

**VERIFIED STATEMENT OF MECHANICS' LIEN AGAINST
CST ENVIRONMENTAL, LP and
SOUTHERN ELECTRIC GENERATING COMPANY
AND
AFFIDAVIT OF JEFFREY C. SMITH**

United Scaffolding, Inc., a Texas Corporation, hereby files this statement in writing, verified by the oath of the undersigned, and who has personal knowledge of the facts herein set forth.

That **United Scaffolding, Inc.** claims a lien upon the following described property situated in Houston County, Alabama, to wit:

See Exhibit "A" attached hereto.

Source of Title: Deed Book 278, Page 93

Shelby County, Alabama Probate Records

1. The lien is claimed separately and severally as to both the buildings, structures and improvements thereon said land.
2. Said lien is claimed to secure the indebtedness of \$341,048.18, plus subsequent interest at the rate of 18% per annum, and any and all other sums due and owing to **United Scaffolding, Inc.** for materials and services provided **CST Environmental, LP** for the improvement of said property.
3. The record owner of said property is:
Southern Electric Generating Company
5. **CST Environmental, LP** purchased said materials and services on open account and after demand having been made **CST Environmental, LP** failed or refused to pay for the same. There is presently a balance in the amount of \$341,048.18 plus subsequent interest at a rate of 18% per annum, together with attorney's fees incurred.

UNITED SCAFFOLDING, INC.

By: _____

Jeffrey C. Smith

Attorney for United Scaffolding, Inc.

Rosen Harwood, P.A.

P. O. Box 2727

Tuscaloosa, AL 35403-2727

(205) 344-5000

STATE OF ALABAMA

COUNTY OF TUSCALOOSA

I, the undersigned authority, a Notary Public in and for said County and State, do hereby certify that JEFFREY C. SMITH, attorney for United Scaffolding, Inc., whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day, being informed of the contents of the instrument, and having first hand knowledge of the same, executed the same voluntarily for and as the act of said corporation.

Given under my hand and official seal on this the 18th day of February 2009.

Anita Boyette
NOTARY PUBLIC
My Commission Expires: 8/5/09

THIS INSTRUMENT WAS PREPARED BY:

Jeffrey C. Smith
ROSEN HARWOOD, P.A.
2117 Jack Warner Parkway
P. O. Box 2727
Tuscaloosa, AL 35403

EXHIBIT "A"

Section 32, Township 20 South, Range 2 East

West 30 acres of the NW¼ of NW¼; SW¼ of NW¼; SE¼ of NW¼; and S¼;

Less and except the following parcels:

- 1) W½ of SW¼ lying West of Yellowleaf Creek.**
- 2) The railroad right of way.**
- 3) Beginning at the Northwest corner of the SE¼ of NW¼ of Section 32, Township 20 South, Range 2 East, thence run South 28 degrees East to the 398 foot contour, thence meandering with the 398 foot contour to its intersection with the East line of the SE¼ of NW¼ of said Section 32, thence North to the North line of the SE¼ of NW¼ of said Section 32, thence run West to the point of beginning.**
- 4) Beginning at the intersection of the North line of the Southern Railroad right of way with the West line of the SE¼ of SW¼ of Section 32, Township 20 South, Range 2 East, thence run North along the quarter quarter line 65 (s), thence Southeast 59.99 (s) to the North right of way line of the railroad, thence run Southwesterly along the railroad right of way to the point of beginning.**

Section 33, Township 20 South, Range 2 East

That part of Fraction I of Fractional Section 33 lying North of Coosa River and Southwest of Yellow Leaf Creek.

Containing 155 acres, more or less, in Shelby County, Alabama.