

CITY COUNCIL AGENDA ITEM COVER MEMO

Agenda Item Number _____

Meeting Type: Regular

Meeting Date: 2/14/2013

Action Requested By:
Legal

Agenda Item Type
Resolution

Subject Matter:

Eminent domain proceedings for Old Highway 20 project.

Exact Wording for the Agenda:

Resolution authorizing eminent domain proceedings for parcels of land for the Old Highway 20, Segers to County Line, road project.

Note: If amendment, please state title and number of the original

Item to be considered for: Action

Unanimous Consent Required: No

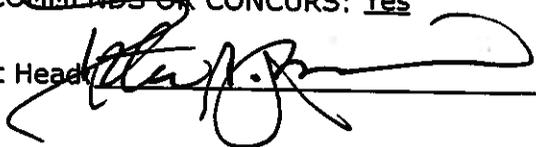
Briefly state why the action is required; why it is recommended; what Council action will provide, allow and accomplish and; any other information that might be helpful.

Associated Cost:

Budgeted Item: Not applicable

MAYOR RECOMMENDS OR CONCURS: Yes

Department Head



Date: 1/31/2013

RESOLUTION NO. 13-_____

BE IT RESOLVED by the City Council of the City of Huntsville, Alabama, a municipal corporation within the State of Alabama, as follows:

1. That in the judgment and opinion of the City Council of the City of Huntsville, it is in the public interest and necessary and expedient that the City of Huntsville acquire and/or condemn fee simple title in and to the following described parcels of land, to include any uneconomic remnant, viz:

See Exhibits "A-1" through "P-3," which are attached hereto and incorporated herein, a copy of each being permanently kept on file in the Office of the City Clerk-Treasurer of the City of Huntsville, Alabama.

A corresponding map for each parcel follows the parcel description(s) for each respective tract.

2. That the obtainment of the foregoing property is necessary for the Old Highway 20 Project (Segers to County Line), Project No. 65-13-RD03, which is in the best interests of the citizens of the City of Huntsville in that the same will contribute to the health and general welfare of the citizens of Huntsville.

3. That the Mayor of the City of Huntsville, be, and he is hereby authorized, empowered and directed to cause said above described property to be appraised in accordance with Section 18-1A-21 of the Code of Alabama, as amended, to determine the amount that would constitute just compensation for its taking.

4. That the Mayor of the City of Huntsville be, and he is further authorized, empowered and directed to attempt to acquire the said above described property for said City for the aforesaid purposes at a fair and reasonable price in accordance with Section 18-1A-22 of the Code of Alabama, as amended.

5. Any prior acts taken by the administration toward the acquisition of the said property pursuant to the eminent domain code are hereby ratified.

6. That in case of failure to acquire said properties for the purposes aforesaid by purchase from the owner or owners thereof, the said Mayor is hereby authorized to engage Samuel H. Givhan, Attorney at Law, and the law firm of Wilmer & Lee, P.A., to file and conduct condemnation proceedings on behalf of the City of Huntsville for the acquisition of said properties by the exercise of the right of eminent domain.

ADOPTED this the 14th day of February, 2013.

President of the City Council
City of Huntsville, Alabama

APPROVED this the 14th day of February, 2013.

Tommy Battle
Mayor of the City of Huntsville,
Alabama

TRACT 1

RIGHT-OF-WAY

Commencing from the common section corner for Sec. 27, Sec. 22, Sec. 26, and Sec. 23, T-4-S, R-3-W;

thence N 88°32'34" E, a distance of 1,452.93 feet to a point at the intersection of the Old Highway 20 acquired Right-of-Way line and the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning running along said old Highway 20 acquired right-of-way line N 00°01'09" W, a distance of 60.17 to a point on the Old Highway 20 acquired right-of-way line 100.07 feet left of station 30+00.00;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 1,237.29 feet to a point at the intersection of the Old Highway 20 acquired right-of-way line and the Segers Road present right-of-way line;

thence S 01°48'15" W along said Segers Road present right-of-way line, a distance of 34.27 feet to a point on said Segers Road present right-of-way line;

thence along said Segers Road present right-of-way line curvature thereof an arc length of 40.00 feet (said arc having a chord bearing of S 45°57'44" W, in a clockwise direction, a chord distance of 35.87 feet and a radius of 25.00 feet) to a point at the intersection of the Segers Road present right-of-way line and the Old Highway 20 present right-of-way line;

thence N 89°52'47" W along said Old Highway 20 present right-of-way line, a distance of 1,210.40 feet to the Point of Beginning.

The above described parcel contains 1.69 acres, more or less.



| CALL | BEARING | DISTANCE | RADIUS | CH. BEARING | ARC LENGTH |
|------|-------------|----------|--------|-------------|------------|
| L1 | N00°01'09"W | 60.17' | | | |
| L2 | S89°50'12"E | 1237.29' | | | |
| L3 | S01°48'15"W | 34.27' | | | |
| C4 | | 35.87' | 25.00' | S45°57'44"W | 40.00' |
| L5 | N89°52'47"W | 1210.40' | | | |



SPECIAL PURPOSE SURVEY
 This drawing is an example of a boundary survey which has been prepared in accordance with the rules and regulations of the Board of Licensure of Professional Land Surveyors of the State of Alabama. It is not intended to be used for any other purpose. The Board of Licensure of Professional Land Surveyors of the State of Alabama is not responsible for the accuracy of the data furnished by the client or for the accuracy of the survey.

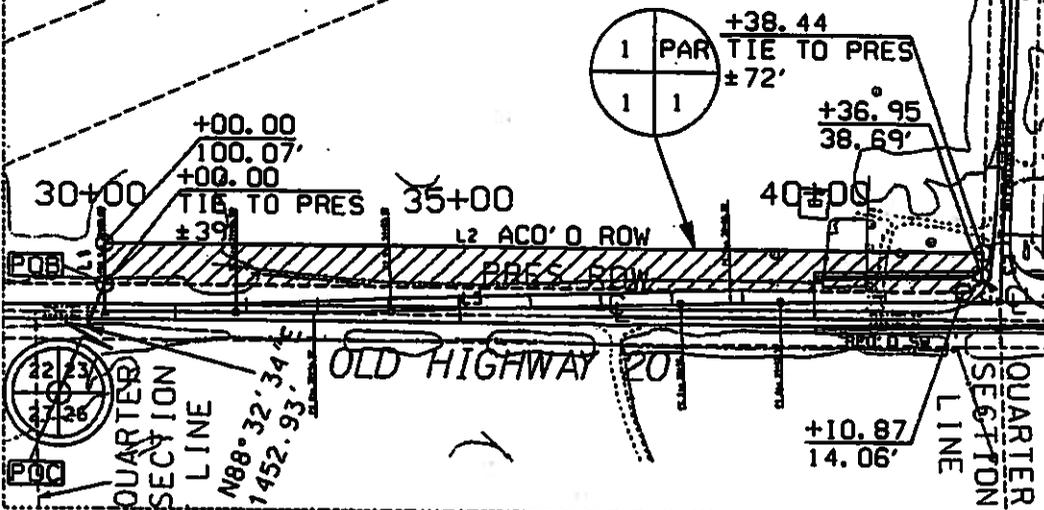


①

GREENBRIER ENTERPRISES, LLC
 27384 OLD HWY 20
 MADISON, AL 35758
 DB 2004, PG 16859-865

QUARTER SECTION LINE

SEGERS ROAD



TRACT NUMBER: 1
 OWNER: GREENBRIER ENTERPRISES . LLC
 TOTAL ACREAGE: 138.85
 R/W REQUIRED: 1.69
 REMAINDER: 137.16

CITY OF HUNTSVILLE
 HUNTSVILLE, AL
 PROJ NO: _____
 COUNTY: LIMESTONE
 SCALE: 1" = 200'
 DATE: 12/10/2012
 REVISED: _____

TRACT 2

RIGHT-OF-WAY

Commencing from the common section corner for Sec. 23, Sec. 24, Sec. 25, and Sec. 26, T-4-S, R-3-W;

thence N 89°01'05" W, a distance of 2,696.70 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning running along said present Old Highway 20 right-of-way line N 43°59'45" W, a distance of 74.52 to a point at the intersection of said present Old Highway 20 right-of-way line and the Old Highway 20 acquired right-of-way line 65.00 feet left of station 43+29.50;

thence N 89°17'17" E along the Old Highway 20 acquired right-of-way line, a distance of 520.36 feet to a point on the Old Highway 20 acquired right-of-way line 65.00 feet left of station 48+50.12;

thence N 80°05'45" E along the Old Highway 20 acquired right-of-way line, a distance of 101.46 feet to a point on the Old Highway 20 acquired right-of-way line 82.00 feet left of station 49+49.07;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 127.22 feet to a point on the property line 82.00 feet left of station 50+76.29;

