

James C. Limbaugh et al and in rem against the hereinafter described property, Respondents.

TO:

James C. Limbaugh, Shirley Limbaugh, Sheri S. Rich a/k/a Sheri S. Ritch, Claude R. Rich a/k/a Claude R. Ritch, Bessie S. Brasher, W.E. Brasher; Millard H. Stokes, Mae W. Stokes, Kernal R. Brasher, Bell O. Brasher, Hazel S. Whitfield, Carl B. Whitfield, A, B and C, the unknown heirs and assigns, if any, of the above named parties; X, Y and Z any person(s), firm(s) or corporation(s) who may make claim to the above captioned property but whose names are not otherwise known, but will be added by amendment when ascertained; AND ANY AND ALL UNKNOWN PARTIES, including any persons claiming any future, contingent, reversionary, remainder or other interest therein, who may claim any interest in the following described real estate situated in Shelby County, Alabama, and in rem against subject property to wit:

A part of the SE 1/4 of NW 1/4 of Section 12, Township 18 South, Range 1 East, described as follows: Commence at the SW corner and run East along south line of said 1/4-1/4 section 12 1/2 chains; thence North 12 chains; thence West 12 1/2 chains to west line of said 1/4-1/4 section; thence South along west line 12 chains to point of beginning.

EXCEPTING Property sold to Luther L. Rodgers and wife, Dorothy Rene Rodgers as described in Deed Book 207, Page 172.

EXCEPTING Property sold to Sheri S. Rich, as described in Deed Book 285, Page 895.

EXCEPTING Property sold to Richard Todd and Dora Todd as described in Deed Book 186, Page 521.

LESS AND EXCEPT that portion deeded to W.I. Rich and S.M. Smith by deed recorded in Deed

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Respondents

is

Book 193, Page 426.

LESS AND EXCEPT property conveyed to Glen T. McCluskey and wife, Glen Marie McCluskey by deed recorded in Deed Book 209, Page 373.

LESS AND EXCEPT that part deeded to Robert Whitfield by deed recorded in Deed Book 195, Page 522 -- all in the Probate Office of Shelby County, Alabama.

ALSO EXCEPTING highway right of way.

TAKE NOTICE: That on the day of, 19.., Glenn Thomas McCluskey, Sr., Marie McCluskey; Norman Dee Ledlow, and Nickie Ledlow, as Plaintiffs, filed their verified BILL OF COMPLAINT against the above named Defendants in the Circuit Court of Shelby County, Alabama, In Equity, Case No....., seeking to establish title in themselves, and by in rem decree, as to the above described real estate the Plaintiffs allege in said Bill of Complaint that they are the owners in fee simple of the above described real estate by and through that certain Warranty Deed recorded in Deed Book 304, Page 610. That on August 12, 1976, Bessie S. Brasher, et al attempted to convey unto Sheri S. Rich and Claude R. Rich property previously conveyed to the Plaintiffs, said attempted conveyance being recorded in Deed Book 300, Page 459. That subsequently an instrument has been recorded in Deed Book 316, Page 423 purporting to convey said property to James C. Limbaugh and Shirley Limbaugh. That the Plaintiffs specifically deny the rights of the Defendants to assert any ownership in property which has been rightfully conveyed to the Plaintiffs.

It appearing to the Register that the residence and post office addresses of the Unknown Defendants, their assigns, heirs, devisees and next of kin, if deceased, and the identity and whereabouts of any and all persons claiming or reported to claim any title to, interest in, or

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encumbrance upon said land or any part thereof, is unknown to Plaintiffs and cannot be ascertained after the exercise of reasonable effort and diligence.

It is therefore ORDERED AND DECREED by the Register that publication be made in the *Shelby County*, a newspaper published and having general circulation in Shelby County, Alabama the county wherein said land is situated, once a week for four (4) consecutive weeks, requiring the Defendants named in said verified Bill of Complaint to answer or otherwise plead to the said verified Bill of Complaint within 30 days from the *26th* day of *August*, 19*82*, or in default thereto allow a decree pro confesso to be taken against them.

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

Done this *28th* day of *July*, 19*82*

Kyle Sanford
Register

Ralph E. Coleman

✓ RALPH E. COLEMAN
Attorney For Plaintiffs
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Birmingham, Alabama 35205
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ALABAMA SHELBY CO.
JULY 28 1982
CLERK OF PROBATE

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William A. Lawrence
CLERK OF PROBATE

Rec 6.00
Jud 1.00
7.00

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