

STATE OF ALABAMA

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This instrument was prepared by

Rachel J. Moore

COUNTY OF SHELBY

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2125 Morris Avenue

Birmingham, AL 35203

VERIFIED CLAIM OF LIEN

Consolidated Pipe & Supply Co., Inc., a corporation qualified under the laws of the State of Alabama, by and through Kelley R. Wall, who has personal knowledge of the facts herein set forth, files this statement in writing, verified by her oath. Consolidated Pipe & Supply Co., Inc. claims a lien upon certain real property known as Oak Mountain Crest Subdivision which is located in Pelham, Alabama, situated in Shelby County, and is more particularly described as follows, to-wit:

SEE ATTACHED 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 buildings and improvements located on the above-described real property, plus one (1) acre of land surrounding and contiguous thereto.

This lien is claimed on the above-mentioned land, buildings and improvements to secure the indebtedness owed by Wilhite Enterprises, Inc. in the amount of \$51,542.93, said sum being due and owing after all credits have been given from the 2nd day of January, 2009, of which sum plus attorney's fees and interest thereon are presently due and unpaid.

This sum of money is due and owing for materials supplied by Consolidated Pipe & Supply Co., Inc., said materials being used for the construction/renovation of the buildings and improvements on the above-described real property.



20090403000122310 2/4 \$20.00
Shelby Cnty Judge of Probate, AL
04/03/2009 11:05:13AM FILED/CERT

The owners and/or proprietors of the above-described real property are Oak Mountain 93, LLC and Randall H. Goggans. The mortgage holders are Merchants & Farm Bank, John C. Hearn and the John C. Hearn Living Trust

CONSOLIDATED PIPE & SUPPLY CO., INC.

By: Kelley Wall

Its: Asst Corporate Credit Manager

STATE OF ALABAMA)

COUNTY OF JEFFERSON)

Before me, the undersigned, a Notary Public, in and for the County of Jefferson, State of Alabama, personally appeared, Kelley R. Wall, who being duly sworn, deposes and says as follows: That she 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 her knowledge, information and belief.

