Affidavits, 25c Issuing Order of Appraisement, 25c Recording same, per 100 words, 15c Recording Warrant, per 100 words, 15c cree in Final Settlement, 50c Special Procession Proceedings for Declaration of Insound Mind and App. Guard. ad Litem Order to Approve Appraisement, 50c Affidavit to same, 25c Recording same, per 100 words, 15c Recording Decree, per 100 words, 15c Recording Decree Relieving Minors, etc., \$1.00 Proceed to Perpetuate Testimony, per 100 words, SALE OF PERISHABLE PROPERTY—Petition, 25c Recording same, per 100 words, 15c 20c Granting Order of Sale, 50c Other Services Relating Thereto, 75c Record. Pro'dings Bind'g Out Appren., \$1.00 Issuing Order of Sale, 25c App'ting and Notifying Guard. ad Litem, 50c For Recording Certificate of Judgment or Decree Recording, per 100 words, 15c SALE OF PERSONAL PROPERTY—Petition, 25c Recording same, per 100 words, 15c Misc. Filing Granting Order of Sale, 50c Issuing Order of Sale, 25c Order to Publish Notice of Sale, 50c 44 TOTAL PROBATE JUDGE'S FEES. 125

CARRIED FORWARD

STATE OF ALABAMA,	I
Petitioner,	I
vs.	I IN THE PROBATE COURT OF
GLOVER PACKER, ET AL.,	I BALDWIN COUNTY, ALABAMA
Respondents	I CASE NO. <u>5687</u>
and the second of the second o	· X
FINAL ORDER C	F CONDEMNATION:
On the 20 day of	aucany, 1968, came H. B. McGill
O. W. Lyles	nd,
Commissioners heretofore appointed	by this Court to assess and as-
certain the damages and compensati	on to which the owners and other
parties interested in the tracts of	of land set forth in the application
for condemnation of lands heretofo	re filed in this cause are entitled
and filed their report in writing	and under oath, setting forth that
they awarded compensation and dama	ges to the said owners and other
parties interested in Rxxxxx No.	54 Parcels 1 thru 10,
the majoranayamental and the second of the s	,, and, Project
No. I-65-1(28), in the amount of $$$	Tract 4800.00, for Rexer No. 54;
\$, for Parcel No	, for Parcel No.
, \$, for	Parcel No, \$,
for Parcel No, \$, for Parcel No,
\$, for Parcel No.	; and \$, for Parcel
No	
It is therefore, ORDERE	D, ADJUDGED AND DECREED by the
Court that the said report of Comm	issioners be filed in this Court
and recorded.	
It is FURTHER ORDERED,	ADJUDGED AND DECREED by the Court
that the property described in the	application for condemnation here-
tofore filed in this cause be, and	the same is hereby condemned for
the purposes set forth in said app	lication for condemnation upon the
payment of the damages and compens	ation so ascertained, assessed and
reported, or the deposit of the sa	me in Court as provided in Section

It is FURTHER ORDERED by the Court that said Petitioner

16 of Title 19 of the Code of Alabama, 1940.

pay	all				proceeding.	
		Don	ie t	his	1) N4 day of JANUARY, 1967.	
					La Cone De	
					W. P. Stuart, Judge of Probate.	

and as shown on the right-of-way may of Project No. I-65-1(28)

PARCEL NO. 1: Commencing at the southwest corner of Section 24, T-1-N, N-4-N; themse N 2° 15' E, along the west line of said Section, the west reporty line, a distance of 2745 feet, more or less, to a point that is 100 feet coutbonsterly of and at right angles to the centerline of Project No. I-65-1(26) at Station 1554-50 and the point of beginning of the property herein to be conveyed; thence continuing N 2° 15' E along said west property line (crossing the centerline of said Project at Station 1555-82) a distance of 478 fact, more or less, to a point that is 200 fact northmaterly of and at right angles to the centerline of said Project; themes Dirthmaterly along a curve to the right (concave southeasterly) having a radius of 11,699.16 feet, parallel to the conterline of said Project, a distance of 645 fact, more or less, to a point that is 200 feet north wasterly of and at right angles to the conterline of sold Project at Station 1351+30; themse northeasterly along a straight line a distance of 110 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the contorline of said Project at Station 1363+ 50; thence northeasterly along a curve to the right (conserve southeasterly) having a radius of 11,609.16 feet, parallel to the centerline of said Project, a distance of 1595 foot, more or less, to a point that is 150 fact northwesterly of and at right angles to the centerline of said Project at Station 1378-03.14; thence N 70° 43' E, parallel to the centerline of said Project, a distance of 1925.85 feet; themse northwesterly along a straight line a distance of 255 feet, more or less, to a point that is 60 feet southwesterly of and at right angles to the conterline of the re-location of County Read No. 61 at Station 24:00; themse martherly along a straight line (which if extended would intersect a point that is 50 feet southwesterly of and at right engles to the centerline of said relocation at Station 25.00) a distance of 185 feet, more or less, to the north line of Section 24, 7-1-8, R-4-E, the north property line; thence easterly along the said north property line a distance of 15 feet, more or less, to the present west right-of-way line of said County Road; themse southerly along eaid present west right of way line (crossing the centerline of said Project at approximate Station 1597+30) a distance of 1182 feet, more or less, to a point that is 40 feet westerly of and at right angles to the conterline of said relocation at Station 14:00; themes merthwesterly along a straight line a distance of 205 feet, more or less, to a point that is 52 foot westerly of and at right angles to the centerline of said reloce tion at Station 16400; thence northwesterly along a straight line a distance of 220 feet, more or less, to a point that is 190 feet southeasterly of and at right angles to the conterline of said Project at Station 1396+ 50; thence \$ 70° 45° W, parallel to the centerline of said Project, a distence of 1826.36 feet; thence southeasterly along a curve to the left (concave southeasterly) having a radius of 11,509.16 feet, parallel to the centerline of said Project, a distance of 1700 feet, more or less, to a point that is 150 feet southeasterly of and at right angles to the centerline of said Project at Station 1361-00; thence southewesterly along a straight line a distance of 115 feet, more or less, to a point that is 200 feet southeasterly of and at right angles to the centerline of said Project at Station 1360-00; thence southwesterly along a curve to the left (concave southeasterly) having a radius of 11,259.16 feet, parallel to the centerline of said Project, a distance of 540 feet, more or less, to the point of beginning.

Said strip of land lying in the NW and the NW of RN of Section 24, T-1-N, R-4-N and containing 10.18 acres, more or less.

This conveyance is made for the purpose of a controlled access facility and adjacent service read or reads and the granter hereby releases and relinguishes to the graptee any and all aboutter's rights appartement to grantor's remaining property in and to said controlled access facility, provided however, that there is hereby reserved along a line (described as beginning at a point that is 60 foot westerly of and at right angles to the conterline of the relocation of County Road No. 61 at Station 24.00; thence northerly along a straight line (which if extended would intersect a point that is 50 feet westerly of and at right ungles to the centerline of said relocation at Station 25:00) a distance of 185 feet, more or less, to the point of ending and also blong a line described as beginning at a point that is 52 feet westerly of and at right angles to the conterline of said relocation at Station 16:00; thence southeasterly along a straight line a distance of 205 feet, more or less, to a point, on the present southwest right of may lies of said County Road that is 40 feet wasterly of and at right angles to the centerline of said relocation at Station 1400 and the point of ending) the right of ingress to and agrees from such remaining property to and from said service read or reads which will be accessible to the controlled secess facility only at such points as may be established by public muthority.

