

## IN THE CIRCUIT COURT FOR SHELBY COUNTY, ALABAMA

RUTH LUCK GORDON; MARVIN B.  
CLEAGE, SALLIE C. TURNER, JOHN  
H. CLEAGE, IV., CATHERINE C.  
COMER, MARGARET C. REYHER, and  
HENRY H. COBB, III; MARY ALICE  
ELLIS, and KATHERINE SAUCIER,

Plaintiffs,

VS.

CASE NO. CV-85-290 (E)

ALLEN J. KREBS, and his heirs  
or devisees, if deceased; CARRIE  
M. KREBS, individually and as  
Trustee under the will of Allen  
J. Krebs, deceased; and her  
heirs and devisees, if deceased;  
SOUTHTRUST BANK OF ALABAMA, N.A.,  
as successor in interest to  
BIRMINGHAM TRUST AND SAVINGS CO.,  
trustee under the will of ALLEN  
J. KREBS, deceased; JAMES C.  
DOUGHERTY, and his heirs or  
devisees, if deceased; CATHERINE  
JEAN POSTEN, and her heirs and  
devisees, if deceased; BETTY JANE  
MERRITT; and her heirs and  
devisees, if deceased; and certain  
land, et al.

Defendants.

NOTICE OF LIS PENDENS

KNOW ALL MEN BY THESE PRESENTS, that in and by a certain  
bill filed in the Circuit Court of Shelby County, Alabama, now  
pending in said Court, wherein Plaintiffs are seeking to clear  
up title to the hereinafter described property and said suit  
affects the title to the following described real estate, to-  
wit:

Commencing on the right-of-way of the Louisville and  
Nashville Railroad Company at a point of 133 feet  
West of the Northeast corner of the NE $\frac{1}{4}$  of the NW $\frac{1}{4}$   
of Section 16, Township 22, Range 2 West, and run  
thence along said railroad right-of-way in a Southerly  
direction to a point 468 feet East of the Southeast  
corner of said NE $\frac{1}{4}$  of the NW $\frac{1}{4}$  of said Section 16;  
run thence West 1143 feet to a point; run thence in  
a Northwesterly direction to the Northwest corner  
of the NE $\frac{1}{4}$  of the NW $\frac{1}{4}$ ; run thence East to the point  
of beginning, LESS AND EXCEPT any portion of the follow-  
ing described real estate which lies in the said NW $\frac{1}{4}$   
of the NE $\frac{1}{4}$ ; BEGINNING at a point which is 14 chains

FILED IN OFFICE THIS 4th DAY  
OF Feb. 19 86

*Kyle Ransford*

Clerk of Circuit Court  
Shelby County, Alabama

BOOK 059 PAGE 657

South of the quarter section corner between Sections 9 and 16, in Township 22, Range 2 West; thence South 6 chains and 13 links to the Southwest corner of the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  of section 16, in the above township, from which corner stands a red oak 6" in diameter, South 36 deg. East 10.80 links, a red oak 5" in diameter North, 84 deg. 30 min. West 53 links, continue South from said corner 3 chains to a point; thence East 6 chains 50 links to the West side of the Calera & Birmingham Wagon Road; thence in a Northerly direction along the West side of said road to the L & N RR right-of-way 5.20 chains; thence along said right-of-way in a Northerly direction 4 chains to a point; thence West 7 chains and 29 links to the place of beginning; said piece of land is situated in the NW $\frac{1}{4}$  of NE $\frac{1}{4}$  and in the SW $\frac{1}{4}$  of NE $\frac{1}{4}$  of section 16, Township 22, Range 2 West. SUBJECT TO MINERAL RIGHTS CONVEYED TO ATLANTIC RICHFIELD CORP., by oil and gas leases recorded in Deed Book 338, at Page 84, in the Probate Office of Shelby County, Alabama.

All persons are cautioned against purchasing said lands or attempting to acquire any right, title or interest therein, except subject to the rights of the Plaintiffs under this notice of lis pendens, as the same shall be ascertained and declared by said Circuit Court as aforesaid.

Kyle Langford  
CIRCUIT CLERK

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

1986 FEB -4 PM 1:47

Thomas W. Henderson, Jr.  
JUDGE OF PROBATE

Rec. 500  
Ind. 1300  
1800