STATE OF NORTH CAROLINA                  IN THE GENERAL COURT OF JUSTICE

                                                                                    DISTRICT COURT DIVISION

COUNTY OF \_\_\_\_\_\_\_                                                          \_\_\_\_ CVD \_\_\_\_\_

\_\_\_\_\_\_\_\_,                      )

                                                            )

                        Plaintiff,                        )

                                                            )

                        vs.                                )               **NOTICE OF LIS PENDENS**

                                                            )

\_\_\_\_\_\_\_\_\_\_\_\_,                    )

                                                            )

                        Defendant.                    )

            This notice of Lis Pendens filed with the Clerk of Superior Court of \_\_\_\_ County shows:

1.                  That a civil action for Equitable Distribution has begun in the District Court of said County in which \_\_\_\_\_\_\_is the Plaintiff and \_\_\_\_\_\_ is the Defendant.  \_\_\_\_\_\_ is the owner of real property located at \_\_\_\_\_\_, \_\_\_\_\_, NC 27502.

2.                  \_\_\_\_\_\_\_ has a marital interest in this property, and her name is presently on the second mortgage encumbering this property.  This property is subject to division via an Equitable Distribution Proceeding.

3.                  Part of the property which is subject to this action is property recorded in a Deed and recorded in Book 7317, at page 0793 of the \_\_\_\_\_\_ County Registry.  A copy of this deed is attached hereto as Exhibit A and is hereby incorporated by reference.

4.                  That the property described in said Deed lies in \_\_\_\_\_ County, North Carolina and is located at: LIVING and being in Swift Creek Township,\_\_\_\_\_ County, North Carolina, and being more particularly described as follows:

BEING all of Lot B-3R, containing 1.7997 acres, more or less, as shown on that certain plat entitled "Recombination Map of Lot B-2 & Lot  B-3, Property of \_\_\_\_\_\_\_\_& Wife, \_\_\_\_\_\_, Into Lot B-2R & Lot B-3R", prepared by John Y. Phelps, Jr., R.L.S. and recorded in Book of Maps 1997, Page 116, \_\_\_\_\_ County Registry, to which plat references is hereby made for a more particular description of same.

TOGETHER with a permanent, non-exclusive right and easement for access to and from the property herein conveyed, over and across that portion of other lands owned by Granter shown and depicted as "30' private easement" on that certain plat entitled "Property of \_\_\_\_\_\_\_\_ and Wife \_\_\_\_\_\_\_\_", recorded in Book of Maps 1984, Page 1701, \_\_\_\_\_ County Registry, to which plat reference is hereby made for a more particular description of same.

TOGETHER with a permanent, non-exclusive right and easement over and across other lands owned by Grantor to the extent necessary to provide water from the "Well" located on Lot A, as shown on the plat recorded in Book of Maps 1997, Page 116, \_\_\_\_ County Registry, to the property herein conveyed, including the right to go on such land as necessary to maintain, remove and/or replace the existing water distribution lines serving the property herein conveyed..

5.                  This Notice of Lis Pendens is filed under provisions of North Carolina General Statutes Â§1-60 and Â§50-20(h).  All persons shall take notice of the same.

This the \_\_\_ day of \_\_\_\_, 20\_\_\_\_\_.

                                                                              \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_

                                                                              Attorneys for Plaintiff

                                                                              Attorney Address