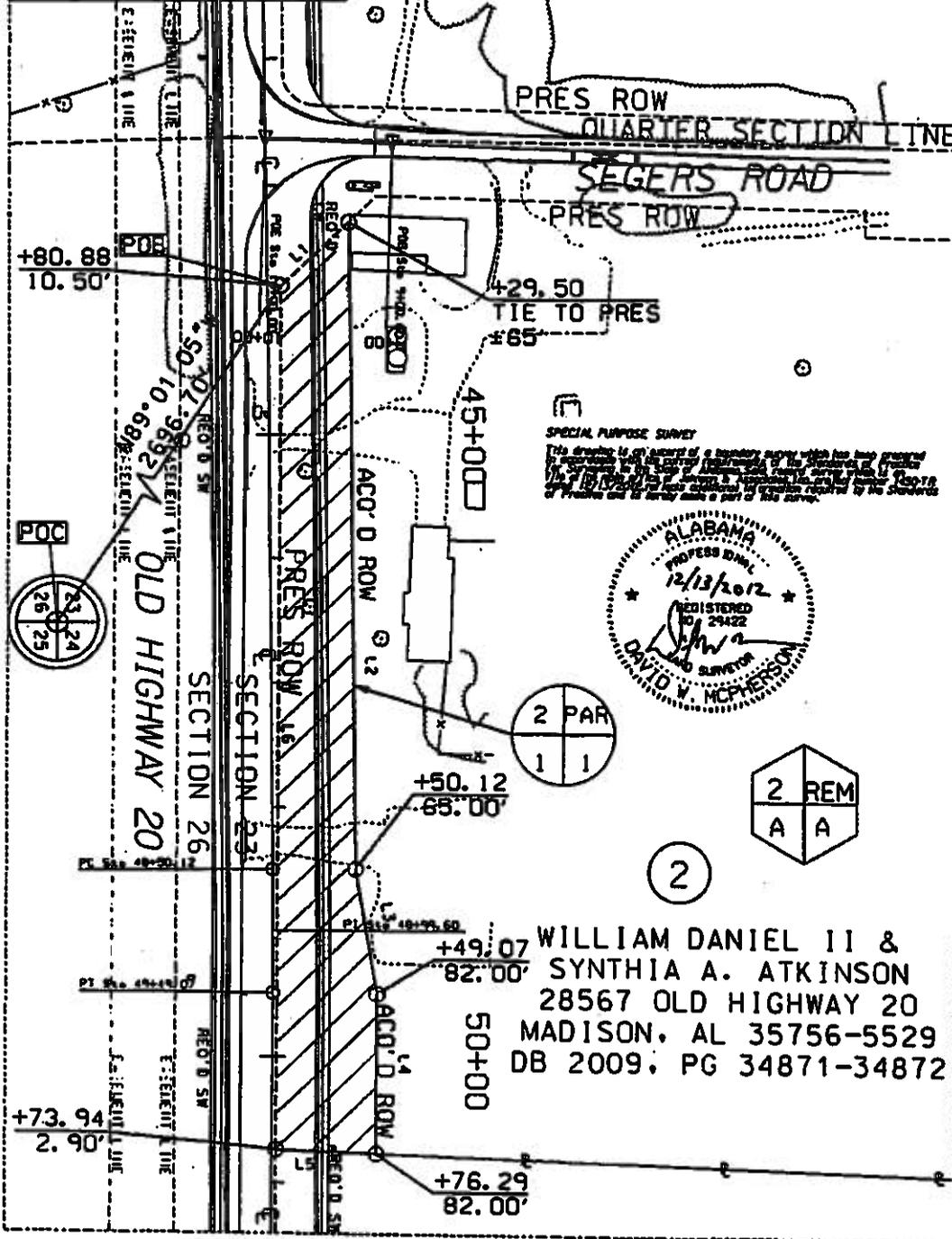
thence S 01°51'48" W along said property line a distance of 79.13 feet to a point on the present Old Highway 20 right-of-way line;

thence N 89°50'27" W along said present Old Highway right-of-way line, a distance of 693.16 feet to the Point of Beginning.

The above described parcel contains 1.04 acres, more or less.



| CALL | BEARING | DISTANCE |
|------|-------------|----------|
| L1 | N43°59'45"W | 74.52' |
| L2 | N89°17'17"E | 520.36' |
| L3 | N80°05'45"E | 101.46' |
| L4 | S89°50'12"E | 127.22' |
| L5 | S01°51'48"W | 79.13' |
| L6 | N89°50'27"W | 693.16' |



TRACT NUMBER: 2 CITY OF HUNTSVILLE
 OWNER: WILLIAM DANIEL II & SYNTHIA A. ATKINSON HUNTSVILLE, AL
 TOTAL ACREAGE: 16.24 PROJ NO: _____
 R/W REQUIRED: 1.04 COUNTY: LIMESTONE
 REMAINDER: 15.19 SCALE: 1" = 100'
 DATE: 12/10/2012
 REVISED: _____

TRACT 3

RIGHT-OF-WAY

Commencing from the common section corner for Sec. 23, Sec. 24, Sec. 25, and Sec. 26, T-4-S, R-3-W;

thence N 88°44'01" W, a distance of 2,003.64 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning N 01°51'48" E, a distance of 79.13 feet to a point on the Old Highway 20 acquired right-of-way line 82.00 feet left of station 50+76.29;

thence N 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 568.96 feet to a point on the Old Highway 20 acquired right-of-way line 82.00 feet left of station 56+45.25;

thence S 00°08'46" W along the Old Highway 20 acquired right-of-way line, a distance of 12.00 feet to a point on the Old Highway 20 acquired right-of-way line 70.00 feet left of station 56+45.25;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 25.00 feet to a point on the property line 70.00 feet left of station 56+70.26;

thence S 00°08'46" W along said property line a distance of 46.10 feet to a point on the present Old Highway 20 right-of-way line;

thence S 00°09'03" W along said present Old Highway 20 right-of-way line a distance of 20.96 feet to a point on the present Old Highway 20 right-of-way line;

thence N 89°50'27" W along said present Old Highway 20 right-of-way line, a distance of 596.33 feet to the Point of Beginning.

The above described parcel contains 1.07 acres, more or less.



| CALL | BEARING | DISTANCE |
|------|-------------|----------|
| L1 | N01°51'48"E | 79.13' |
| L2 | S89°50'12"E | 568.96' |
| L3 | S00°08'46"W | 12.00' |
| L4 | S89°50'12"E | 25.00' |
| L5 | S00°08'46"W | 46.10' |
| L6 | S00°09'03"W | 20.96' |
| L7 | N89°50'27"W | 596.33' |



SPECIAL PURPOSE SURVEY

This drawing is an account of a boundary survey which has been prepared in accordance with the Survey Regulations of the State of Alabama. The survey was conducted by the undersigned on or about the date shown on this drawing. The survey was conducted in accordance with the standards of Practice and is hereby made a part of this survey.



NORTH ALABAMA GAS DISTRICT 25 ACCESS AND PIPELINE EASEMENT DB 2009, PG 38364-38365



③

BIG ACRES LLC
 29012 HARDIMAN RD
 MADISON, AL 35756
 DB 2009, PG 34873-34874



50+00

+76.29
82.00'
+73.94
2.904'

+70.26
70.00'
55+00 +45.25
82.00'
+45.25
70.00'

ACO'D ROW

TO USE EASEMENT

POB

PRES ROW

RED'D SW

SECTION 23 N88°44'01"W
2003.64'

SECTION 26 OLD HIGHWAY 20

SOUTHERN NATURAL GAS

POC

EASEMENT LINE

TRACT NUMBER: 3 CITY OF HUNTSVILLE
 OWNER: BIG ACRES LLC HUNTSVILLE, AL

TOTAL ACREAGE: 15.74 PROJ NO: _____
 R/W REQUIRED: 1.07 COUNTY: LIMESTONE
 REMAINDER: 14.67 SCALE: 1" = 100'
 DATE: 12/10/2012
 REVISED: _____

TRACT 4

RIGHT-OF-WAY

Commencing from the common section corner for Sec. 23, Sec. 24, Sec. 25, and Sec. 26, T-4-S, R-3-W;

thence N 87°24'43" W, a distance of 1,408.20 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning N 00°08'46" E, a distance of 46.10 feet to a point on the Old Highway 20 acquired right-of-way line 70.00 feet left of station 56+70.26;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 429.74 feet to a point on the Old Highway 20 acquired right-of-way line 70.00 feet left of station 61+00.00;

thence N 68°21'43" E along the Old Highway 20 acquired right-of-way line, a distance of 107.70 feet to a point on the Old Highway 20 acquired right-of-way line 110.00 feet left of station 62+00.00;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 107.35 feet to a point on the Old Highway 20 acquired right-of-way line 110.00 feet left of station 63+07.35;

thence along said Old Highway 20 acquired right-of-way line curvature thereof an arc length of 187.50 feet (said arc having a chord bearing of S 89°02'57" E, in a clockwise direction, a chord distance of 187.50 feet and a radius of 6,820.00 feet) to a point on the Old Highway 20 acquired right-of-way line 110.00 feet left of station 64+91.83;

thence S 88°15'41" E along the Old Highway 20 acquired right-of-way line, a distance of 15.59 feet to a point on the Old Highway 20 acquired right-of-way line 110.00 feet left of station 64+07.41;

thence S 75°10'02" E along the Old Highway 20 acquired right-of-way line, a distance of 172.40 feet to a point on the property line 68.82 feet left of station 66+77.09;

thence S 00°08'41" W along said property line a distance of 39.16 feet to a point on the present Old Highway 20 right-of-way line;

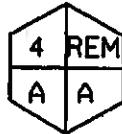
thence N 89°51'08" W along said present Old Highway 20 right-of-way line, a distance of 1,006.94 feet to the Point of Beginning.

The above described parcel contains 1.45 acres, more or less.

