

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

CIVIL ACTION NO.: CV-03-306

Margaret Hardin, an individual,

Plaintiff,

v.

Begin at the Northwest corner of Section 31, Township 18 South, Range 1 West and run east along said section line 400 feet, thence South 165 feet, thence West 400 feet, thence North 165 feet to said Northwest corner of Section 31 and the point of beginning. Situated in Shelby County, Alabama.

Also identified in the tax records of the Tax Collector of Shelby County, Alabama as Parcel Number 58-03-9-31-0-001-032.

And

R. G. W. HARDIN, his heirs or devisees, if deceased; PATRICIA WHITE, her heirs or devisees, if deceased; CHARLOETTE WHITE, her heirs or devisees, if deceased; LYNDELL WHITE, his heirs or devisees, if deceased; LODDIE MILLING, her heirs or devisees, if deceased; CARTER WHITE, his heirs or devisees, if deceased; WILLIAM C. ELLIOTT, his heirs and devisees, if deceased; LOUISE ELLIOTT, her heirs and devisees, if deceased; RICHARD ELLIOTT, his heirs and devisees, if deceased; LESTER V. ELLIOTT, his heirs and devisees, if deceased; HARVEY McFADDEN, his heirs or devisees, if deceased, REBA A. McFADDEN, her heirs or devisees, if deceased; JERRY GRAGG, his heirs or devisees, if deceased; RONNIE L. PYLES, his heirs or devisees, if deceased, KENNETH HARDIN, his heirs or devisees, if deceased; KAREN LANGSTON, her heirs or devisees, if deceased; WILLIAM A. HARDIN, his heirs or devisees, if deceased; DEAN HARDIN, his heirs or devisees, if deceased; RICKY HARDIN, his heirs or devisees, if deceased; PEGGY SHIFFLET, her heirs or devisees, if deceased; PEGGY MARSH, her heirs or devisees, if deceased; ANN HARDIN, her heirs or devisees, if deceased, and "A", "B", "C", "D", "E", "F", "G", "H", "I", "J", "K", "L", and "M", being those persons and the heirs or devisees of those persons, if deceased, who, unknown to the plaintiff, claim or are reputed to claim, any title to or interest in, or lien or encumbrance on said lands or any part thereof, and all claimants, persons, associations, partnerships, or corporations who, unknown to the plaintiff, claim or are reputed to claim an interest in or to the above described real property or any part thereof.

Defendants.

NOTICE OF LIS PENDENS

NOTICE IS HEREBY GIVEN that on the 12 day of MARCH, 2003,

Jim Fulkerson

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MARGARET HARDIN commenced a civil action against defendants R. G. W. HARDIN, his heirs or devisees, if deceased; PATRICIA WHITE, her heirs or devisees, if deceased; CHARLOETTE WHITE, her heirs or devisees, if deceased; LYNDELL WHITE, his heirs or devisees, if deceased; LODDIE MILLING , her heirs or devisees, if deceased; CARTER WHITE, his heirs or devisees, if deceased; WILLIAM C. ELLIOTT, his heirs and devisees, if deceased; LOUISE ELLIOTT, her heirs and devisees, if deceased; RICHARD ELLIOTT, his heirs and devisees, if deceased; LESTER V. ELLIOTT, his heirs and devisees, if deceased; NELLIE JO SMITH, her heirs or devisees, if deceased; HARVEY McFADDEN, his heirs or devisees, if deceased, REBA A. McFADDEN, her heirs or devisees, if deceased; JERRY GRAGG, his heirs or devisees, if deceased; RONNIE L. PYLES, his heirs or devisees, if deceased, KENNETH HARDIN, his heirs or devisees, if deceased; KAREN LANGSTON, her heirs or devisees, if deceased; WILLIAM A. HARDIN, his heirs or devisees, if deceased; DEAN HARDIN, his heirs or devisees, if deceased; RICKY HARDIN, his heirs or devisees, if deceased; PEGGY SHIFFLET, her heirs or devisees, if deceased; PEGGY MARSH, her heirs or devisees, if deceased; ANN HARDIN, her heirs or devisees, if deceased, and "A", "B", "C", "D", "E", "F", "G", "H", "I", "J", "K", "L", and "M" being those persons and the heirs or devisees of those persons, if deceased, who, unknown to the plaintiff, claim or are reputed to claim, any title to or interest in, or lien or encumbrance on said lands or any part thereof, and all claimants or persons, associations, partnerships, or corporations, who, unknown to the plaintiff, claim or are reputed to claim an interest in or to the above-described real property or any part thereof in which plaintiff claims a right,

title, interest, or claim in and to the following described property:

Begin at the Northwest corner of Section 31, Township 18 South, Range 1 West and run east along said section line 400 feet, thence South 165 feet, thence West 400 feet, thence North 165 feet to said Northwest corner of Section 31 and the point of beginning. Situated in Shelby County, Alabama.

Also identified in the tax records of the Tax Collector of Shelby County, Alabama as Parcel Number 58-03-9-31-0-001-032.

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

1. Plaintiff in its own right claims to own said land in an absolute and entire fee simple title thereto, free of all liens and encumbrances.
2. The plaintiff is in the actual and peaceful possession of said lands, and the plaintiff and its predecessors in title have been in possession of said lands since 1953.
3. The plaintiff and its predecessors in title have been in the actual and peaceable possession of said lands for a period exceeding ten (10) years next preceding the filing of this complaint, and no other person, association or corporation has been in possession of said land or any part thereof during said period.
4. The plaintiff and its predecessors in title have held color of title to said lands for a period exceeding the ten (10) years next preceding the filing of this complaint and no other person, firm or corporation has held color of title to said land or any part thereof during said period.
5. Plaintiff and its predecessors in title have assessed said lands for taxes and have paid taxes thereon for and during the ten (10) years next preceding the filing of this

complaint, and no other person, association or corporation has assessed the said lands or any part thereof or interest therein for taxes or paid any taxes thereon during the ten (10) years next preceding the filing of this complaint.

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Margaret Hardin



JAMES W. FUHRMEISTER (FUH0001)
Attorney for the plaintiff

OF COUNSEL:

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

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