PARCEL NO. 2: Reginning at the northeast corner of New of New Cortica 24, T-1-N, R-4-E; thence southerly along the east line of said New of New, the east property line (crossing the centerline of Project No. I-65-1(28) at approximate Station 1598-55) a distance of 1365 feet, more or less, to the southeast corner of said property; thence westerly along the south property line a distance of 30 feet, more or less, to a point, on the present northeast right of way line of County Road No. 61, that is 41 feet northeasterly of and at right angles to the center-line of the relocation of said County Road at Station 12461; thence N 1° 15' W, along said present northeast right of way line (crossing the centerline of said Project at approximate Station 1398-15) a distance of 1360 feet, more or less, to the north line of New 18 of Section 24, T-1-N, R-1-N, the north property line; thence easterly along said morth property line a distance of 45 feet, more or less, to the point of beginning.

Said strip of land lying in the NB of Section 24, T-1-N, R-4-N and containing 1.15 acres, more or lass.

MACH. No. 3: A temporary ensument to a strip of land moreovery for the disposal of muck and being more fully described as follows: Beginning at a point that is 150 feet northwesterly of and at right angles to the centerly along a curve to the left (concave southeasterly) having a radius of 11,609.16 feet, parallel to the centerline of said Project, a distance of 150 feet, more or less, to a point that is 150 feet northwesterly of and at right angles to the centerline of said Project at Station 1570475; thence northwesterly along a straight line a distance of 145 feet, more or less, to a point that is 250 feet northwesterly of and at right angles to the centerline of said Project; thence martheasterly along a curve to the right (consave southeasterly) having a radius of 11,709.16 feet, more or less, to a point that is 250 feet northwesterly of and at right angles to the centerline of said Project, a distance of 540 feet, more or less, to a point that is 250 feet northwesterly of and at right angles to the centerline of said Project at Station 1375400; thence turn an angle of 90° 00° to the right and run a distance of 100 feet to the point of beginning.

Said strip of land lying in the MV of Section 24, T-1-2, R-4-2 and containing 1.09 acres, more or lass.

It being understood and agreed that upon completion of cald Project all rights granted herein for temperary communicated comes and terminate.

SMACH. No. 4: A temperary casement to a strip of land necessary for the disposal of mark and being more fally described as foliage: Beginning at a point that is 150 feet southeasterly of and at right angles to the centerline of Project Ro. I-65-1(28) at Station 156605; these morth-casterly along a curve to the right (concave southeasterly) having a radius of 11,509.16 feet, parallel to the centerline of said Project, a distance of 500 feet, more or less, to a point that is 150 feet south-casterly of and at right angles to the centerline of said Project at Station 1575-00; themose turn an angle of 50° GO' to the right and run a distance of 100 feet; themse southeasterly along a curve to the left (concave southeasterly) having a radius of 11,209.16 feet, parallel to the centerline of said Project, a distance of 950 feet, more or less, to a point that is 250 feet southeasterly of and at right angles to the centerline of said Project at Station 155507; themse morthasoterly along a straight line a distance of 115 feet, more or less, to the

Said strip of land lying in the Si of Mil of Section 24, T-1-8, R-4-E and containing 2.25 acres, now or lane.

It being understood and agreed that upon completion of said Project all rights granted herein for temperary executant shall conse and terminate.

MACH. ID. 5: A temporary ensemble to a strip of land moreovery for the disposal of unsetisfactory material and being more fully described as follows: Deciming at a point that is 200 foot northwesterly of and at right angles to the conterline of Project No. I-65-1(26) at Station 1378.00; thence northeasterly clong a curve to the right (commun contheasterly) having a radius of 11,679.16 foot, parallel to the centerline of said Project, a distance of 25 feet, more or less, to a point that is 200 feet merthodoxy of and & right angles to the conterline of said Project at Station 1576-05.14; themse 2 75° 45° 2, parallel to the centerline of said Project, a distance of 1800 feet, more or less, to a point that is 200 feet northwesterly of and at right angles to the con-torline of said Project and 30 feet contarly of and at right angles to the contaction of a detour read; themse contherly and parallel to the conterline of said detour read, a distance of 55 fact, are or less, to a point that is 150 fact northwesterly of and at right angles to the centerline of said Project; thence \$ 70° 45° V, parallel to the centerline of said Project, a distance of 1790 feet, some or less, to a point that is 150 feet surlimentarily of and at right angles to the conterline of said Project at Station 1578425.1b; themse southwesterly along a ourve to the left (common southeasterly) having a radium of 11,609.16 foot, parallel to the conterline of said Project, a distance of 25 feet, save or less, to a point that is 150 feet mertheseterly of and at right angles to the conterline of said Project at Station 1978-00; thence turn as angle of 90° 00' to the right and run a distance of 50 feet to the point of bordening

Said strip of land lying in the Imt of INt and the INt of Int of Section 2b, T-1-2, R-b-2 and containing 2.09 acres, more or less.

It being understood and agreed that type completion of said Project that all rights granted borein for temperary ensumes shall cause and terminate.

PARCEL ID. 6: A temporary casement to a strip of land messeary for the disposal of unsatisfactory material and being more fully described as follows: Beginning at a point that is 150 fact southenatorily of and at right angles to the centerline of Project Bo. I-65-1(25) at Station 1570-00; thesee merthenatorily along a curve to the right (ceneave southenatorily) having a radius of 11,509.16 fact, parallel to the centerline of said Project, a distance of 25 fact, more or land, to a point that is

Also to entireduce of the stages the track of the contentials of the contentials of the compact of the compact of the contentials of the compact of the content of the cont

for the other than the said of the said of the said of the said of sai

It delig universal and agreed that upon completion of eath Frefort all rights granted herein for temperary consumt abuild some and temperature.

Married for the statement to a strain or stating the right to entire the right to entire the strain or stating the right to entire the stating of the right to the stating of the right to the stating of the right to the stating of the contextine of the stating of the stating of the contextine of said of the stating of the contextine of said stating of the stating of the contextine of said stating of the stating of stating of the stating of stating of stating the stating of stating of stating the stating of stating of stating the stating stating the stating of stating the stating stating the stating stating the stating of stating the stating stating the stating of stating the stating stat

3-1-2 of contract to the 314 or 314 o

It being universed and spread that upon completion of each straight the toolors from the formula constant to toolors from the formula formula

MARIE 10, 51 An encount to a strip of land covering the right to ember Salve for the purpose of constructing a temperary described and languages and the first described as fallows: Communic at Station 1995/95.25 on the



شرق شر

conterline of Project No. 1-65-1(20) which equals Station 7090.11 on the conterline of said detour road; thence southerly along the center-line of said detour road a distance of MS feet, more or lone, to a point that is 150 feet southeasterly of and at right angles to the conterline of said Project and the point of beginning of the property herein to be conveyed; thence I 70° 45° I, parallel to the conterline of each Project a distance of 105 fact, more or less, to a point that is 150 foot continuatorly of and at right angles to the contention of said Project at Station 1596-90; thense continuatorly along a straight lime a distance of EMD feet, more or less, to a point that is 52 feet wasterly of and at right angles to the conterline of the relocation of County Read Ro. 61 at Station 16400; thense southerly along a straight line a distance of 205 fort, were or less, to a point the present west right of way line of said County head, that is to feet westerly of and at right engles to the conterline of said reloca-tion at Station 14400; thence conthorly along said present west right of way line (ertecing the conterline of said detour read at approximate Station 1:60) a distance of 125 feet, more or lace, to a point that is 30 feet southwesterly of and at right angles to the conterline of said determ read at approximate Station Code; thence northmeterly along a curve to the left (concave southwesterly) having a radius of 276.48 feet, parallel to the centerline of said determ read, a distance of 185 fact, more or less, to a point that is 30 feet southwesterly of end at right angles to the conterline of said determ read at Station 2005; thence mortharly along a curve to the right (common northeasterly) having a radius of 315.40 fact, parallel to the conterline of said detour road, a distance of 250 feet, more or less, to a point that is 30 feet westerly of and at right angles to the centerline of said detour road at Station 1-50; themse mortharly and parallel to the center-line of said detour road a distance of 160 feet, more or less, to a point that is 30 feet westerly of and at right angles to the centerline of said detour road and 150 fact continuaterly of and at right angles to the conterline of said Projects thence N 70° 43° E, parallel to the conterline of said Project, a distance of 30 feet, note or less, to the point of booksies.

