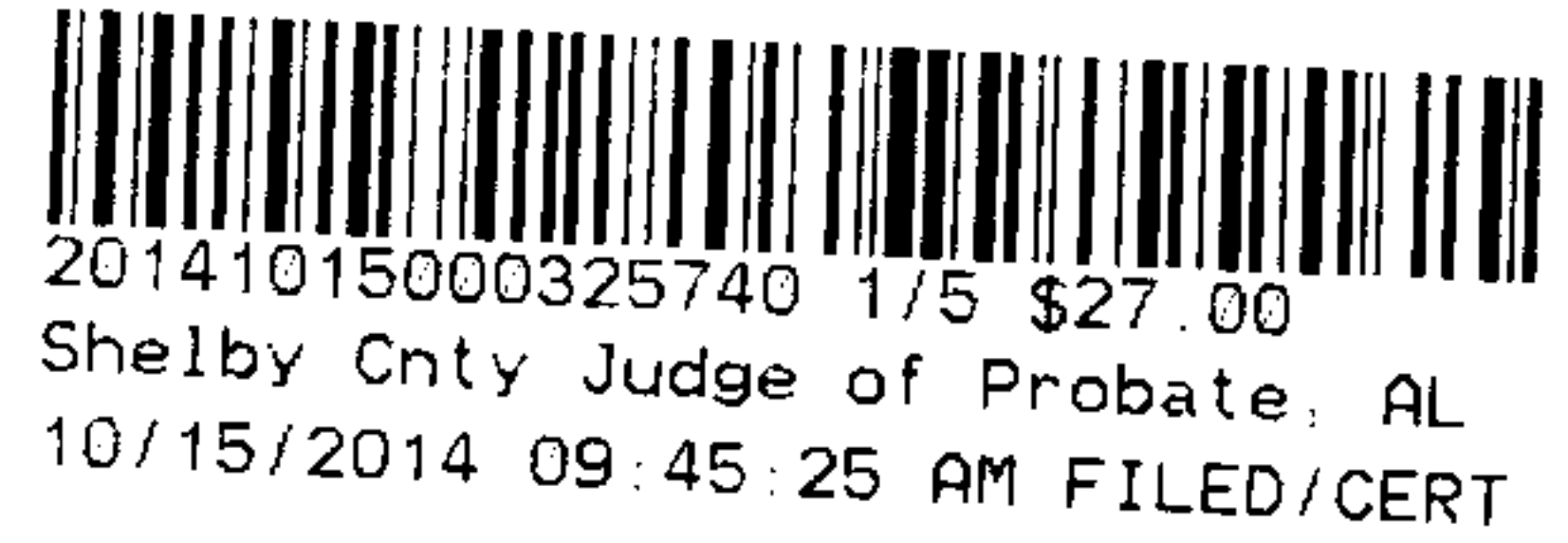


STATE OF ALABAMA )  
:  
SHELBY COUNTY )

*This instrument prepared by:*  
Frank C. Galloway III, Esq.  
Galloway, Scott, Moss & Hancock, LLC  
2200 Woodcrest Place, Suite 310  
Birmingham, AL 35209

**IN THE PROBATE COURT OF  
SHELBY COUNTY, ALABAMA**

**NOTICE OF LIS PENDENS**



Notice is hereby given that on the 25<sup>th</sup> day of March, 2014, a Complaint was filed by the undersigned in the Eighteenth Judicial Circuit Court of Shelby County, Alabama, Case No. 58-CV 2014-900325.00 and that the following are the names of all of the parties to said suit:

**IN THE EIGHTEENTH JUDICIAL CIRCUIT COURT OF ALABAMA  
SHELBY COUNTY**

INVERNESS HIGHLANDS RESIDENTIAL )  
ASSOCIATION, INC., )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
HORIZON CONDOMINIUM ASSOCIATION, )  
INC.; METROPOLITAN LIFE INSURANCE )  
COMPANY; and FICTITIOUS DEFENDANTS 1- )  
200, being ANY AND ALL UNKNOWN PARTIES )  
who aided, abetted, partook and/or in any )  
way contributed to the civil claims alleged )  
herein and/or who are proper defendants )  
per the declaratory relief sought herein, )  
 )  
Defendants. )

