

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION

In re:)	
)	
Royal Construction and Development,)	
Inc., and Nathan E. Gilbert,)	
)	Bankruptcy Case Number:
Debtors.)	
)	00-00794-BGC-7
Max C. Pope, Trustee,)	00-00795-BGC-7
)	
Plaintiff,)	Jointly Administered
)	
vs.)	
)	Adversary Proceeding Number:
Gary Thomas and American Homes)	
& Land Corporation,)	
)	
Defendants.)	

LIS PENDENS NOTICE

TO: **GARY THOMAS**, individually and as president of **American Homes & Land Corporation**, whose address is 260 Commerce Parkway, Pelham, Alabama 35124 and all other claimants of any right, title or interest in and to, or lien or encumbrance upon the land more particularly described hereinafter.

Notice is hereby given that an action has been commenced in the above-entitled court on a complaint of the above-named plaintiff against the above-named defendants, where plaintiff claims of the defendants sums in excess of **Fifty Thousand Dollars (\$50,000.00)** and that the real property in the County of Shelby affected thereby is particularly described as follows:

PARCEL I-IV:

See legal description attached hereto as Exhibit "A"

PARCEL V:

Lot 120, according to the survey of Old Cahaba, Winter Crest Sector, as recorded in Map Book 24, Page 69, in the Probate Office of Shelby County, Alabama.

This instrument prepared by:
K. Edward Sexton, II
The Evans Law Firm, P.C.
1736 Oxmoor Road, Suite 101
Birmingham, Alabama 35209
(205) 870-1970

Inst # 2001-10665

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PARCEL VI:

Lot 803 and 822, according to the survey of Old Cahaba, Sector 8, as recorded in Map Book 26, Page 3 in the Probate Office of Shelby County, Alabama.

PARCEL VII:

Lot 70, 71, 72, 73 & 74, according to the map and survey of Wyndham Cottages, Phase I, as recorded in Map Book 25, Page 14, in the Office of the Judge of Probate of Shelby County, Alabama.

PARCEL VIII:

Lots 801, 802, 804, 806 to 808 inclusive and 811 to 821 inclusive, Old Cahaba, Sector 8, Phase I, as recorded in Map Book 26, Page 3, in the Office of the Judge of Probate of Shelby County, Alabama.

Dated this the 21st day of March, 2001.

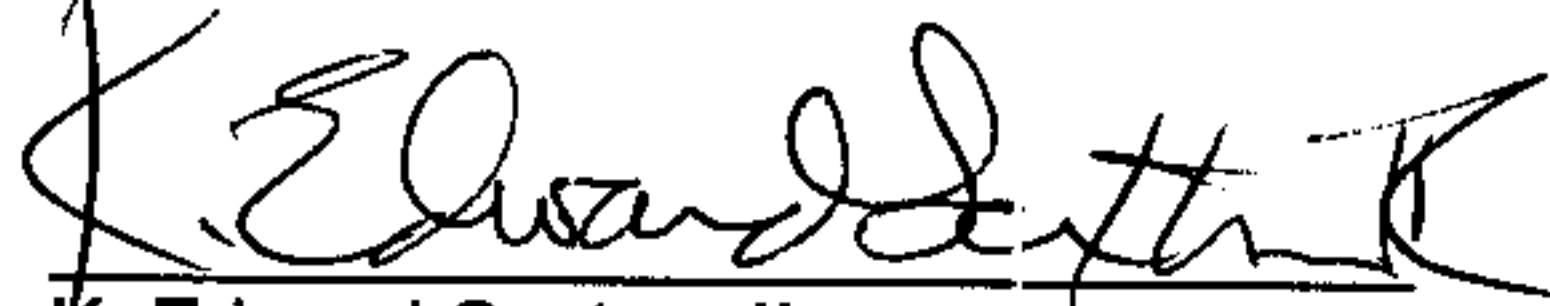

K. Edward Sexton, II

EXHIBIT A

Description of Property

The following property situated in Shelby County, Alabama:

PARCEL 1

Part of the North 1/2 of Section 20, Township 20 South, Range 3 West, Shelby County, Alabama, being more particularly described as follows:

