

VERIFIED STATEMENT OF LIEN

STATE OF ALABAMA)
SHELBY COUNTY)

Claimant, Building & Earth Sciences, Inc. files this statement in writing, verified by the oath of Jeffrey A. Cowen, Vice President, who has personal knowledge of the facts herein set forth:

That Building & Earth Sciences, Inc. claims a lien upon the following real property, known as Old Cahaba Phase VI in Shelby County, Alabama, to wit:

LEGAL PROPERTY DESCRIPTION

See Legal Description attached as Exhibit A.

This lien is claimed, separately and severally, as to the land, buildings and improvements thereon to the extent of the entire lot or parcel which is contained within a city or town. If said land is not within a city or town, this lien is claimed, separately and severally, as to the land, buildings and improvements located on the above-described real property, plus one acre of land surrounding and contiguous thereto. This lien is also claimed as to any amounts owing from the owner or proprietor of the said property to the said contractor.

That said lien is claimed to secure an indebtedness, after all just credits have been given, of at least \$42,740.95, plus all other allowable interest, costs and attorney's fees which continue to accrue, for labor, services, and materials furnished by Building & Earth Sciences, Inc. for the purpose of, but not limited to, on-site geotechnical engineering/consulting, monitoring construction activities, and testing for the improvements of the above-described property.

The name of the owner(s) of the said property is American Homes & Land Corporation and/or American Land Development Corp. and the debt was incurred on account of American Homes & Land Corporation and American Land Development Corp. Building & Earth Sciences, Inc. was the original or prime contractor on the project.

Building & Earth Sciences, Inc.

BY:

Jeffrey A. Cowen Vice President

20080208000054590 2/6 \$26.00 Shelby Cnty Judge of Probate, AL 02/08/2008 04:31:15PM FILED/CERT

STATE OF ALABAMA)
JEFFERSON COUNTY)

Before me, the undersigned, a notary public in and for said County and State, personally appeared Jeffrey A. Cowen, Vice President of Building & Earth Sciences, Inc., who being duly sworn, deposes and says under oath: That he has personal knowledge of the facts set forth in the foregoing Verified Statement of Lien, and that the same are true and correct.