4 - FCG III  
Case No. 58-CV 2014-900325.00

Notice is hereby given that on the 25<sup>th</sup> day of March, 2014, plaintiff Inverness Highlands Residential Association, Inc. ("Plaintiff") filed a complaint in the Eighteenth Judicial Circuit Court of Shelby County, Alabama (the "Complaint") against defendants Horizon Condominium Association, Inc.; Metropolitan Life Insurance Company; and Fictitious Defendants

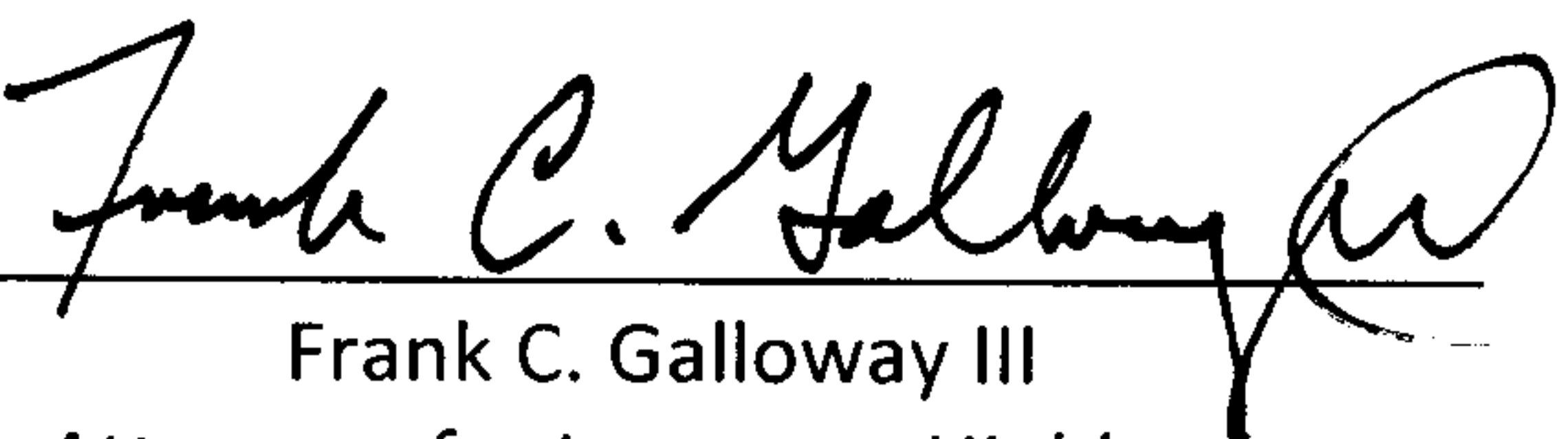
1 through 200 (collectively, "Defendants"). In the Complaint, Plaintiff alleges, among other things, the following:

The real property that is the subject of this action has legal descriptions of:

- Parcel 1: That parcel of land located in Shelby County, Alabama which is the "the triangular shaped property" depicted on the northwestern corner on Map Book 28, Page 141, which was recorded in the Office of the Judge of Probate of Shelby County, Alabama (the "Probate Office") on September 21, 2001, and which parcel is described on Map Book 28, Page 141 as "ACREAGE NOT A PARTY OF THIS SURVEY" (the "Triangle"), which parcel is depicted on the document attached hereto as Exhibit A;
- Parcel 2: Lots CA1 and CA2, are depicted in the final plat of the mixed use subdivision of Inverness Highlands which is recorded in Map Book 34 at Pages 45A and 45B in the Probate Office -- a copy of which is attached hereto as Exhibit B (Parcels 1 and 2 are referred to collectively herein as the "Properties").