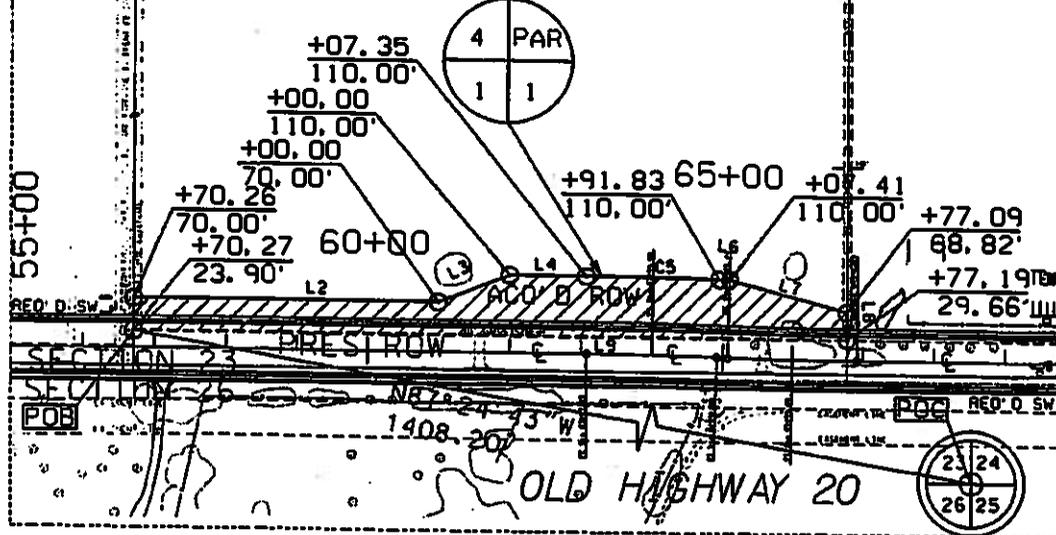


| CALL | BEARING | DISTANCE | RADIUS | CH. BEARING | ARC LENGTH |
|------|-------------|----------|----------|-------------|------------|
| L1 | N00°08'46"E | 46.10' | | | |
| L2 | S89°50'12"E | 429.74' | | | |
| L3 | N68°21'43"E | 107.70' | | | |
| L4 | S89°50'12"E | 107.35' | | | |
| C5 | | 187.50' | 5820.00' | S89°02'57"E | 187.50' |
| L6 | S88°15'41"E | 15.59' | | | |
| L7 | S75°10'02"E | 172.40' | | | |
| L8 | S00°08'41"W | 39.16' | | | |
| L9 | N89°51'08"W | 1006.94' | | | |

SPECIAL PURPOSE SURVEY
 This drawing is an account of a boundary survey which has been prepared in accordance with the Survey Administration Act of the State of Alabama, Chapter 10 of the Code of Alabama, 1975, and the rules and regulations of the Board of Land Surveyors of the State of Alabama, Chapter 120-7-1 of the Code of Alabama, 1975, and is hereby made a part of this survey.



④
 WILLIAM S. PROPST
 517 ADAMS ST.
 HUNTSVILLE, AL 35801
 DB 581, PG 45-46



TRACT NUMBER: 4 CITY OF HUNTSVILLE
 OWNER: WILLIAM S. PROPST HUNTSVILLE, AL

PROJ NO: _____
 COUNTY: LIMESTONE
 TOTAL ACREAGE: 32.94 SCALE: 1" = 200'
 R/W REQUIRED: 1.45 DATE: 12/10/2012
 REMAINOER: 31.49 REVISED: _____

TRACT 5

RIGHT-OF-WAY

Commencing from the common section corner for Sec. 23, Sec. 24, Sec. 25, and Sec. 26, T-4-S, R-3-W;

thence N 81°19'38" W, a distance of 404.46 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning N 00°08'41" E, a distance of 39.16 feet to a point on the Old Highway 20 acquired right-of-way line 68.82 feet left of station 66+77.09;

thence S 75°10'02" E along the Old Highway 20 acquired right-of-way line, a distance of 15.14 feet to a point on the Old Highway 20 acquired right-of-way line 65.00 feet left of station 66+91.89;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 385.47 feet to a point on the property line 65.00 feet left of station 70+77.36;

thence S 00°13'28" W along said property line a distance of 35.17 feet to a point on the present Old Highway 20 right-of-way line;

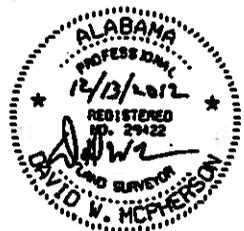
thence N 89°51'30" W along said present Old Highway 20 right-of-way line, a distance of 400.07 feet to the Point of Beginning.

The above described parcel contains 0.32 acres, more or less.



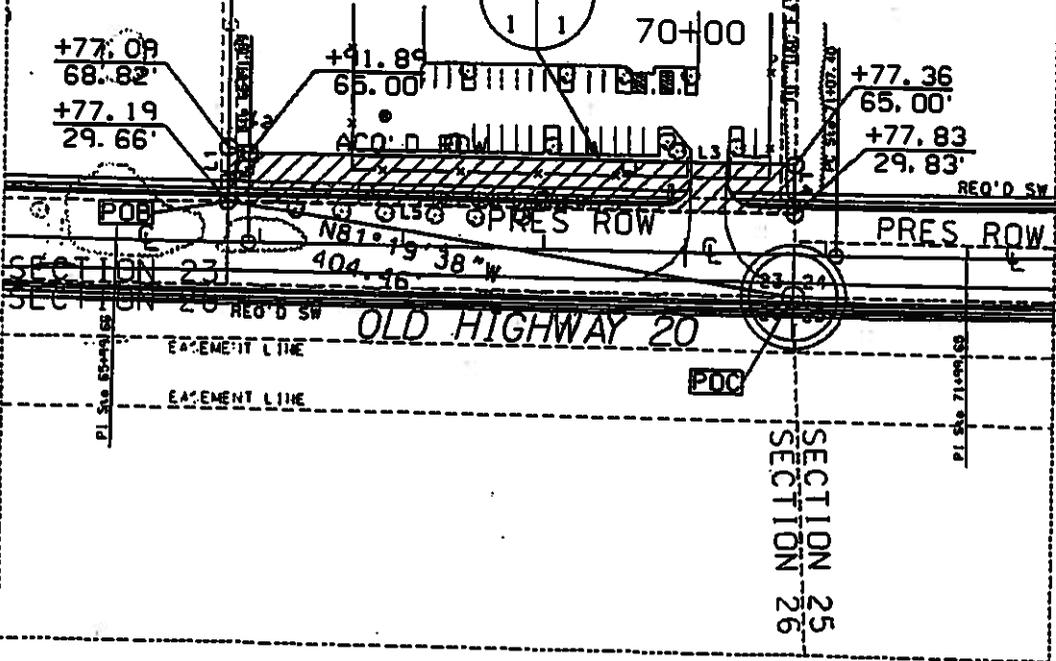
| CALL | BEARING | DISTANCE |
|------|-------------|----------|
| L1 | N00°08'41"E | 39.16' |
| L2 | S75°10'02"E | 15.14' |
| L3 | S89°50'12"E | 385.47' |
| L4 | S00°13'28"W | 35.17' |
| L5 | N89°51'30"W | 400.07' |

SPECIAL PURPOSE SURVEY
 This drawing is an abstract of a boundary survey which has been prepared in accordance with the provisions of the Standards of Practice of the Alabama Board of Land Surveyors. The survey was conducted in accordance with the provisions of the Standards of Practice and is hereby made a part of this survey.



⑤

84 INDEMNITY COMPANY
 1019 ROUTE 519
 EIGHTY FOUR, PA 15330
 DB 2012, PG 10127-10129



TRACT NUMBER: 5 CITY OF HUNTSVILLE
 OWNER: 84 INDEMNITY COMPANY HUNTSVILLE, AL
 TOTAL ACREAGE: 15.55 PROJ NO: _____
 R/W REQUIRED: 0.32 COUNTY: LIMESTONE
 REMAINDER: 15.23 SCALE: 1" = 100'
 DATE: 12/10/2012
 REVISED: _____

TRACT 6

RIGHT-OF-WAY

Commencing from the common section corner for Sec. 23, Sec. 24, Sec. 25, and Sec. 26, T-4-S, R-3-W;

thence N 82°34'43" E, a distance of 303.25 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning N 26°42'54" E, a distance of 89.71 feet to a point on the Old Highway 20 acquired right-of-way line 85.00 feet left of station 74+18.93;

thence along said Old Highway 20 acquired right-of-way line curvature thereof an arc length of 73.94 feet (said arc having a chord bearing of N 89°51'06" E, in a clockwise direction, a chord distance of 73.94 feet and a radius of 6,795.00 feet) to a point on the Old Highway 20 acquired right-of-way line 85.00 feet left of station 74+91.95;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 302.20 feet to a point on the property line 85.00 feet left of station 77+94.15;

thence S 00°09'35" W along said property line a distance of 80.95 feet to a point on the present Old Highway 20 right-of-way line;

thence N 89°47'44" W along said present Old Highway 20 right-of-way line, a distance of 416.24 feet to the Point of Beginning.

The above described parcel contains 0.74 acres, more or less.

