

THIS INSTRUMENT PREPARED BY:

Jack G. Kowalski
Sadler, Sullivan, Sharp,
Fishburne & Van Tassel, P.C.
2500 SouthTrust Tower
Birmingham, Alabama 35203

STATE OF ALABAMA)
SHELBY COUNTY)

VERIFIED STATEMENT OF LIEN

COMES NOW Granger Construction Company, Inc. and files this statement in writing, verified by the oath of Robert Granger, President, who has personal knowledge of the facts herein set forth:

That said Granger Construction Company, Inc. claims a lien upon the property situated in Shelby County, Alabama, commonly referred to as the Magnolia Parc Subdivision, more specifically described as follows, to-wit:

Commence at the southwest corner of Section 25, Township 21 South, Range 1 West; thence run north 00°02'17" East along the west line of said section a distance of 432.86 feet; thence run south 89°41'20" east a distance of 54.40 feet to the point of beginning; thence continue along last described course a distance of 1121.96 feet; thence run north 12°48'44" west a distance of 225.56 feet; thence run south 89°59'58" west a distance of 1143.20 feet to a point on the easterly right of way line of Shelby County, Highway 47; thence run south 19°42'20" east a distance of 30.94 feet thence run south 70°07'50" west a distance of 5.00 feet; thence run south 19°42'20" east a distance of 194.40 feet to the point of beginning.

This lien is claimed, separately and severally, as to both the buildings and improvements thereon, and the said land to the extent of the entire lot or parcel which is contained within a city or town. If the said land is not within a city or town, this lien is claimed, separately and severally, as to the buildings and improvements located on the above-described real estate, plus one (1) acre of land surrounding and contiguous thereto.

That said lien is claimed to secure an indebtedness of ONE HUNDRED FOURTEEN THOUSAND, NINETY SIX AND 29/100S DOLLARS (\$114,096.29) with interest from on or about November 25, 1996, for construction work, material, equipment and labor furnished to The Phoenix 95 Group, Inc. which construction work, material, equipment and labor was for use and was in fact so used in the above-described buildings, improvements and land.

The name(s) of the owner(s) or proprietor(s) of the said property is(are) Jefferson D. Falkner, Janice Falkner, Phoenix 95 Group, Inc., and/or Colonial Bank.

Granger Construction Company, Inc.,
Claimant

By Robert L. Granger
Its: President

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County in said State, hereby certify that Robert Granger, as President of Granger Construction Company, Inc. whose name is signed to the foregoing instrument and who is know to me, being first duly sworn, acknowledged before me on this day that the statements and representations made therein are true, and being informed of the contents of the foregoing instrument, and being duly authorized to execute same on behalf of said corporation (s)he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal, this 4th day of February, 1997.

My Commission Expires: 8-9-99

Terri L. Spurgeon
NOTARY PUBLIC

02/06/1997-03864
09:06 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 MCD 8.50

Inst # 1997-03864