Said strip of land lying in the Mil of Mil of Section St, T-

It being understood and agreed that upon completion of said Project all rights gravied berein for temporary encount shall excee and terminate.

PARCEL NO. 9: A temporary encount to a strip of land messensity for the disposal of much and being more fully described as follows: Beginning at a point that is 150 feet sorthwesterly of and at right angles to the contextine of Project No. 3-55-1(25) at Station 1770-00; thence continuatorly along a curve to the left (conceve southeasterly) having a radius of 11,609-16 feet, parallel to the centerline of said Project, a distance of 505 feet, more or less, to a point that is 150 feet sorthwesterly of and at right angles to the centerline of said Project at Station 1355-00; thence turn an angle of 90° 00° to the right and run a distance of 100 feet; thence northeasterly along a curve to the right (conceve scatheasterly) having a radius of 12,709-16 feet, parallel to the centerline of each Project, a distance of 405 feet, more or less, to a point that is 250 feet northwesterly of and at right angles to the centerline of each Project; thence continuatorly along a straight line a distance of 155 feet, more or less, to the point of beginning.

and entrined lend lying in the Wi of Sertion St, D-1-5, R-1-2 and containing 1.02 cores, more or lens.

It being understood and agreed that upon completion of anid Project all rights granted herein for tengency communicated about course and terminate.



Milital 10. He has ensemble to a strip of land measure for the constituting and ministrance of a durings ditch and being mine fully described as follows: Commoding at the continuous corner of facility string, the work property line, a distance of 20th fort, many or land, to Shation 1355-de on the conterline of Project He. Id-14(18)); these muriteestarily along a curve to the right (common notificationally) are a relies of 12,599.16 fact, along the conterline of and Project a distance of 11th fact; thence term an angle of 50° to the laft and run a distance of 150 fact to the point of beginning of the property hands to be conveyed; thence merimentarily along a straight line a distance of 200 fact to a point that is also fact project of Station and Tolet angles to the conterline of said Project; and fact, provide the right (common continuatority) hardes a radius of 11,739.16 fact, parallel to the conterline of said Project; a distance of 20 fact, parallel to the conterline of said Project at station 1369-35; themse continuatority of and at right angles to the conterline of said Project at station 1369-35; themse continuatority of and at right angles to the conterline at said that is 150 fact, as a station of said Project at station 1369-35; themse continuatority of and at right angles to the conterline of said Project at station 1370-73; thence acculance of 11,669.16 fact, parallel to the conterline of anid Project of anid Project, a distance of 30 fact, a distance of 30 fact, to the last, to the point of bagintine.

and comparison to the latter to the said of states she taken she taken she taken she taken she taken she taken

BH

Table On the Control

537

STATE OF ALABAMA, Ĭ Petitioner, Ĭ IN THE PROBATE COURT OF Į vs. GLOVER PACKER, IRENE P. ELLIOT, MOSES PACKER, JOE LEE PACKER, LEWIS PACKER, FELIX PACKER, J. I BALDWIN COUNTY, ALABAMA LEWIS PACKER, FELIX PA PACKER, ERSKINE PACKER, I NATHANIEL CASE NO: PACKER, MARGARET PACKÉR, individually, and as Administratrix of the Estate of State Packer, and BALDWIN COUNTY, a Political Sub-Ĭ division of the State of Alabama,

APPLICATION FOR CONDEMNATION

I

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

Respondents.

Comes the State of Alabama, Petitioner in the above styled cause, and files this, its application in the Probate Court of Baldwin County, Alabama, for order of condemnation of a right of way over the lands hereinafter described for a public road or highway, and as a basis for the relief sought, shows unto the Court as follows:

- 1. Petitioner is authorized under the Constitution of Alabama 1901, and under the provisions of Title 19, Section 1, Code of Alabama, 1940, as amended, to institute and prosecute these proceedings in its own name for the purposes of a public road or highway.
- 2. That said public highway has been designated by the State Highway Director as a part of the State Highway System and also known as Project No. I-65-1 (28), Baldwin County, Alabama.
- 3. That said public highway begins with Escambia County, Alabama Line and runs to Alabama State Highway No. 59.
- 4. The right of way over the property and lands hereinafter described as Fig. 1. Tract No. 54, Parcels 1 thru 10.

and as set cut in the right of way map on Project No. I-65-1(28) on Mile in the State Highway Department and in the Office of the Judge of Probate of Baldwin County, Alabama, has been deemed necessary the State Highway Director in order to facilitate the flow of traffic and promote public safety.

5. That said tract(s) of land is necessary for use by Petitioner as a right of way for such public highway and in which Petitioner seeks to condemn as easement(s) or right of way(s) are

-

529

located wholly within Baldwin County, Alabama, and are (is) described in Exhibit "A" attached hereto.

- 6. That the right of way or easement which Petitioner seeks to condemn for highway purposes is set out and described in the right of way map on Project I-65-1(28), which is on file in the State Highway Department and in the Office of the Judge of Probate of Baldwin County, Alabama.
- 7. That a diligent search has been made of the records of Baldwin County, Alabama, and diligent inquiry made to ascertain the names and addresses of the parties owning said tract(s) of land and according to the best of Petitioner's information, knowledge and belief, the said lands are owned and interest in said lands are claimed by the parties named as Respondents in this cause.
- 8. That Baldwin County, Alabama, a body corporate under the Laws of the State of Alabama with its County Seat in the City of Bay Minette, Alabama, may have or claim an interest in said tract by reason of taxes and easements due and chargeable, and is hence made a Respondent herein.
- 9. That Margaret Packer is the widow of State Packer, and was appointed Administratrix of his estate by this Court and is over 21 years of age and a resident of Baldwin County, Alabama; that Glover Packer, Lewis Packer, Erskine Packer are over 21 years of age, and are children of State Packer, Erskine Packer are over 21 years of age, and are children of State Packer, Erskine Packer are over 21 years of age, and are children of State Packer, residing at 53 Tin Top Alley, 21 years of age, is a child of State Packer, residing at 53 Tin Top Alley, Magazine Point, Mobile County, Ala; that Irene P. Elliot, a daughter is over 21 years of age & a resident of Detroit, Michigan; that Moses Packer, a son, is over 21 years of age and a resident of California; Felix Packer, a son, is over 21 years of age and a resident of North that J. V. Packer, a son, is over 21 years of age and a resident of North Caroline; that Nathaniel Packer, a son is over 21 years of age and a resident of Ayon Park, Florida; that all of the above are owners of the property sought to be condemned.

WHEREFORE, the premises considered, your Petitioner respectfully prays:

- 1. That an order be made appointing a day for the hearing of this application and that notice of the filing thereof and of the day set for the hearing thereof be given to the Respondents.
- 2. That this Court will appoint Commissioners to ascertain and report the compensation and damages occasioned by such taking.
- 3. That upon a final hearing of this petition an order and decree be made by this Court condemning the easement for the right of way as set out in the right of way map on Project No. I-65-1(28), ever the lands as set out in Exhibit "A" of this

application, all for the uses and purposes of a public highway for the State of Alabama.

RICHMOND M. FLOWERS, Attorney General State of Alabama

By: Jelfau J. Madle Duly appointed Special Assistant Attorney General for The State of Alabama.

STATE OF ALABAMA
BALDWIN COUNTY

Before me, J. Connor Owens, Jr., a Notary Public Baldwin County, Alabama, personally appeared Telfair J. Mashburn, Assistant Attorney General of the State of Alabama, who is personally known to me in his official capacity as an Assistant Attorney General of the State of Alabama, and also being first duly sworn, deposes and says that the allegations of the foregoing application for condemnation are true and correct.

Defair of Maslibury

Sworn to and subscribed before me on this

the 21 day of October, 1963.

