

THIS INSTRUMENT WAS PREPARED BY:
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20080117000022790 1/3 \$21.00
Shelby Cnty Judge of Probate, AL
01/17/2008 08:28:33AM FILED/CERT

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

NOTICE OF LIS PENDENS

Comes now the undersigned, as Attorney for Norris Paving & Asphalt, Inc., the Plaintiff in the following described Civil Action and pursuant to Section 35-4-131 of the Code of Alabama, does hereby give notice of that certain Civil Action filed in the Circuit Court of Shelby County, Alabama styled:

Norris Paving & Asphalt, Inc. a/k/a Norris Paving, Inc., Plaintiff, vs. Jordy's Developments, LLC a/k/a Jordy's Development a/k/a Jordy's Development, LLC, Bryan Shanahan, Dustin Dykes Woods, D & D Construction, LLC, and Frontier Bank, Defendants, Civil Action Number CV 2007-1177, which is a lawsuit to enforce materialman's and mechanic's liens filed in behalf of **Norris Paving Co., Inc.** against the real estate known as **Yellow Leaf Farms Subdivision**, legally described on Exhibit A & B attached hereto, owned by **Jordy's Developments, LLC a/k/a Jordy's Development a/k/a Jordy's Development, LLC**, which said liens were recorded in the Probate Office of Shelby County, Alabama as Instrument 20071022000488640 and Instrument 20071115000524440.

In the Civil Action, the Plaintiff, Norris Paving, Inc. seeks to enforce a Lien against the subject real estate to recover \$35,349.86 plus interest and attorney's fees owed by Defendants Jordy's Developments, LLC a/k/a Jordy's Development a/k/a Jordy's Development, LLC, Bryan Shanahan, Dustin Dykes Woods, D & D Construction, LLC, and Frontier Bank, for paving on the streets, roadways and adjacent areas in the Yellow Leaf Farms Subdivision, which lien, including attorney's fees and interest, is in the total amount of \$45,349.86, and court costs.

Executed this the 7th day of January, 2008.



JOHN T. BLACK, ATTORNEY FOR
NORRIS PAVING & ASPHALT, INC.

Sworn to and subscribed before me this
7th day of January, 2008.



Notary Public
My Commission expires: 12/15/08

Lis Pendens

EXHIBIT A
LEGAL DESCRIPTION

20080117000022790 2/3 \$21.00
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Parcel I:

A part of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, Section 4, Township 20 South, Range 1 East; being more particularly described as follows:

Commence at the Northwest corner of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, Section 4, Township 20 South, Range 1 East for the point of beginning; thence run Southerly along the West boundary line of said Northeast $\frac{1}{4}$ of Southwest $\frac{1}{4}$, a distance of 188 feet to a point at the Northwest corner of James Fulton Sims and wife, Jewel McKinney Sims property as described in Deed Book 280, page 488 and Deed Book 283, page 597; thence run East along the North boundary line of said Sims property a distance of 157.5 feet to the Northeast corner of said Sims property; thence turn an angle to the right and run Southerly and parallel to the West boundary line of said Northeast $\frac{1}{4}$ of Southwest $\frac{1}{4}$, a distance of 457 feet more or less to a point on the right-of-way line of County Highway 51; thence turn to the left and run in an Easterly direction along said right-of-way a distance of 232 feet to a point; thence turn to the left and run Northerly and parallel to the West boundary line of said Northeast $\frac{1}{4}$ of Southwest $\frac{1}{4}$ a distance of 670 feet more or less to a point on the South boundary line of the Southeast $\frac{1}{4}$ of Northwest $\frac{1}{4}$ of said Section 4; thence turn to the right and run Easterly along said South boundary line a distance of 130 feet to a point; thence turn to the left and run Northerly and parallel to the West boundary line of said Southeast $\frac{1}{4}$ of Northwest $\frac{1}{4}$, a distance of 502 feet more or less to point on the North boundary line of said Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence turn to the left and run Westerly along said North boundary line a distance of 533.32 feet to a point at the Northwest corner of said Southeast $\frac{1}{4}$ of Northwest $\frac{1}{4}$; thence turn to the left and run Southerly along the West boundary line of Southeast $\frac{1}{4}$ of Northwest $\frac{1}{4}$ a distance of 502 feet more or less to the point of beginning. Said tract of land lying in the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ and the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, Section 4, Township 20 South, Range 1 East, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

