

_____[SPACE ABOVE THIS LINE FOR RECORDING DATA]_____
NOTE TO CLERK OF COURT: After Recording, Please Return to:
Please cross reference to: Hannah C. Groh
Instrument No. 20030203000062630 Rubin Lublin, LLC
Instrument No. 20030203000062640 3740 Davinci Court Suite 150
Instrument No. 20121212000475720 Peachtree Corners, Georgia 30092
Shelby County Judge of Probate, Alabama Records

IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA

THE BANK OF NEW YORK MELLON)	
FKA THE BANK OF NEW YORK, AS)	CIVIL ACTION FILE
TRUSTEE FOR THE)	NO. <u>58-CV-2015-900326.00</u>
CERTIFICATEHOLDERS OF CWMBS,)	
INC., ALTERNATIVE LOAN TRUST)	
2003-4CB, MORTGAGE PASS-THROUGH)	
CERTIFICATES, SERIES 2003-12,)	
)	
Plaintiff,)	
v.)	
)	
RICHARD ALLEN ERWIN AND ROBIN)	
M. ERWIN,)	
)	
Defendants.)	

NOTICE OF LIS PENDENS

Notice is hereby given of the filing of a Complaint for Reformation, Declaratory Judgment, and Equitable Relief against Richard Allen Erwin and Robin M. Erwin in the Circuit Court of Shelby County, Alabama, on or about April 14, 2015 at 9:33am, involving and affecting title to that certain real property, and improvements thereon, with

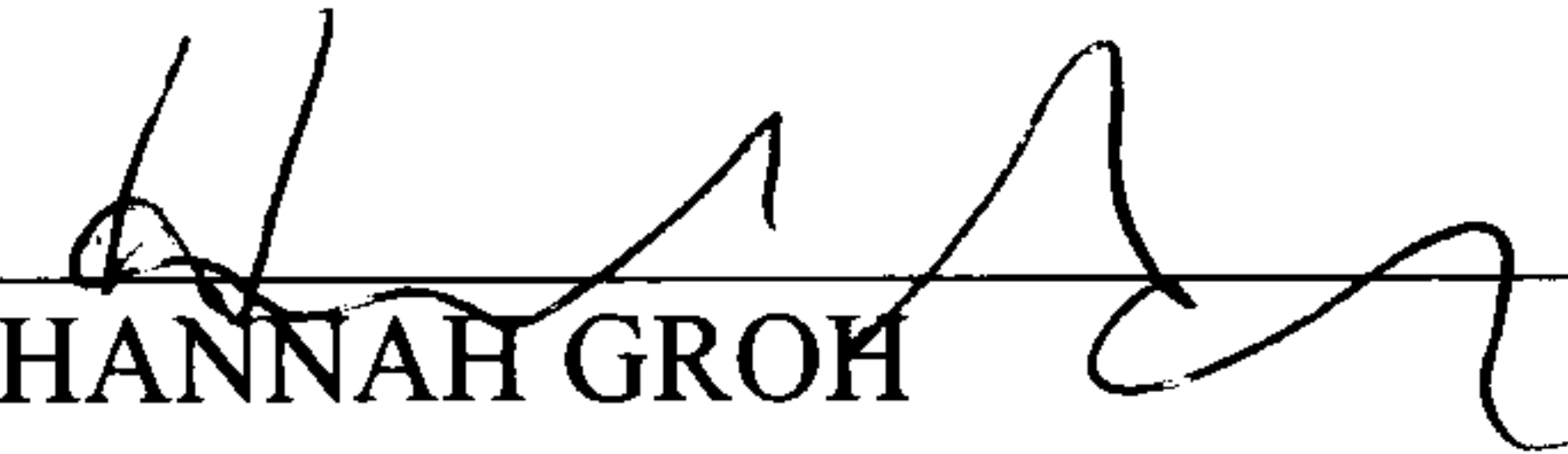
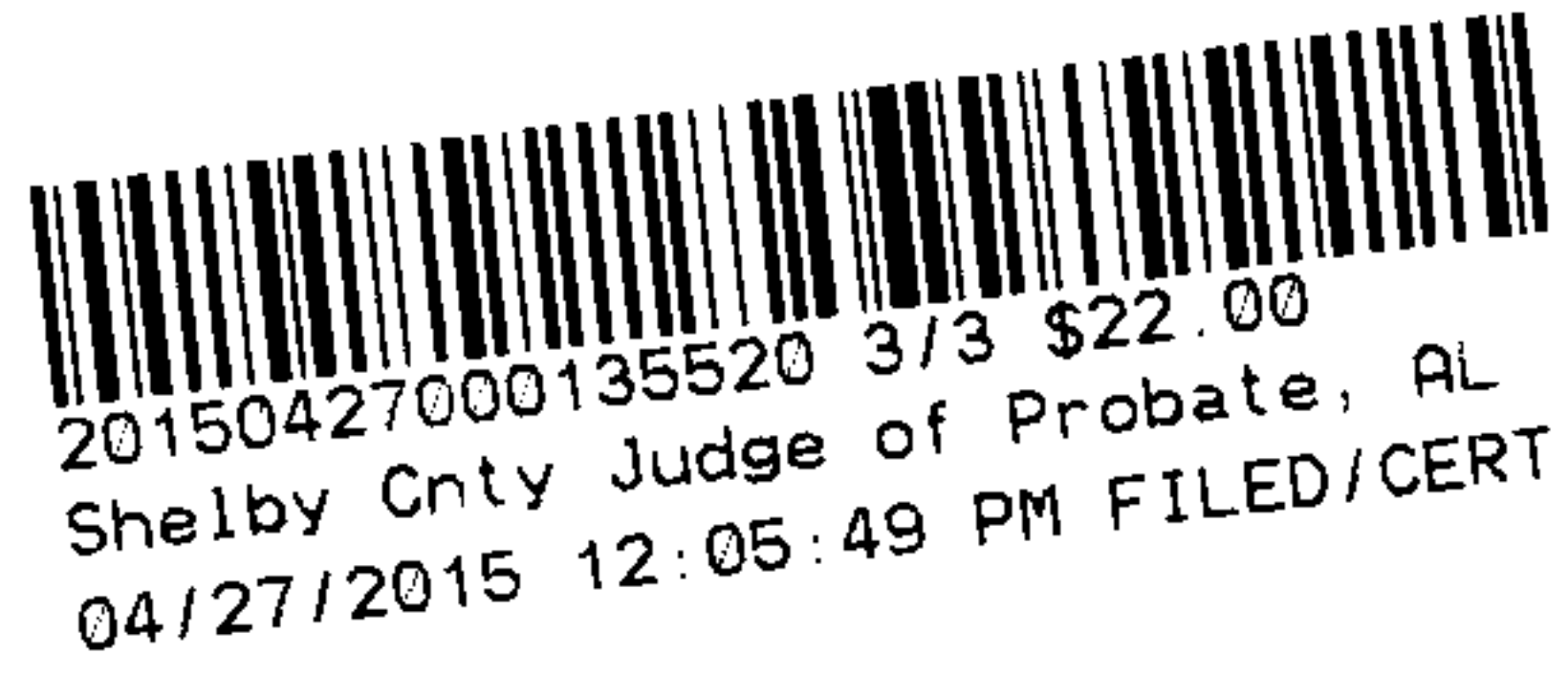
the address of 4409 Highway 71, Shelby, Shelby County, Alabama 35143 according to the present system of numbering in said County and State, (hereinafter, the "Property"), and being more particularly described as follows:

