

Recording

NOTICE OF PENDENCY OF COMPLAINT  
IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

CIVIL ACTION NO. CV-00- 710

TO:

COMMENCE AT THE SOUTHEAST CORNER OF THE NORTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 9, TOWNSHIP 22 SOUTH, RANGE 2 WEST, SHELBY COUNTY, ALABAMA, AND RUN THENCE SOUTH 88 DEGREES 30 MINUTES 00 SECONDS WEST ALONG THE SOUTH LIEN OF SAID QUARTER-QUARTER A DISTANCE OF 393.47 FEET TO A FOUND CAPPED REBAR ON THE WEST MARGIN OF SHELBY COUNTY HIGHWAY NO. 213, THENCE RUN NORTH 09 DEGREES 51 MINUTES 25 SECONDS WEST ALONG SAID MARGIN OF SAID HIGHWAY A DISTANCE OF 212.25 FEET TO A SET 1/2-INCH REBAR CORNER AND THE POINT OF BEGINNING OF THE PROPERTY BEING DESCRIBED; THENCE RUN NORTH 06 DEGREES 58 MINUTES 41 SECONDS WEST ALONG THE SAID WEST MARGIN OF SAID HIGHWAY 213 A DISTANCE OF 160.85 FEET TO A SET 1/2-INCH STEEL REBAR CORNER; THENCE RUN SOUTH 88 DEGREES 56 MINUTES 55 SECONDS WEST A DISTANCE OF 352.67 FEET TO A SET 1/2-INCH STEEL REBAR CORNER ON THE EAST MARGIN OF U.S. HIGHWAY NO. 31; THENCE RUN SOUTH 04 DEGREES 40 MINUTES 48 SECONDS WEST ALONG THE SAID EAST MARGIN OF SAID HIGHWAY 31 A DISTANCE OF 162.42 FEET TO A SET 1/2-INCH STEEL REBAR CORNER; THENCE RUN NORTH 88 DEGREES 42 MINUTES 27 SECONDS EAST A DISTANCE OF 385.51 FEET TO THE POINT OF BEGINNING. ACCORDING TO SURVEY OF CONN, ALLEN & CONN, DATED FEBRUARY 24, 2000. S.M. ALLEN, ALABAMA LICENSED LAND SURVEYOR NO. 12944. SITUATED IN SHELBY COUNTY, ALABAMA,

Take notice that Todd Holder, on the 24<sup>th</sup> day of July, 2000, filed in the Circuit Court of Shelby County, Alabama, certified complaint, pursuant to the Provisions of Title 6-6-560, Code of Alabama, (1975), as amended, et seq., against you and the above described land for the purpose of establishing title to said land in the said Todd Holder, and to clear up all doubts and disputes concerning the same and that said suit is now pending in said court.

Plaintiff alleges in said complaint that title to said lands stand upon the records of the Judge of Probate, Shelby County, Alabama, in the name of the Plaintiff and that they own in their own right an entire, absolute, fee simple title to and interest in said lands, and that they acquired said lands and an absolute fee simple title, thereto, under deed recorded in Instrument #2000-16023, in the Probate Office of Shelby County, Alabama.