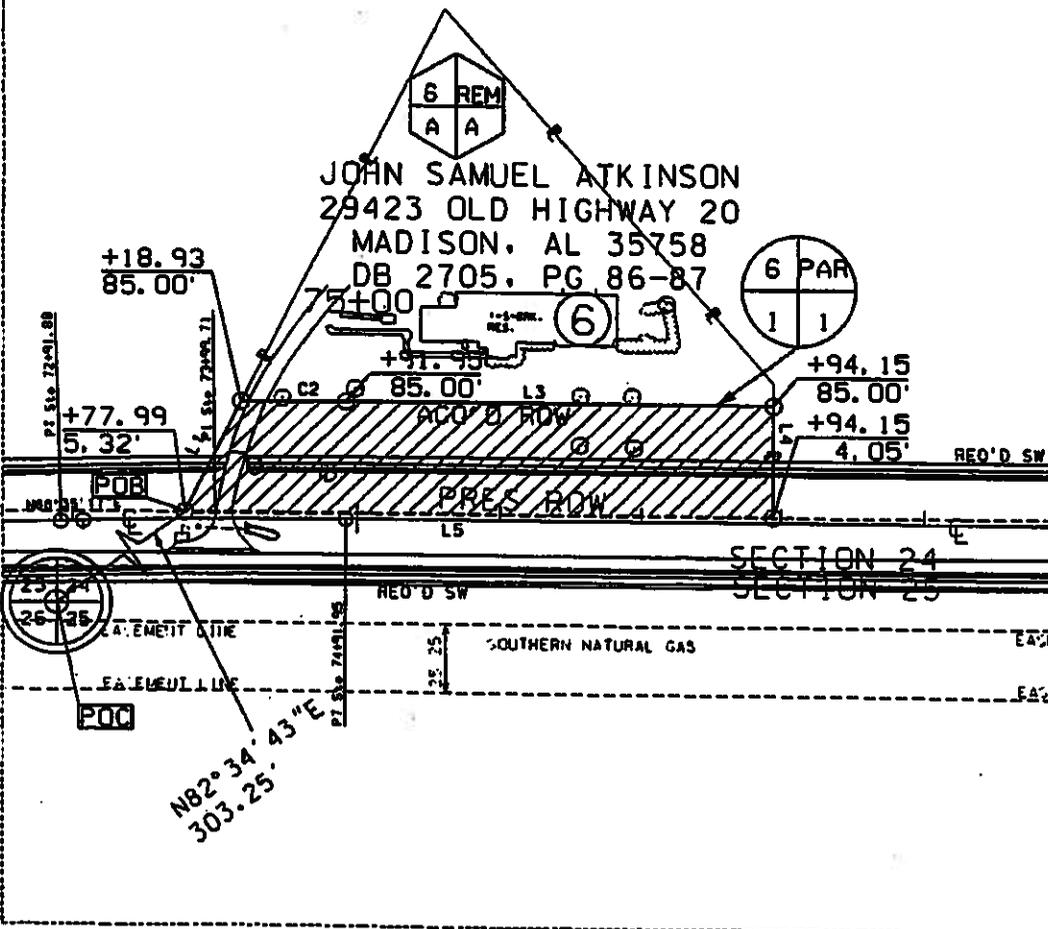
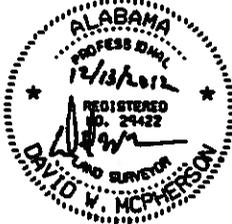


| CALL | BEARING | DISTANCE | RADIUS | CH. BEARING | ARC LENGTH |
|------|-------------|----------|----------|-------------|------------|
| L1 | N26°42'54"E | 89.71' | | | |
| C2 | | 73.94' | 6795.00' | N89°51'06"E | 73.94' |
| L3 | S89°50'12"E | 302.20' | | | |
| L4 | S00°09'35"W | 80.95' | | | |
| L5 | N89°47'44"W | 416.24' | | | |



SPECIAL PURPOSE SURVEY

This drawing is an account of a boundary survey which has been prepared in accordance with the official requirements of the Standards of Practice for Surveyors in the State of Alabama and meets the requirements of the Standards of Practice for the State of Alabama, as amended, and the Standards of Practice for the State of Alabama, as amended, and the Standards of Practice for the State of Alabama, as amended.



TRACT NUMBER: 6 CITY OF HUNTSVILLE
 OWNER: JOHN ASMUEL ATKINSON HUNTSVILLE, AL
 TOTAL ACREAGE: 2.00 PROJ NO: _____
 R/W REQUIRED: 0.74 COUNTY: LIMESTONE
 REMAINDER: 1.26 SCALE: 1" = 100'
 DATE: 12/10/2012
 REVISED: _____

TRACT 7

RIGHT-OF-WAY

PARCEL 1 OF 2

Commencing from the common section corner for Sec. 23, Sec. 24, Sec. 25, and Sec. 26, T-4-S, R-3-W;

thence N 00°13'28" E, a distance of 40.01 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning N 00°13'28" E, a distance of 55.16 feet to a point on the Old Highway 20 acquired right-of-way line 65.00 feet left of station 70+77.36;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 30.04 feet to a point on the Old Highway 20 acquired right-of-way line 65.00 feet left of station 71+07.40;

thence N 00°09'48" E along the Old Highway 20 acquired right-of-way line, a distance of 20.00 feet to a point on the Old Highway 20 acquired right-of-way line 85.00 feet left of station 71+07.40;

thence along said Old Highway 20 acquired right-of-way line curvature thereof an arc length of 182.14 feet (said arc having a chord bearing of N 89°22'32" E, in a counter-clockwise direction, a chord distance of 182.14 feet and a radius of 6,625.00 feet) to a point on the Old Highway 20 acquired right-of-way line 85.00 feet left of station 72+91.88;

thence N 88°35'17" E along the Old Highway 20 acquired right-of-way line, a distance of 15.59 feet to a point on the Old Highway 20 acquired right-of-way line 85.00 feet left of station 73+07.47;

thence along said Old Highway 20 acquired right-of-way line curvature thereof an arc length of 112.87 feet (said arc having a chord bearing of N 89°03'50" E, in a clockwise direction, a chord distance of 112.87 feet and a radius of 6,795.00 feet) to a point on the property line 85.00 feet left of station 74+18.93;

thence S 26°42'54" W along said property line a distance of 89.71 feet to a point on the present Old Highway 20 right-of-way line;

thence N 89°50'23" W along said present Old Highway 20 right-of-way line, a distance of 300.55 feet to the Point of Beginning.

The above described parcel contains 0.56 acres, more or less.

PARCEL 2 OF 2

Commencing from the common section corner for Sec. 23, Sec. 24, Sec. 25, and Sec. 26, T-4-S, R-3-W;

thence N 86°59'29" E, a distance of 717.94 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning N 00°09'35" E, a distance of 80.95 feet to a point on the Old Highway 20 acquired right-of-way line 85.00 feet left of station 77+94.15;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 1,175.72 feet to a point on the property line 85.00 feet left of station 89+69.86;

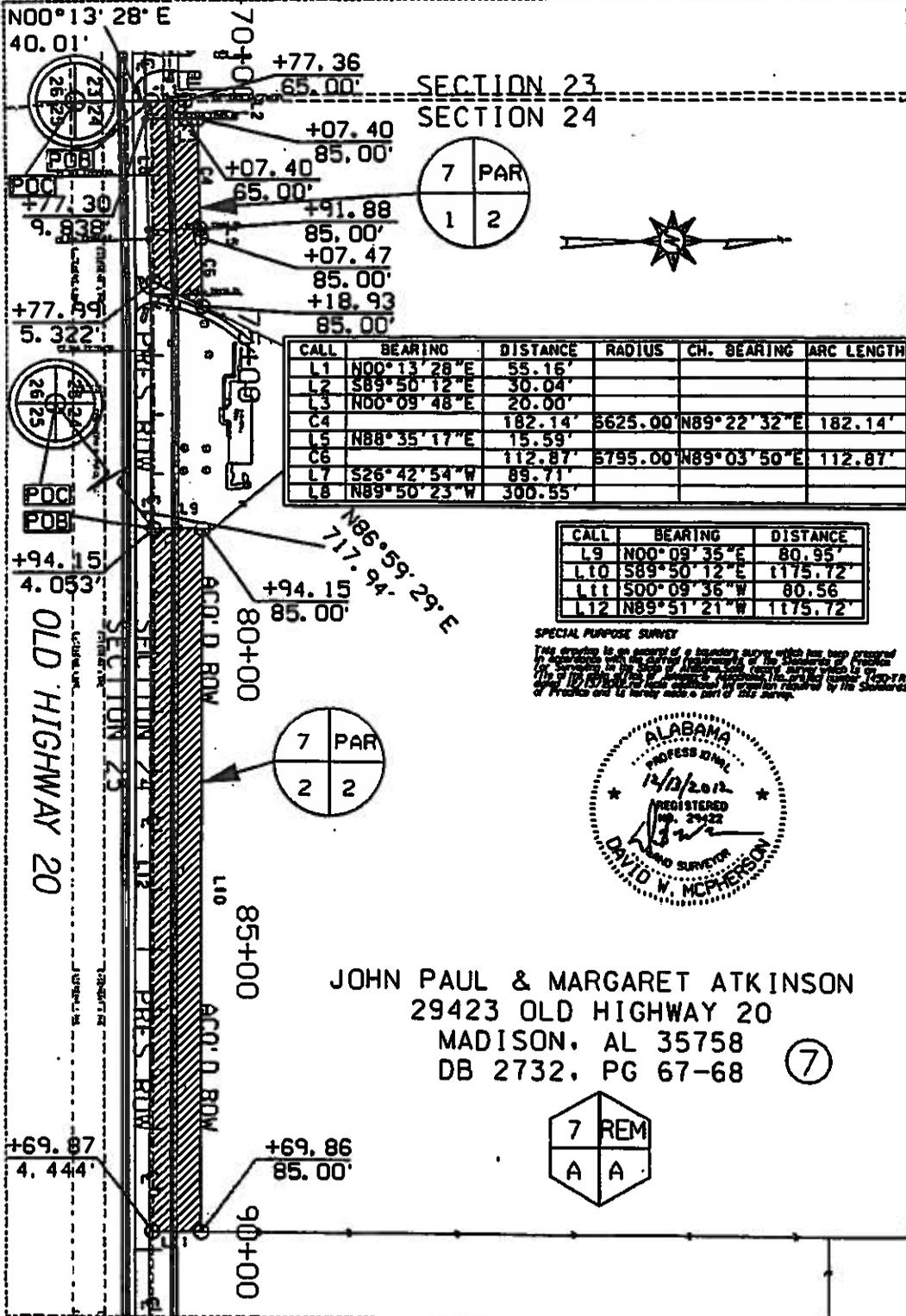
Exhibit "G-2"

thence S 00°09'36" W along said property line a distance of 80.56 feet to a point on the present Old Highway 20 right-of-way line;

thence N 89°51'21" W along said present Old Highway 20 right-of-way line, a distance of 1,175.72 feet to the Point of Beginning.