Notary Public, Baldwin County, Alabama

ORDER OF PROBATE COURT

The foregoing application for condemnation having been presented to the Probate Court of Baldwin County, Alabama, and considered by the Court,

2 21 22

IT IS ORDERED that the same be and is hereby set for hearing on the heaven of November, 1963 at 9:00 A.Mo'clock.

IT IS FURTHER ORDERED that notice of the application for condemnation and of the date set for the hearing thereof be given to Respondents at least ten (10) days before the hearing of this and to non-resident Respondents by publication as required by law.

Dated this Athday of october, 1963.

W. R. Stuart, Probate Judge
By: _____ Chief Clerk

STATE OF ALABAMA,	
Petitioner,	I IN THE PROBATE COURT OF
VS•	IN THE PRODRIE GOOD
DACKED TRENE P. ELLIOT.	MALDWIN COUNTY, ALABAMA
MOSES PACKER, JOE ELLY PACKER, J. V.	I CASE NO.
PACKER, ERSKINE PACKER, INDIVID	CASE NO:
ually, and as Administrating of	
BALDWIN COUNTY, a Political sub- division of the State of Alabama,	I
Respondents.	I
TO ANY SHERIFF OF THE STATE OF ALA	ABAMA, GREETINGS:
YOU ARE HEREBY (COMMANDED to serve the following
notice upon ERSKINE PACKER, Pe	rdido, Alabama
Hotice apon	
You will take n	otice that on the 22 day of
October, 19 63, an appl	lication or petition was filed in
this court by the State of Alaban	na, xax xoopyx xaxx xwhabchx xpebabbanx xixx xax
approper setting forth in	ts desire to condemn for certain
thorein stated, certain	lands belonging to Glover Packer,
and as set out in the ri	ght of way map on Project No. 1-65-1(28)
on file in the State Highway Der	partment and in the Office of the Judge
of Probate of Baldwin County. A	labama.
a description of said lands being	g specifically set forth in said
annlication or petition filed in	this court and said application of
natition prays that this Court W	vill make and enter an order appoint-
ing a day for hearing of said a	oplication and for such other and
such an orders and procedures as	s may be necessary. You will take
that the Court hi	as appointed theday or
70 at 1963, at	7:00 pup clock, to near said
application or petition, at whi	ch time you may appear and contest the
1 - 1 - 40 - 40	
WITNESS my ha	and this <u>12</u> day of <u>October</u> ,
19 63	
	La Mariana de la companya della companya della companya de la companya della comp
539	W. R. Stuart, Judge of Probate By: Hany M. Dolume Chief Clerk
	BV: CITE CIOIN

4	Rec ei v	red	2	3	y of	\$ 4.7 [4] -	1	47	<u> </u>	1/2	i s
	and jor)	23		y of_	/	2.1	and the same	Z1 Y	75) 2	š
	serve					1	1	7	18	<u> </u>	
2	- 5	u a g	юру с	"		iń	//	uç	U_	-/	. 0
ः (on 🛁	<u> </u>		012	U)_	-:~	lec	RU	0/		
- 4 ⊈ - 555 ≇ - 10		- }- -		-	- 122		•.		13	122	
. 1	3y sen	/ice o	n	-	Λ: _(ξ)	16.1 [6.1	4		(1)	4	• • • • • • • • • • • • • • • • • • • •
		1	- 1	4						• .	
() ()	2.8		1,5	TAY	LOR	WILL	ZINIS	SE.			
13	, ;;			B	11/		/ //	A .			1
4		145	19 13				Cli	er	l—	D. S.	1 44
1		17		Ve	in	. 1.	/ 9	1.2	2.3	1.3	- 1,:
	517		i Şeri	1000		ac	1			41.5	1 - 2
3,5	100	%-5 : ?	lis U	•	26		niles g	at ;		3	
	Sheri	ff cla	ims					2 : /		. Z.	
35 + 3 +	Tab		007	mile	1 27	s 2 Shet	Af		: :	4 · 1-1-	i in
2 %	1611		COL	WIL	KIND,	2 7 PC	/''	:	1.5		
Ŋ.		TWI	LON		11.1	1167				17	1 (1944) 1 (1944)
	; √a	TAY	LOR	1	Tal	lly]				1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
	ву.	IAY	1.44	1	SHERI						
	BY.	IAT	1.44	1	Tal		1 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2 2				
	BY. •		1.44	1	Tal						
	BY •		1.44	1	Tal						
	**************************************		1.44	1	Tal				(1) (1) (1) (1) (1) (1) (1) (1) (1) (1)		
	8Y		1.44	1	Tal						
	# Y - ***		1.44	1	Tal						人们还是一个孩子,我们不会不到的好像是我们的话,我们还是一个种情况,我们还是一个种情况,我们
	数 .		1.44	1	Tal						人人懂了一个孩子,我们一个女子,还是我的事情,我们还是一个神事,我们还是一个神事,我们还是一个神事,我们也是一个人,我们就是一个人,我们们是一个人,我们们们是一个人,我们们们们们们们们们们们们们们们
	BY, See See See See See See See See See Se		1.44	1	Tal				(A) 医克勒氏试验 (A) 医克勒氏管 医克		人人情感 人名英国西西 医二甲基二氏原生物酶原体 的复数医多种性病 医神经管 医神经管 医结核性
は、 1000 mm 100	BY • • • • • • • • • • • • • • • • • • •		1.44	1	Tal				1. 人名英格兰斯 1. 1916 - 1. 1818年前,是这种人	the second of th	人名德里 人名英巴斯尔 医多克氏连续 人名阿勒德克 经收益 经收益 化物物学 经补偿帐户 计分类
(1) 1 (1) (1) (1) (1) (1) (1) (1) (1) (1			1.44	1	Tal				1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1	to the second of	人们疆域,就是一个有一个大人的建筑,一个人的转锋等,就是这是一种地震,就是这个一个人们,
	We expect to a section and the section		1.44	1	Tal			The second of th		to the second of	人名霍尔 人名英格兰 医双角 医电子性性 人名英西克斯特德克 的现在分词 经销售 医动物管 医动物性
は、「A Marie A			1.44	1	Tal					to the first of the second of	人们疆域,就是一个有一个大人,就是这个人,还是一个美好的情况,就是这样,他就是这一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个一个
	THE STREET STREET STREET		1.44	1	Tal			The second of th	1. 《公司·安徽中部》 "一次,一年的专辑的一年的特别,"中国的主持"	The second of th	《沙疆》:"如果,当我们,我们是我们是这个人,这是不是是是我的感染,就是这是一种想象,我就说,我们也不是一个人,我们
(1) 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1. 1.	N. S. STANKE CO. STANKE		1.44	1	Tal		· · · · · · · · · · · · · · · · · · ·			to the first of th	《处疆》 《胡南·金斯·马·汉书·文斯德语》 《《法书》等到800年的转编诗,如《法语·阿姆翰》 的现代