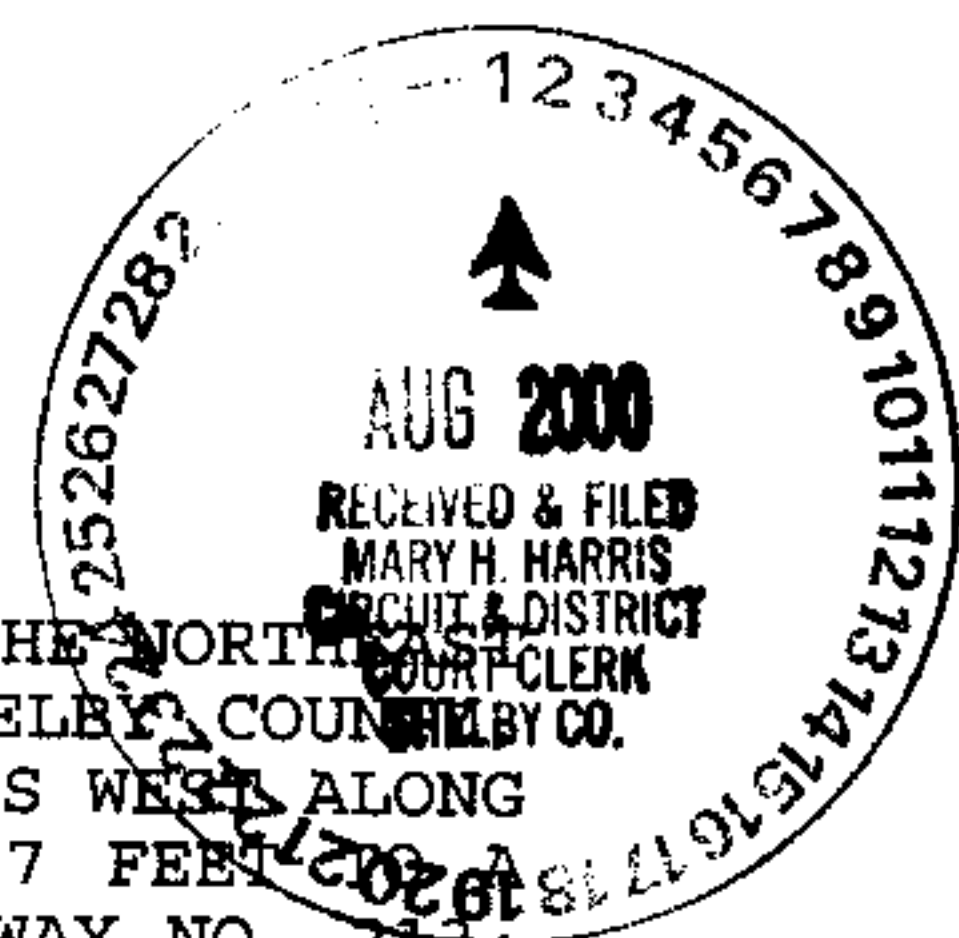
Plaintiff further alleges that he is in actual and peaceable possession of said lands and that he and his predecessors in title have been in such possession for more than ten years next preceding the filing of said complaint, to-wit: 1955, and that no other person has been in possession of said land or any part thereof during such ten year period.

Plaintiff further alleges in said complaint that he and his predecessors in title have held color of title to said lands for a period exceeding the ten years next preceding the filing of said complaint and no other person has held color of title to said land or any part thereof during said period.

Plaintiff further alleges that he and his predecessors in title have assessed said lands for taxes and have paid taxes thereon for and during the ten years next preceding the filing of said complaint and that no other person has assessed or paid any taxes on said lands during such ten year period.

Plaintiff further alleges that after a diligent search, he has been unable to ascertain the names, ages and whereabouts of all unknown parties A, B & C.

You and each of you are hereby directed to plead, answer to said verified complaint before the 29 day of September, 2000, or suffer a default judgment to be rendered against you.



Inst # 2000-0002

08/08/2000-26773  
09:17 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 MMS 11.00

It is therefore, ordered by the undersigned Register that publication of this notice be made in the Shelby County Reporter, a newspaper published and having a general circulation in Shelby County, Alabama, once a week for four consecutive weeks, and that all those to whom this notice is addressed and any and all persons claiming any title to, interest in, or lien or encumbrance upon, the above described real estate, or any part thereof, or any interest therein, be and they are hereby required to plead, or answer to the complaint in this cause within the time required by law, and not later than the 29 day of September, 2000.

It is further ordered that a copy of this notice certified by the undersigned Register, as being correct, shall be recorded as a Lis Pendens in the Office of the Judge of Probate of Shelby County, Alabama.

Mary H. Harris  
Mary Harris, Register of the  
Circuit Court of Shelby  
County, Alabama.

STATE OF ALABAMA  
SHELBY COUNTY

I, the undersigned Mary Harris, Register of the Circuit Court of Shelby County, Alabama, do hereby certify that the above and foregoing is a true and correct copy of the notice to be published to the Defendants in the above and foregoing suit.

WITNESS my hand and seal of office this 1<sup>st</sup> day of August, 2000.

Mary H. Harris  
Mary Harris, Register

Inst # 2000-26773

08/08/2000-26773  
09:17 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
002 NMS 11.00