

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

In re:)
)
INDUSTRIAL CONCRETE) Case No. 04-06671-TOM-7
CONTRACTORS, INC.,)
RICH RUTHERFORD,)
)
Debtors.)

AMENDED PARTIAL RELEASE OF LIS PENDENS TO ADD INSTRUMENT
NUMBER OF DOCUMENT BEING PARTIALLY RELEASED

Industrial Concrete Contractors, Inc. and Rich Rutherford (the "Debtors"), filed a chapter 7 bankruptcy case on August 2, 2004. Andre Toffel was appointed as chapter 7 trustee to administer the Debtors' bankruptcy case and liquidate the Debtors' non-exempt assets for the benefit of their creditors. Pursuant to this duty, the Trustee filed a Notice of Lis Pendens (the "Lis Pendens") with the Shelby County, Alabama Judge of Probate in **Instrument No. 20041013000585340** on October 13, 2005. In the Lis Pendens, the Trustee claimed a right, title, interest, or claim in and to property located in Shelby County, Alabama that was more fully described in Exhibits A, B, C, and D that were attached.


The Trustee subsequently determined that he has no right, title, interest, or claim in and to the property that was described in Exhibit A of the Lis Pendens. Accordingly, the Trustee hereby partially releases the Lis Pendens filed with the Shelby County, Alabama Judge of Probate on October 13, 2005 to the extent that the Lis Pendens made any claim against the property described in Exhibit A that was attached to the Lis Pendens. The Trustee's claim against the property described in Exhibits B, C, and D that were attached to the Lis Pendens remains and is not effected by this partial release.

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