

NOTICE OF PENDENCY OF COMPLAINT  
IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

CIVIL ACTION NO. CV-97- 704



TO:

COMMENCE AT A CORNER IN PLACE ACCEPTED AS THE NORTHWEST CORNER OF THE SOUTHEAST ONE-FOURTH OF THE SOUTHWEST ONE-FOURTH OF SECTION 23, TOWNSHIP 21 SOUTH, RANGE 1 WEST, SHELBY COUNTY, ALABAMA, SAID POINT BEING THE POINT OF BEGINNING; FROM THIS BEGINNING POINT PROCEED NORTH 86 DEGREES 08 MINUTES 23 SECONDS EAST ALONG THE NORTH BOUNDARY OF SAID QUARTER-QUARTER SECTION FOR A DISTANCE OF 284.96 FEET; THENCE PROCEED SOUTH 46 DEGREES 03 MINUTES 52 SECONDS WEST FOR A DISTANCE OF 270.0 FEET TO A POINT ON THE NORTHWESTERLY RIGHT OF WAY LINE OF SHELBY COUNTY ROAD NO. 34; THENCE PROCEED NORTH 62 DEGREES 46 MINUTES 32 SECONDS WEST ALONG THE NORTHWESTERLY RIGHT OF WAY OF SAID ROAD FOR A DISTANCE OF 95.0 FEET TO ITS POINT OF INTERSECTION WITH THE WEST BOUNDARY OF SAID QUARTER-QUARTER SECTION; THENCE PROCEED NORTH 02 DEGREES 28 MINUTES 48 SECONDS WEST ALONG WEST BOUNDARY OF SAID QUARTER-QUARTER SECTION FOR A DISTANCE OF 124.81 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED LAND IS LOCATED IN THE SOUTHEAST ONE-FOURTH OF THE SOUTHWEST ONE-FOURTH OF SECTION 23, TOWNSHIP 21 SOUTH, RANGE 1 WEST, SHELBY COUNTY, ALABAMA. ACCORDING TO SURVEY OF JAMES M. RAY, RLS #18383, DATED JUNE 20, 1997.

Take notice that Bobby Lacey and Diane Lacey, on the 4th day of September, 1997, filed in the Circuit Court of Shelby County, Alabama, certified complaint, pursuant to the Provisions of Title 6-6-560, Code of Alabama, (1975), as amended, et seq., against you and the above described land for the purpose of establishing title to said land in the said Bobby Lacey and Diane Lacey, and to clear up all doubts and disputes concerning the same and that said suit is now pending in said court.

Plaintiff alleges in said complaint that title to said lands stand upon the records of the Judge of Probate, Shelby County, Alabama, in the name of the Plaintiff and that they own in their own right an entire, absolute, fee simple title to and interest in said lands, and that they acquired said lands and an absolute fee simple title, thereto, under deed executed by Charlie Neely, a single man, to Bobby Lacey and Diane Lacey, dated February 28, 1997, recorded as Instrument #1997-06469, in the Probate Office of Shelby County, Alabama.

Plaintiff further alleges that they are in actual and peaceable possession of said lands and that they and their predecessors in title have been in such possession for more than ten years next preceding the filing of said complaint, to-wit: January 1, 1948, and that no other person has been in possession of said land or any part thereof during such ten year period.

Plaintiff further alleges in said complaint that they and their predecessors in title have held color of title to said lands for a period exceeding the ten years next preceding the filing of said complaint and no other person has held color of title to said land or any part thereof during said period.

Plaintiff further alleges that they and their predecessors in title have assessed said lands for taxes and have paid taxes thereon for and during the ten years next preceding the filing of said complaint and that no other person has assessed or paid any taxes on said lands during such ten year period.

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Plaintiff further alleges that after a diligent search, they have been unable to ascertain the names, ages and whereabouts of all unknown parties A, B & C.

You and each of you are hereby directed to plead, answer to said verified complaint before the 31 day of October, 1997, or suffer a default judgment to be rendered against you.

It is therefore, ordered by the undersigned Register that publication of this notice be made in the Shelby County Reporter, a newspaper published and having a general circulation in Shelby County, Alabama, once a week for four consecutive weeks, and that all those to whom this notice is addressed and any and all persons claiming any title to, interest in, or lien or encumbrance upon, the above described real estate, or any part thereof, or any interest therein, be and they are hereby required to plead, or answer to the complaint in this cause within the time required by law, and not later than the 31 day of October, 1997.

It is further ordered that a copy of this notice certified by the undersigned Register, as being correct, shall be recorded as a Lis Pendens in the Office of the Judge of Probate of Shelby County, Alabama.

Dan Reeves  
Dan Reeves, Register of the  
Circuit Court of Shelby  
County, Alabama.

STATE OF ALABAMA  
SHELBY COUNTY

I, the undersigned Dan Reeves, Register of the Circuit Court of Shelby County, Alabama, do hereby certify that the above and foregoing is a true and correct copy of the notice to be published to the Defendants in the above and foregoing suit.

WITNESS my hand and seal of office this 4 day of September, 1997.

Dan Reeves  
Dan Reeves, Register

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