

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

THOMPSON TRACTOR CO., INC.,)

Plaintiff,)

v.)

CIVIL ACTION NO. CV-2008-900426.00

C.E. HUFFSTUTLER CONTRACTING,)

L.L.C.; CHAD HUFFSTUTLER;)

BLACKHAWK ESTATES OF)

ALABASTER, L.L.C.; EAGLE)

MORTGAGE COMPANY, INC.;)

SHERMAN-DIXIE CONCRETE)

INDUSTRIES, INC.; BAMA UTILITY)

CONTRACTORS, INC.; HD SUPPLY)

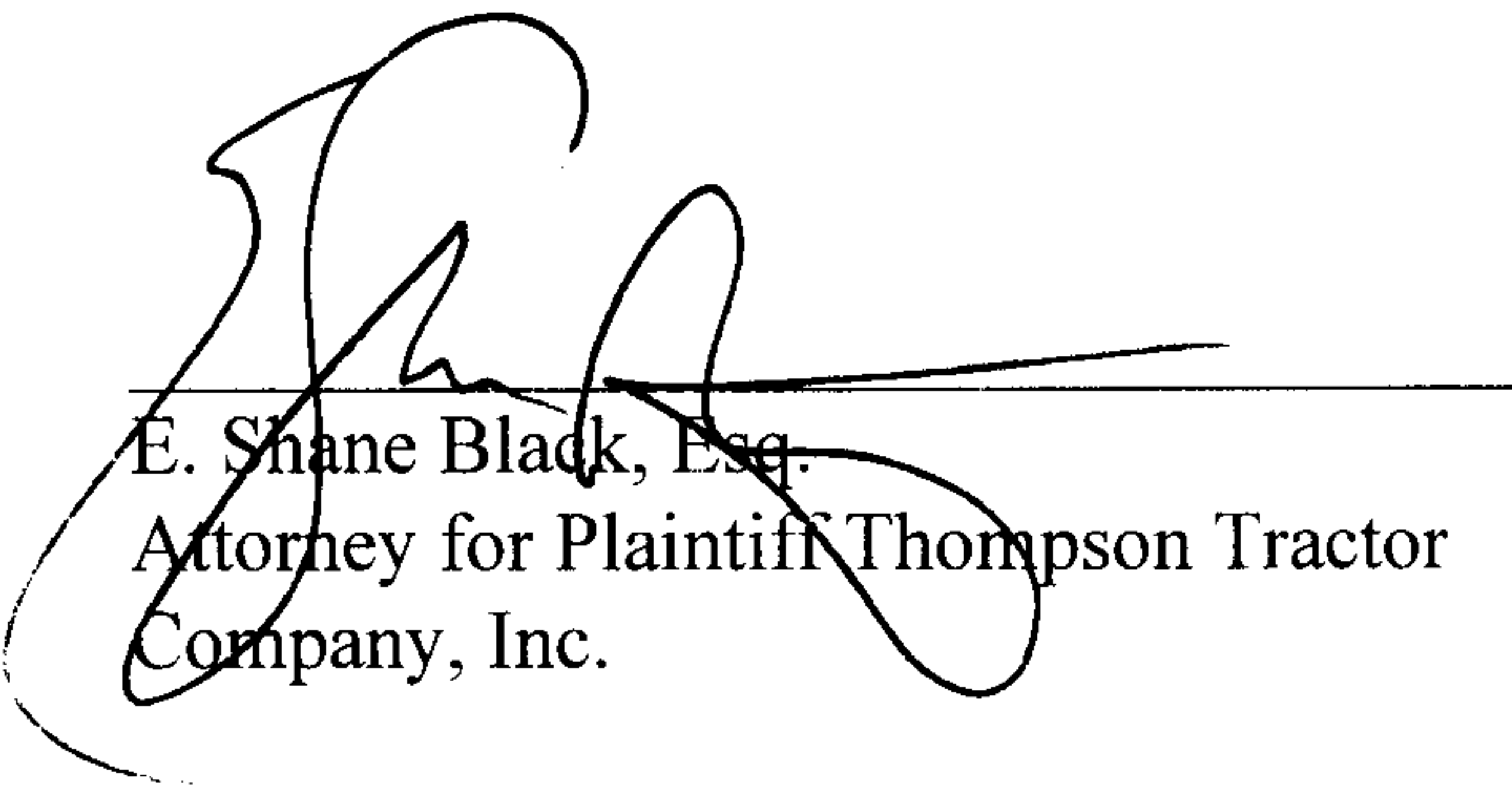
WATERWORKS, LTD.; and FRANKLIN)

ENTERPRISES, INC.,)

Defendants.)

NOTICE OF LIS PENDENS

Notice is hereby given that Plaintiff Thompson Tractor Company, Inc. commenced the above-styled civil action on June 17, 2008, in the Circuit Court of Shelby County, Alabama, and that the Plaintiff in said action seeks to enforce a mechanics' or materialmen's lien against certain real property located in Shelby County, Alabama, described further as set forth in **Exhibit A**. The real property is the subject of, and is further specified in, Thompson Tractor's "Verified Statement of Lien" recorded at Instrument No. 20080508000189690 in the records of the Probate Court of Shelby County, Alabama.



