

1347

IN THE PROBATE COURT
OF
SHELBY COUNTY, ALABAMA

RICHARD D. REESE and ALICE
REESE,

Plaintiff,

vs.

ROBERT H. CARLSON, III and
GERALDINE C. BELT,

Defendants.

NOTICE OF LIS PENDENS

TO THE HONORABLE JUDGE
OF THE PROBATE COURT OF
SHELBY COUNTY, ALABAMA:

COMES NOW Richard D. Reese and Alice Reese and files herewith notice to all persons concerned that they have a lien, right or interest in or to certain real estate, said real estate being situated in the County of Shelby, State of Alabama, and more particularly described in Attachment "A" which is attached hereto and incorporated herein by this reference.

The nature of the lien, right or claim sought to be enforced by Richard D. Reese and Alice Reese is briefly as follows: That Richard D. Reese and Alice Reese are joint tenants with right of survivorship of certain real property located and situated in Shelby County, Alabama; that no part of their property is adjacent or contiguous to any public road or highway or has access to any public road or highway;

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BOOK 022 PAGE 100

and that the above described property of Robert H. Carlson, Jr. and Geraldine C. Belt is the real property intervening and lying between Richard D. and Alice Reese's real property and the public road nearest or most convenient thereto. Richard and Alice Reese do not have ingress or egress to their property. Richard and Alice Reese are filing a Petition for Private Condemnation pursuant to § 18-3-1, et seq, Code of Alabama, 1975 and are asking for a fee simple interest to a 30 foot strip of property crossing the property described in Attachment "A" hereto.

Gary M. London

Gary M. London
Attorney for Richard D.
Reese and Alice Reese
1600 Bank for Savings Building
Birmingham, AL 35203
(205) 251-3000

OF COUNSEL:

THOMAS, TALIAFERRO, FORMAN, BURR & MURRAY

CERTIFICATE OF PROBATE JUDGE

STATE OF ALABAMA)
COUNTY OF SHELBY)

[OFFICE OF THE JUDGE OF PROBATE]

I hereby certify that the within Lis Pendens was filed in this office for record on the 27th day of March, 1985, at 9:58 o'clock and duly recorded in Book 022 of Lis Pendens at Page 99 and examined.

Thomas A. Snowden, Jr.

Judge of Probate

#1086 478

DESCRIPTION OF PARCELS OF REAL ESTATE
SITUATED PARTLY IN JEFFERSON COUNTY AND
PARTLY IN SHELBY COUNTY, ALABAMA,
CONVEYED BY THE STATUTORY WARRANTY DEED
TO WHICH THIS EXHIBIT IS ATTACHED

EXHIBIT A

The following described real property lying and being
situated in Shelby County, Alabama:

Part of the SW 1/4 of SE 1/4 and part of the
SE 1/4 of SW 1/4 of Section 8, Township 19
South, Range 2 West, and part of the N 1/2 of
the NW 1/4 of Section 17, Township 19, South
Range 2 West, and part of the S 1/2 of the NW 1/4
of said Section 17 and the northwest diagonal
half of the NW 1/4 of the NE 1/4 of said Sec-
tion 17, except a small triangular portion off
the north side thereof, the outside boundaries
of the combined property being more particularly
described as follows: Commence at the southwest
corner of the SW 1/4 of the SE 1/4 of Section 8,
Township 19, South, Range 2 West, and run east
along the south boundary thereof 415 feet, thence
turning an angle to the left of 136° 22' and run
northwesterly along an old fence and hedge line
835.3 feet to the southern bank of the Cahaba River
for a point of beginning of the property herein
described, thence turn an angle to the right of
180° and run southeasterly along the last named
course which is along said old fence and hedge line
835.3 feet, thence continue along same course into
the northwest diagonal half of the NW 1/4 of the
NE 1/4 of Section 17, Township 19 South, Range 2
West for 100 feet, thence turn an angle to the
left of 86° 47' and run northeasterly 100.9 feet
to the north boundary of said northwest diagonal
half, thence east along said north boundary 764.66
feet to the northeast corner of the NW 1/4 of the
NE 1/4 of said Section 17, thence southwesterly
along the southeast boundary of the northwest diago-
nal half of said NW 1/4 of NE 1/4 to the southwest
corner of said NW 1/4 of NE 1/4 of said Section 17,
thence south along the east boundary of the SE 1/4
of the NW 1/4 of said Section 17, to the southeast
corner of same, thence northwesterly to the center
of said southeast quarter of northwest quarter of
said Section 17, thence southwesterly to the south-
west corner of said SE 1/4 of NW 1/4 of said Sec-
tion 17, thence north along the west boundary of
said SE 1/4 of NW 1/4 of said Section to the north-
west corner of same, thence west along the north
boundary of the SW 1/4 of NW 1/4 of said Section 17
for a distance of 549.5 feet, thence turn an angle
to the left of 122° 20' and run southeasterly 325
feet, thence turn an angle to the right of 117° 51'
and run 144.9 feet, thence turn an angle to the
left of 10° 16' and run westerly 136.55 feet, thence
turn an angle to the left of 11° 47' and run south-
westerly 163.5 feet, thence turn an angle to the right

of $79^{\circ} 15'$ and run northwesterly 262.38 feet, thence turn an angle to the left of $31^{\circ} 18'$ and run northwesterly 111 feet to the eastern bank of the Cahaba River, thence continue along the last named course to the center of said Cahaba River, thence up the center and along the meanderings of said river to a point opposite the beginning point, thence southeasterly to the point of beginning on the Southern Bank of said river.

The following described real property lying and being situated in Jefferson County, Alabama, and Shelby County, Alabama:

STATE OF ALA. JEFFERSON CO
I CERTIFY THIS INSTRUMENT
WAS FILED 4-18-86

1086 PAGE 475
JUL 11 3 09 PM '74

REC'D & FILED IN TAX
& DEPT. HAS BEEN
FD. ON THIS INSTRUMENT.

$$\begin{array}{r} 30.02 \\ 4.15 \\ \hline 34.17 \end{array}$$

ing.

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
EXHIBIT "A" INSTRUMENT WAS FILED
Page 2

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 Ind 1.00
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