Less & except, a tract of land consisting of approximately one and one-half acres situated in the Southwest corner of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ and the Northwest corner of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 4, Township 20, Range 1 East, Shelby County, Alabama, more particularly described as commencing at the Northwest corner of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Section 4, Township 20, Range 1 East, point of beginning, run South along Forty line 188 feet, then East 157 $\frac{1}{2}$ feet to a point, then North and parallel with West Forty line 416 feet, then West 157 $\frac{1}{2}$ feet to a point on the Forty line, then South along Forty line 228 feet to a point and the point of beginning.

Parcel II:

A part of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, Section 4, Township 20 South, Range 1 East; being more particularly described as follows:

Commence at the Northwest corner of the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, Section 4, Township 20 South, Range 1 East; thence run Easterly along the North boundary line of said Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ a distance of 403.31 feet to the point of beginning; thence turn to the right and run Southerly and Parallel to the West line of said Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ a distance of 870 feet more or less to a point on the right of way line of County Highway 51; thence turn to the left and run Easterly along said right of way line a distance of 232 feet more or less to a point at the Southwest corner of the Jessie Frances Ramsey property as described in Deed Book 338, page 734; thence turn to the left and run North and parallel to the East line of the said Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ which is the West line of said Ramsey property, a distance of 120 feet to a point; thence turn to the right and run 40 deg. North of East (according to said deed) a distance of 200 feet to a point; thence run East along said Ramsey property a distance of 108 feet to a point on the West line of the James Rodney Eaves property as described in Deed Book 315, page 709; thence turn to the left and run North along the said West line of the said James Rodney Eaves property and parallel to the East line of said Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ and the East line of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$, a distance of 988 feet to a point on the North boundary line of said Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ which is the Northwest corner of the said James Rodney Eaves property; thence turn left and run Westerly along the said North boundary line of the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ a distance of 388 feet to a point; thence turn to the left and run Southerly and parallel to the West line of said Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ a distance of 502 feet more or less to a point on the South line of said Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$; thence turn to the right and run Westerly along said South line a distance of 130 feet to the point of beginning. Said tract of land is lying in the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ and the Northeast $\frac{1}{4}$ of the Southwest $\frac{1}{4}$, Section 4, Township 20 South, Range 1 East, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.



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EXHIBIT B
LEGAL DESCRIPTION

Parcel I

A parcel of land more fully described as being located in the NE 1/4 of the SW 1/4 of Section 4, Township 20 South, Range 1 East, Shelby County, Alabama; Commence at the Northeast corner of the NE 1/4 of the SW 1/4 of Section 4 and run West along 40 line a distance of 434 feet; thence run South and parallel with West 40 line a distance of 486 feet to a point and the point of beginning; continue South, the same course, 300 feet to a point on right of way line of County Highway #51; thence run 20 deg. North of West and along right of way line 278 feet to a point on right of way line; thence run North and parallel with East line 120 feet to a point; thence run 40 deg. North of East 200 feet to a point; thence run East 108 feet to a point and the point of beginning; being situated in Shelby County, Alabama.

Parcel II

A parcel of land more fully described as being located in the SE 1/4 of the NW 1/4 and the NE 1/4 of the SW 1/4 of Section 4, Township 20 South, Range 1 East, Shelby County, Alabama; Commence at the Southeast corner of the SE 1/4 of the NW 1/4 of Section 4, Township 20 South, Range 1 East, the point of beginning; run North along forty line a distance of 502 feet to the Northeast corner of this tract; thence West along established property line a distance of 434 feet, the Northwest corner of this plot; thence due South 90 deg. a distance of 1288 feet to a point on the North line of County Road No. 51 right of way; thence East and along County Road No. 51 right of way line a distance of 300 feet to an iron pin on the North right of way line, which point being 200 feet West of East line of the NE 1/4 of the SW 1/4; thence North and parallel to East line of forty 358 feet to an iron pin; thence Northeast 45 deg. a distance of 290 feet to a point on forty line; thence North along forty line 232 feet to forty corner and the point of beginning; being situated in Shelby County, Alabama.