

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

SHIRLEY & SONS, INC., a corporation,

Plaintiff,

vs.

WILLIAM G. WOOD, PAMELA K. WOOD,
D/B/A WOOD DISCOUNT PHARMACY,
R J BOP GENERAL CONTRACTING, INC.;
X, Y, and Z, whether singular or plural,
plaintiff hereby intending to designate that
person or persons, entity or entities, corporation
or corporations, who or which are the owners
of the real estate described in this Complaint
and/or are receiving a benefit from services
performed and materials supplied by plaintiff
for the construction and/or improvements as
alleged in this lawsuit. Plaintiff avers that the
identity of the fictitious party defendants
herein is otherwise unknown to plaintiff at this
time, or if their names are known to plaintiff
at this time, their identity as proper party
defendants is not known, and their true
names will be substituted by amendment
when aforesaid lacking knowledge is
ascertained.

Defendants.

CASE NUMBER:

CV-2004 - 834

RECEIVED AND FILED
MARY H. HARRIS

AUG 10 2004

CIRCUIT & DISTRICT
COURT CLERK
SHELBY CO.

LIS PENDENS

I, the undersigned, Clerk of the Circuit Court of Shelby County, Alabama, do hereby certify that the above styled action is now pending in the Circuit Court and that the Complaint in said action seeks to enforce an agreement, guarantee, and mechanics or material men's lien against the following described property in Shelby County, Alabama, to-wit:

See Exhibit A.

In _____ given under my hand and seal of the Court on this 10 day of

August, 2003. 2004.

Mary H. Harris
Circuit Court Clerk

STATE OF ALABAMA)

SHELBY COUNTY)

STATEMENT OF LIEN

SHIRLEY & SONS, INC. files this statement in writing, verified by the oath of JAYE M. SHIRLEY, who has personal knowledge of the facts set forth herein:

1. That the said SHIRLEY & SONS, INC. claims a lien upon the following property, situated in Shelby County, Georgia, to-wit:

SEE ATTACHMENT EXHIBIT "A".

This lien is claimed, separately and severally, as to both the buildings and improvements thereon, and as to the said land.

2. That the said lien is claimed to secure an indebtedness of \$20,000.00, with interest arising from the unpaid balance of the construction contract made the basis of this claim. That the affiant does state that he was last on said property and provided said materials as of May, 2004.
3. That said indebtedness is for concrete and masonry work performed and materials furnished.
4. That the name of the owner or proprietor of said property is WILLIAM G. WOOD and PAMELA K. WOOD as qualified in Exhibit A previously herein attached as referenced.

Dated this 12th day of July, 2004.

SHIRLEY & SONS, INC.

