

## IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

TOMMY PATRICK, SR.,  
Plaintiff,

vs.  
JOHN L. HARVEY,  
JIM LANIER, (Deceased),  
IRENE HARVEY LANIER, (Deceased),  
their Heirs or Devisees, and  
Certain Land,  
Defendants.

CIVIL ACTION NO. *CV-83-237(E)*

FILED IN OFFICE THIS THE 6<sup>th</sup> DAY  
OF Sept., 1983

*Kyle Linsford*

NOTICE OF PUBLICATION OF BILL FILED AND PROCEEDING IN REM  
TO QUIET TITLE OF REAL ESTATE

Clerk of Circuit Court  
Shelby County, Alabama

To the following described land: House and Lot No. 3, Block 4  
of G. A. Nabors Addition to Wilton, Shelby County, Alabama, recorded  
in Deed Book 94, Page 123, in the Office of the Probate Judge of  
Shelby County, Alabama.

Take notice that Tommy Patrick, Sr. has this day filed his  
verified Complaint in said Court against the above named Defendants  
and against any and all persons claiming any title to, interest in,  
encumbrance upon the above described real estate or any part thereof  
or interest therein, and against all other persons, and against said  
lands for the purpose of establishing the title of said lands in the  
said Tommy Patrick, Sr., and to clear up all doubts and disputes  
concerning the same and that no other suit is currently pending in  
this Court for the aforementioned purpose concerning said land.

Plaintiff alleges in said Complaint that the title to said land  
rests with the Plaintiff based on a parole gift of said land from  
Irene Harvey Lanier in the year 1945, then the widow of Jim Lanier,  
and that from said year Plaintiff has been in actual or constructive  
peaceable, adverse possession of said lands claiming to own the same,  
and that Plaintiff has had a right and claim of title for more than  
38 years prior to the date of this Complaint. Plaintiff further  
alleges that he has paid all ad valorem taxes on said land since the  
conveyance of said land to him and that no one else, except as agent  
for him, has paid taxes on said real estate since 1945; that he has  
continuously lived on or maintained landlord status over said land  
since the aforementioned year; that he has regularly cultivated and  
actually managed said land; and that he has improved said land.

Plaintiff, after most reasonable and diligent search and in-  
quiry was unable to locate the Heirs or Devisees of said deceased,

*Circuit Clerk*

*Lisa Pendens Book 6 Page 485*

and John L. Harvey,  
Jim Lanier and Irene Harvey Lanier, /to determine whether or not they  
are living or dead, and if living, what their ages and addresses are  
at the present time, and if deceased, the names, ages and addresses  
of their Heirs or Devisees, and that the same are unknown to Plaintiff,  
and the names, ages and addresses of any other parties who, unknown  
to Plaintiff, may claim an interest in or to the above described  
property, are unknown.

It is, therefore, ordered by the undersigned Clerk that publi-  
cation of this notice be made in the Shelby County Reporter, a news-  
paper published and having 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 there-  
in, be and they are hereby required to plead, answer or otherwise  
defend this cause within the time required by law, and not later  
than ~~September~~ <sup>November</sup> 5, 1983.

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

Done this 6<sup>th</sup> day of September, 1983.

STATE OF ALABAMA  
COUNTY OF SHELBY

Kyle Lansford  
Kyle Lansford

I, the undersigned, Kyle Lansford, Clerk of the Circuit Court  
of Shelby County, Alabama, do hereby certify that the above and fore-  
going is a true and correct copy of the notice to be published to  
the Defendants in the above and foregoing cause.

Witness my hand and seal this 6<sup>th</sup> day of September, 1983.

Kyle Lansford  
Kyle Lansford

# THE STATE OF ALABAMA, SHELBY COUNTY

Know all Men by these Presents, That for and in consideration of the sum of One Hundred Dollars, to the undersigned Grantor G.H. Crosby and wife Fannie Crosby, in hand paid by Jim Lanier, the receipt whereof is hereby acknowledged, do grant, bargain, sell and convey unto the said Jim Lanier, the following described Real Estate, to-wit:

House and lot NO. 3 of G.A. Nabers addition to Milton, Shelby County, Alabama.

situated in Shelby County, Alabama.

To Have and to Hold to the said Jim Lanier, and our heirs, heirs and assigns, forever. And we for ourselves, heirs, executors and administrators, covenant with said Jim Lanier, his heirs and assigns, that we are lawfully seized in fee simple of said premises; that they are free from all encumbrances, and that we have a good right to sell and convey the same as aforesaid; that we will and our heirs, executors and administrators shall warrant and defend the same to the said Jim Lanier, his heirs, executors and assigns, forever, against the lawful claims of all persons.

In Witness Whereof, we have hereunto set our hand and seal, this 27 day of March, 1933.

WITNESSES

G.H. Crosby (L.S.)  
Fannie Crosby (L.S.)  
 (L.S.)  
 (L.S.)  
 (L.S.)

THE STATE OF ALABAMA, Shelby COUNTY.

I, Sallie Hooker, a Notary Public, in and for said County and State, hereby certify that G.H. Crosby and his wife Fannie Crosby, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand, this 27 day of March, 1933.

Sallie Hooker, Notary Public  
Montevallo, Ala.

THE STATE OF ALABAMA, Shelby COUNTY.

I, Sallie Hooker, a Notary Public, in and for said County and State, do hereby certify that on the 27 day of March, 1933, came before me the within named Fannie Crosby, who, being examined separately and apart from the husband touching her signature to the within conveyance, acknowledged that she executed the same of her own free will and accord, and without fear, constraints or threats on the part of the husband.

In Witness Whereof, I hereunto set my hand, this 27 day of March, 1933.

Sallie Hooker, Notary Public  
Montevallo, Alabama

I Hereby Certify, That the within Deed was recorded in this office for record August 1st, 1933, at 1 o'clock P.M., and recorded in Deed Record, Vol. 94, page 123, and \$ .50 Privilege Tax paid 81 and examined.

C. C. Bond, Judge of Probate

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

1933 SEP -6 AM 11:43

Thomas A. Jones, Jr.  
 JUDGE OF PROBATE

Rec. 450  
 Ind. 100  
 550

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