Jeffrey A. Coww.
Affiant

Subscribed and sworn to before me on this the $\frac{g}{2}$ day of February,

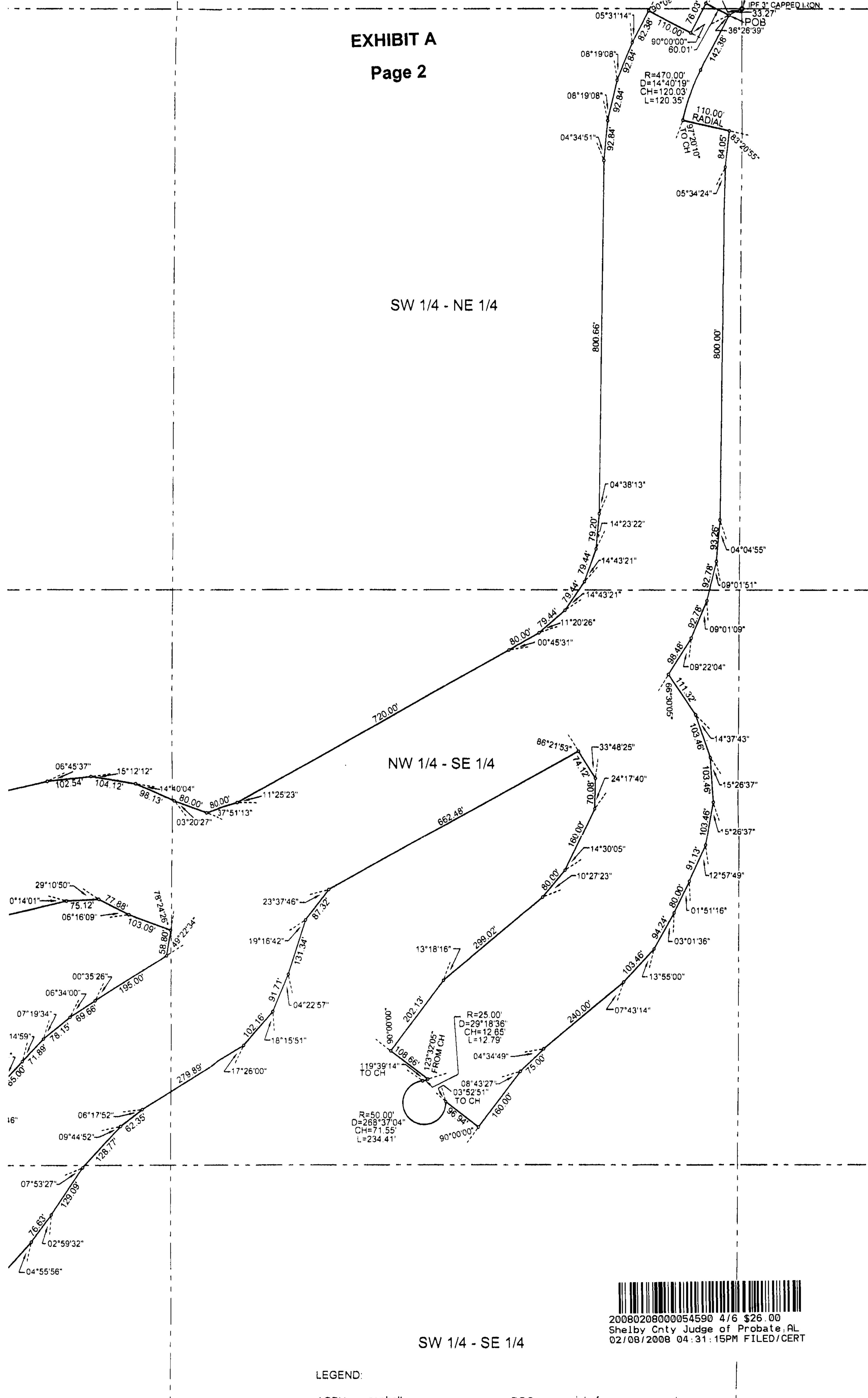
2008, by said affiant.

Votary Public

[NOTARY SEAL]

A parcel of land situated in Section 30, Township 20 South, Range 3 West, also the Northeast quarter of the Southeast quarter of Section 25, Township 20 South, Range 4 West and the Southeast quarter of the Northeast quarter of Section 25, Township 20 South, Range 4 West, all being in Shelby County, Alabama, being more particularly described as follows:

