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Shelby Cnty Judge of Probate, AL
11/10/2004 15:59:00 FILED/CERTIFIED

NOTICE OF LIS PENDENS

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

SHELBY COUNTY, ALABAMA, a
political subdivision of the State of
Alabama,

Plaintiff,

vs.

CASE NO. PR 2004- 605

OWEN N. LAYMAN, JR.; DEBORAH R. LAYMAN; MILTON RABINOWITZ; GMFS, LLC; SOUTHTRUST BANK OF ALABAMA, N.A.; STATE OF ALABAMA DEPARTMENT OF REVENUE; A, B, C, D, E, and F, the owners of the real property described in the complaint herein, all of whose names are otherwise unknown, but whose true names will be added by amendment when ascertained,

Defendants.

TO THE HON. PATRICIA YEAGER FUHRMEISTER, JUDGE OF PROBATE OF
SHELBY COUNTY, ALABAMA:

Comes now Shelby County, Alabama, a political subdivision of the State of Alabama, by its attorney, and files herewith notice to all persons concerned that on the 28 day of October, **2004**, condemnation proceedings were commenced in the Probate Court of Shelby County, Alabama, whereby said Shelby County, Alabama, a political subdivision of the State of Alabama, seeks to obtain certain fee simple ownership to real property and public rights of way and other rights, and said proceedings are now pending.

The name of the property owner concerned together with the property sought to be condemned is as set forth below:

Property Owner(s): Tract 3, parcel 1 of 2, is owned by Owen N. Layman, Jr. and wife, Deborah R. Layman; Tract 3, parcel 2 of 2, is owned by Owen N. Layman, Jr. and wife, Deborah R. Layman, and Milton Rabinowitz, a single man.

Property described on Exhibit "A" attached hereto and made part and parcel hereof as fully as if set out herein.

Probate

Description of above property is taken from right of way map of said project on file in the office of Shelby County Highway Department in Columbiana, Alabama, and in the Office of the Probate Judge of Shelby County, Alabama.

The title of the action and the case number thereof are as hereinabove designated.

SHELBY COUNTY, ALABAMA,
a political subdivision of the State of Alabama

By 
Attorney for said Plaintiff

STATE OF ALABAMA
SHELBY COUNTY

IN THE PROBATE COURT OF SHELBY COUNTY, ALABAMA

I hereby certify that the within Lis Pendens was filed in this office for record on the _____ day of October, 2004, at _____ o'clock _____ .m. and duly recorded as Instrument No. 2004-_____, and examined.

Judge of Probate

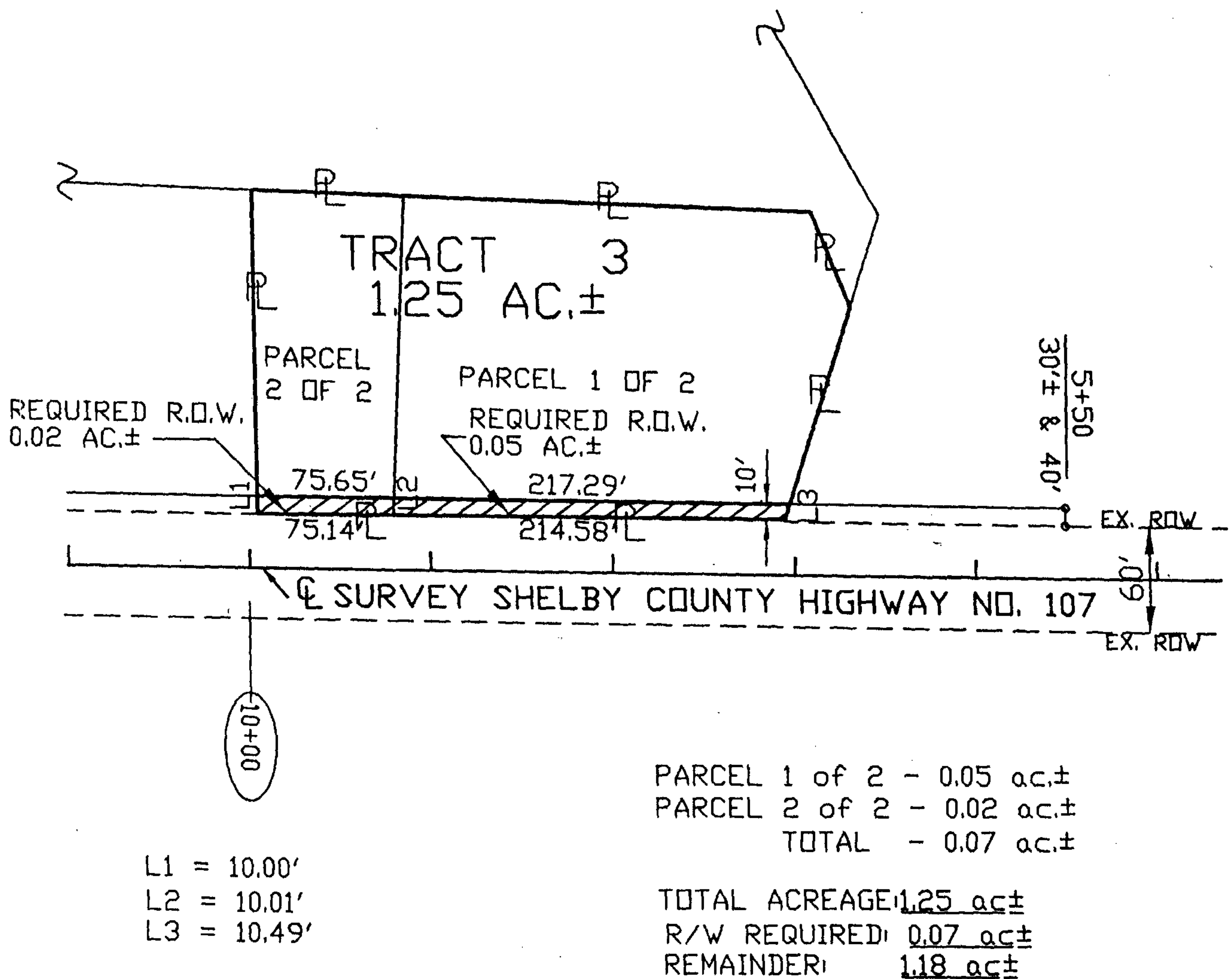
EXHIBIT "A"