\$2.500 EX 23

CANADA CONTRACTOR OF STREET

was pay was body

:45 €.7

.00 1.€+ 1.05, 4.3

「食人」のはいは海で、ちの、おきは、おい

the second secon

A second second

More than a second of the seco

· 飲飲水、發展等等的一致武林、接接人對於蘇斯斯特的

这个年代,我们就是一个技术的。 人名英格兰英格兰斯拉尔 "这样,我也不是这样,我也是是我们,也是是这一个人,是我的能够通过

STATE OF ALABAMA,	I
Petitioner,	I
vs.	IN THE PROBATE COURT OF
GLOVER PACKER, IRENE P. ELLIOT, MOSES PACKER, JOE LEE PACKER, LEWIS PACKER, FELIX PACKER, J. V.	I BALDWIN COUNTY, ALABAMA
PACKER, ERSKINE PACKER, NATHANIEL PACKER, MARGARET PACKER, individually, and as Administratrix of the Estate of State Packer, and BALDWIN COUNTY, a Political Subdivision of the State of Alabama,	CASE NO:
Respondents.	I
TO ANY SHERIFF OF THE STATE OF ALAE	BAMA, GREETINGS:
The state of the s	MMANDED to serve the following
notice upon MARGARET PACKER, indivi	dually, and as Administratrix
of the Estate of State Packer, Dece	ased, Perdido, Alabama
You will take not October , 19 63 , an applic	ice that on the 22 day of ation or petition was filed in
this court by the State of Alabama,	
attackedxkeratex setting forth its	
purposes therein stated, certain la	
•	of way map on Project No. I-65-1(28)
	ment and in the Office of the Judge
of Probate of Baldwin County, Alaba	
a description of said lands being s	· · · · · · · · · · · · · · · · · · ·
application or petition filed in th	is court and said application or
petition prays that this Court will	make and enter an order appoint-
ing a day for hearing of said appli	cation and for such other and
further orders and procedures as ma	y be necessary. You will take
further notice that the Court has a	ppointed the // day of
Mountler, 1963, at 4:0	OO AM o'clock, to hear said
application or petition, at which t	
same if you so desire to do.	
WITNESS my hand t	his 12 day of October,
1963.	<u>-</u> :

540

Probate ——Chief Clerk

DEPUTY SHERIFF

STATE OF ALABAMA,	
Petitioner,	I TV TVE PROPERTY COME
Vs.	IN THE PROBATE COURT OF
GLOVER PACKER, IRENE P. ELLIOT, MOSES PACKER, JOE LEE PACKER, LEWIS PACKER, FELIX PACKER, J. V. PACKER, ERSKINE PACKER, NATHANIEL	I BALDWIN COUNTY, ALABAMA CASE NO:
PACKER, MARGARET PACKER, individually, and as Administratrix of the Estate of State Packer, and BALDWIN COUNTY, a Political Subdivision of the State of Alabama,	
Respondents.	
TO ANY SHERIFF OF THE STATE OF ALA	BAMA, GREETINGS:
YOU ARE HEREBY CO	OMMANDED to serve the following
notice upon JOE LEE PACKER, 53 Tin	Top Alley, Magazine Point, Alabama.
You will take not	tice that on the 22 day of
October , 19 63 , an applic	cation or petition was filed in
this court by the State of Alabama,	, axxapyxaxxaxixhxapexixixaxxixaxxxx
attached hereto, setting forth its	desire to condemn for certain
purposes therein stated, certain la	ands belonging to GLOVER PACKER,
ET AL., and as set out in the righ	at of way map on Project No. I-65-1(28)
on file in the State Highway Depar	tment and in the Office of the Judge
of Probate of Baldwin County, Alab	ama.
a description of said lands being s	specifically set forth in said
application or petition filed in th	nis court and said application or
petition prays that this Court will	make and enter an order appoint-
ing a day for hearing of said appli	cation and for such other and
further orders and procedures as ma	y be necessary. You will take
further notice that the Court has a Naucley, 19 <u>63</u> , at E	
	ime you may appear and contest the
same if you so desire to do.	, , , , , , , , , , , , , , , , , , , ,
	this 12 day of October.
19 <u>63</u> .	

541

W. R. Stuart, Judge of Probate

By: M. W. Chief Clerk

M 11/14

EXECUTED

This 2 day of Of the will a or

Ore Lee Packer

BLBSmith D.S

RECEIVED

OCT 24 1963

SHERIFF'S OFFICE

W

STATE OF ALABAMA,	I
Petitioner,	I IN THE PROBATE COURT OF
GLOVER PACKER, IRENE P. ELLIOT, MOSES PACKER, JOE LEE PACKER, LEWIS PACKER, FELIX PACKER, J. V. PACKER, ERSKINE PACKER, NATHANIEL PACKER, MARGARET PACKER, individ- ually, and as Administratrix of the Estate of State Packer, and BALDWIN COUNTY, a Political Sub- division of the State of Alabama, Respondents. TO ANY SHERIFF OF THE STATE OF ALAB YOU ARE HEREBY CO	I BALDWIN COUNTY, ALABAMA I CASE NO: I I I BAMA, GREETINGS: DMMANDED to serve the following
notice upon EWIS PACKER, Perdido, A	labama
and the second s	eice that on the 22 day of eation or petition was filed in
and as set out in the right of way file in the State Highway Department	ands belonging to Glover Packer, et al., map on Project No. I=65-1(28) on
of Probate of Baldwin County, Alab a description of said lands being s	pecifically set forth in said
application or petition filed in th petition prays that this Court will ing a day for hearing of said appli	make and enter an order appoint- cation and for such other and
further orders and procedures as ma further notice that the Court has a <u>Maxenuller</u> , 19 <u>63</u> , at <u>9-6</u>	ppointed the 14 day of
	ime you may appear and contest the his <u>IZ</u> day of <u>October</u> ,
1963:	An and the second second

W. R. Stuart, Judge of Probate
Bv: Chief Clerk

542

, Wilson Hayes, Athe Estate of Stat	ttorney for te Packer,	
nd Attorney for Le o hereby accept se	ervice of	Received 23 day of Oct 1863
he foregoing notic acker, and do here	ce for Lewis	and onday of
0 days notice requ Dated this 14th o	uired.	served a copy of the wighin ()
ovember, 1963.		on Lewes Facker
W.C. []	e	By service on
ilson Hayes.	7	TAVIOR
		TAYLOR WILKINS, Sheriff
• €. • • • • • • • • • • • • • • • • • • •		D. S.
e e		
en de la company	The second secon	
		Returned 25 day of Oct 1963
* * * * * * * * * * * * * * * * * * *	tua Nu tra	Not found in my county after diligent search and in-
20 € 10 € 10 €	i f	Jaylor Wilkins, Sheriff
		By L. J. Jallect
		Deputy Sheriff
P-2 113		
	High state of the	
The state of the s		

go of pool for company and was post of professional and the second of th

And the set of the set

The property of the control of the c

the west and the second of the

And the second s

金属的 有一种的复数形式 医神经病 医有人

してなり、ないかので、たけ、などはなか、などを必要がある。

€ ... }=¢

e de la companya de l

· 過過四個被數學 新女子之

A.

《 教育的 李 等 的 人名英格兰 人名英格兰

and the second of the second o

A control of the cont

.

Section (1997)

redefendent personal de la destina de professor en conservante que la professor de la destina de la conservante de la destina de

The second secon

American Control of the Control of t

The state of the s

· Later and the state of the st

12 11 11

STATE OF ALABAMA,	
Petitioner,	THE PROPAGE COURT OF
Vs.	IN THE PROBATE COURT OF
GLOVER PACKER, IRENE P. ELLIOT, MOSES PACKER, JOE LEE PACKER,	I BALDWIN COUNTY, ALABAMA
LEWIS PACKER, FELIX PACKER, J. V. PACKER. ERSKINE PACKER, NATHANIEL	CASE NO:
PACKER, MARGARET PACKER, individually, and as Administratrix of	
the Estate of State Packer, and BALDWIN COUNTY, a Political Sub-	
division of the State of Alabama,	I
Respondents.	I
TO ANY SHERIFF OF THE STATE OF ALA	BAMA, GREETINGS:
YOU ARE HEREBY C	CMMANDED to serve the following
notice upon GLOVER PACKER, Perdic	do, Alabama
You will take no	tice that on the 22 day of
October, 1963 , 19, an appli	cation or petition was filed in
this court by the State of Alabama	, xex xoodda'n xoagx arquixoqu xideoqixqixoqux xidex xex
accorded were took, setting forth its	desire to condemn for certain
purposes therein stated, certain l	ands belonging to Glover Packer,
	ht of way map on Project No. I-65-1(28)
	rtment and in the Office of the Judge
of Probate of Baldwin County, Ala	
a description of said lands being	
application or petition filed in t	
••	.1 make and enter an order appoint-
ing a day for hearing of said appl	
further orders and procedures as m	
further notice that the Court has	
Navember, 1963, at 9	
	time you may appear and contest the
same if you so desire to do.	came you may appear and control and
•	this 32 day of October,
19 63.	unis day of consum,
19 <u>0</u> .	
	MATSTEAT
54 ³ 33	W. R. Stuart, Judgb of Probatelerk

	1	1							
		1 2	-7			. ,	n.	/	/3:
	Received	2	\mathcal{L}_{da}	v of		- 4	/C/	<u> _ 196</u>	52;
		ž			1	-/		10	
-	and on		da	y of_		-/		17 Z	
٠.	served	a gopw	ok the	with]]in≠		100	(de)	·
, i		1 In		ري	04	B	1/		;
	011 -	100	000-	$\overline{}$	go	Z.C.			
3		<u> </u>		>	<u>X</u>	-:			
		1							
	By service	ce on		/-					
			/		<u> </u>	\			
			YA'	YLOR	Wil	KIN	S, She	riff	
			/						. c
	: B 1 -	/	/ By.:		-	>			٥. Ş,
	.4 4.4 1	/					1.3		
ŝ	18 1		1	5			30		
:									
:		1			; ;	•	•		
					1.			(art. 1	1
	0				11:				
 		***				3			· 1
						- 5	7.		
		~~~~	<	inc.	1	A	A.		~ <b>\</b>
	Returne	d	da	y of_			# 3	192	2/4
	Not fou					dilide	nt sea	rch ha	1 :4
-	igulry.	17	15/	greg ve Event to	6/ 1	191	B B A	/ ark	3 A 19
	ikini A	ese ou	بالمائدية						
1				$\partial a$	ylor	W	ilkins,	She	riff
		ŧ :	111	• / /	-	9/	1/4 - 3		11.4
		By.		(/	L, Z	e C	bet:		
		-				-	Deputy	⁷ Sheri	ff 📑
		Pool to d		1	1				4
	- Berga Mana	i de la companya de l	*******				1.1		- 4
	And the second		e de la composição de l		ŧ.,		i:	÷.	
=			Annual Control		ζ:				: : (
		E .	7	ē			£ 43		7
٠.	4.1		3	Ē					N. 14

I, Wilson Hayes, Attorney for the Estate of State Packer, and after attorney for Glover Packer, do hereby accept service of the foregoing notice for Glover Packer, and do hereby waive the 10 days notice required.

Dated this 14th day of November, 1963.

Wilson Hayes.

STATE OF ALABAMA,	I	
Petitioner,	I	IN THE PROBATE COURT OF
VS•	I	•
TRENE P. ELLIOT,	I	BALDWIN COUNTY, ALABAMA
MOSES PACKER, JUE HELLY PACKER, J. V.	1	CASE NO:
PACKER, ERSKINE PACKER, INDIVID-	I	CHOIL WO.
ually, and as Administration and	I	
BALDWIN COUNTY, a Political Sub- division of the State of Alabama,	I	
Respondents.	I	
	T A 10 A 3/	A CREETINGS:
TO ANY SHERIFF OF THE STATE OF A	LABAM	A, GREETINGS the following
YOU ARE HEREBY	COM	ANDED to serve the following
notice upon BALDWIN COUNTY, a	Poli	tical Subdivision of the
State of Alabama		
	·	
You will take	noti	ce that on the 22 day of
	olica	tion or petition was filed in
this court by the State of Alab	r ama X	axaixaaixhxpetitaaxxaaxxa
this court by the State of Alzo		desire to condemn for certain
xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx	its c	to Glover Packer
purposes therein stated, certai	n lar	nds belonging to
et al., as set out in the right	or wa	y map on Trojoco
		ent and in the Office of the Judge
of Probate of Baldwin County, Al	absm	3 •
a description of said lands be:	ing s	pecifically set forth in said
restion or netition filed	in th	is court and said application of
this court	will	make and enter an older appoint
ing a day for hearing of said	app1:	ication and for such other and
ing a day for hearing or	as m	ay be necessary. You will take
further notice that the Court	hae	appointed the /4 day of
further notice that the court	1143	Ting am o'clock, to hear said
Moderalus, 19 63,	at <u>/</u>	time you may appear and contest the
	hich	time you may appear and contest the
same if you so desire to do.		and was Ortaken
WITNESS my	hand	this I and day of October
19 63.		_
		ANASTER STEEL
_		Colonia

Received 23 day of Oct 1963

and on 26 day of Oct 1963

I see it a received within Sotice

on Sillawa County TAYLOR WILKINS, Sheriff D. S. 44-1 E.S. 5.3-*:: 

STATE OF ALABAMA,	I	
Petitioner,	I	
vs.	I	IN THE PROBATE COURT OF
	I	BALDWIN COUNTY, ALABAMA
ESTATE OF STATE PACKER, ET AL.,	I	
Defendants.	Ĭ	CASE NO.
	1	
	I	
,	¥	

## ORDER OF PROBATE JUDGE GRANTING APPLICATION FOR CONDEMNATION AND APPOINTING COMMISSIONER:

This cause having heretofore been set for hearing on the 14th day of November _____, 1963, at 9:00 A.M. o'clock, as set forth in the application of the State of Alabama to condemn the right of way or easement on RXXXXXX Tract #54, Parcels 1 thru 10, Project I-65-1(28), as specified in said application for condemnation over the lands therein described for the uses and purposes of a public road or highway for the State of Alabama, and it appearing to the Court that notice of the filing of said application for condemnation and of the day set for the hearing of the same has been given to the owners and interested parties by service of a notice upon them for more than ten (10) days praor to this date, nor by publication as required by law; WHEREUPON, after examination of said application and after hearing the evidence in support thereof, the Court is of the opinion that the allegations contained in said application are true and that it is necessary to condemn the easement or right of way over the lands as described in said application, all for the uses and purposes of a public road or highway in and for the State of Alabama, and no cause having been shown why such application should not be granted;

IT IS THEREFORE, ORDERED, ADJUDGED and DECREED by the Court that the prayer of said application for condemnation be granted and that the easement or right of way over the lands described in said application is hereby condemned for the uses and purposes of a public road or highway in Baldwin County, Alabama

Th		FURTHER	ORDERE	by	the Court	that _(	. W. Lyles	
Inomas	Taylor		<u></u>	and _	H. B. Mc	Gill	······································	,
who are	resident	citizens	of Ba	ldwin	County,	Alabama,	possessing	the
oualifi	cations of	fjurors	and who	o are	disinter	ested in	these	

proceedings (each of these facts being ascertained by the Court) be and they are hereby appointed Commissioners to view said property and hear any evidence offered by interested parties and report to the Court within Twenty (20) days after their appointment, the amount of damages and compensation to which the owners and interested parties are entitled to receive for the condemnation of said right of way.

It is FURTHER ORDERED by this Court that a notice of their appointment be at once issued to said Commissioners, and that the Sheriff of said County serve notice of said appointment upon each of the Commissioners as required by law.

Done this 14th day of November, 1963.

W. R. Stpart, Probate Julice.

By: W. K. Stpart, Probate Julice.

By: W. K. Stpart, Probate Julice.

By: W. K. Stpart, Probate Julice.

STATE OF ALABAMA; Ĭ Petitioner, Ĭ I IN THE PROBATE COURT OF vs. Ĭ BALDWIN COUNTY, ALABAMA Ţ ESTATE OF STATE PACKER, ET AL., CASE NO: Defendants. I Ĭ Į Ţ

## **COMMISSIONS:**

то:_	O. W. LYLES	
_	THOMAS TAYLOR	and
	H. B. McGTLI.	

KNOW YE, that having full faith and confidence in your integrity and competency, you have been by order and decree of the Probate Court of Baldwin County, Alabama, designated and appointed as Commissioners in the above styled cause, with all of the power, authority and duties vested in or which may devolve on you as such Commissioners under and by virtue of the provisions of Chapter I of Title 19 of the Code of Alabama of 1940, as amended.

You will be sworn as jurors and you or a majority of you shall assess the damages and compensation to which the owners and interested parties are entitled by virtue of and on account of the condemning of the right of way or easement over the tracts of land described in the application for condemnation filed in this cause, all for the uses and purposes of a public road or highway in and for the State of Alabama. A description of the lands and the names of the owners and the easement sought are specifically set out in the application for condemnation filed in this cause.

You may view the lands to be subjected and you must receive all legal evidence offered by any party touching the amount of damage or compensation the owner of said lands and interested parties will sustain and are entitled to receive. Any person interested in the proceedings may be present in person or by attorney at any of these proceedings which you may have.

