

In The District Court of Shelby County, Alabama

BUILDING MATERIALS WHOLESALE, INC.,

Plaintiff,

v.

J. ELLIOT CORP., ET AL.,

Defendants.

Case Number:

DV-2008-900107

ORDER

Upon review of the Verified Motion for Default Judgment, it appears that Plaintiff's motion for Default Judgment against the Defendants, **J. Elliott Corp., James W. Elliott, and Bryant Bank,,** being well taken, is due to be and is hereby GRANTED in part as set forth hereinafter:

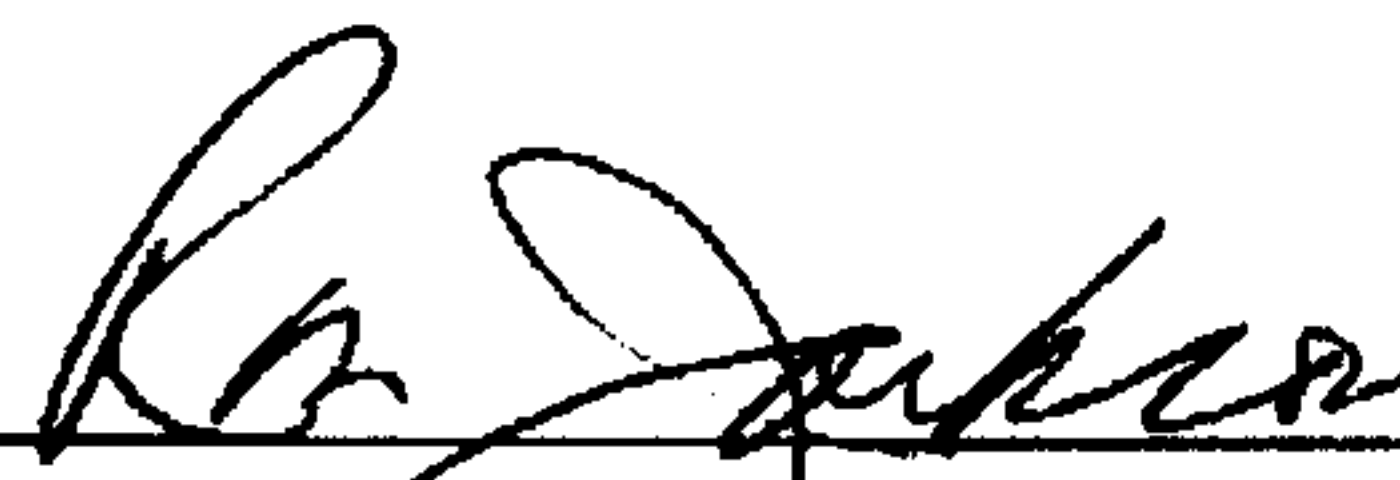
1) As against Defendants **J. Elliott Corp. and James W. Elliott**, judgment is hereby rendered as to the issue of debt outstanding and owing by these Defendants, jointly and severally, to Plaintiff in the amount of \$6,439.72 with waiver of exemptions. Said sum is comprised of \$4,432.02 in principal balance owed, \$531.84 in interest, and \$1,475.86 as attorney's fees, which the court expressly finds as reasonable attorneys' fees. Costs of this action are hereby taxed against these Defendants.

2) As against Defendants **J. Elliott Corp. and Bryant Bank**, the verified statement of lien, Instrument No. 20071127000537640 (filed November 27, 2007), was properly

filed and is hereby perfected for \$4,432.02, and declared subject to, and subordinate to, the mortgage of Bryant Bank on the real property in Shelby County, Alabama, more particularly described as:

Lot 23, According to the Survey of Habersham Place, as Recorded in Map Book 37, Page 1-A and 1-B, in the Probate Office of Shelby County, Alabama.

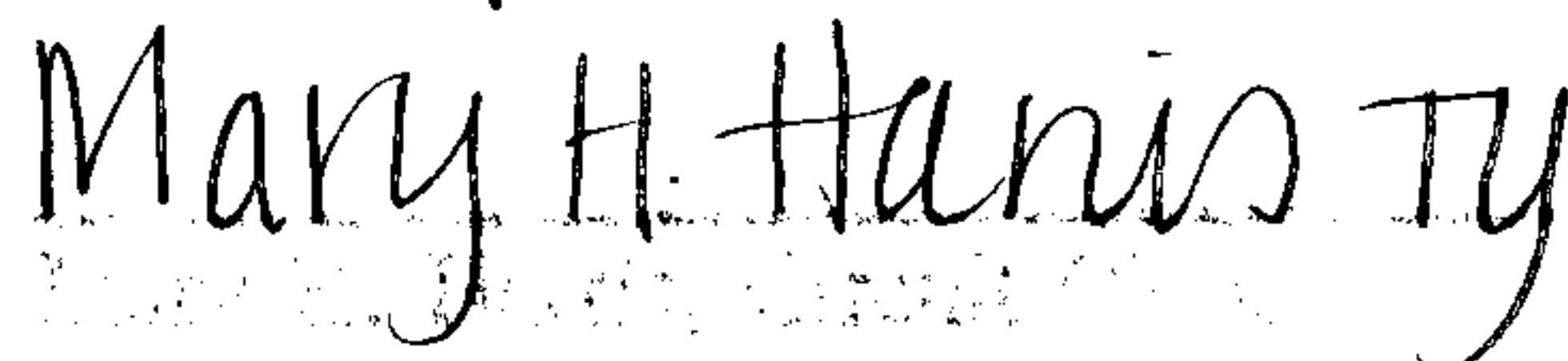
Done and Ordered this the 11 day of April, 2008.


Ronald E. Jackson, District Judge

RECEIVED AND FILED
MARY H. HARRIS
APR 15 2008

CIRCUIT & DISTRICT
COURT CLERK
SHELBY COUNTY

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Certified a true and correct copy
Date April 22, 2008

Mary H. Harris Ty
Shelby County, Alabama