COMMENCE AT THE NW CORNER OF THE SW $\frac{1}{4}$ OF THE NE $\frac{1}{4}$ OF SECTION 11, TOWNSHIP 24 NORTH, RANGE 15 EAST AND RUN SOUTH ALONG THE EAST LINE OF SAID SECTION FOR A DISTANCE OF 947.25 FEET TO A POINT; THENCE RUN NORTH 60 DEGREES 18 MINUTES 14 SECONDS WEST FOR A DISTANCE OF 554.84 FEET TO A POINT; THENCE RUN NORTH 60 DEGREES 32 MINUTES 06 SECONDS WEST FOR A DISTANCE OF 93.94 FEET TO THE POINT OF BEGINNING; THENCE RUN NORTH 33 DEGREES 44 MINUTES 00 SECONDS EAST FOR A DISTANCE OF 194.72 FEET TO A POINT; THENCE RUN NORTH 84 DEGREES 31 MINUTES 44 SECONDS WEST FOR A DISTANCE OF 200.87 FEET TO A POINT; THENCE RUN SOUTH 0 DEGREES 01 MINUTES 36 SECONDS WEST FOR A DISTANCE OF 136.25 FEET TO A POINT; THENCE RUN SOUTH 63 DEGREES 59 MINUTES 25 SECONDS EAST FOR A DISTANCE OF 102.24 FEET TO THE POINT OF BEGINNING.

Plaintiff seeks the following relief against the Property;

- A. That the Shelby County Judge of Probate, Alabama records be reformed to reflect that Robin M. Erwin's interest in the Property is subject to, encumbered by, and inferior to the Mortgage, recorded at Instrument No. 20030203000062640, Judge of Probate of Shelby County, Alabama records;
- B. That this Court declare, decree, and adjudge the Mortgage, recorded at Instrument No. 20030203000062640, Judge of Probate of Shelby County, Alabama, is a valid, enforceable, first priority secured position on the Property; and
- C. That this Court award such other and further relief as may be just and proper

Respectfully submitted, this 23 day of April, 2015.


HANNAH GROH

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