Begin at a 3 inch capped iron found locally accepted to be the Southeast corner of the Northeast quarter of the Northeast quarter of said Section 30; thence run in a Westerly direction along the Sou h line of said Northeast quarter for a distance of 1312.32 feet to a 3 inch capped iron found locally accepted to be the Southwest corner of said Northeast quarter; thence turn an angle to the left of 26 degrees, 07 minutes, 19 seconds and run in a Southwesterly direction for a distance of 33.27 feet to the point of beginning; thence turn an angle to the left of 36 degrees, 26 minutes, 39 seconds and run in a Southwesterly direction for a distance of 142.38 feet to a point on a curve to the left, having a central angle of 14 degrees, 40 minutes, 19 seconds and a radius of 470.00 feet; thence run in a Southwesterly direction along the arc of said curve for a distance of 120.35 feet to a point; thence turn an angle to the left from the chord of said curve of 97 degrees, 20 minutes, 10 seconds and run in a Southeasterly direction for a distance of 110.00 feet to a point; thence turn an angle to the right of 83 degrees, 20 minutes, 55 seconds and run in a Southwesterly direction for a distance of 84.05 feet to a point; thence turn an angle to the left of 05 degrees, 34 minutes, 24 seconds and run in a Southerly direction to a distance of 800.00 feet to a point; thence turn an angle to the right of 04 degrees, 04 minutes, 55 seconds and run in a Southwesterly direction for a distance of 93.26 feet to a point; thence turn an angle to the right of 09 degrees, 01 minutes, 51 seconds and run in a Southwesterly direction for a distance of 92.78 feet to a point; thence turn an angle to the right of 09 degrees, 01 minutes, 09 seconds and run in a Southwesterly direction for a distance of 92.78 feet to a point; thence turn an angle to the right of 09 degrees, 22 minutes, 04 seconds and run in a Southwesterly direction for a distance of 98.48 feet to a point; thence turn an angle to the left of 66 degrees, 30 minutes, 05 seconds and run in a Southeasterly direction for a distance of 111.32 feet to a point; thence turn an angle to the right of 14 degrees, 37 minutes, 43 seconds and run in a Southeasterly direction for a distance of 103.46 feet to a point; thence turn an angle to the right of 15 degrees, 26 minutes, 37 seconds and run in a Southeasterly direction for a distance of 103.46 feet to a point; thence turn an angle to the right of 15 degrees, 26 minutes, 37 seconds and run in a Southwesterly direction for a distance of 103.46 feet to a point; thence turn an angle to the right of 12 degrees, 57 minutes, 49 seconds and run in a Southwesterly direction for a distance of 91.13 feet to a point; thence turn an angle to the right of 01 degree, 51 minutes, 16 seconds and run in a Southwesterly direct on for a distance of 80.00 feet to a point; thence turn an angle to the right 03 degrees, 01 minutes, 36 seconds and run in a Southwesterly direction for a distance of 94.24 feet to a point; thence turn an angle to the right of 13 degrees, 55 minutes, 00 seconds and run in a Southwesterly direction for a distance of 103.46 feet to a point; thence turn an angle to the right of 07 degrees, 43 minutes, 14 seconds and run in a Southwesterly direction for a distance of 240.00 feet to a point; thence turn an angle to the left of 04 degrees, 34 minutes, 49 seconds and run in a Southwesterly direction for a distance of 75.00 feet to a point; thence turn an angle to the left of 08 degrees, 43 minutes, 27 seconds and run in a Southwesterly direction for a distance of 160.00 feet to a point; thence turn an angle to the right of 90 degrees, 00 minutes, 00 seconds and run in a Northwesterly direction for a distance of 96.94 feet to a point on a curve to the right, having a central angle of 268 degrees, 37 minutes, 04 seconds and a radius of 50.00 feet; thence turn an angle to the right of 03 degrees, 52 minutes, 51 seconds to the chord of said curve and run in a Southwesterly to Northwesterly to Northeasterly direction along the arc of said curve for a distance of 234.41 feet to a point on a curve to the left, having a central angle of 29 degrees, 18 minutes, 36 seconds and a radius of 25.00 feet; thence turn an angle to the right to the chord of said curve of 119 degrees, 39 minutes, 14 seconds and run in a Northeasterly direction along the arc of said curve for a distance of 12.79 feet to a point; thence turn an angle to the left from the chord of said curve of 123 degrees, 