From the Northwestern corner of Lot 110, Old Cahaba Winter Crest Sector as recorded in the Office of the Judge of Probate, Shelby County, Alabama in Map Book 24, Page 69, run in a Northwesternly direction along an extension of the Southwesterly line of said Lot 110 for a distance of 234.96 feet to an existing iron pin being on the South right of way line of Shelby County Highway No. 52 being the point of beginning; thence turn an angle to the left of $180^{\circ}00'$ and run in a Southeasterly direction for a distance of 1318.25 feet; thence turn an angle to the left of $30^{\circ}16'21''$ and run in a Southeasterly direction for a distance of 331.37 feet; thence turn an angle to the right of $130^{\circ}35'19''$ and run in a Southwesterly direction for a distance of 515.56 feet; thence turn angle to the right of $10^{\circ}45'08''$ and run in a Southwesterly direction for a distance of 180.0 feet; thence turn an angle to the right of $36^{\circ}41'$ and run in a Northwesternly direction for a distance of 360.90 feet; thence turn an angle to the left of $91^{\circ}53'12''$ and run in a Southwesterly direction for a distance of 145.46 feet; thence turn an angle to the left of $42^{\circ}51'21''$ and run in a Southeasterly direction for a distance of 110.0 feet; thence turn an angle to the right of $90^{\circ}40'$ and run in a Southwesterly direction for a distance of 428.01 feet; thence turn an angle to the right of $89^{\circ}20'$ and run in a Northwesternly direction for a distance of 205.0 feet; thence turn an angle to the left of $81^{\circ}47'43''$ and run in a Southwesterly direction for a distance of 190.61 feet; thence turn an angle to the left of $10^{\circ}18'34''$ and run in a Southwesterly direction for a distance of 320.0 feet; thence turn an angle to the right of $27^{\circ}35'14''$ and run in a Westerly direction for a distance of 122.11 feet; thence turn an angle to the right of $33^{\circ}24'37''$ and run in a Northwesternly direction for a distance of 310.0 feet to a point on a curve, said curve being concave in a Westerly direction and having a central angle of $69^{\circ}36'11''$ and a radius of 313.14 feet; thence turn an angle to the right ($67^{\circ}20'25''$ to the chord of said curve) and run in a Northeasterly and Northerly direction along the arc of said curve for a distance of 374.94 feet to the point of ending of said curve; thence run in a Northwesternly direction along a line tangent to the end of said curve for a distance of 712.23 feet; thence turn an angle to the right of $5^{\circ}03'16''$ and run in a Northerly direction for a distance of 186.83 feet; thence turn an angle to the left of $20^{\circ}02'19''$ and run in a Northwesternly direction for a distance of 280.0 feet, more or less to a point on the South right of way line of Shelby County Highway No. 52; thence turn an angle to the right and run in a Northeasterly direction along said South right of way line of Shelby County Highway No. 52 for a distance of 1667.56 feet, more or less, to the point of beginning.

PARCEL II

Part of the East 1/2 of the NE 1/4 of Section 20, Township 20 South, Range 3 West, Shelby County, Alabama, being more particularly described as follows:

From the NE corner of said Section 20, run in a Westerly direction along the North line of said section for a distance of 253.28 feet to the point of beginning; thence continue in a Westerly direction along the North line of said section for a distance of 50.16 feet; thence turn an angle to the left of 39°04'22" and run in a Southwesterly direction for a distance of 382.72 feet; thence turn an angle to the left of 90° and run in a Southeasterly direction for a distance of 280.0 feet; thence turn an angle to the right of 68°25'06" and run in a Southwesterly direction for a distance of 105.86 feet; thence turn an angle to the right of 19°34'54" and run in a Southwesterly direction for a distance of 360.0 feet; thence turn an angle to the left of 11°0' and run in a Southwesterly direction of a distance of 430.0 feet; thence turn an angle to the left of 51°25'45" and run in a Southeasterly direction for a distance of 509.43 feet; thence turn an angle to the left of 107°06'06" and run in a Northeasterly direction for a distance of 780.36 feet; thence turn an angle to the left of 60°55'13" and run in a Northerly direction for a distance of 1225.09 feet, more or less, to the point of beginning.

PARCEL III

Lots 401, 404, 405, 423, 424 and 428 according to the Survey of Old Cahaba Lakewood Sector as recorded in Map Book 25, Page 26 in the Office of the Judge of Probate of Shelby County, Alabama.

PARCEL IV

Lots 805, 809 and 810 according to the Survey of Old Cahaba, Sector 8 as recorded in Map Book 26, Page 3 in the Office of the Judge of Probate of Shelby County, Alabama.

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