

STATE OF ALABAMA )  
JEFFERSON COUNTY )  
SHELBY COUNTY )

922

NOTICE OF LIS PENDENS

Notice is hereby given that on the December 12, 1985 The Water Works Board of the City of Birmingham, a corporation, (hereinafter called Board) filed its application in the Probate Court of Jefferson County, Alabama (Case No. 118343) against Carole Watson Burton, Jo Ann W. Beck, and O.Z. Hall, Tax Collector of Jefferson County, Alabama, seeking to condemn the fee simple title to the hereinafter described land owned by said defendants Carole Watson Burton and Jo Ann W. Beck, and in which the other defendant named above claims some right, title or interest, for the purpose of protecting and preserving the Board's watershed and the purity of the water supply to be used in connection with the waterworks system operated by the Board. Said land is described as follows:

PARCEL 1

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Commence at the Northwest corner of the Southwest Quarter of the Southeast Quarter of Section 10, Township 18 South, Range 1 West; and run North 87° 0' East along land line 420 feet; thence South 3° 0' East 150 feet; thence South 3° 0' East 2,512 feet, more or less, to South boundary line of the Northwest Quarter of the Northeast Quarter of Section 15, Township 18 South, Range 1 West, thence South 3° 0' East 104 feet to the point of beginning; thence South 87° 0' West 420 feet; thence South 3° 0' East 1,227 feet, more or less, to the Southwest corner of the Southwest Quarter of the Northeast Quarter of said Section 15; thence North 87° 0' East 662 feet; thence North 3° 0' West 1,227 feet, thence in a Westerly direction 242 feet to the point of beginning; said property being situated in Jefferson County, Alabama.

PARCEL 2

Commence at the Northwest corner of the Northwest Quarter of the Southeast Quarter of Section 15, Township 18 South, Range 1 West, for the point of beginning. From said point of beginning run South 48° 0' East along diagonal line 1,080 feet; thence North 3° 0' West 764 feet; thence South 87° West 764 feet to the point of beginning, containing six and seven-tenths (6.7) acres and being part of the Northwest Quarter of the Southeast Quarter of Section 15, Township 18 South, Range 1 West, situated in Shelby County, Alabama.

ABANISS, JOHNSTON, GARDNER,  
DUMAS & O'NEAL

Dated this 12<sup>th</sup> day of December, 1985.

THE WATER WORKS BOARD OF THE  
CITY OF BIRMINGHAM

By Frank C. Galloway Jr  
Its Attorney

STATE OF ALABAMA )

JEFFERSON COUNTY )

Before me, the undersigned authority, this day personally appeared Frank C. Galloway, Jr., who, being by me first duly sworn, deposes and says that he is a member of the firm of Cabaniss, Johnston, Gardner, Dumas & O'Neal, attorneys of record for The Water Works Board of the City of Birmingham; that as such he is authorized to file the foregoing notice of lis pendens for and in behalf of said corporation, that he has knowledge of the statements contained therein; and that said statements are true.

Frank C. Galloway Jr  
Frank C. Galloway, Jr.

Sworn to and subscribed  
before me this 12<sup>th</sup> day  
of December, 1985.

Catherine M. Ricks  
Notary Public

This instrument prepared by:

Frank C. Galloway, Jr.  
Cabaniss, Johnston, Gardner,  
Dumas & O'Neal  
1900 First National-Southern  
Natural Building  
Birmingham, Alabama 35203  
(205) 252-8800

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

1985 DEC 13 AM 11:57

Thomas A. Shauden, Jr.  
JUDGE OF PROBATE