


LIS PENDENS


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Shelby Cnty Judge of Probate, AL
07/27/2015 11:18:55 AM FILED/CERT

STATE OF ALABAMA
COUNTY OF SHELBY

Pursuant to *Ala. Code* § 35-4-131, *et seq*, **Bank of America, N.A.** commenced an action in the Circuit Court of Shelby County, Alabama styled, **Bank of America, N.A. Plaintiff v. Hillary L. Castleberry, Tiffany S. Castleberry and Secretary of Housing and Urban Development, Defendants**, Civil Action No. CV-2015- 900637.00, asserting, inter alia, claims for declaratory judgment and equitable relief with respect to a mortgage held by Plaintiff which mortgage was originally given by Hillary L Castleberry and Tiffany S. Castleberry to Mortgage Electronic Registration Systems, Inc., solely as nominee for Lender Countrywide Bank, FSB, which mortgage is recorded in Instrument # 20080501000178540 of the Probate Court records for Shelby County, Alabama, and encumbers the following real property:


Lot 29, according to the Survey of Eagle Cove Subdivision, as recorded in Map Book 35, Page 121, in the Probate Office of Shelby County, Alabama.

Said property is more commonly known as: 110 Eagle Cove Drive, Pelham, AL 35124-2167.

A purported release of mortgage was recorded in error in Instrument # 201404150001099202 of the Probate Court records for Shelby County, Alabama. Plaintiff seeks a declaratory judgment finding that the purported release was executed and recorded by mistake and is therefore of no force of effect and that the mortgage recorded at Instrument # 20080501000178540 of said Probate records remains a valid first lien on the referenced real property as if the release had never been recorded.

Dated this 6th day of July, 2015.

Bank of America, N.A.



By: William S. McFadden
Plaintiff's Attorney



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STATE OF ALABAMA
COUNTY OF MOBILE

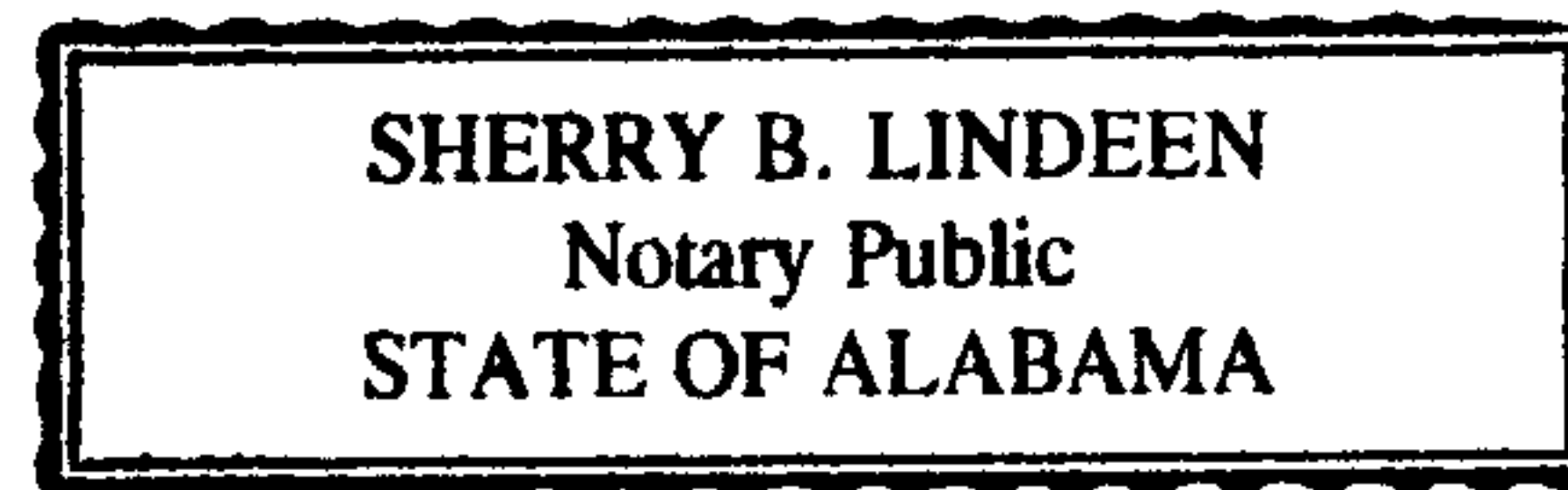
I, the undersigned Notary Public, in and for said State and County, do hereby certify that William S. McFadden, whose name as attorney for Bank of America, N.A., is signed to the above and foregoing instrument, and who is known to me, acknowledged before me on this day, that, being informed of the contents of said instrument, he as such attorney and with full authority executed the same voluntarily for and as the act of said corporation on the day the same bears date.

Given under my hand and official seal of office on this the 6th day of July, 2015.


NOTARY PUBLIC

THIS INSTRUMENT PREPARED BY:

William S. McFadden
McFadden, Lyon & Rouse, LLC
718 Downtowner Boulevard
Mobile, AL 36609-5499
(334)342-9172



NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Apr 25, 2016
BONDED THRU NOTARY PUBLIC UNDERWRITERS