The above described parcel contains 2.18 acres, more or less.





JOHN PAUL & MARGARET ATKINSON
29423 OLD HIGHWAY 20
MADISON, AL 35758
DB 2732, PG 67-68 (7)

TRACT NUMBER: 7
OWNER: JOHN PAUL & MARGARET ATKINSON
TOTAL ACREAGE: 76.71
R/W REQUIRED: 2.74
REMAINDER: 73.97

CITY OF HUNTSVILLE
HUNTSVILLE, AL
PROJ NO: _____
COUNTY: LIMESTONE
SCALE: 1" = 200'
DATE: 12/10/2012
REVISED: _____

TRACT 8

RIGHT-OF-WAY

Commencing from the common section corner for Sec. 23, Sec. 24, Sec. 25, and Sec. 26, T-4-S, R-3-W;

thence N 88°56'56" E, a distance of 1,892.98 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning N 00°09'36" E, a distance of 80.56 feet to a point on the Old Highway 20 acquired right-of-way line 85.00 feet left of station 89+69.86;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 737.93 feet to a point on the Old Highway 20 acquired right-of-way line 85.00 feet left of station 97+07.79;

thence along said Old Highway 20 acquired right-of-way line curvature thereof an arc length of 186.14 feet (said arc having a chord bearing of S 89°03'07" E, in a clockwise direction, a chord distance of 186.13 feet and a radius of 6,795.00 feet) to a point on the Old Highway 20 acquired right-of-way line 85.00 feet left of station 98+91.60;

thence S 88°16'02" E along the Old Highway 20 acquired right-of-way line, a distance of 66.27 feet to a point on the Old Highway 20 acquired right-of-way line 85.00 feet left of station 99+57.87;

thence along said Old Highway 20 acquired right-of-way line curvature thereof an arc length of 159.79 feet (said arc having a chord bearing of S 88°57'29" E, in a counter-clockwise direction, a chord distance of 159.78 feet and a radius of 6,625.00 feet) to a point on the property line 85.00 feet left of station 101+19.71;

thence S 00°09'26" W along said property line a distance of 73.65 feet to a point on the present Old Highway 20 right-of-way line;

thence N 89°50'29" W along said present Old Highway 20 right-of-way line, a distance of 1,150.06 feet to the Point of Beginning.

The above described parcel contains 2.10 acres, more or less.



| CALL | BEARING | DISTANCE | RADIUS | CH. BEARING | ARC LENGTH |
|------|-------------|----------|----------|-------------|------------|
| L1 | N00°09'36"E | 80.56' | | | |
| L2 | S89°50'12"E | 737.93' | | | |
| C3 | | 186.13' | 5795.00' | S89°03'07"E | 186.14' |
| L4 | S88°16'02"E | 66.27' | | | |
| C5 | | 159.78' | 5625.00' | S88°57'29"E | 159.79' |
| L6 | S00°09'26"W | 73.65' | | | |
| L7 | N89°50'29"W | 1150.06' | | | |

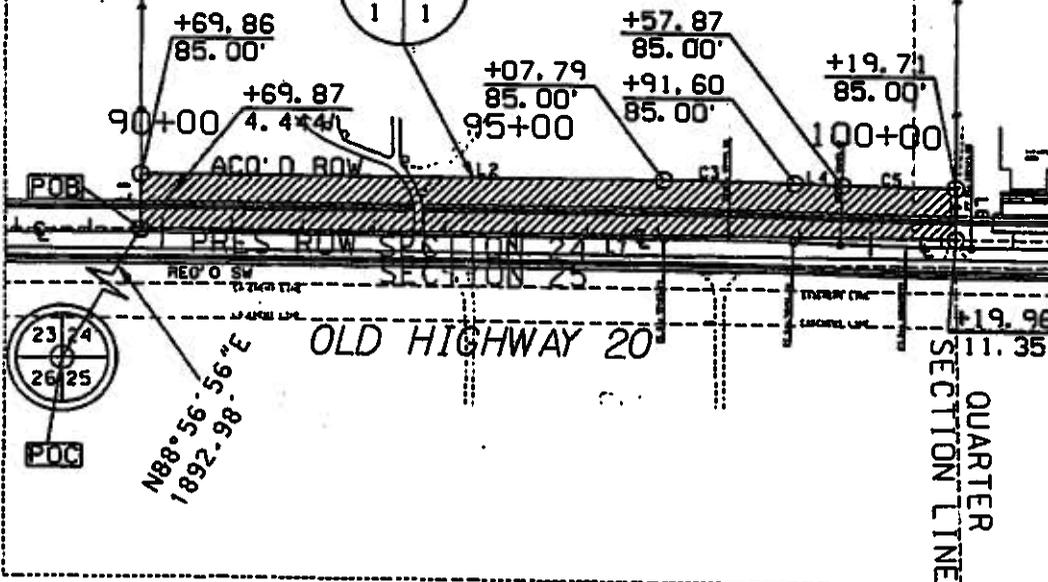
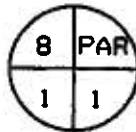
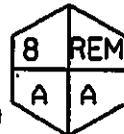
SPECIAL PURPOSE SURVEY

This drawing is an account of a boundary survey which has been prepared in accordance with the current requirements of the Standards of Practice for Surveyors of the State of Alabama. All survey methods used herein are in accordance with the Standards of Practice for Surveyors of the State of Alabama. This drawing is not to be used for any purpose other than that for which it was prepared and is hereby made a part of this survey.



⑧

JOHN PAUL ATKINSON
29423 OLD HIGHWAY 20
MADISON, AL 35758
(NO RECORD FOUND)



TRACT NUMBER: 8
OWNER: JOHN PAUL ATKINSON

CITY OF HUNTSVILLE
HUNTSVILLE, AL

TOTAL ACREAGE: 29.30
R/W REQUIRED: 2.10
REMAINDER: 27.20

PROJ NO: _____
COUNTY: LIMESTONE
SCALE: 1" = 200'
DATE: 12/11/2012
REVISED: _____

TRACT 9

RIGHT-OF-WAY

Commencing from the common section corner for Sec. 19, Sec. 24, Sec. 25, and Sec. 30, T-4-S, R-3-W:

thence N 89°05'27" W, a distance of 3,042.69 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning N 00°09'26" E, a distance of 73.65 feet to a point on the Old Highway 20 acquired right-of-way line 85.00 feet left of station 101+19.71;

thence S 89°44'35" E along the Old Highway 20 acquired right-of-way line, a distance of 21.69 feet to a point on the Old Highway 20 acquired right-of-way line 85.00 feet left of station 101+41.68;

thence S 38°48'50" E along the Old Highway 20 acquired right-of-way line, a distance of 45.02 feet to a point on the Old Highway 20 acquired right-of-way line 50.00 feet left of station 101+70.00;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 160.00 feet to a point on the Old Highway 20 acquired right-of-way line 50.00 feet left of station 103+30.00;

thence N 00°09'48" E along the Old Highway 20 acquired right-of-way line, a distance of 25.00 feet to a point on the Old Highway 20 acquired right-of-way line 75.00 feet left of station 103+30.00;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 69.57 feet to a point on the property line 75.00 feet left of station 103+99.57;

thence S 00°15'25" W along said property line a distance of 63.60 feet to a point on the present Old Highway 20 right-of-way line;

thence N 89°50'23" W along said present Old Highway 20 right-of-way line, a distance of 279.47 feet to the Point of Beginning.

The above described parcel contains 0.32 acres, more or less.