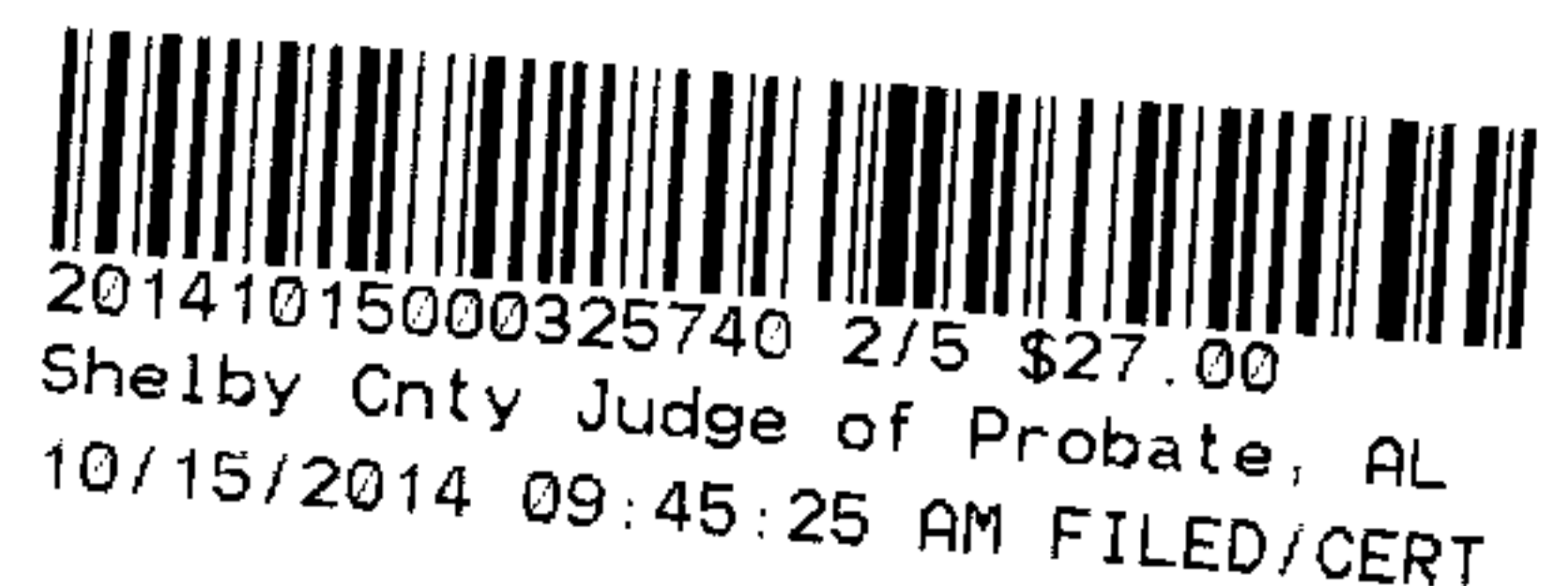
A dispute exists between Plaintiff and Defendants as to their respective rights, title and interest in the Properties. As per the non-damage claims of the lawsuit, Plaintiff seeks to have the Court declare each of the parties' right, title and interest in the Properties.

Done this 15<sup>th</sup> day of October, 2014.

