

LIS PENDENS

STATE OF ALABAMA)
)
SHELBY COUNTY)

James S. Culverhouse, Jr., and Linda S. Culverhouse, files this statement in writing verified by oath of James S. Culverhouse, Jr., who has personal knowledge of the facts herein set forth:

James S. Culverhouse, Jr., and Linda S. Culverhouse, pursuant to Section 35-4-130 et seq., Code of Alabama 1975, hereby claim a lien upon, right to and interest in the following described real estate situated in Shelby County, Alabama, located at 5011 Applecross Road, Birmingham, Alabama 35242, and more particularly described as follows:

Lot 13, Block 7, according to the Survey of Applecross, as recorded in Map Book 6, Page 42, in the Office of the Judge of probate of Shelby County, Alabama.

Furthermore, James S. Culverhouse, Jr. and Linda S. Culverhouse do hereby give notice of the Complaint for Declaratory Judgment and Specific Performance, filed and pending in the Circuit Court of Shelby County, Alabama, and styled as follows:

IN THE CIRCUIT COURT OF SHEBLY COUNTY, ALABAMA
- IN EQUITY -

JAMES S. CULVERHOUSE,
JR. AND LINDA S.
CULVERHOUSE,

Plaintiffs,

vs.

WALTER EDWARD LEMM, JR.;
SHIRLEY H. LEMM; BRIGHAM-
WILLIAMS & ASSOCIATES, INC.,
A CORPORATION; MARY FRANCES
BEAVERS, AS AGENT, SERVANT
OR EMPLOYEE OF BRIGHAM-
WILLIAMS & ASSOCIATES, INC.,
A CORPORATION;

Defendants.

CASE NO. CV-93-347

Inst # 1993-12268

04/30/1993-12268
03:02 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 NJS 13.50

651 Beacon Parkway West
Suite 205
Birmingham, Al. 35209

Furthermore, James S. Culverhouse, Jr. and Linda S. Culverhouse, pursuant to Section 6-6-220, et seq., Code of Alabama 1975, claim to have a legal or equitable right to the possession of said real estate pursuant to an agreement entered into between the parties in said action, and therefore seek the execution of a residential lease as agreed between the parties. James S. Culverhouse, Jr. and Linda S. Culverhouse seek an Order restraining the Defendants aforesaid from executing any real estate documents conveying their interest to other persons not party to this cause of action, and if such conveyance has taken place, that same be set aside.

Upon information and belief, the following is a complete list of all persons having an interest in the aforesaid real estate:

Walter Edward Lemm, Jr.
3130 North Lakeshore Drive
Chicago, Illinois 60657

Shirley H. Lemm
3130 North Lakeshore Drive
Chicago, Illinois 60657

Brigham-Williams & Associates, Inc.,
a Corporation
c/o Inverness Office
1040 Inverness Corners
Birmingham, Alabama 35242

Mary Frances Beavers, as
Agent, Servant or Employee of
Brigham-Williams & Associates, Inc.,
a Corporation
c/o Inverness Office
1040 Inverness Corners
Birmingham, Alabama 35242

First General Lending
701 Montgomery Highway
Vestavia Hills, Alabama


JAMES S. CULVERHOUSE, JR.

Before me, the undersigned, a notary public in and for said State and County, personally appeared James S. Culverhouse, Jr., who being duly sworn, deposes and says that he has personal knowledge of the facts set forth in the foregoing Lis Pendens, and that the same are true and correct to the best of his knowledge and belief.


JAMES S. CULVERHOUSE, JR.
AFFRANT

Subscribed and sworn to before me on this the 30th day of April, 1993.


NOTARY PUBLIC
MY COMMISSION EXPIRES:

01-07-97

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