E. Shane Black, Esq.
Attorney for Plaintiff Thompson Tractor
Company, Inc.

Exhibit "A"

Legal Description

PARCEL I:

Beginning at the northeast corner of Section 25, Township 21 South, Range 3 West, Shelby County, Alabama, thence S 01° 17' 35" E along the east line of Section 25 for a distance of 2693.45 feet to an iron rod; thence N 86° 44' 16" W for a distance of 1330.10 feet to an apex; thence N 00° 59' 44" W for a distance of 2685.71 feet to a railroad rail; thence S 87° 01' 38" E for a distance of 1315.60 feet to a railroad rail and the point of BEGINNING.

PARCEL II:

BEGINNING at a 2" iron pipe at the SW Corner of Section 30, Township 21 South, Range 2 West, thence N 01° 26' 39" W and along the west line of Section 30 a distance of 2662.65 feet to an iron pipe; thence N 01° 17' 35" W and along the west line of Section 30 a distance of 2693.45 feet to a railroad rail; thence S 88° 47' 05" E and along the north line of Section 30 a distance of 2651.12 feet to a railroad rail; thence S 88° 49' 08" E and along the north line of Section 30 a distance of 168.58 feet to a rebar; thence S 23° 36' 05" E a distance of 177.10 feet to a capped iron; thence S 72° 44' 28" W a distance of 1451.47 feet to a capped iron; thence N 80° 26' 08" W a distance of 954.51 feet to a capped iron; thence S 31° 00' 16" W a distance of 493.88 feet to a capped iron; thence S 12° 48' 21" E a distance of 3121.24 feet to a capped iron; thence S 32° 49' 48" E a distance of 684.03 feet to a capped iron; thence S 88° 59' 41" E for a distance of 819.60 feet to a capped iron; thence N 52° 08' 09" E a distance of 743.40 feet to a grader blade; thence S 01° 8' 51" E a distance of 666.99 feet to a 1/2" iron pipe; thence N 88° 59' 41" W a distance of 1339.11 feet to a grader blade; thence S 01° 28' 34" E a distance of 655.00 feet to a rebar; thence N 88° 22' 54" W a distance of 1291.41 feet to a 1/2" iron pipe; thence S 00° 10' 25" E a distance of 427.40 feet to a 1/2" iron pipe; thence N 81° 14' 04" W and along the northerly right-of-way of Shelby County Road 12 a distance of 51.31 feet to a 1/2" iron pipe; thence N 00° 05' 25" W a distance of 421.07 feet; to the point and place of BEGINNING.

PARCEL III:

Lot 1-A and 2-A, according to the Map of Spain Estates, in Section 25, Township 21 South, Range 3 West, as recorded in Map Book 5, Page 32, in the Probate Office of Shelby County, Alabama.

All lying and being situated in Shelby County, Alabama.

PARCEL IV

Commencing at a railroad nail found at the Northeast corner of Section 25 Township 21 South Range 3 West thence South 48 degrees 40 minutes 40 seconds East a distance of 749.02 feet to capped iron set, which is the point of beginning; thence South 80 degrees 28 minutes 09 seconds East for a distance of 954.51 feet to capped iron set; thence North 72 degrees 44 minutes 28 seconds East for a distance of 1451.47 feet to capped iron set; thence South 23 degrees 36 minutes 05 seconds East for a distance of 4276.41 feet to capped iron found; thence North 88 degrees 39 minutes 09 seconds West for a distance of 493.87 feet to ½ inch pipe found; thence North 88 degrees 30 minutes 24 seconds West for a distance of 1331.50 feet to capped iron set; thence South 52 degrees 08 minutes 09 seconds West for a distance of 743.40 feet to capped iron set; thence North 88 degrees 59 minutes 41 seconds West for a distance of 819.80 feet to capped iron set; thence North 32 degrees 49 minutes 48 seconds West for a distance of 684.03 feet to capped iron set; thence North 12 degrees 48 minutes 21 seconds West for a distance of 3121.24 feet to capped iron set; thence North 31 degrees 00 minutes 16 seconds East for a distance of 493.88 feet to a capped iron set; point said being the point of beginning. Said property contained in Section 30 Township 21 South Range 2 West in Shelby County, Alabama.

Less and Except:

A parcel of land situated in the Southeast quarter of Section 30, Township 21 South, Range 2 West Shelby County, Alabama being more particularly described by metes and bounds as follows:

Begin at the Northeast corner of the Southwest quarter of the Southeast quarter of said Section 30 and run North 88 degrees 19 minutes 12 seconds West along the North line of said quarter-quarter Section for a distance of 1332.02 feet to the Northwest corner of said quarter-quarter Section; thence leaving said North line run North 00 degrees 59 minutes 15 seconds West for a distance of 70.08 feet; thence run South 88 degrees 19 minutes 12 seconds East for a distance of 184.22 feet; thence run South 79 degrees 11 minutes 22 seconds East for a distance of 100.83 feet; thence run South 88 degrees 19 minutes 12 seconds East for a distance of 245.79 feet; thence run North 80 degrees 52 minutes 03 seconds East for a distance of 185.46 feet; thence run North 74 degrees 49 minutes 58 seconds East for a distance of 132.20 feet; thence run South 62 degrees 56 minutes 46 seconds East for a distance of 64.50 feet; thence run South 77 degrees 26 minutes 46 seconds East for a distance of 206.42 feet; thence run North 76 degrees 16 minutes 10 seconds East for a distance of 167.92 feet; thence run North 88 degrees 23 minutes 16 seconds East for a distance of 67.98 feet; thence run South 01 degree 36 minutes 44 seconds East for a distance of 109.23 feet to the Point of Beginning.

Situated in Shelby County, Alabama.