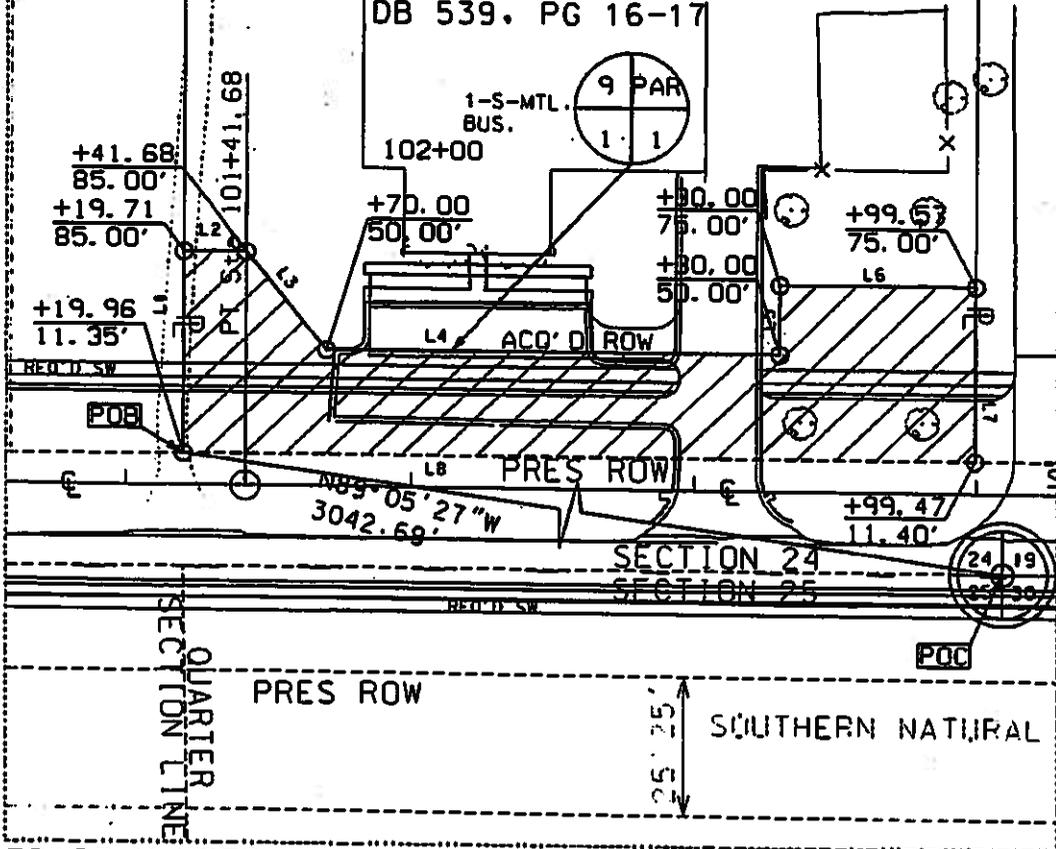
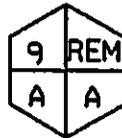
| CALL | BEARING | DISTANCE |
|------|-------------|----------|
| L1 | N00°09'26"E | 73.65' |
| L2 | S89°44'35"E | 21.69' |
| L3 | S38°48'50"E | 45.02' |
| L4 | S89°50'12"E | 160.00' |
| L5 | N00°09'48"E | 25.00' |
| L6 | S89°50'12"E | 69.57' |
| L7 | S00°15'25"W | 63.60' |
| L8 | N89°50'23"W | 279.47' |

SPECIAL PURPOSE SURVEY

This drawing is an account of a boundary survey which has been prepared in accordance with the laws of the State of Alabama, Chapter 2, Section 17-1-1, and the rules and regulations of the Alabama Board of Land Surveyors. The survey was conducted by the methods required by the Statutes of this State and is hereby made a part of this survey.



⑨ JACK BETHSHARES,
EARL R. MONTGOMERY,
SAMUEL L. LEWIS,
WILLIAM MITTLESTEADT,
AND W.H. MURREY, M.O.
SUN DROP BOTTLING CO.
29599 OLD HIGHWAY 20
MADISON, AL 35758
DB 539, PG 16-17



TRACT NUMBER: 9
 OWNER: JACK BETHSHARES, EARL R. MONTGOMERY, SAMUEL L. LEWIS, WILLIAM MITTLESTEADT AND W.H. MURREY, MD. SUNDROP BOTTLING CO.
 CITY OF HUNTSVILLE
 HUNTSVILLE, AL
 PROJ NO: _____
 COUNTY: LIMESTONE
 SCALE: 1" = 50'
 DATE: 12/11/2012
 REVISED: _____
 TOTAL ACREAGE: 4.01
 R/W REQUIRED: 0.32
 REMAINDER: 3.69

TRACT 10

RIGHT-OF-WAY

Commencing from the common section corner for Sec. 19, Sec. 24, Sec. 25, and Sec. 30, T-4-S, R-3-W;

thence N 89°00'54" W, a distance of 2,763.25 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning N 00°15'25" E, a distance of 63.60 feet to a point on the Old Highway 20 acquired right-of-way line 75.00 feet left of station 103+99.57;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 100.43 feet to a point on the Old Highway 20 acquired right-of-way line 75.00 feet left of station 105+00.00;

thence S 00°08'48" W along the Old Highway 20 acquired right-of-way line, a distance of 15.00 feet to a point on the Old Highway 20 acquired right-of-way line 60.00 feet left of station 105+00.00;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 109.11 feet to a point on the property line 60.00 feet left of station 106+09.11;

thence S 00°15'02" W along said property line a distance of 28.53 feet to a point on the present Old Highway 20 right-of-way line;

thence S 00°09'57" W along said present Old Highway 20 right-of-way line a distance of 20.08 feet to a point on the present Old Highway 20 right-of-way line;

thence N 89°49'58" W along said present Old Highway 20 right-of-way line, a distance of 209.60 feet to the Point of Beginning.

The above described parcel contains 0.27 acres, more or less.



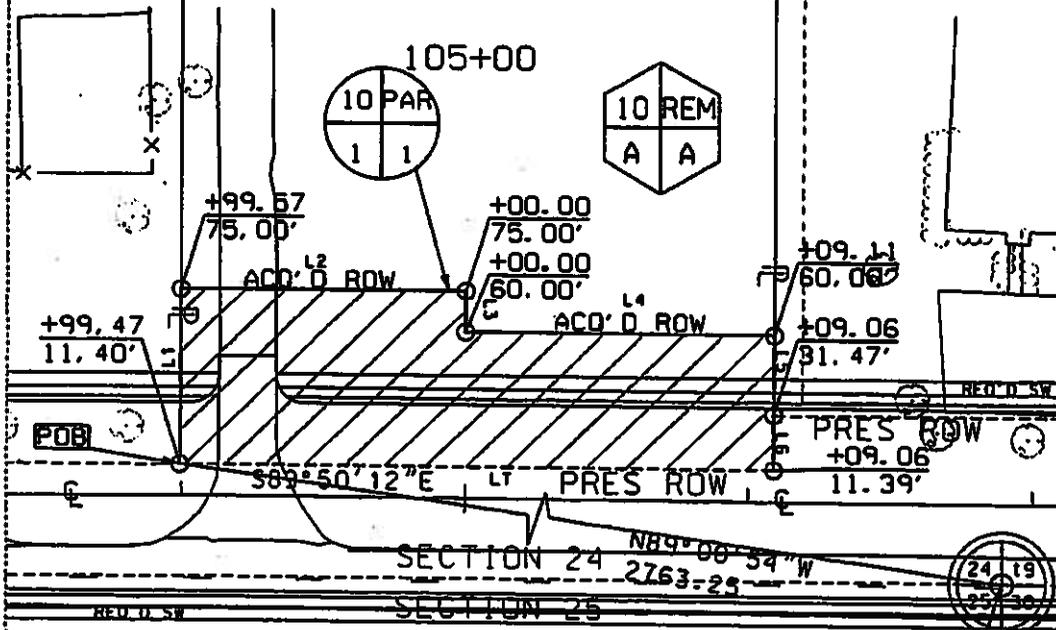
| CALL | BEARING | DISTANCE |
|------|-------------|----------|
| L1 | N00°15'25"E | 63.60' |
| L2 | S89°50'12"E | 100.43' |
| L3 | S00°08'48"W | 15.00' |
| L4 | S89°50'12"E | 109.11' |
| L5 | S00°15'02"W | 28.53' |
| L6 | S00°09'57"W | 20.08' |
| L7 | N89°49'58"W | 209.60' |

SPECIAL PURPOSE SURVEY
 This drawing is an account of a boundary survey which has been prepared in accordance with the current requirements of the Standards of Practice for Surveyors in the State of Alabama. A copy of the survey plan is on file at the office of the Surveyor General, Montgomery, Alabama. The date of this drawing is 12/11/2012. For more information, refer to the Standards of Practice and to hereby make a part of this survey.



10
 RESCUE ONE CORPORATION
 29639 OLD HIGHWAY 20
 MADISON, AL 35758
 OB 2011, PG 64570-64571

10' DRAINAGE & UTILITY EASEMENT



EASEMENT LINE PRES ROW
 EASEMENT LINE

TRACT NUMBER: 10 CITY OF HUNTSVILLE
 OWNER: RESCUE ONE CORPORATION HUNTSVILLE, AL
 TOTAL ACREAGE: 3.00 PROJ NO: _____
 R/W REQUIRED: 0.27 COUNTY: LIMESTONE
 REMAINDER: 2.73 SCALE: 1" = 50'
 DATE: 12/11/2012
 REVISED: _____

TRACT 11

RIGHT-OF-WAY

Commencing from the common section corner for Sec. 19, Sec. 24, Sec. 25, and Sec. 30, T-4-S, R-3-W:

thence N 88°29'51" W, a distance of 2,554.07 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning N 00°15'02" E, a distance of 28.53 feet to a point on the Old Highway 20 acquired right-of-way line 60.00 feet left of station 106+09.11;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 40.89 feet to a point on the Old Highway 20 acquired right-of-way line 60.00 feet left of station 106+50.00;

thence S 00°09'48" W along the Old Highway 20 acquired right-of-way line, a distance of 10.00 feet to a point on the Old Highway 20 acquired right-of-way line 50.00 feet left of station 106+50.00;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 100.00 feet to a point on the Old Highway 20 acquired right-of-way line 50.00 feet left of station 107+50.00;

thence N 75°37'47" E along the Old Highway 20 acquired right-of-way line, a distance of 59.77 feet to a point on the Old Highway 20 acquired right-of-way line 65.00 feet left of station 108+07.86;

thence along said Old Highway 20 acquired right-of-way line curvature thereof an arc length of 36.30 feet (said arc having a chord bearing of S 89°59'36" E, in a clockwise direction, a chord distance of 36.30 feet and a radius of 6,645.00 feet) to a point on the property line 65.00 feet left of station 108+44.51;

thence S 00°15'02" W along said property line a distance of 33.64 feet to a point on the present Old Highway 20 right-of-way line;

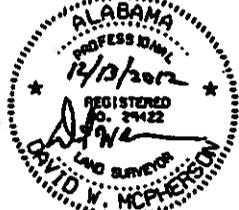
thence N 89°50'01" W along said present Old Highway 20 right-of-way line, a distance of 235.04 feet to the Point of Beginning.