32 minutes, 05 seconds and run in a Northwesterly direction for a distance of 108.66 feet to a point; thence turn an angle to the right of 90 degrees, 00 minutes, 00 seconds and run in a Northeasterly direction for a distance of 202.13 feet to a point; thence turn an angle to the right of 13 degrees, 18 minutes, 16 seconds and run in a Northeasterly direction for a distance of 299.02 feet to a point; thence turn an angle to the left of 10 degrees, 27 minutes, 23 seconds and run in a Northeasterly direction for a distance of 80.00 feet to a point; thence turn an angle to the left of 14 degrees, 30 minutes, 05 seconds and run in a Northeasterly direction for a distance of 160.00 feet to a point; thence turn an angle to the left of 24 degrees, 17 minutes, 40 seconds and run in a Northeasterly direction for a distance of 70.08 feet to a point; thence turn an angle to the left of 33 degrees, 48 minutes, 25 seconds and run in a Northwesterly direction for a distance of 74.12 feet to a point; thence turn an angle to the left of 86 degrees, 21 minutes, 53 seconds and run in a Southwesterly direction for a distance of 662.48 feet to a point; thence turn an angle to the left of 23 degrees, 37 minutes, 46 seconds and run in a Southwesterly direction for a distance of 87.32 feet to a point; thence turn an angle to the left of 19 degrees, 16 minutes, 42 seconds and run in a Southwesterly direction for a distance of 131.34 feet to a point; thence turn an angle to the right of 04 degrees, 22 minutes, 57 seconds and run in a Southwesterly direction for a distance of 91.71 feet to a point; thence turn an angle to the right of 18 degrees, 15 minutes, 51 seconds and run in a Southwesterly direction for a distance of 102.16 feet to a point; thence turn an angle to the right of 17 degrees, 26 minutes, 00 seconds and run in a Southwesterly direction for a distance of 279.89 feet to a point; thence turn an angle to the left of 06 degrees, 17 minutes, 52 seconds and run in a Southwesterly direction for a distance of 62.35 feet to a point; thence turn an angle to the left of 09 degrees, 44 minutes, 52 seconds and run in a Southwesterly direction for a distance of 128.77 feet to a point; thence turn an angle to the left of 07 degrees, 53 minutes, 27 seconds and run in a Southwesterly direction for a distance of 129.09 feet to a point; thence turn an angle to the right of 02 degrees, 59 minutes, 32 seconds and run in a Southwesterly direction for a distance of 76.63 feet to a point; thence turn an angle to the right of 04 degrees, 55 minutes, 56 seconds and run in a Southwesterly direction for a distance of 196.32 feet to a point; thence turn an angle to the left of 01 degree, 09 minutes, 45 seconds and run in a Southwesterly direction for a distance of 64.64 feet to a point; thence turn an angle to the left of 01 degree, 58 minutes, 34 seconds and run in a Southwesterly direction for a distance of 64.68 feet to a point; thence turn an angle to the left of 00 degrees, 48 minutes, 03 seconds and rur in a Southwesterly direction for a distance of 325.00 feet to a point; thence turn an angle to the left of 08 degrees, 00 minutes, 24 seconds and run in a Southwesterly direction for a distance of 65.64 feet to a point; thence turn an angle to the left of 05 degrees, 42 minutes, 18 seconds and run in a Southwesterly direction for a distance of 66.60 feet to a point; thence turn an angle to the right of 12 degrees, 00 minutes, 46 seconds and run in a Southwesterly direction for a distance of 86.96 feet to a point; thence turn an angle to the right of 57 degrees, 15 minutes, 16 seconds and run in a Northwesterly direction for a distance of 77.53 feet to a point; thence turn an angle to the left of 90 degrees, 00 minutes, 00 seconds and run in a Southwesterly direction for a distance of 65.00 feet to a point; thence turn an angle to the right of 90 degrees, 00 minutes, 00 seconds and run in a Northwesterly direction for a distance of 90.00 feet to a point: thence turn an angle to the right of 90 degrees, 00 minutes, 00 seconds and run in a Northeasterly direction for a distance of 65.00 feet to a point; thence turn an angle to the left of 90 degrees, 00 minutes, 00 seconds and run in a Northwesterly direction for a distance of 16.39 feet to a point; thence turn an angle to the right of 62 degrees, 02 minutes, 36 seconds and run in a Northwesterly direction for a distance of 178.72 feet to a point; thence turn an angle to the right of 54 degrees, 45 minutes, 19 seconds