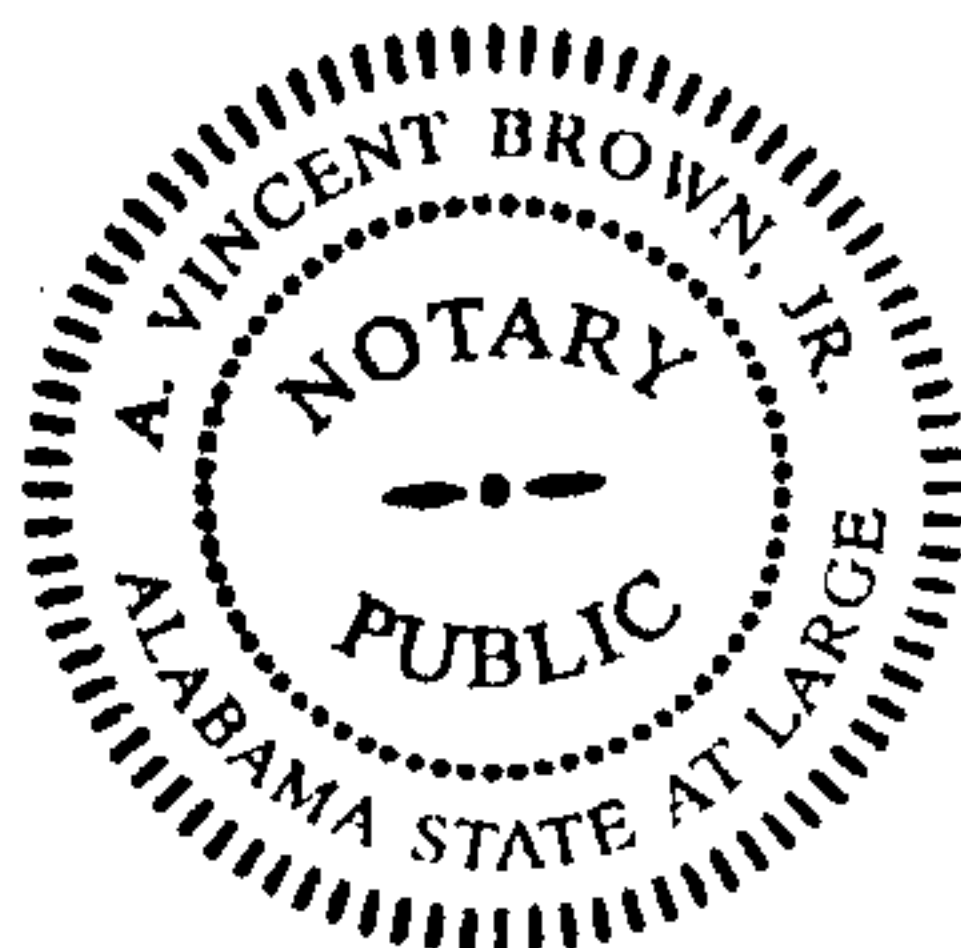
By:

Jaye M. Shirley

BEFORE ME, A. Vincent Brown Jr. a Notary Public in and for Jefferson County, Alabama, personally appeared JAYE M. SHIRLEY, who being first duly sworn, doth depose and say: That he has personal knowledge of the facts set forth in the foregoing statement of lien, and that the same are true and correct to the best of her knowledge and belief.

Jaye M. Shirley, Affiant

SWORN TO AND SUBSCRIBED BEFORE ME on this 12th day of July, 2004.



Notary Public

My Commission Expires:

11-29-2007

This instrument was prepared by:

Grantees' address:
1312 Michael Drive
Alabaster, AL 35007

William R. Justice
P.O. Box 1144 Columbiana, Alabama 35051

Inst # 2002-12556

WARRANTY DEED, JOINT TENANTS WITH RIGHT OF SURVIVORSHIP

STATE OF ALABAMA

SHELBY COUNTY KNOW ALL MEN BY THESE PRESENTS,

That in consideration of Three Hundred Sixty-six Thousand Six Hundred Forty-five and no/100 DOLLARS (\$366,645.00) to the undersigned GRANTOR in hand paid by the GRANTEEES herein, the receipt whereof is acknowledged, the undersigned Leo J. Pecher, ___married, and J. Thomas Martin, ___married (herein referred to as GRANTOR, whether one or more) do grant, bargain, sell and convey unto William G. Wood and Pamela K. Wood (herein referred to as GRANTEEES) for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, together with every contingent remainder and right of reversion, the following described real estate situated in SHELBY County, Alabama to-wit:

