

1537

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 35051

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 10, 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 \$1,102.40,
with interest from, to-wit: November 10, 1985, for brick delivered
by TERRY SIMPSON, individually, and d/b/a SAND MOUNTAIN BRICK CO., for con-
struction 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 August 5, 1985
and recorded on August 15, 1985 in Real Book 37, at Pages 956-959, 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