

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

CIVIL ACTION NO.: CV-04-361

Booker T. Dubose and Sarah R. Dubose, individuals,

Plaintiffs,

v.

Parcel I:

Begin at the Northeast corner of Section 19, Township 22, Range 2 West; thence South along the section line 200.4 feet to the North side of the Spring Branch Gravel Road; thence Northwesterly along said road 281.8 feet; thence North and parallel with the section line 400 feet; thence East to the section line (approx. 208.0 feet); thence South along the section line to the point of beginning.

Parcel II:

Begin at a point on the Section line 400 feet North of the Southeast corner of Section 18, Township 22, Range 2 West; thence North along said section line, to the Northeast corner of the SE 1/4 of SE 1/4 of Section 18, Township 22, Range 2 West; thence continue North along said section line a distance of 500 feet; thence West to a point on the northerly line of property formerly sold to Raven Griffin in the NE 1/4 of SE 1/4, Section 18, Township 22, Range 2 West; thence South to the North boundary line of the SE 1/4 of SE 1/4, Section 18, Township 22, Range 2 West; thence continue South along the East boundary line of Raven Griffin property to the North side of the Spring Branch Gravel Road; thence Southeasterly along said road to a point that is 208.0 feet West of the Southeast corner of Section 18, Township 22, Range 2 West; thence North and adjoining property sold to Carrie Lee Skipper, a distance of 400 feet; thence along North side of Carrie Lee Skipper property to the point of beginning.

Parcel III:

Begin where the Spring Branch Gravel Road intersects the West line of the E 1/2 of the E 1/2 of Section 18, Township 22, Range 2 West; thence run Southeasterly along the North side of the Spring Branch Road 800 feet for a point of beginning; thence North and parallel with West line of the E 1/2 of the E 1/2 of said Section 18, 1320 feet; thence Southeasterly and parallel with or following the curvature of the Spring Branch Gravel Road 700 feet; thence South and parallel with West line of the E 1/2 of the E 1/2 of Section 18, to the North side of the Spring Branch Gravel Road; thence Northwesterly along the North side of the Spring Branch Gravel Road 700 feet to the point of beginning.

Parcel IV:

Begin at the NW corner of Section 20, Township 22, Range 2 West; thence run Easterly along the North boundary line of Section 20, 630 feet; thence South and parallel with the West line of Section 20 to the North side of the Spring Branch Gravel Road; thence Northwesterly along the North side of the Spring Branch Gravel Road to the West Section line, Section 20, Township 22, Range 2 West; thence North along the West line of said Section 20 to the NW corner of Section 20, to the point of beginning.

And

LOYD O. ROBINSON, his heirs or devisees, if deceased; MAUDE ROBINSON, her heirs or

**BOOKER T. DUBOSE AND SARAH R. DUBOSE V. CERTAIN REAL PROPERTY
NOTICE OF LIS PENDENS
PAGE 2**

devisees, if deceased; SARA MAUDE ROBINSON, her heirs or devisees, if deceased; CARRIE LEE SKIPPER, her heirs or devisees, if deceased; MAUD ROBINSON, 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 Plaintiffs, 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 Plaintiffs, 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 ____ day of _____, 2004, BOOKER T. DUBOSE and SARAH R. DUBOSE commenced a civil action against defendants LOYD O. ROBINSON, his heirs or devisees, if deceased; MAUDE ROBINSON, her heirs or devisees, if deceased; SARA MAUDE ROBINSON, her heirs or devisees, if deceased; CARRIE LEE SKIPPER, her heirs or devisees, if deceased; MAUD ROBINSON, 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 Plaintiffs, 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 Plaintiffs, claim or are reputed to claim an interest in or to the following described property:

Parcel I:

Begin at the Northeast corner of Section 19, Township 22, Range 2 West; thence South along the section line 200.4 feet to the North side of the Spring Branch Gravel Road; thence Northwesterly along said road 281.8 feet; thence North and parallel with the section line 400 feet; thence East to the section line (approx. 208.0 feet); thence South along the section line to the point of beginning.

Parcel II:

Begin at a point on the Section line 400 feet North of the Southeast corner of Section 18, Township 22, Range 2 West; thence North along said section line, to the Northeast corner of the SE 1/4 of SE 1/4 of Section 18, Township 22, Range 2 West;

thence continue North along said section line a distance of 500 feet; thence West to a point on the northerly line of property formerly sold to Raven Griffin in the NE 1/4 of SE 1/4, Section 18, Township 22, Range 2 West; thence South to the North boundary line of the SE 1/4 of SE 1/4, Section 18, Township 22, Range 2 West; thence continue South along the East boundary line of Raven Griffin property to the North side of the Spring Branch Gravel Road; thence Southeasterly along said road to a point that is 208.0 feet West of the Southeast corner of Section 18, Township 22, Range 2 West; thence North and adjoining property sold to Carrie Lee Skipper, a distance of 400 feet; thence along North side of Carrie Lee Skipper property to the point of beginning.