A parcel of land in the SW¼ of Section 11, Township 21 South, Range 3 West, Shelby County, Alabama; more particularly described as follows: Commence at the SW corner of Section 11, Township 21 South, Range 3 West, Shelby County, Alabama, and run thence South 89 deg. 48 min. 58 sec. East along the said South line of said Section 11 a distance of 1312.15 feet to a point; thence run North 24 deg. 26 min. 03 sec. East a distance of 1267.80 feet to a point; thence run North 66 deg. 12 min. 41 sec. West a distance of 275.07 feet to a point; thence run North 23 deg. 47 min. 19 sec. East a distance of 25.0 feet to a rebar corner and the point of beginning of the parcel being described; thence run North 23 deg. 47 min. 19 sec. East a distance of 200.75 feet to a rebar corner; thence run South 68 deg. 18 min. 53 sec. East a distance of 194.35 feet to a rebar corner on the Westerly line of a cul-de-sac circle having a central angle of 66 deg. 29 min. 36 sec. and a radius of 50.0 feet; thence run Southeasterly along the arc of said cul-de-sac an arc distance of 58.03 feet to the PRC of a curve to the right having a central angle of 70 deg. 58 min. 12 sec. and a radius of 25.0 feet; thence run along the arc of said cul-de-sac curve an arc distance of 30.97 feet to a rebar corner on the PC of a curve to the right having a central angle of 01 deg. 27 min. 39 sec. and a radius of 4610.00 feet; thence run South Southwesterly along the arc of said street curve an arc distance of 117.53 feet to a rebar corner at the P. C. of a curve to the right having a central angle of 90 deg. 37 min. 29 sec. and a radius of 25.0 feet; thence run Southwesterly along the arc of said curve an arc distance of 39.54 feet to the PT of said curve; thence run North 66 deg. 12 min. 41 sec. West a distance of 224.80 feet to the point of beginning; being situated in Shelby County, Alabama.

Also, a non-exclusive easement to the 50-foot wide parallel access street(s) lying adjacent to the above described property and Highway #119 as shown on the survey by Joseph E. Conn, Jr., dated 12-11-00.

Subject to:

03/15/2002-12556
03:20 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
002 CH 18.00

Attachment A

20040816000458530 Pg 5/5 23.00
 Shelby Cnty Judge of Probate, AL
 08/16/2004 10:20:00 FILED/CERTIFIED

1. Easement(s) to Plantation Pipeline as shown by instrument recorded in Deed Book 112, page 281, in the Probate Office of Shelby County, Alabama.
2. Easement(s) to City of Alabaster as shown by instrument recorded as Instrument # 1996-33520 in the Probate Office of Shelby County, Alabama, and easement for street widening as shown on Conn survey.
3. Easement to A T & T Co. as set out in Deed Book 213 page 992 in the Probate Office of Shelby County, Alabama.
4. Rights of others to the use of the 50-foot proposed future street easement as set out in the legal description above.

The above described property does not constitute any part of the homestead of GRANTOR or GRANTOR'S spouse.

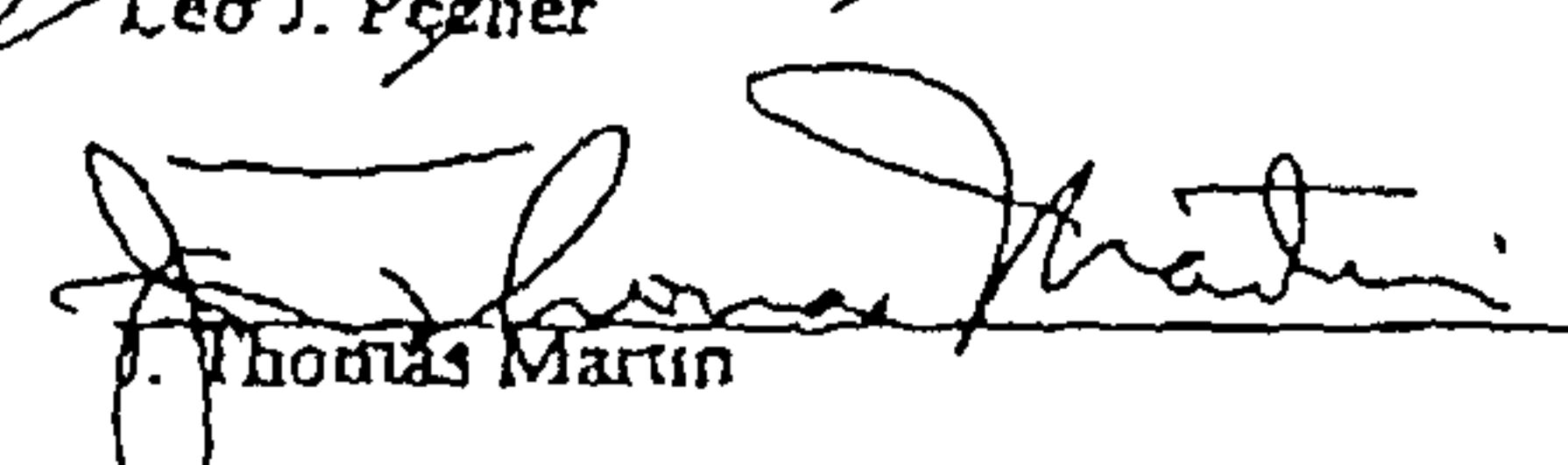
\$366,645.00 of the consideration stated above was paid by a purchase money mortgage executed simultaneously herewith.

