

THIS INSTRUMENT PREPARED BY:

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Birmingham, Alabama 35203-3217

STATE OF ALABAMA )

SHELBY COUNTY )

**VERIFIED STATEMENT OF LIEN**

COMES NOW **Estes Equipment Company, Inc.** and files this statement in writing, verified by the oath of Dale Simmons, its Managing Partner, who has personal knowledge of the facts herein set forth:

That said **Estes Equipment Company, Inc.** claims a lien upon the property situated in Shelby County, Alabama, which is commonly referred to as Sterrett One-Stop located at 49700 Highway 25, Sterrett, Alabama 35147, whose legal description is as follows:

That certain tract of land described as beginning at the southeast corner of the Southwest quarter of the Southwest quarter of Section 19, Township 18, Range 2, East, and runs thence West along the South line of Section 19, a distance of 250 feet more or less to the East right of way line of Public Highway No. 21 (now Highway 25) as the same is now located; run thence in a Northerly direction along the Easterly right of way line of said Public Highway No. 21 (now Hwy. 25) as now located, a distance of 200 feet, run thence in an Easterly direction to a point of the East line of said Southwest Quarter of said Section 19, at a point 200 feet north of the point of beginning; run thence South along the East line of said forty acres a distance of 200 feet to the point of beginning; and all being situated in Shelby County, Alabama.

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 (\$34,026.44) THIRTY FOUR THOUSAND, TWENTY SIX AND 39/100 DOLLARS with interest at the rate of one percent per month (12% per annum) from March 25, 1999 for construction work, material, equipment and labor furnished to the owner of the property 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 names of the owners or proprietors of the said property are C. Wayne Overton d/b/a Sterrett One Stop .

**ESTES EQUIPMENT COMPANY, INC.**  
CLAIMANT

By Rodger Dale Simmons  
Its Managing Partner

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STATE OF ALABAMA     )

JEFFERSON COUNTY     )

Before me, the undersigned, a Notary Public in and for the County of Jefferson, State of Alabama, personally appeared Dale Simmons as Managing Partner of Estes Equipment Company, Inc. who being duly sworn, doth depose and say: That he 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.

Subscribed and sworn to before me on this 14 day of September, 1999, by said Affiant.

*Pamela S. Bryant*  
Notary Public *Pamela S. Bryant*  
My Commission Expires: 6-28-2000  
[Affix Seal]

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