You must, within twenty (20) days from the day of your appointment, which is this date, make a report in writing to the Court, stating the amount of damage and compensation ascertained

and assessed by you for the owners and parties interested in the tracts of land, and file a certificate along with your award that none of you have been consulted, advised with or approached by any person with reference to the value of the lands or the proceedings to condemn the same prior to the assessment of damages, and that you knew nothing of the same prior to your appointment.

Given under my hand and seal of office this 14th day of November , 1963.

STATE OF ALABAMA )
BALDWIN COUNTY )

We, and each of us, do solemnly swear that we will well and truly try the cause now pending and submit it to our decision, said case being styled State of Alabama vs. Estate of State Packer, et al., et al., and Baldwin Ccunty, a political subdivision of the State of Alabama, and that we are not directly, nor indirectly, interested in the issues to be tried, and that we are not biased or prejudiced against either of said parties, and that we will render such compensation to the respondents as to us shall seem just and proper in the premises, so help us God.

Thomas Juglan

Sworn to and subscribed before me this ______, 1963.

W. R. Stuart, Judge of Probate.

By: M. Doline Chief Clerk

## NOTICE TO SHERIFF:

BALDWIN COUNTY )
You are hereby COMMANDED to notify: THOMAS TAYLOR
BAY MINETTE, ALABAMA
that in a proceeding in this Court styled State of Alabama vs.  Estate of State Packer, , et al
and Baldwin County, a political subdivision of the State of Alabama,
in which the State of Alabama sought to condemn a certain right of
way or easement over certain lands in this County for the purposes
of a public highway or read as stated in the application for con-
demnation in this cause, this Court rendered a decree condomning the
right of way or easement over the lands therein sought, and appoint-
ed them to view said property sought to be condemned, hear evidence
and assess such damages and compensation as the owners and interest-
ed parties are entitled to recover for the taking of the same for
said public uses and purposes.
You are hereby commanded to serve a copy of the commission
hereto attached upon each of said commissioners within five (5) days
from the receipt hereof, and make return as to how you have execut-
ed this mandate.
Done thisday of, 1963.
W. R. Stuart, Judge of Probate.  By: W. College Chief Clerk
By:

į servo	ed a copy of the	within_400	tree_		
ion J	homas	Jaylon			
Sy ser	vice on	- 11 W 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1			
	TAY By	LOR WILKINS, U.A. Fel Dans	Sheriff D. S.		
erry of short of a significant for the common of the commo	e oennaharaanna aanaan oo	and the state of t			, galaning and the second seco
	taraganang saan saga ga a sagan sa a minimi Sagan sagan	anna anga ayang kemalahan persebagai da berbagai da berbagai da berbagai da berbagai da berbagai da berbagai d	and the second s		
er i man ker er forfyt i mole tre de president fræm er eit er einelfen er	proprieta de la constante de l La constante de la constante d	garaga a maga a magalaga shirana ayayya	and the program of the state of		and some control of the control of
yeriat Telasiy	er davije tak a	um of Classify of	a detainan hare bisa	n mi marketatan. Jeolooli gest	
The state of the s				ing is grantsia.	
The second secon			ng Pakatan ang Kabupatèn		ny Kaominina dia
					en e
				valora, gloro indire. Talian	
<u>, 1848), Palagairis de l</u> Estat expopsible de la					
gagang ang palatang kananan ang palatang kananan ang palatang kananan ang palatang kananan ang palatang kanana Mananan kananang kananan kanan		3000 n 1 60		jerog 1982 <del>e</del> s vanis	ed ensity lip
And the second s		and the second of an experience of a		and the second s	
				nomenjo svenicio in visika o	
nokaza koroso i si	and the second seco				
				Same and the second of the sec	
				ing panggaran di dinanggaran di di Tanggaran di dinanggaran di din	
og store og etter til er i server er e					na a na maidh ta a
,2201	All your first the second seco		Market 1997 Region of the Control of		
en e e e e e e e e e e e e e e e e e e	e entereus.		arama di Santa da Sa		

# NOTICE TO SHERIFF:

STATE OF ALABAMA	
BALDWIN COUNTY	j
	hereby COMMANDED to notify:  McGILL
PERDI	DO, ALABAMA
that in a proceedi	ng in this Court styled State of Alabama vs.
Estate of State Pa	
	, a political subdivision of the State of Alabama,
in which the State	of Alabama sought to condemn a certain right of
way or easement ov	ver certain lands in this County for the purposes
of a public highwa	ay or road as stated in the application for con-
demnation in this	cause, this Court rendered a decree condenning the
right of way or ea	asement over the lands therein sought, and appoint-
ed them to view sa	aid property sought to be condemned, hear evidence
and assess such da	amages and compensation as the owners and interest-
ed parties are ent	titled to recover for the taking of the same for
said public uses	and purposes.
You are	e hereby commanded to serve a copy of the commission
hereto attached u	pen each of said commissioners within five (5) days
from the receipt	hereof, and make return as to how you have execut-
ed this mandate.	
Done t	his 14th day of November , 1963.
	W. R. Stuart, Judge of Probate.  By: Jenny W. Colin Schief Clerk
	By:

Received 21 day of 1903	
and on	Sheriff claims 26 miles at
on <u>B</u> .	Ten Cents per mile Total S
By service on	BY a 20 let
TAYLOR WILKINS Sheriff	
By W. a Laborat D. S	<b>S.</b>
Revolutio	
	AMTO I L
y den de monte est. Al so de destributo de los el destrib	
ente. La la Participa de la grande de la distribución de la calabación de la grande de la grande de la grande de la c	
en e	
	Salamatata (1994), of Alekson - Alekson on the control of the control of the control of the control of the cont The control of the control of
e dia figura procur a legación de la final de la colonidad de la colonidad de la colonidad de la colonidad de l Colonidad de la colonidad de l	·
e dispregialista opuska od postana kasto melo prima en espera. Postania postania en esperante de la compania en esperante de la compania en esperante en esperante en esperan	
ekonsegnoed milje Danis e zaprema ale oli Edeline oli ili politik sektimi. Elemente ili Talian konservatione	
ing Burgania (pg. 1855) in the Burgania (pg. 1865). The second of the se	
	aven norm over volens et et i i mottes aven.
uyu aydayna a ta'la da a'r a far a channa a cha Ta'la channa a chann	
is replaced the second of the	
Haran Market Berker (1997) dan beser berker berker beser beser beser beser beser beser beser beser beser beser Beser beser beste beser be	
Control of the Contro	

2 2.1

## NOTICE TO SHERIFF:

STATE OF ALABAMA	j					
BALDWIN COUNTY	· · ·					
You are	hereby COMMA	NDED to				
O. W. LY	LES					
BAY MINE	TTE, ALABAMA					
				<del></del>		
that in a proceedin		ourt styl	ed State o	f Alaba		
ESTATE OF STATE P.	ACKER					et al
and Baldwin County,	, a polítical	. subdivi	sion of th	e State	of Ala	ıbama,
in which the State	of Alabama s	sought to	condemn a	certai	n right	of
way or easement ove	er certain la	inds in t	his County	for th	e purpo	ses
of a public highway	y or road as	stated i	n the appl	ication	for co	n-
demnation in this o	cause, this (	Court ren	dered a de	cree co	ndennir	ng the
