

1764

4777

GIPSON A. ARTHUR, VON L.
ARTHUR, JR., and CRIS
ARTHUR DOROUGH,

IN THE CIRCUIT COURT OF
SHELBY COUNTY, ALABAMA

PLAINTIFFS,

VS.

CIVIL ACTION NO. CV-89-621

VIOLETTE LORENE SPENCE;
VIRGINIA LEE MADDOX; and
LORENE MICHELLE MCFADDEN,
AS EXECUTRIX OF THE ESTATE
OF IVA NORA ARTHUR, DECEASED,

DEFENDANTS.

NOTICE OF LIS PENDENS

TO: JUDGE OF PROBATE
SHELBY COUNTY, ALABAMA

NOTICE IS HEREBY GIVEN that an action has been commenced and is now pending in the Circuit Court for Shelby County, Alabama, by Gipson A. Arthur, Von L. Arthur, Jr., and Cris Arthur Dorough against Violette Lorene Spence; Virginia Lee Maddox; and Lorene Michelle McFadden as Executrix of the Estate of Iva Nora Arthur, Deceased, Case No. CV-89-621.

In said action, the following real estate situated in Shelby County, Alabama, is involved, to-wit:

Being 166.00 acres, more or less, situated in TOWNSHIP 20 SOUTH, RANGE 1 WEST, SECTIONS 12 and 13, and also TOWNSHIP 20 SOUTH, RANGE 1 EAST, SECTIONS 7 and 18, Shelby County, Alabama:

The SE 1/4 SE 1/4 of Section 12, Township 20 South, Range 1 West, EXCEPT the SW 1/4 SE 1/4 SE 1/4.

A part of the NE 1/4 NE 1/4 and a part of the SE 1/4 NE 1/4 of Section 13, Township 20 South, Range 1 West.

The SW 1/4 SW 1/4 and the S 1/2 NW 1/4 SW 1/4 of Section 7, Township 20 South, Range 1 East.

A part of the NE 1/4 NW 1/4 and a part of the SW 1/4 NW 1/4 of Section 18, Township 20 South, Range 1 East.

and being the same lands described in Eight (8) Deeds, containing 389.90 acres, more or less, to-wit:

DEED (1) From James H. Billings and wife, Eula L. Billings to Mrs. Ollie Johnson and Mrs. Nora Arthur, and described in Deed dated August 17th, 1944, and recorded in Deed Book 116, Page 542.

DEED (2) From J. E. Ray and wife, Louella Ray to Mrs. Nora Arthur and Mrs. Ollie Johnson, and described in Deed dated October 28th, 1944, and recorded in Deed Book 120, Page 74, and

BOOK 370 PAGE 749

BOOK 264 PAGE 36

✓ W. & H. 2

also described in Deed of Correction Dated November 23rd, 1946, and recorded in Deed Book 127, Page 243.

- DEED (3) From Mrs. Ollie Johnson and husband, Jessie H. Johnson to Mrs. Nora Arthur, and described in Deed dated June 10th, 1945, and recorded in Deed Book 123, Page 246.
- DEED (4) From J. D. Muse and wife, Maggie Muse to Nora Arthur, and described in Deed dated January 7th, 1947, and recorded in Deed Book 127, Page 246.
- DEED (5) From W. E. Ray and wife, Zelma Ray to Mrs. Nora Arthur, and described in Deed dated September 13th, 1947, and recorded in Deed Book 130, Page 477.
- DEED (6) From Ollie Johnson and husband, J. H. Johnson to Mrs. Nora Arthur, and described in Deed dated September 13th, 1947, and recorded in Deed Book 130, Page 478.
- DEED (7) From Jesse H. Johnson and Ollie Johnson to Nora Arthur, and described in Deed dated June 27th, 1958, and recorded in Deed Book 193, Page 539.
- DEED (8) From Fred A. Tatum and wife, Clara J. Tatum to Iva Nora Arthur, and described in Deed dated November 1st, 1971, and recorded in Deed Book 270, Page 891.

SAVE AND EXCEPT

1. 172.00 acres, more or less, and described in Deed dated June 18th, 1945 to Mrs. Ollie Johnson, and recorded in Deed Book 120, Page 466.
2. 11.90 acres, more or less, and described in Deed dated March 3rd, 1969 to Von L. Arthur and wife, Jean B. Arthur, and recorded in Deed Book 257, Page 23.
3. 40.00 acres, more or less, and described in Deed dated November 23rd, 1971 to Daniel E. McFadden and Lorene H. McFadden, and recorded in Deed Book 271, Page 220.

Said lands being estimated to comprise 166.00 acres, more or less.

The kind and nature of action brought by Gipson A. Arthur, Von L. Arthur, Jr., and Cris Arthur Dorough is a suit to set aside the purported conveyances of the subject property to the Defendants, Violette Lorene Spence and Virginia Lee Maddox, and to declare by order of the Circuit Court of Shelby County that the deeds recorded in Real Book 169, Page 96 and Real Book 216, Page 552 in the office of the Judge of Probate of Shelby County, Alabama are null and void and cancelled of record and that the real properties in question be restored to the Estate of Iva Nora Arthur, deceased.

All persons are notified by the filing of this Notice of Lis Pendens of the pendency of said litigation involving the title to said property and improvements thereon.

Dated 31st day of October, 1989.

WALLACE, ELLIS, HEAD & FOWLER

By: Curran H. Jones
Attorney for Plaintiffs,
Gipson A. Arthur, Von L.
Arthur, Jr., and Chris
Arthur Dorrough

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

89 OCT 31 PM 3:21

Thomas A. Snowden, Jr.
JUDGE OF PROBATE

1. Deed Tax	-----	\$	-----
2. Mtg. Tax	-----	\$	-----
3. Recording Fee	-----	\$	7.50
4. Indexing Fee	-----	\$	3.00
5. No Tax Fee	-----	\$	-----
6. Certified Stamp Fee	---	\$	1.00
Total	-----	\$	11.50

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED

91 OCT 30 AM 10:40

Thomas A. Snowden, Jr.
JUDGE OF PROBATE

1. Deed Tax	-----	\$	-----
2. Mtg. Tax	-----	\$	7.50
3. Recording Fee	-----	\$	3.00
4. Indexing Fee	-----	\$	-----
5. No Tax Fee	-----	\$	1.00
6. Certified Fee	-----	\$	-----
Total	-----	\$	12.50

BOOK 370 PAGE 751

BOOK 264 PAGE 38