Parcel III:

Begin where the Spring Branch Gravel Road intersects the West line of the E 1/2 of the E 1/2 of Section 18, Township 22, Range 2 West; thence run Southeasterly along the North side of the Spring Branch Road 800 feet for a point of beginning; thence North and parallel with West line of the E 1/2 of the E 1/2 of said Section 18, 1320 feet; thence Southeasterly and parallel with or following the curvature of the Spring Branch Gravel Road 700 feet; thence South and parallel with West line of the E 1/2 of the E 1/2 of Section 18, to the North side of the Spring Branch Gravel Road; thence Northwesterly along the North side of the Spring Branch Gravel Road 700 feet to the point of beginning.

Parcel IV:

Begin at the NW corner of Section 20, Township 22, Range 2 West; thence run Easterly along the North boundary line of Section 20, 630 feet; thence South and parallel with the West line of Section 20 to the North side of the Spring Branch Gravel Road; thence Northwesterly along the North side of the Spring Branch Gravel Road to the West Section line, Section 20, Township 22, Range 2 West; thence North along the West line of said Section 20 to the NW corner of Section 20, to the point of beginning.

In the aforesaid civil action, plaintiffs allege, among other things: Plaintiffs in their own right claim to own said lands in an absolute and entire fee simple title thereto, free of all liens and encumbrances.


BOOKER T. DUBOSE AND SARAH R. DUBOSE V. CERTAIN REAL PROPERTY
NOTICE OF LIS PENDENS
PAGE 4


The plaintiffs are in the actual and peaceful possession of said lands, and the plaintiffs and their predecessors in title have been in possession of said lands since 1947.

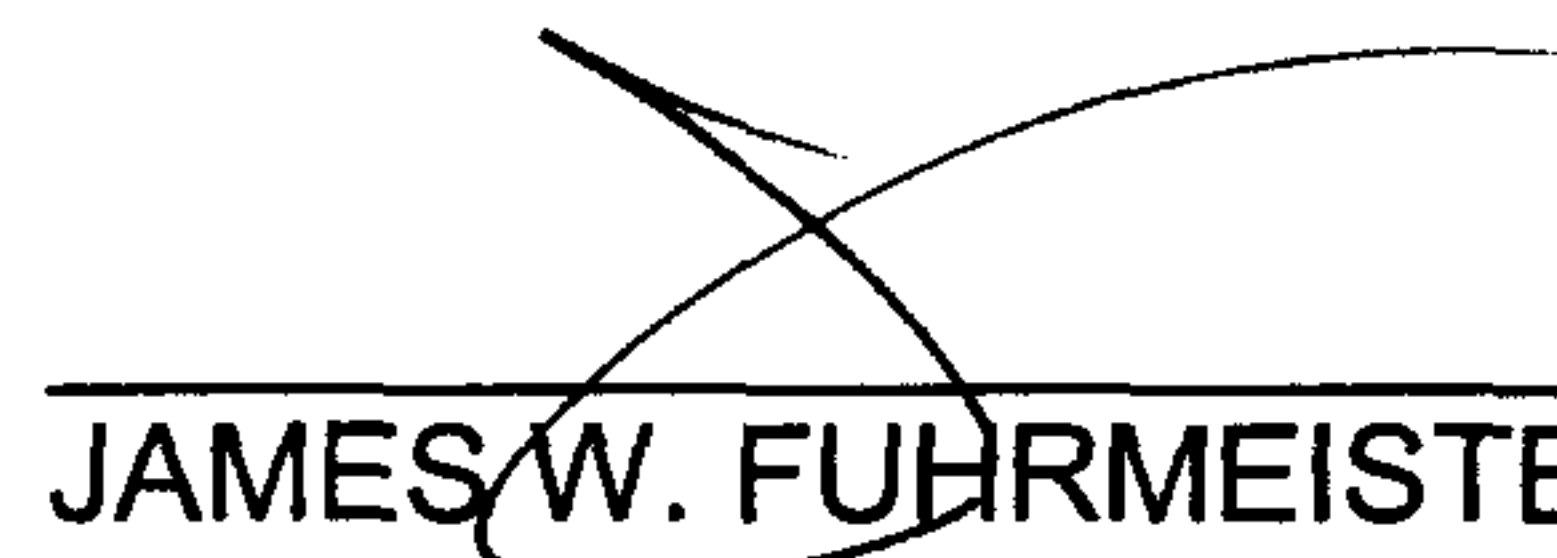
The plaintiffs and their predecessors in title have been in the actual and peaceable possession of said lands for a period exceeding ten (10) years next preceding the filing of this complaint, and no other person, association or corporation has been in possession of said land or any part thereof during said period.

The plaintiffs and their 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.

Plaintiffs and their 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.


Booker T. Dubose


Sarah R. Dubose


JAMES W. FUHRMEISTER (FUH0001)
Attorney for the plaintiffs

OF COUNSEL:

ALLISON, MAY, ALVIS, FUHRMEISTER,
KIMBROUGH & SHARP, L.L.C.
P. O. Box 380275
Birmingham, AL 35238
(205) 991-6367