The above described parcel contains 0.13 acres, more or less.

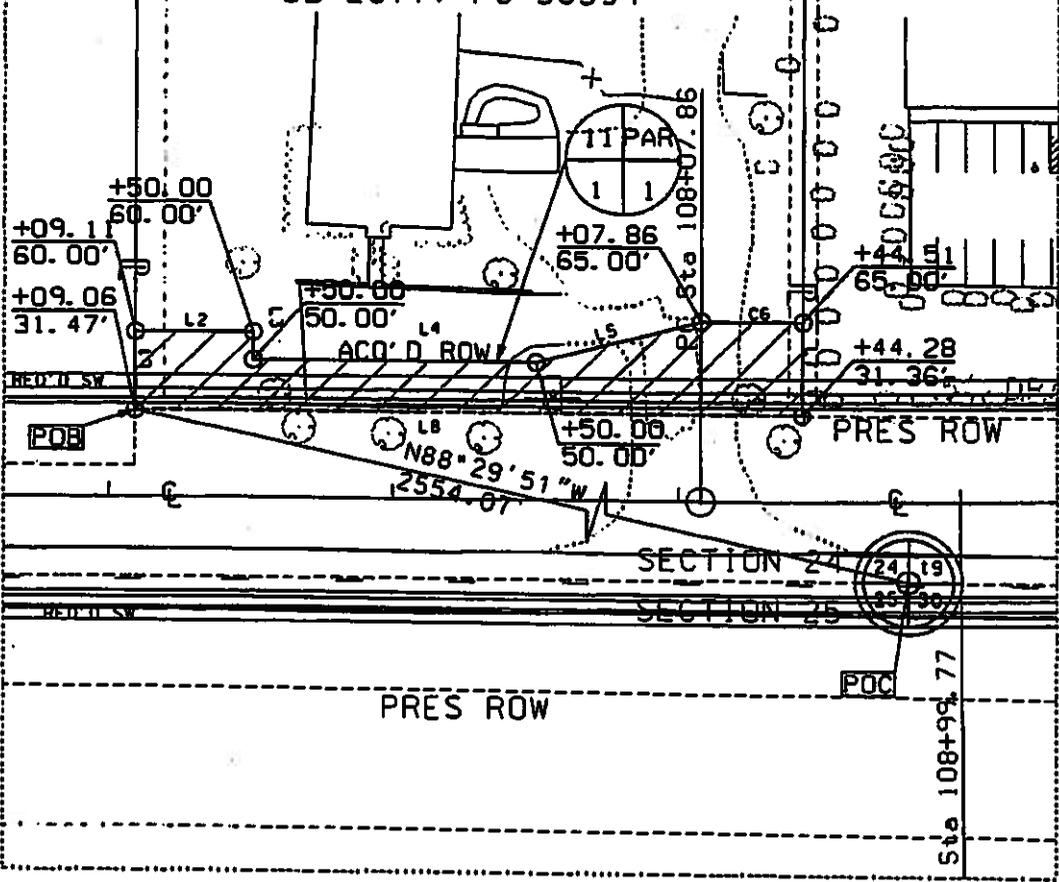


| CALL | BEARING | DISTANCE | RADIUS | CH. BEARING | ARC LENGTH |
|------|-------------|----------|----------|-------------|------------|
| L1 | N00°15'02"E | 28.53' | | | |
| L2 | S89°50'12"E | 40.69' | | | |
| L3 | S00°09'48"W | 10.00' | | | |
| L4 | S89°50'12"E | 100.00' | | | |
| L5 | N75°37'47"E | 59.77' | | | |
| C6 | | 36.30' | 6645.00' | S89°59'36"E | 36.30' |
| L7 | S00°15'02"W | 33.64' | | | |
| L8 | N89°50'01"W | 235.04' | | | |

SPECIAL PURPOSE SURVEY
 This drawing is an account of a boundary survey which has been prepared in accordance with the current requirements of the Statutes of Practice for Surveyors in the State of Alabama. Said survey was made by the undersigned on the 11th day of November, 2012, at Athens, Alabama. The survey was made for the purpose of showing the location of the proposed driveway and the location of the proposed driveway easement. The survey was made for the purpose of showing the location of the proposed driveway and the location of the proposed driveway easement. The survey was made for the purpose of showing the location of the proposed driveway and the location of the proposed driveway easement.



① GEORGE A. TURNER
 1690 SQUIRE RUN
 ATHENS, AL 35613
 DB 2011, PG 38594



TRACT NUMBER: 11 CITY OF HUNTSVILLE
 OWNER: GEORGE A. TURNER HUNTSVILLE, AL
 TOTAL ACREAGE: 2.98 PROJ NO: _____
 R/W REQUIRED: 0.13 COUNTY: LIMESTONE
 REMAINDER: 2.85 SCALE: 1" = 50'
 DATE: 12/11/2012
 REVISED: _____

TRACT 12

RIGHT-OF-WAY

Commencing from the common section corner for Sec. 19, Sec. 24, Sec. 25, and Sec. 30, T-4-S, R-3-W;

thence N 88°21'44" W, a distance of 2,319.09 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning N 00°15'02" E, a distance of 33.64 feet to a point on the Old Highway 20 acquired right-of-way line 65.00 feet left of station 108+44.51;

thence along said Old Highway 20 acquired right-of-way line curvature thereof an arc length of 145.73 feet (said arc having a chord bearing of N 89°13'19" E, in a counter-clockwise direction, a chord distance of 145.73 feet and a radius of 6,645.00 feet) to a point on the Old Highway 20 acquired right-of-way line 65.00 feet left of station 109+91.67;

thence N 88°35'38" E along the Old Highway 20 acquired right-of-way line, a distance of 66.27 feet to a point on the Old Highway 20 acquired right-of-way line 65.00 feet left of station 110+57.94;

thence N 01°24'22" W along the Old Highway 20 acquired right-of-way line, a distance of 20.00 feet to a point on the Old Highway 20 acquired right-of-way line 85.00 feet left of station 110+57.94;

thence along said Old Highway 20 acquired right-of-way line curvature thereof an arc length of 186.14 feet (said arc having a chord bearing of N 89°22'43" E, in a clockwise direction, a chord distance of 186.13 feet and a radius of 6,795.00 feet) to a point on the Old Highway 20 acquired right-of-way line 85.00 feet left of station 112+41.75;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 2.46 feet to a point on the property line 85.00 feet left of station 112+44.21;

thence S 44°35'22" W along said property line a distance of 84.59 feet to a point on the present Old Highway 20 right-of-way line;

thence N 89°50'04" W along said present Old Highway 20 right-of-way line, a distance of 340.82 feet to the Point of Beginning.

The above described parcel contains 0.39 acres, more or less.



TRACT 13

RIGHT-OF-WAY

Commencing from the common section corner for Sec. 19, Sec. 24, Sec. 25, and Sec. 30, T-4-S, R-3-W:

thence N 88°06'31" W, a distance of 1,978.41 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning N 44°35'22" E, a distance of 84.59 feet to a point on the Old Highway 20 acquired right-of-way line 85.00 feet left of station 112+44.21;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 155.79 feet to a point on the Old Highway 20 acquired right-of-way line 85.00 feet left of station 114+00.00;

thence S 00°09'48" W along the Old Highway 20 acquired right-of-way line, a distance of 20.00 feet to a point on the Old Highway 20 acquired right-of-way line 65.00 feet left of station 114+00.00;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 153.74 feet to a point on the property line 65.00 feet left of station 115+53.74;

thence S 01°32'16" E along said property line a distance of 40.44 feet to a point on the present Old Highway 20 right-of-way line;

thence N 89°50'04" W along said present Old Highway 20 right-of-way line, a distance of 369.95 feet to the Point of Beginning.

The above described parcel contains 0.40 acres, more or less.



TRACT 14

RIGHT-OF-WAY

Commencing from the common section corner for Sec. 19, Sec. 24, Sec. 25, and Sec. 30, T-4-S, R-3-W;

thence N 88°25'23" W, a distance of 1,607.45 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning N 01°32'16" W, a distance of 60.44 feet to a point on the Old Highway 20 acquired right-of-way line 65.00 feet left of station 115+53.74;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 419.94 feet to a point on the property line 65.00 feet left of station 119+73.68;

thence S 01°31'50" E along said property line a distance of 60.26 feet to a point on the present Old Highway 20 right-of-way line;

thence N 89°51'40" W along said present Old Highway 20 right-of-way line, a distance of 419.92 feet to the Point of Beginning.