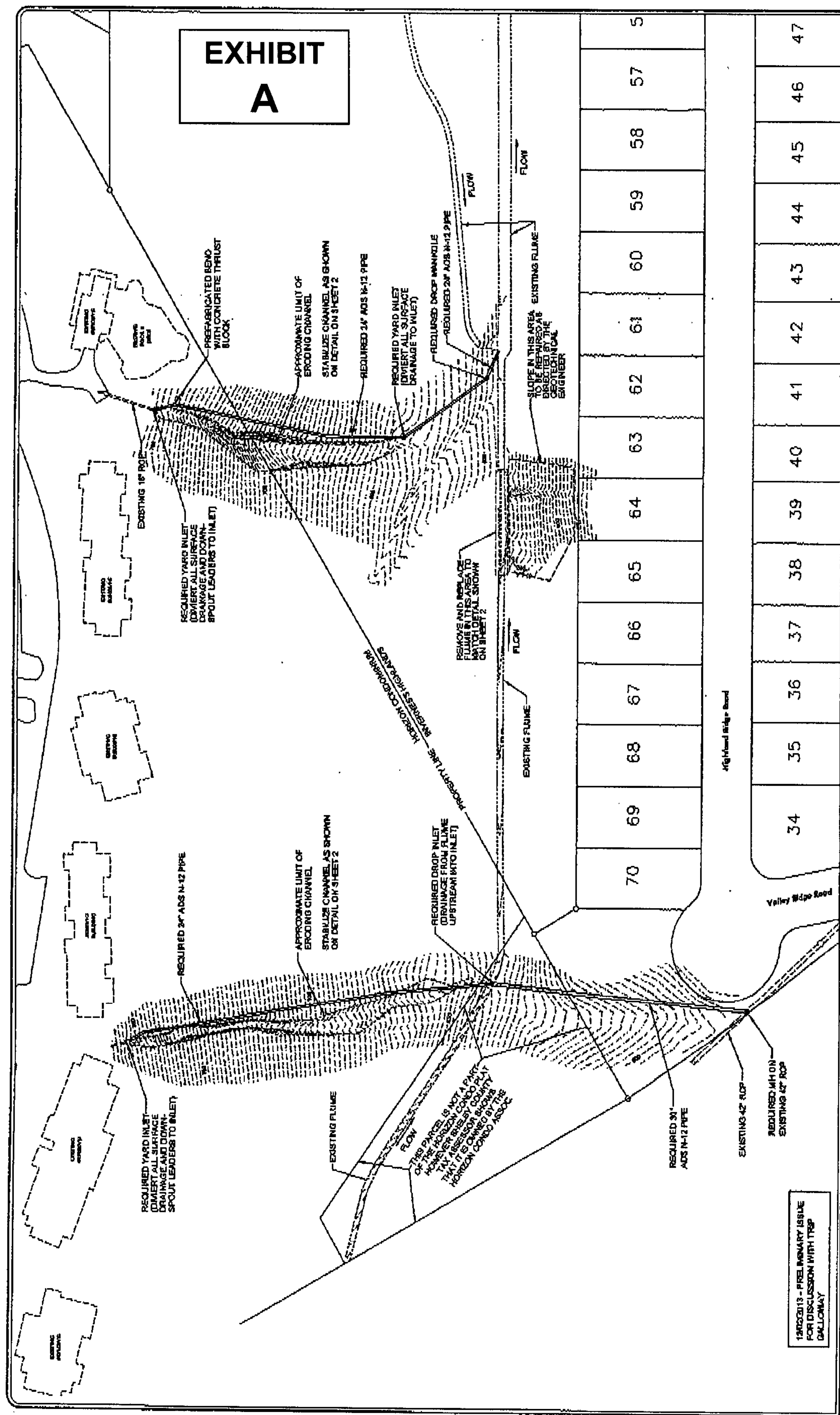
  
Frank C. Galloway III  
*Attorneys for Inverness Highlands  
Residential Association, Inc.*

**OF COUNSEL:**

GALLOWAY, SCOTT, MOSS & HANCOCK, LLC  
2200 Woodcrest Place, Suite 310  
Birmingham, AL 35209  
205.949.5580  
205.949.5581 *fax*  
[fcg@gallowayscott.com](mailto:fcg@gallowayscott.com)