right of way or eas	sement over t	the lands	therein s	ought,	and app	ooint-
ed them to view sai	id property s	sought to	be condem	med, he	ar evi	lence
and assess such dar	mages and com	npensatio	n as the c	wners a	nd into	erest-
ed parties are ent:	itled to reco	over for	the taking	; of the	same i	for
said public uses as	nd purposes.					
You are	hereby comma	anded to	serve a co	py of t	he com	mission
hereto attached up	on each of sa	aid commi	ssioners w	ithin f	ive (5)	) days
from the receipt h	ereof, and ma	ake retur	n as to ho	w you h	ave ex	ecut-
ed this mandate.						
Done th	is 14th	day of _	November	,	1963.	
		H'_ T		Judge	f. Prob	ate shek
			(Hany)			A THEFT MERSON
		By:				<del></del>

Received Q 1 day of MDW. 51 day of nov 63 i served a copy of the within Notice on D. w. Lyled By service on yang isi dibengenggi alipitua sening tilang depaggi benggi bis sening dibenggi. និងមានស្ថិត្តិសាសន៍ក្នុងសាសន៍ សាសន៍ការសេត្តសេក និងមានសម្រេច «ជំនាញមន្តិ» មានសម្រេច និងមានសម្រេច «ជំនាញមន្តិ» ន enyelamam kida, mada wanjinda, na iyo nta kamma ya ya da iyo mali kakelim iskimpa ka entities in the contract that is a contract of the contract of the contract of the contract of the contract of All the state of the second sana grandan kun kungan sebagai sebagai kenalah kenalah kenalah berangan berangan berasa berasa berasa berasa samalitinal artist liquin riman i el artistiques exercipios, i per les elles el existences. emparta derito do la travella de la compositación de la compositación de la compositación de la compositación The British and the Carlotte of the Commission of the Commission of the Carlotte of the Carlot in the second of u a diga amin'ny mandritra ny mandritra ny taona ao amin'ny mandritra ny taona amin'ny taona mandritra ny taona ang kitati dalah bisa bermanian terationasi Juga termengan kendili dalah bisa bermula dalah bermerak dalah bis 

(27) **481** mga kang

STATE OF ALABAMA,

Petitioner,

VS.

GLOVER PACKER, ET AL,

Respondents.

IN THE PROBATE COURT OF BALDWIN COUNTY, ALABAMA
NO. 5087

PETITION TO INTERVENE

Now comes C. M. Byrd and shows unto the court and your honor that he has under lease from the owners thereof all or part of the property which the petitioner seeks to condemn in this cause, although he has not been made a party thereto and that he is entitled to share in the proceeds of the award to be made to the said respondents.

Wherefore, the said C. M. Byrd prays that he be allowed to intervene in the said cause and be made a party respondent and prays that the court will ascertain what amount or what portion of the award made to the other respondent should be paid to your petitioner.

DATED this 9th day of December, 1963.

attorney for C. M. Byrd

ORDER

This cause coming on to be heard is submitted on the petition of C. M. Byrd from which it appears that he should be allowed to intervene in this cause and be made a party respondent thereto: It is, therefore, ordered by the court that the said C. M. Byrd be allowed to intervene in said cause and to be made a party respondent thereto.

ORDERED this 9th day of December, 1963.

Bv: Hany M. D'olivanier Cierk

STATE OF ALABAMA,

Petitioner,

VS.

GLOVER PACKER, ET AL,

Respondents.

IN THE PROBATE COURT OF BALDWIN COUNTY, ALABAMA NO. 5087

#### PETITION TO INTERVENE

Now comes C. M. Byrd and shows unto the court and your honor that he has under lease from the owners thereof all or part of the property which the petitioner seeks to condemn in this cause, although he has not been made a party thereto and that he is entitled to share in the proceeds of the award to be made to the said respondents.

Wherefore, the said C. M. Byrd prays that he be allowed to intervene in the said cause and be made a party respondent and prays that the court will ascertain what amount or what portion of the award made to the other respondent should be paid to your petitioner.

DATED this 9th day of December, 1963.

Attorney for C. M. Byrd

## ORDER

* * * * * * * * * * * *

This cause coming on to be heard is submitted on the petition of C. M. Byrd from which it appears that he should be allowed to intervene in this cause and be made a party respondent thereto: It is, therefore, ordered by the court that the said C. M. Byrd be allowed to intervene in said cause and to be made a party respondent thereto.

ORDERED this 9th day of December, 1963.

Judge Sy: Hany M. Dolive Chief Clerk

STATE OF ALABAMA,	Į.
Petitioner,	I
vs.	IN THE PROBATE COURT OF
	T TALBUTY COUNTY ALABAMA
GLOVER PACKER, ET AL.,	BALDWIN COUNTY, ALABAMA
Respondents.	CASE NO: 508 7
	I
	I
REPORT OF C	COMMISSIONERS:
TO THE HONORABLE W. R. STUART, JUALABAMA:	
Come the undersigned,	H. B. McGill, O. W. Lyles and
Thomas Taylor	,
the Commissioners duly appointed	to assess the damages to XXXXXXXXX Trac
Numbers 54, Parcels 1 thru 10,	
of Project No. I-65-1(28), to what	ich the owner and other parties in-
terested in the parcels of land	set forth and described in the
original application for condemna	ation of lands filed in this cause,
are entitled for the condemnation	n of such lands, and having been duly
sworn as jurors are sworn, and ha	aving viewed the lands described in
said application for condemnation	n, and having set a time and place
for the hearing of the evidence	to be offered by any party touching
the amount of damages the owners	of the lands and other parties in-
terested thorein will sustain an	d the amount of compensation they are
entitled to receive, and having	received all legal evidence offered,
do hereby state that the amount	of damages and compensation has been
ascertained and assessed by the	undersigned, according to law and
that the said owners of said Par	cels of land and other parties in
interested therein are entitled	to receive as damages and compen-
sation for the condemnation of t	heir property, the following amount:
Project No. I-65-1(28	), Farcel No. 54 \$ 4800 00
Project No. I-65-1(28	), Parcel No \$
Project No. I-65-1(28	), Parcel-No\$_
Project No. I-65-1(28	s), Parcel No\$
Project No. I-65-1(28	s), Parcel No\$
Project No. I-65-1(28	
Project No. I-65-1(28	3), Parcel No\$
Project No. I-65-1(28	8), Parcel No \$

We hereby certify that we have not been consulted with, advised with or approached by any person with reference to the value of the lands other than as to the evidence submitted to and considered by us, 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.

cmmissionexx

Commissioner.

Commissioner.

Sworn to and subscribed before me

this 20th day of VANUARY, 1963.

W. R. Stuart, Judge of Probate.

Dolling place clark

STATE OF ALABAMA

Petitioner

VS

GLOVER PACKER, IRENE P. ELLIOT, MOSES PACKER, JOE LEE PACKER, LEWIS PACKER, FELIX PACKER, J.V. PACKER, ERSKINE PACKER, NATHANIEL PACKER, MARGARET PACKEP, individually, and as Administratrix of the Estate of State Packer, and PALDWIN COUNTY, a Political Subdivision of the State of Alabama O

Respondents

IN THE PROBATE COURT OF

EALDWIN COUNTY, ALABAMA

CASE NO: 5087

NOTICE OF APPEAL

Comes now Glover Packer, Irene P. Elliot, Moses Packer, Joe Lee Packer, Lewis Packer, Felix Packer, J. V. Packer, Erskine Packer, Nathaniel Packer, Margaret Packer, individually and as Administratrix of the Estate of State Packer, Respondents in the above styled cause and prays for and takes an appeal to the Circuit Court of Baldwin County, Alabama from the order of condemnation entered in said cause on the 22nd day of January, 1964.

Done this the 21st day of February, 1964.

STATE OF ALABAMA, BALUWIE DOSNEY PMad 2-21-64 x

Beoorded L. D. Deven J. Stage of Probate Que