and run in a Northeasterly direction for a distance of 108.23 feet to a point; thence turn an angle to the right of 20 degrees, 38 minutes, 14 seconds and run in a Northeasterly direction for a distance of 119.89 feet to a point; thence turn an angle to the lest of 12 degrees, 59 minutes, 30 seconds and run in a Northeasterly direction for a distance of 340.00 feet to a point; thence turn an angle to the right of 30 degrees, 46 minutes, 16 seconds and run in a Northeasterly direction for a distance of 67.63 feet to a point; thence turn an angle to the right of 01 degree, 54 minutes, 48 seconds and run in a Northeasterly direction for a distance of 75.69 feet to a point; thence turn an angle to the right of 01 degree, 16 minutes, 02 seconds and run in a Northeasterly directed for a distance of 137.91 feet to a point; thence turn an angle to the left of 00 degrees, 11 minutes, 29 seconds and run in a Northeasterly direction for a distance of 64.59 feet to a point; thence turn an angle to the left of 07 degrees, 00 minutes, 46 seconds and run in a Northeasterly direction for a distance of 71.45 feet to a point; thence turn an angle to the left of 01 degree, 09 minutes, 46 seconds and run in a Northeasterly direction for a distance of 72.50 feet to a point; thence turn an angle to the right of 04 degrees, 31 minutes, 51 seconds and run in a Northeasterly direction for a distance of 78.16 feet to a point; thence turn an angle to the right of 03 degrees, 50 minutes, 43 seconds and run in a Northeasterly direction for a distance of 65.00 feet to a point; thence turn an angle to the right of 01 degree, 14 minutes, 59 seconds and run in a Northeasterly direction for a distance of 71.89 feet to a point; thence turn ar angle to the right 07 degrees, 19 minutes, 34 seconds and run in a Northeasterly direction for a distance of 78.15 feet to a point; thence turn an angle to the right of 06 degrees, 34 minutes, 00 seconds and run in a Northeasterly direction for a distance of 69.66 feet to a point; thence turn an angle to the right of 00 degrees, 35 minutes, 26 seconds and run in a Northeasterly direction for a distance of 195.00 feet to a point; thence turn an angle to the left of 49 degrees, 22 minutes, 34 seconds and run in a Northeasterly direction for a distance of 58.80 feet to a point; thence turn an angle to the left of 78 degrees, 24 minutes, 26 seconds and run in a Northwesterly direction for a distance of 103.09 feet to a point; thence turn an angle to the right of 06 degrees, 16 minutes, 09 seconds and run in a Northwesterly direction for a distance of 77.88 feet to a point; thence turn an angle to the left of 29 degrees, 10 minutes, 50 seconds and run in a Southwesterly direction for a distance of 75.12 feet to a point; thence turn an angle to the left of 10 degrees, 14 minutes, 01 seconds and run in a Southwesterly direction for a distance of 400.00 feet to a point; thence turn an angle to the left of 09 degrees, 56 minutes, 20 seconds and run in a Southwesterly direction for a distance of 75.95 feet to a point; thence turn an angle to the left of 16 degrees, 54 minutes, 55 seconds and run in a Southwesterly direction for a distance of 74.23 feet to a point; thence turn an angle to the left of 00 degrees, 16 minutes, 00 seconds and run in a Southwesterly direction for a distance of 160.00 feet to a point; thence turn an angle to the right of 04 degrees, 39 minutes, 43 seconds and run in a Southwesterly direction for a distance of 97.68 feet to a point; thence turn an angle to the right of 14 degrees, 30 minutes, 48 seconds and run in a Southwesterly direction for a distance of 103.09 feet to a point; thence turn an angle to the right of 14 degrees, 49 minutes, 27 seconds and run in a Southwesterly direction for a distance of 144.71 feet to a point; thence turn an angle to the right of 06 degrees, 35 minutes, 19 seconds and run in a Northwesterly direction for a distance of 358.72 feet to a point; thence turn an angle to the right of 02 degrees, 43 minutes, 12 seconds and run in a Northwesterly direction for a distance of 84.34 feet to a point; thence turn an angle to the right of 02 degrees, 46 minutes, 39 seconds and run in a Northwesterly direction for a distance of 84.34 feet to a point; thence turn an angle to the right of 02 degrees, 46 minutes, 39 seconds and run in a Northwesterly direction for a distance of 84.34 feet to a point; thence turn an angle to the right of 02 degrees, 46 minutes, 39 seconds and run in a Northwesterly