# EXHIBIT A



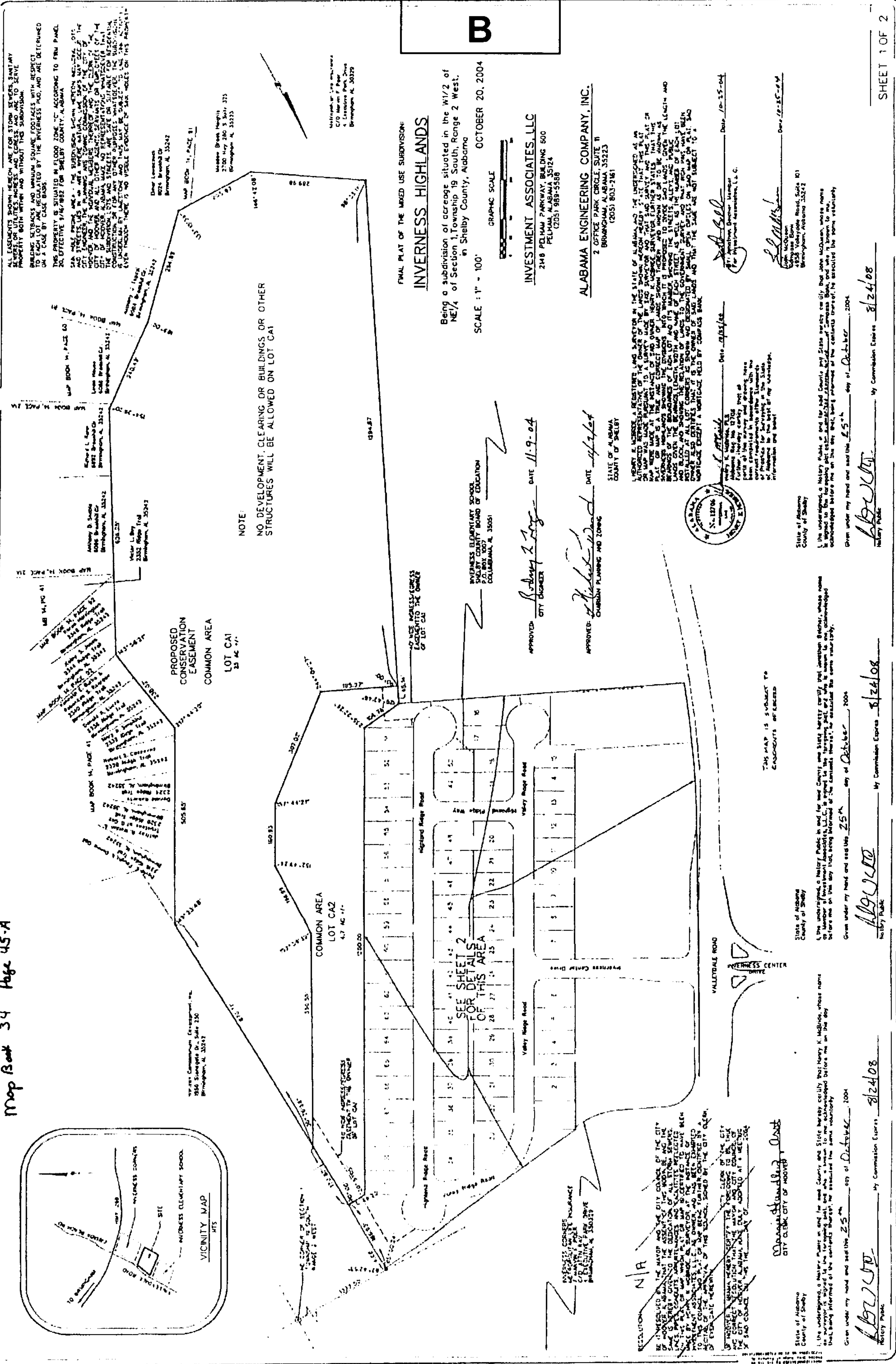
1802013 - PRELIMINARY ISSUE FOR DISCUSSION WITH TRSP DALLONWAY

70	69	68	67	66	65	64	63	62	61	60	59	58	57	5
	34	35	36	37	38	39	40	41	42	43	44	45	46	47

<p><b>Alabama Engineering Company, Inc.</b>          2 Office Park Circle, Suite 11          Birmingham, Alabama 35223          Phone: (205) 903-2161          Fax: (205) 903-2162</p>		<p><b>Slope Repair Plan</b>          Lawrence Highlands          Hoover, Alabama</p>	
<p>1802013 - PRELIMINARY ISSUE FOR DISCUSSION WITH TRSP DALLONWAY</p>		<p>Scale: 1" = 10' (Horizontal)          1" = 10' (Vertical)</p>	
<p>No. Date</p>	<p>By</p>	<p>Checked</p>	<p>Sheet No.</p>
			1
		<p>Scale: 1" = 10' (Horizontal)          1" = 10' (Vertical)</p>	

20141015000325740 4/5 \$27.00  
 Shelby Cnty Judge of Probate, AL  
 10/15/2014 09:45:25 AM FILED/CERT

Map Book 34 Page 45-A



**EXHIBIT B**

FINAL PLAT OF THE MIXED USE SUBDIVISION:  
**INVERNESS HIGHLANDS**  
 Being a subdivision of acreage situated in the W1/2 of NE1/4 of Section 1, Township 19 South, Range 2 West, in Shelby County, Alabama  
 OCTOBER 20, 2004  
 SCALE: 1" = 100'