TO HAVE AND TO HOLD to the said GRANTEES for and during their joint lives and upon the death of either of them, then to the survivor of them in fee simple, and to the heirs and assigns of such survivor forever, together with every contingent remainder and right of reversion.

And GRANTOR does for GRANTOR and for GRANTOR'S heirs, executors, and administrators covenant with the said GRANTEES, their heirs and assigns, that GRANTOR is lawfully seized in fee simple of said premises; that they are free from all encumbrances unless otherwise noted above; that GRANTOR has a good right to sell and convey the same as aforesaid; that GRANTOR will and GRANTOR'S heirs, executors and administrators shall warrant and defend the same to the said GRANTEES, their heirs and assigns forever, against the lawful claims of all persons.

IN WITNESS WHEREOF, GRANTOR has hereunto set GRANTOR'S hand and seal, this 13th day of March, 2002.


 Leo J. Pecher


 J. Thomas Martin

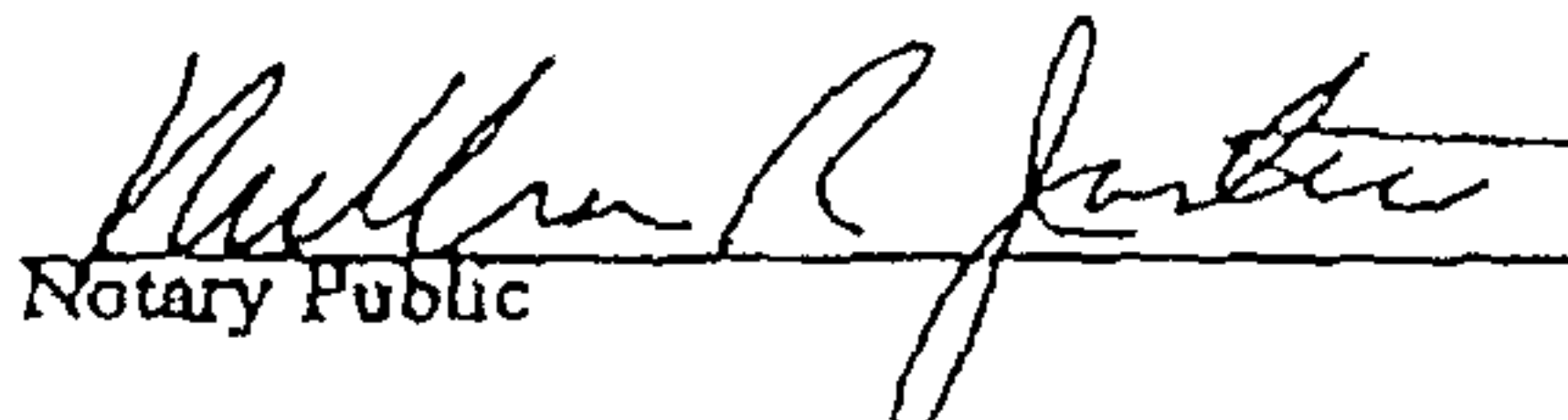
STATE OF ALABAMA

SHELBY COUNTY

General Acknowledgment

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Leo J. Pecher and J. Thomas Martin, whose names are signed to the foregoing conveyance, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the conveyance, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 13th day of March, 2002.


 Notary Public

Inst # 2002-12556

03/15/2002-12556
 03:20 PM CERTIFIED
 SHELBY COUNTY JUDGE OF PROBATE
 002 CH 18.00