direction for a distance of 84.34 feet to a point; thence turn an angle to the right of 02 degrees, 46 minutes, 39 seconds and run in a Northwesterly direction for a distance of 84.34 feet to a point; thence turn an angle to the right of 02 degrees, 46 minutes, 39 seconds and run in a Northwesterly direction for a distance of 84.34 feet to a point; thence turn an angle to the right of 02 degrees, 46 minutes, 39 seconds and run in a Northwesterly direction for a distance of 84.34 feet to a point; thence turn an angle to the right of 02 degrees, 25 minutes, 47 seconds and run in a Northwesterly direction for a distance of 82.21 feet to a point; thence turn an angle to the right of 00 degrees, 21 minutes, 55 seconds and run in a Northwesterly direction for a distance of 228.95 feet to a point; thence turn an angle to the left of 90 degrees, 00 minutes, 00 seconds and run in a Southwesterly direction for a distance of 75.00 feet to a point; thence turn an angle to the right of 90 degrees, 00 minutes, 00 seconds and run in a Northwesterly direction for a distance of 75.00 feet to a point; thence turn an angle to the right of 90 degrees, 00 minutes, 00 seconds and run in a Northeasterly direction for a distance of 75.00 feet to a point; thence turn an angle to the left of 90 degrees, 00 minutes, 00 seconds and run in a Northwesterly direction for a distance of 319.40 feet to a point; thence turn an angle to the right of 01 degree, 00 minutes, 01 seconds and run in a Northwesterly direction for a distance of 88.52 feet to a point; thence turn an angle to the right of 13 degrees, 33 minutes, 16 seconds and run in a Northwesterly direction for a distance of 107.43 feet to a point; thence turn an angle to the right of 18 degrees, 10 minutes, 50 seconds and run in a Northwesterly direction for a distance of 107.43 feet to a point; thence turn an angle to the right of 18 degrees, 10 minutes, 50 seconds and run in a Northwesterly direction for a distance of 107.43 feet to a point; thence turn an angle to the right of 18 degrees, 10 minutes, 50 seconds and run in a Northeasterly direction for a distance of 107.43 feet to a point; thence turn an angle to the right of 16 degrees, 45 minutes, 20 seconds and run in a Northeasterly direction for a distance of 94.41 feet to a point; thence turn an angle to the left of 94 degrees, 38 minutes, 09 seconds and run in a Northwesterly direction for a distance of 89.18 feet to a point; thence turn an angle to the right of 32 degrees, 19 minutes, 01 seconds and run in a Northwesterly direction for a distance of 82.13 feet to a point; thence turn an angle to the right of 29 degrees, 44 minutes, 39 seconds and run in a Northwesterly direction for a distance of 82.13 feet to a point; thence turn an angle to the right of 29 degrees, 44 minutes, 39 seconds and run in a Northeasterly direction for a distance of 82.13 feet to a point; thence turn an angle to the right of 29 degrees, 44 minutes, 39 seconds and run in a Northeasterly direction for a distance of 82.13 feet to a point; thence turn an angle to the right of 29 degrees, 44 minutes, 39 seconds and run in a Northeasterly direction for a distance of 82.13 feet to a point; thence turn an angle to the right of 29 degrees, 44 minutes, 39 seconds and run in a Southeasterly direction for a distance of 82.13 feet to a point; thence turn an angle to the right of 30 degrees, 52 minutes, 25 seconds and run in a Southeasterly direction for a distance of 93.90 feet to a point; thence turn an angle to the left of 15 degrees, 43 minutes, 02 seconds and run in a Southeasterly direction for a distance of 320.00 feet to a point; thence turn an angle to the left of 01 degree, 25 minutes, 17 seconds and run in a Southeasterly direction for a distance of 80.00 feet to a point; thence turn an angle to the left of 02 degrees, 27 minutes, 28 seconds and run in a Southeasterly direction for a distance of 80.00 feet to a point; thence turn an angle to the left 02 degrees, 24 minutes, 11 seconds and run in a Southeasterly direction for a distance of 80.00 feet to a point; thence turn an angle to the left of 00 degrees, 45 minutes, 54 seconds and run in a Southeasterly direction for a distance of 560.00 feet to a point; thence turn an angle to the left of 01 degree, 11 minutes, 08 seconds and run in a Southeasterly direction for a distance of 80.00 feet to a point; thence turn an angle to the left of 08 degrees, 35 minutes, 06 seconds and run in a Southeasterly direction for a distance of 80.00 