

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

CIVIL ACTION NO.: CV-99-926

AMY MARIE KENT, by and through her father and next friend, RICHARD KENT,

Plaintiff,

v.

Real property located in Shelby County, Alabama being more particularly described as follows:

A part of the North Half of the Northwest Quarter of Section 33, Township 19, Range 2, East described as follows: Begin where the Tan yard Branch crosses the Northline of the North-East quarter (NE ¼) of the North west Quarter (NW ¼) of said section and run West 2071 feet to the Northwest corner of said section, thence South 804 feet to land of M.G. Kidd, thence East 2178 feet to the Tan Yard Branch, thence North along said Branch to the beginning, containing 40 acres more or less.

Also begin at Northeast corner of Northwest Quarter (NW ¼) of Section 33, Township 19, Range 2, East and run South 30° West 321.7 feet, thence South 6° West 84 feet, thence South 87° West 317 feet to Tan Yard Branch, thence North 14° West 356.6 feet to section line, thence East 569 feet to point of beginning, containing 3.8 acres more or less.

And

GLORIA MURPHY, individually, and "A", "B", "C", "D", and "E", being those individuals, general partnerships, limited partnerships, corporations, limited liability companies or other legal entities whose identities are unknown but whose true names will be substituted when ascertained by the Plaintiff,

Defendants.

NOTICE OF LIS PENDENS

1. NOTICE IS HEREBY GIVEN that on the 10th day of November, 1999, AMY KENT, by and through her father and next friend, RICHARD KENT, commenced a civil action against Gloria Murphy, an individual; and "A", "B", "C", "D", and "E", being those individuals, general partnerships, limited partnerships, corporations, limited liability companies or other legal entities whose identities are unknown but whose

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true names will be substituted when ascertained by the Plaintiff who conspired with Defendant Gloria Murphy to fraudulently convey property, both real and personal, owned by John Gallups, the real property being described as follows:

A part of the North Half of the Northwest Quarter of Section 33, Township 19, Range 2, East described as follows: Begin where the Tan yard Branch crosses the Northline of the North-East quarter (NE ¼) of the North west Quarter (NW ¼) of said section and run West 2071 feet to the Northwest corner of said section, thence South 804 feet to land of M.G. Kidd, thence East 2178 feet to the Tan Yard Branch, thence North along said Branch to the beginning, containing 40 acres more or less.

Also begin at Northeast corner of Northwest Quarter (NW ¼) of Section 33, Township 19, Range 2, East and run South 30° West 321.7 feet, thence South 6° West 84 feet, thence South 87° West 317 feet to Tan Yard Branch, thence North 14° West 356.6 feet to section line, thence East 569 feet to point of beginning, containing 3.8 acres more or less.

In the aforesaid civil action, plaintiff alleges, among other things:

1. Defendant acquired above described real property by fraud, deception and breach of fiduciary duty.


LINDSEY J. ALLISON
Attorney for the Plaintiff

OF COUNSEL:

ALLISON, MAY, ALVIS,
FUHRMEISTER & KIMBROUGH, L.L.C.
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