INVESTMENT ASSOCIATES, LLC  
 249 PELHAM PARKWAY, BUILDING 500  
 PELHAM, ALABAMA 35124  
 (205) 988-5588

ALABAMA ENGINEERING COMPANY, INC.  
 2 OFFICE PARK CIRCLE, SUITE 11  
 BRUNINGHAM, ALABAMA 35223  
 (205) 803-2161

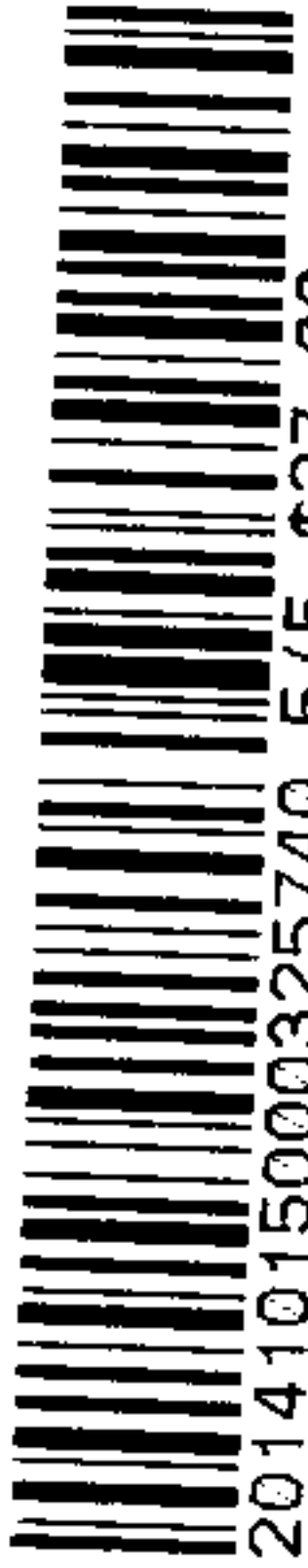
APPROVED: *Robert J. Long* DATE: 11-9-04  
 CITY ENGINEER

APPROVED: *Michael J. ...* DATE: 11-9-04  
 CHAIRMAN PLANNING AND ZONING

STATE OF ALABAMA  
 COUNTY OF SHELBY

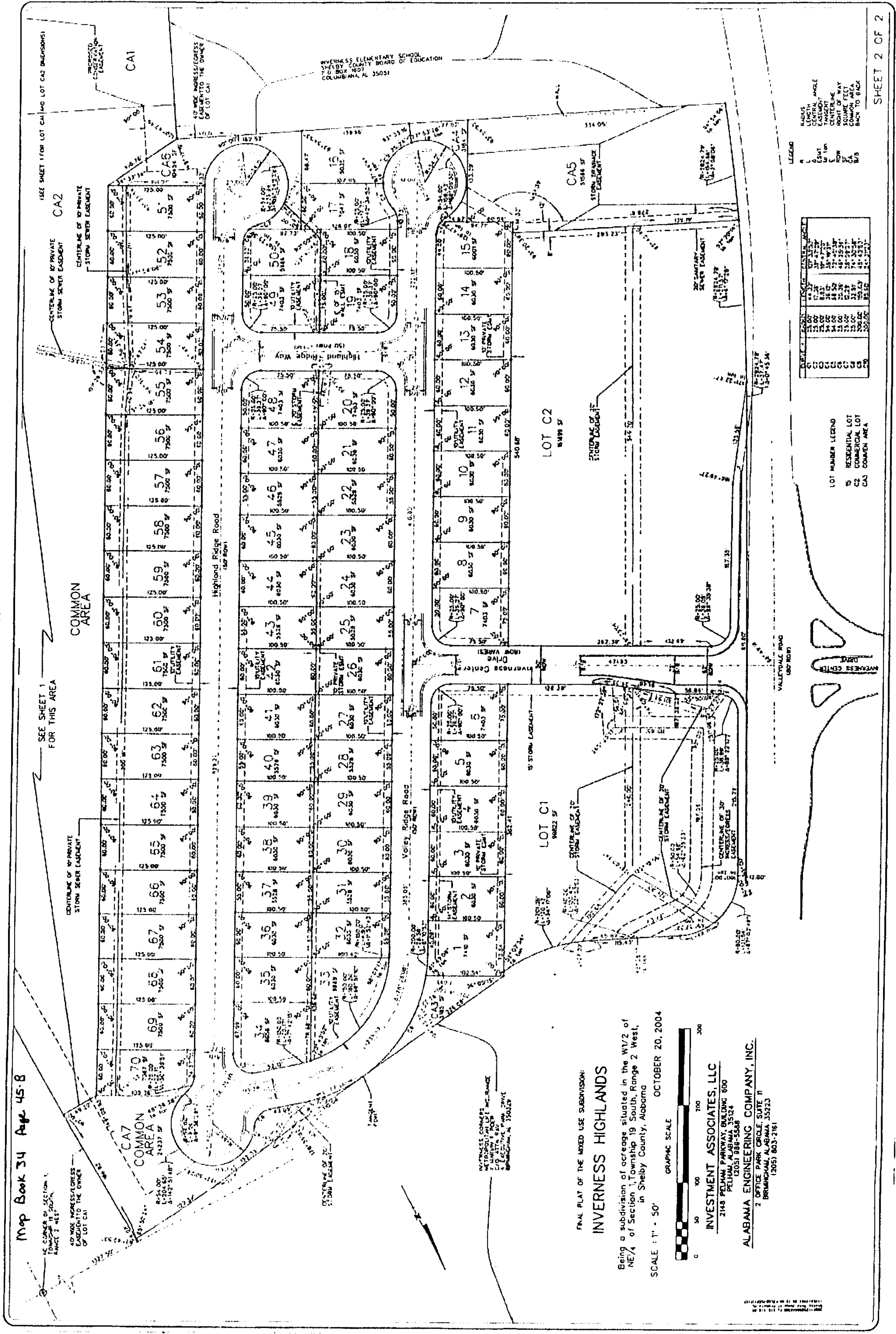
APPROVED: *John McQueen* DATE: 10-15-04  
 CITY CLERK

