

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

DOUBLE MOUNTAIN, L. L. C.,

Plaintiff,

vs.

ROYAL CONSTRUCTION AND
DEVELOPMENT COMPANY, INC.,
et al.,

Defendants.

CV-96-855

Inst # 1996-38320

11/20/1996-38320

09:43 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE

002 MCD 11.00

NOTICE OF LIS PENDENS

NOTICE IS HEREBY GIVEN that plaintiff Double Mountain, L. L. C. ("Double Mountain") commenced a civil action against Royal Construction and Development Company, Inc. and fictitious parties "A", "B", "C", "D", and "E" (collectively, "Royal") on the 18th day of November, 1996, in which plaintiff claims a right, title, interest, or claim in and to the following described property which is situated in Shelby County, Alabama:

TRACT A according to the Survey of Double Mountain, L. L. C.
Timber Tract Survey #3, as recorded in Map Book 20, Page 1, in
the Probate Office of Shelby County, Alabama.

In the aforesaid civil action, Double Mountain alleges, among other things, the following: that Double Mountain is the owner of an easement for a road across the above-described real property; that Royal has damaged and/or destroyed Double Mountain's road that lies within the easement; and that Royal is denying Double Mountain use of the easement.

Double Mountain has prayed for a preliminary and permanent injunction and damages against Royal, and a declaration of rights to the easement.

Respectfully submitted;


JAMES W. FUHRMEISTER

Attorney for Double Mountain, L. L. C.

OF COUNSEL:

GRIFFIN, ALLISON, MAY, ALVIS & FUHRMEISTER

P. O. Box 380275

Birmingham, AL 35238

(205) 991-6367

CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing has been served upon all attorneys or parties of record by placing same in the United States mail, properly addressed and postage prepaid.

Done this 19th day of Nov., 19 96.


Of Counsel

Royal Construction and Development Company, Inc.

1855 Data Drive, Suite 100

Hoover, AL 35244

[JWF\REALPROP\LISPEND]

Inst # 1996-38320

11/20/1996-38320
09:43 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 MCD 11.00