

1552
TERRY SIMPSON, individually, and
d/b/a SAND MOUNTAIN BRICK CO.,

Claimant,

vs.

PATHWAY HOMES, INC., an Alabama
corporation, Owner; LIGHTHOUSE
DEVELOPMENT, INC., an Alabama
corporation, Former Owner; and,
GUARANTY FEDERAL SAVINGS & LOAN
ASSOCIATION, Mortgage holder.

This instrument prepared by
Wade H. Morton, Jr., Attorney at Law
South Main Street, P O Box 1227
Columbiana, Alabama 35950

STATE OF ALABAMA

SHELBY COUNTY, STATE OF ALA. SHELBY CO.
I CERTIFY THIS
INSTRUMENT WAS FILED
1986 FEB 28 PM 3:54

VERIFIED STATEMENT OF LIEN

TERRY SIMPSON, individually, and d/b/a SAND MOUNTAIN BRICK CO., hereby files this statement in writing, verified by the oath of Terry Simpson, who has personal knowledge of the facts herein set forth:

That said TERRY SIMPSON, individually, and d/b/a SAND MOUNTAIN BRICK CO., claims a lien upon the following described building, the land upon which said building is situated, and the remaining portion of the following described lot or parcel of land located in the City of Alabaster, Shelby County, Alabama, to-wit:

Lot 12, Block 9, according to the Map and Survey of Bermuda Lake Estates, First Sector, as recorded in Map Book 9, at Page 98, in the Office of the Judge of Probate of Shelby County, Alabama.

This lien is claimed, separately and severally, as to both the new residential dwelling house thereon and the said land.

That said lien is claimed to secure an indebtedness of \$689.00, with interest from, to-wit: November 10, 1985, for brick delivered by TERRY SIMPSON, individually, and d/b/a SAND MOUNTAIN BRICK CO., for construction of a new residential dwelling house situated upon the above described real property under a direct contractual agreement with either LIGHTHOUSE DEVELOPMENT, INC. or PATHWAY HOMES, INC. or both, but if not with both and in the event Pathway Homes, Inc. was not the record title holder at the time of delivery then at the time of delivery Pathway Homes, Inc. was acting as agent for the record title holder Lighthouse Development, Inc. or, alternatively, Pathway Homes, Inc. was the actual cestuis que trust or equitable owner at the time of such delivery, which materials were so furnished and delivered on, to-wit: October 23, 1985 and were used in construction of said residential dwelling house on said land.

The names of the owners or proprietors of said real property are: PATHWAY HOMES, INC., an Alabama corporation, who obtained title under that certain deed of conveyance from LIGHTHOUSE DEVELOPMENT, INC., a corporation, as Grantor, dated September 20, 1985 and recorded on December 6, 1985 in Real Book 51, at Page 968, in the Office of the Judge of Probate of Shelby County, Alabama; and, GUARANTY FEDERAL SAVINGS & LOAN ASSOCIATION is the Mortgagee under that certain mortgage of said real property from Lighthouse Development, Inc. dated June 4, 1985 and recorded July 15, 1985 in Real Book 34, at Pages 273-275, in said Probate Records, which mortgage Claimant contends is paid as to this lot, and also Mortgagee under that certain mortgage of said real property from Pathway Homes, Inc. dated June 25, 1985 and recorded on July 15, 1985 in Real Book 34, at Pages 253-256, in said Probate Records.

STATE OF ALABAMA)
SHELBY COUNTY)

Terry Simpson
Terry Simpson

Before me, the undersigned, a Notary Public in and for said County and State, personally appeared Terry Simpson, who being duly sworn does depose and say: That he is the sole proprietor of Sand Mountain Brick Co. and has personal knowledge of the facts set forth in the foregoing statement of lien, and that the same are true and correct to the best of his knowledge and belief.

Sworn to and subscribed to
before me this 28th day of
February, 1986.

Terry Simpson
Terry Simpson, Affiant

Wade H. Morton, Jr.
Notary Public My Commission Expires August 4, 1987