The above described parcel contains 0.58 acres, more or less.



TRACT 15

RIGHT-OF-WAY

Commencing from the common section corner for Sec. 19, Sec. 24, Sec. 25, and Sec. 30, T-4-S, R-3-W;

thence N 87°57'53" W, a distance of 1,150.97 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning N 01°31'32" W, a distance of 62.51 feet to a point on the Old Highway 20 acquired right-of-way line 65.00 feet left of station, 120+10.31;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 139.69 feet to a point on the Old Highway 20 acquired right-of-way line 65.00 feet left of station 121+50.00;

thence N 86°04'40" E along the Old Highway 20 acquired right-of-way line, a distance of 280.90 feet to a point on the property line 85.01 feet left of station 124+30.19;

thence S 01°34'35" E along said property line a distance of 81.10 feet to a point on the present Old Highway 20 right-of-way line;

thence N 89°58'08" W along said present Old Highway 20 right-of-way line, a distance of 420.52 feet to the Point of Beginning.

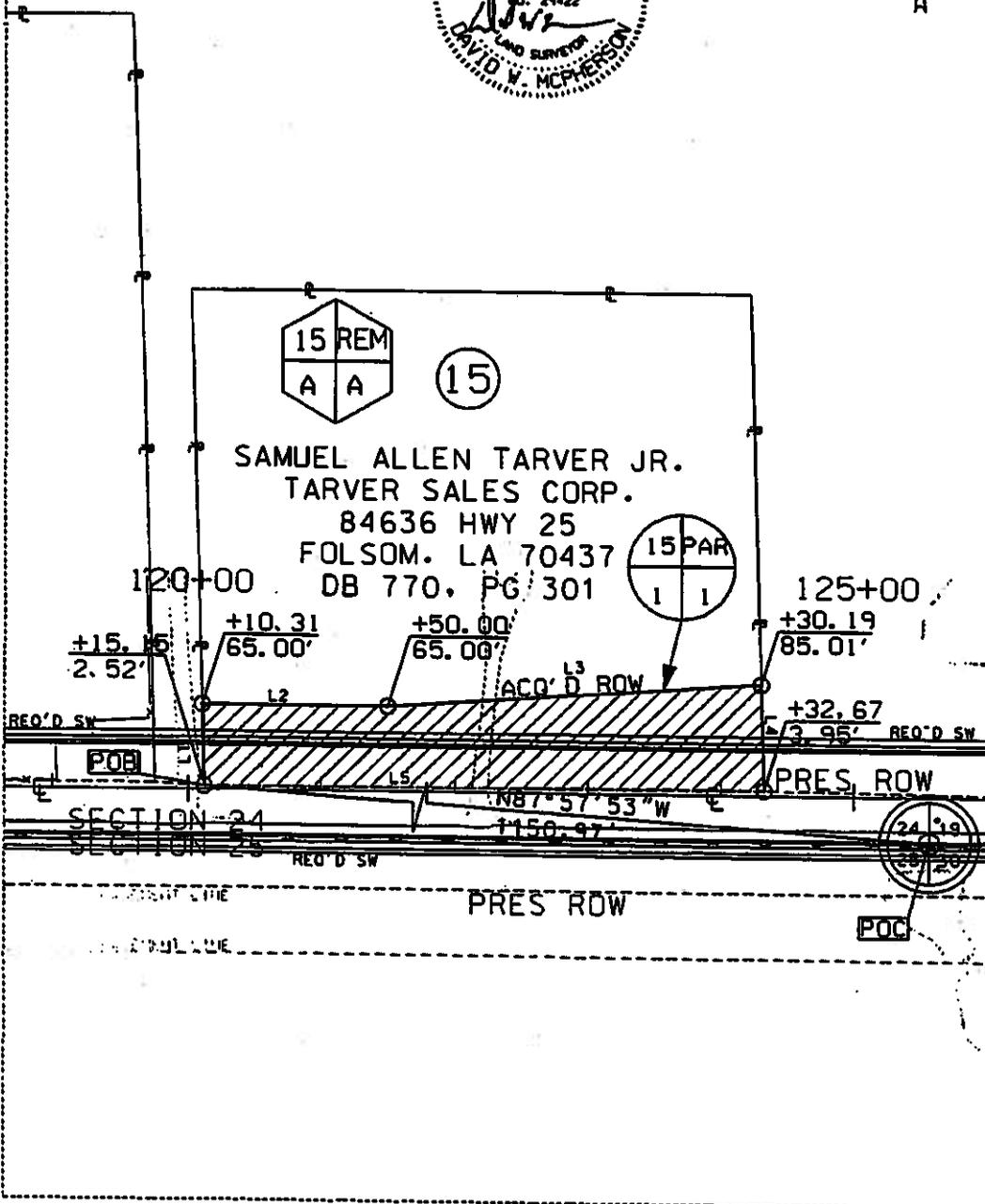
The above described parcel contains 0.66 acres, more or less.



| CALL | BEARING | DISTANCE |
|------|-------------|----------|
| L1 | N01°31'32"W | 62.51' |
| L2 | S89°50'12"E | 139.69' |
| L3 | N86°04'40"E | 280.90' |
| L4 | S01°34'35"E | 81.10' |
| L5 | S89°58'08"W | 420.52' |

SPECIAL PURPOSE SURVEY

This drawing is an account of a boundary survey which has been prepared in accordance with the current requirements of the Standards of Practice for Surveying in the State of Alabama, and is subject to the provisions of the Code of Alabama, Title 24, Chapter 24-2-1, and the provisions of the Standards of Practice and is hereby made a part of this survey.



TRACT NUMBER: 15 CITY OF HUNTSVILLE
 OWNER: SAMUEL ALLEN TARVER HUNTSVILLE, AL
JR. TARVER SALES CORP
 TOTAL ACREAGE: 3.67 PROJ NO: _____
 R/W REQUIRED: 0.66 COUNTY: LIMESTONE
 REMAINDER: 3.01 SCALE: 1" = 100'
 DATE: 12/11/2012
 REVISED: _____

TRACT 16

RIGHT-OF-WAY

PARCEL 1 OF 2

Commencing from the common section corner for Sec. 19, Sec. 24, Sec. 25, and Sec. 30, T-4-S, R-3-W;

thence N 87°54'53" W, a distance of 1,187.71 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning N 01°31'50" W, a distance of 60.26 feet to a point on the Old Highway 20 acquired right-of-way line 65.00 feet left of station 119+73.68;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 36.63 feet to a point on the property line 65.00 feet left of station 120+10.31;

thence S 01°31'32" E along said property line a distance of 62.51 feet to a point on the present Old Highway 20 right-of-way line;

thence N 86°20'31" W along said present Old Highway 20 right-of-way line, a distance of 36.76 feet to the Point of Beginning.

The above described parcel contains 0.05 acres, more or less.

PARCEL 2 OF 2

Commencing from the common section corner for Sec. 19, Sec. 24, Sec. 25, and Sec. 30, T-4-S, R-3-W;

thence N 86°46'34" W, a distance of 730.87 feet to a point on the present Old Highway 20 right-of-way line, also the Point of Beginning;

thence from the Point of Beginning N 01°35'34" W, a distance of 81.10 feet to a point on the Old Highway 20 acquired right-of-way line 85.01 feet left of station 124+30.19;

thence N 86°04'40" E along the Old Highway 20 acquired right-of-way line, a distance of 69.99 feet to a point on the Old Highway 20 acquired right-of-way line 90.00 feet left of station 125+00.00;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 500.00 feet to a point on the Old Highway 20 acquired right-of-way line 90.00 feet left of station 130+00.00;

thence S 00°09'48" W along the Old Highway 20 acquired right-of-way line, a distance of 25.00 feet to a point on the Old Highway 20 acquired right-of-way line 65.00 feet left of station 130+00.00;

thence S 89°50'12" E along the Old Highway 20 acquired right-of-way line, a distance of 80.00 feet to a point at the intersection of the Old Highway 20 acquired right-of-way line and the County Line Road acquired right-of-way line 65.00 feet left of station 130+80.00;

thence N 00°09'48" E along the County Line Road acquired right-of-way line, a distance of 189.33 feet to a point on the County Line Road acquired right-of-way line 30.36 feet left of station 7+00.37;

thence N 03°05'01" E along the County Line Road acquired right-of-way line, a distance of 200.26 feet to a point on the County Line Road acquired right-of-way line 32.30 feet left of station 5+01.97;

thence S 89°50'12" E along the County Line Road acquired right-of-way line, a distance of 4.99 feet to a point on the present County Line Road right-of-way line;

thence S 00°12'58" W along the present County Line Road right-of-way line, a distance of 419.58 feet to a point on the present County Line Road right-of-way line;

thence S 47°52'53" W along the present County Line Road right-of-way line, a distance of 41.36 feet to a point on the present Old Highway 20 right-of-way line;

thence N 89°23'30" W along the present Old Highway 20 right-of-way line, a distance of 109.39 feet to a point on the present Old Highway 20 right-of-way line;

thence S 12°12'41" W along the present Old Highway 20 right-of-way line, a distance of 10.43 feet to a point on the present Old Highway 20 right-of-way line;

thence N 89°08'05" W along said present Old Highway 20 right-of-way line, a distance of 520.01 feet to the Point of Beginning.

The above described parcel contains 1.38 acres, more or less.