feet to a point; thence turn an angle to the left of 09 degrees, 51 minutes, 31 seconds and run in a Southeasterly direction for a distance of 80.00 feet to a point; thence turn an angle to the left of 04 degrees, 28 minutes, 33 seconds and run in a Northeasterly direction for a distance of 481.20 feet to a point; thence turn an angle to the right of 07 degrees, 22 minutes, 23 seconds and run in a Southeasterly direction for a distance of 100.20 feet to a point; thence turn an angle to the right of 13 degrees, 13 minutes, 37 seconds and run in a Southeasterly direction for a distance of 100.20 feet to a point; thence turn an angle to the right of 13 degrees, 13 minutes, 37 seconds and run in a Southeasterly direction for a distance of 100.20 feet to a point; thence turn an angle to the left of 62 degrees, 36 minutes, 42 seconds and run in a Northeasterly direction for a distance of 107.09 feet to a point; thence turn an angle to the right of 13 degrees, 14 minutes, 29 seconds and run in a Northeasterly direction for a distance of 103.03 feet to a point; thence turn an angle to the right of 03 degrees, 38 minutes, 22 seconds and run in a Northeasterly direction for a distance of 400.00 feet to a point; thence turn an angle to the right of 06 degrees, 45 minutes, 37 seconds and run in a Northeasterly direction for distance of 102.54 feet to a point; thence turn an angle to the right of 15 degrees, 12 minutes, 12 seconds and run in a Southeasterly direction for a distance of 104.12 feet to a point; thence turn an angle to the right of 14 degrees, 40 minutes, 04 seconds and run in a Southeasterly direction for a distance of 98.13 feet to a point; thence turn an angle to the left of 03 degrees, 20 minutes, 27 seconds and run in a Southeasterly direction for a distance of 80.00 feet to a point; thence turn an angle to the left of 37 degrees, 51 minutes, 13 seconds and run in a Northeasterly direction for a distance of 80.00 feet to a point; thence turn an angle to the left of 11 degrees, 25 minutes, 23 seconds and run in a Northeasterly direction for a distance of 720.00 feet to a point; thence turn an angle to the left of 00 degrees, 45 minutes, 31 seconds and run in a Northeasterly direction for a distance of 80.00 feet to a point; thence turn an angle to the left of 11 degrees, 20 minutes, 25 seconds and run in a Northeasterly direction for a distance of 79.44 feet to a point; thence turn an angle to the left of 14 degrees, 43 minutes, 21 seconds and run in a Northeasterly direction for a distance of 79.44 feet to point; thence turn an angle to the left of 14 degrees, 43 minutes, 21 seconds and run in a Northeasterly direction for a distance of 79.44 feet to a point; thence turn an angle to the left of 14 degrees, 23 minutes, 22 seconds and run in a Northeasterly direction for a distance of 79.20 feet to a point; thence turn an angle to the left of 04 degrees, 38 minutes, 13 seconds and run in a Northerly direction for a distance of 800.66 feet to a point; thence turn an angle to the right of 04 degrees, 34 minutes, 51 seconds and run in a Northeasterly direction for a distance of 92.84 feet to a point; thence turn an angle to the right of 08 degrees, 19 minutes, 08 seconds and run in a Northeasterly direction for a distance of 92.84 feet to a point; thence turn an angle to the right of 08 degrees, 19 minutes, 08 seconds and run in a Northeasterly direction for a distance of 92.84 feet to a point; thence turn an angle to the right of 05 degrees, 31 minutes, 14 seconds and run in a Northeasterly direction for a distance of 82.38 feet to a point; thence turn an angle to the right of 90 degrees, 09 minutes, 22 seconds and run in a Southeasterly direction for a distance of 110,00 feet to a point; thence turn an angle to the left of 90 degrees, 00 minutes, 00 seconds and run in a Northeasterly direction for a distance of 76.03 feet to a point; thence turn an angle to the right of 89 degrees, 07 minutes, 39 seconds and run in a Southeasterly direction for a distance of 60.01 feet to the point of beginning; said parcel of land containing 71.4 acres more or less.



ASPH = asphalt= bearing DI DO - building

BRG

= point of commencement = point of curve PÇ nains of tanana



SW 1/4 - NW 1/4 SE 1/4 - NE 1/4 29°44'39"-29°44'39"-15°43'02" 32°19'01" > 01°25'17" 02°27'28" 16°45'20"、¬ 02°24¹11* ตก°45'54" 18°10'50"5 18°10'50*-13°33'16" NW 1/4 - SW 1/4 --90°00'00" NE 1/4 - SE 1/4 02'46'39"

RANGE 4 WES

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