NOTICE TO THE PUBLIC:  
 I, the undersigned, a Notary Public in and for the County of Shelby, Alabama, do hereby certify that the foregoing plat was duly filed for record in the public records of the County of Shelby, Alabama, on the 15th day of October, 2004, at 11:00 A.M., and that the same is a true and correct copy of the original as recorded in the public records of the County of Shelby, Alabama, on the 15th day of October, 2004, at 11:00 A.M.



20141015000325740 5/5 \$27.00  
 Shelby Cnty Judge of Probate, AL  
 10/15/2014 09:45:25 AM FILED/CERT

Map Book 34 Page 45-B



**FINAL PLAN OF THE MIXED USE SUBDIVISION:  
 INVERNESS HIGHLANDS**

Being a subdivision of acreage situated in the NW/2 of NE/4 of Section 1, Township 19 South, Range 2 West, in Shelby County, Alabama

SCALE: 1" = 50'  
 OCTOBER 20, 2004



**INVESTMENT ASSOCIATES, LLC**  
 2148 PELHAM PARKWAY, BUILDING 600  
 PELHAM, ALABAMA 35224  
 (205) 988-5588

**ALABAMA ENGINEERING COMPANY, INC.**  
 2 OFFICE PARK CIRCLE SUITE 11  
 BRANCHDALE, ALABAMA 35223  
 (205) 803-2161

LOT #	AREA (SQ FT)	AREA (SQ YD)
1	1,400	157
2	1,400	157
3	1,400	157
4	1,400	157
5	1,400	157
6	1,400	157
7	1,400	157
8	1,400	157
9	1,400	157
10	1,400	157
11	1,400	157
12	1,400	157
13	1,400	157
14	1,400	157
15	1,400	157
16	1,400	157
17	1,400	157
18	1,400	157
19	1,400	157
20	1,400	157
21	1,400	157
22	1,400	157
23	1,400	157
24	1,400	157
25	1,400	157
26	1,400	157
27	1,400	157
28	1,400	157
29	1,400	157
30	1,400	157
31	1,400	157
32	1,400	157
33	1,400	157
34	1,400	157
35	1,400	157
36	1,400	157
37	1,400	157
38	1,400	157
39	1,400	157
40	1,400	157
41	1,400	157
42	1,400	157
43	1,400	157
44	1,400	157
45	1,400	157
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62	1,400	157
63	1,400	157
64	1,400	157
65	1,400	157
66	1,400	157
67	1,400	157
68	1,400	157
69	1,400	157
70	1,400	157

LOT NUMBER LEGEND  
 R5 RESIDENTIAL LOT  
 C2 COMMERCIAL LOT  
 CA3 COMMON AREA

LEGEND  
 L LENGTH  
 A ANGLE  
 C CENTERLINE  
 R RIGHT OF WAY  
 S SQUARE FEET  
 B BACK TO BACK