TRACT 3 Parcel No. 1 of 2 ROW Legal Description

Commence at the Northwest Corner of the SE1/4 of the NE1/4, Section 1, Township 22 South, Range 3 West, Shelby County, Alabama, thence run North along the West line of said Quarter for a distance of 56.04 feet; thence turn an angle to the right of 106 Degrees 42 Minutes 20 Seconds and run in a Southeasterly direction for a distance of 28.54 feet to a point on the East right-of-way of Shelby County Road No. 107 and also the Point of Beginning of Right-of-Way required of land herein described; thence continue along the last described course for a distance of 10.49 feet; thence turn an angle to the left of 107 Degrees 37 Minutes 24 Seconds and run in a Northerly direction 217.29 feet; thence turn an angle to the left of 87 Degrees 19 Minutes 49 Seconds and run in a Westerly direction for a distance of 10.01 feet to a point on the East Right-of-Way of Shelby County Road No. 107; thence turn an angle to the left of 92 Degrees 40 Minutes 11 Seconds and run in a Southerly direction along the East Right-of-Way of Shelby County Road No. 107 for a distance of 214.58 feet to the Point of Beginning, containing 0.05 acres, more or less.

TRACT 3 Parcel No. 2 of 2 ROW Legal Description

Commence at the Northwest Corner of the SE1/4 of the NE1/4, Section 1, Township 22 South, Range 3 West, Shelby County, Alabama, thence run North along the West line of said Quarter for a distance of 56.04 feet; thence turn an angle to the right of 106 Degrees 42 Minutes 20 Seconds and run in a Southeasterly direction for a distance of 28.54 feet to a point on the East right-of-way of Shelby County Road No. 107; thence turn an angle to the left of 107 Degrees 37 Minutes 24 Seconds and run in a Northerly direction along the East Right-of-way of Shelby County Road No. 107 for a distance of 214.58 feet to the Point of Beginning of Right-of-Way required of land herein described; thence continue along the last described course for a distance of 75.14 feet; thence turn an angle to the right of 89 Degrees 45 Minutes 19 Seconds and run in a Easterly direction for a distance of 10.00 feet; thence turn an angle to the right of 90 Degrees 14 Minutes 41 Seconds and run in a Southerly direction for a distance of 75.65 feet; thence turn an angle to the right of 92 Degrees 40 Minutes 11 Seconds and run in a Westerly direction for a distance of 10.01 feet to the Point of Beginning, containing 0.02 acres, more or less.



NOTE: THIS DATA WAS BASED ON DEED BOOK 302 PAGE 818
RECORDED IN THE JUDGE OF PROBATE, SHELBY COUNTY, ALABAMA

SHELBY COUNTY HIGHWAY DEPARTMENT

TRACT NUMBER 3 PARCELS 1 AND 2
OWNER: OWEN N. LAYMAN, JR. &
DEBORAH R. LAYMAN

PROJECT NO. FAP ACGBBR2-59006)
SCP 59-410-00

COUNTY: SHELBY

TOTAL ACREAGE: 1.25 AC±
R/W REQUIRED: 0.07 AC±
REMAINDER: 1.18 AC±

SCALE: 1" = 100'
DATE: xxxxxxxx
REVISED: