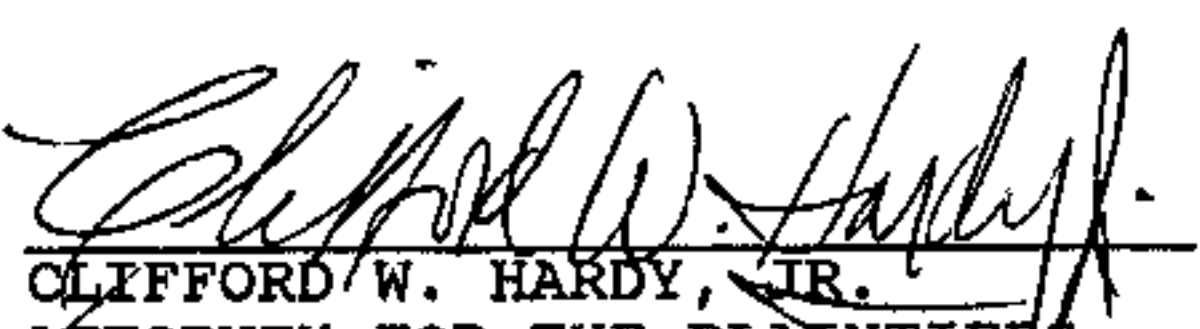


NOTICE OF LIS PENDENS

NOTICE IS HEREBY GIVEN, That an action has been commenced and is pending in this Court upon a Complaint of the above named Plaintiffs against the above named Defendant, to wit: ALABAMA EDUCATIONAL FOUNDATION, by its Trustee, AMSOUTH BANK, et.al, and against the property described above. Said action is pending in the Probate Court of Shelby County, Alabama in Case Number 31-291. Said actions seeks to obtain an easement of ingress and egress to the property herein described.

AND NOTICE IS HEREBY GIVEN, that the property herein described is at the time of the commencement of said action, and at the time of the filing of this notice, situated in the County of Shelby in the State of Alabama, and is described as follows, to wit;

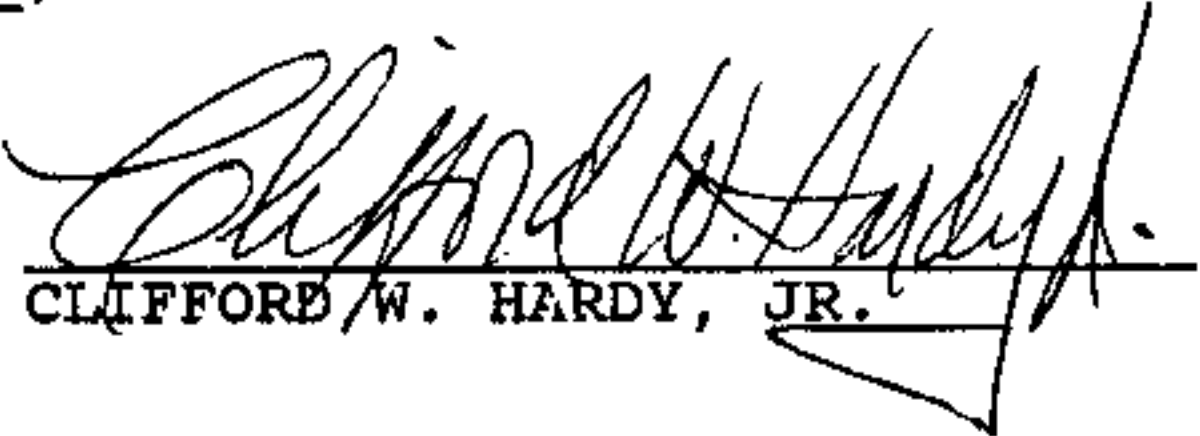
A 30' wide ingress and egress easement situated in the SW  $\frac{1}{4}$  of Section 32, Township 19 South, Range 2 W and being more particularly described as follows: BEGINNING at Station 57+85-128' right of centerline of State Highway 119 as described on the Alabama State Highway Map at the Intersection of Interstate # 65 and Alabama Highway # 119, said point also being the end of denied access; thence N 45deg-59'-30" E a distance of 30'; thence right 90deg a distance of 30'; thence Southwesterly and parallel to said Southeasterly right-of-way of said Highway 119 to a point which is 30' east and parallel to the West Line of the SW  $\frac{1}{4}$  of said section; thence South and parallel to said West Line to the intersection with the Northwesterly boundary line of Charles A. Zabel property as recorded in DB 170-Page 73 in the Office of the Judge of Probate in Shelby County, Alabama; thence Northwesterly and along said boundary line to the Easterly right-of-way line of Interstate #65; thence Northeasterly along said R.O.W. line to the intersection of the Southerly R.O.W. of State Hwy 119, said point being at Station 53+00-170' right of the centerline of said highway 119; thence Northeasterly and along said R.O.W. to Station 55+85-128' right of the centerline of said Highway 119; thence continue in a Northeasterly direction and along said R.O.W. to the Point of Beginning.

  
CLIFFORD W. HARDY, JR.  
ATTORNEY FOR THE PLAINTIFFS  
1600 THIRD AVENUE, NORTH  
BESSEMER, ALABAMA 35020  
(205) 428-7348

TO THE CLERK OF THE PROBATE COURT OF SHELBY COUNTY, ALABAMA:

You will please index the above notice to the name of each of the above Defendants:

Dated: April 9, 1993.

  
CLIFFORD W. HARDY, JR.

Inst # 1993-12269  
04/30/1993-12269  
03:13 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
DNL KDS 6:50