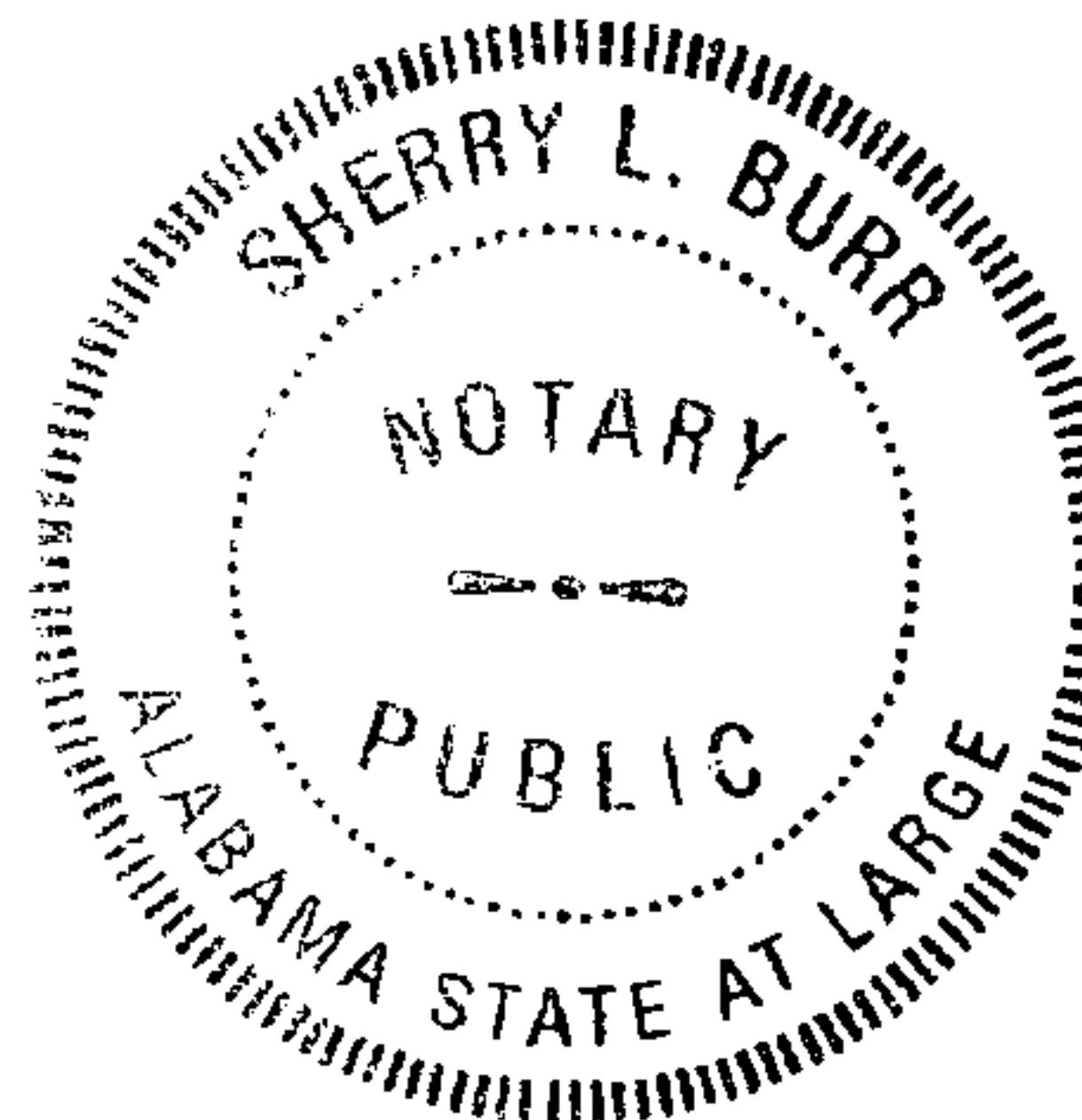
Kelley Wall

Sworn to and Subscribed before me on this the 2 day of April, 2009.

Sherry L Burr

Notary Public

My Commission Expires: 3-13-2013





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EXHIBIT A

A parcel of land lying in the SW $\frac{1}{4}$ of Section 8 and the NW $\frac{1}{4}$ of Section 17, Township 20 South, Range 2 West, City of Pelham, Shelby County, Alabama, and being more particularly described as follows:

Commencing at the NW corner of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 8, Township 20 South, Range 2 West, City of Pelham, Shelby County, Alabama, and a capped rebar (Weygand) found in place; thence South 86 degrees 59 minutes 49 seconds East for a distance of 846.58 feet to the point of beginning and the Northeast corner of Lot 9 High Hampton Estates Phase Two as recorded in Map Book 34, Page 133, in the Judge of Probate Office in Shelby County, Alabama and a capped rebar (Farmer) found in place; thence South 87 degrees 38 minutes 34 seconds East for a distance of 498.45 feet to the NW corner of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of said Section 8 and a pine knot found in place; thence South 87 degrees 12 minutes 20 seconds East along the Northerly line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section for a distance of 1296.29 feet to the NE corner of said $\frac{1}{4}$ - $\frac{1}{4}$ Section and a pine knot found in place; thence South 00 degrees 30 minutes 43 seconds East along the Easterly line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section for a distance of 1300.06 feet to the SE corner of said $\frac{1}{4}$ - $\frac{1}{4}$ Section and a pine knot found in place; thence North 87 degrees 46 minutes 52 seconds West along the Southerly line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section for a distance of 1313.05 feet to the NE corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 17, Township 20 South, Range 2 West, City of Pelham, Shelby County, Alabama, and a pine knot found in place; thence South 00 degrees 31 minutes 53 seconds East along Easterly line of said $\frac{1}{4}$ - $\frac{1}{4}$ Section for a distance of 1324.36 feet to a pine knot found in place; thence North 75 degrees 49 minutes 55 seconds West for a distance of 919.96 feet to the SE corner of Lot 78A, Resurvey of Lots 78, 79, 80, 81, and 82, High Hampton Sector 1, as recorded in Map Book 38, Page 9, in the Judge of Probate Office in Shelby County, Alabama, and a capped rebar (Farmer) found in place; thence North 00 degrees 54 minutes 59 seconds West along the East line of said Lot 78A for a distance of 445.69 feet to the SE corner of Lot 80A of said Resurvey and a capped rebar (Farmer) found in place; thence North 03 degrees 33 minutes 18 seconds East along the East line of said Lot 80A for a distance of 150.00 feet to the NE corner of Lot 80 A of said Resurvey and a capped rebar (Farmer) found in place; thence North 86 degrees 26 minutes 42 seconds West along the Northerly line of said Lot 80A for a distance of 126.14 feet to a point on the Easterly line of Lot 81A of said Resurvey and a capped rebar (Farmer) found in place; thence North 22 degrees 38 minutes 29 seconds East along the Easterly line of said Lot 81A for a distance of 147.12 feet to a capped rebar (Farmer) found in place; thence North 54 degrees 21 minutes 10 seconds West along the Northerly line of said Lot 81A for a distance of 52.14 feet to the SE corner of Lot 82 A of said Resurvey and a capped rebar (Farmer) found in place; thence North 10 degrees 38 minutes 48 seconds East along the Easterly line of said Lot 82A for a distance of 384.82 feet to a capped rebar (Farmer) found in place; thence North 86 degrees 51 minutes 19 seconds West along the Northerly line of said Lot 82A for a distance of 129.10 feet to the Easterly right of way of High Hampton Road and a capped rebar (Farmer) found in place to the beginning of a curve to the right, said curve having a radius of 637.06 feet and a chord bearing of North 16 degrees 54 minutes 38 seconds East; thence along said road right of way and the arc of said curve a distance of 72.84 feet to a capped rebar (Farmer) found in place and the beginning of a curve to the left, said curve having a radius of 705.71 feet and a chord bearing of North 15 degrees 15 minutes 20 seconds East; thence along said road

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right of way and along the arc of said curve a distance of 116.58 feet to a 5/8-inch capped rebar set (SMW LS 19753); thence North 10 degrees 31 minutes 23 seconds East along said road right of way for a distance of 66.71 feet to a 5/8-inch capped rebar set (SMW LS 19753). and the beginning of a curve to the left, said curve having a radius of 330.00 feet and a chord bearing of North 02 degrees 02 minutes 53 seconds East; thence along said road right of way and along the arc of said curve a distance of 97.63 feet to a 5/8-inch capped rebar set (SMW LS 19753); thence North 06 degrees 25 minutes 37 seconds West along said road right of way for a distance of 348.45 feet to a 5/8-inch capped rebar set (SMW LS 19753) to the beginning of a curve to the right, said curve having a radius of 470.00 feet and a chord bearing of North 02 degrees 46 minutes 03 seconds East; thence along said road right of way and along the arc of said curve a distance of 103.99 feet to a 5/8-inch capped rebar set (SMW LS 19753); thence North 04 degrees 15 minutes 34 seconds East along said road right of way for a distance of 67.16 feet to the SW corner of Lot 9 of High Hampton Estate Phase Two and a capped rebar (Farmer) found in place; thence South 72 degrees 45 minutes 14 seconds East along the Southerly line of said Lot 9 for a distance of 463.11 feet to a capped rebar (Farmer) found in place; thence North 39 degrees 04 minutes 37 seconds East along the Southeasterly line of said Lot 9 for a distance of 149.72 feet to a capped rebar (Farmer) found in place; thence North 39 degrees 49 minutes 47 seconds West along the Northeasterly line of said Lot 9 for a distance of 315.57 feet to a capped rebar (Farmer) found in place; thence North 43 degrees 03 minutes 03 seconds East along the Easterly line of said Lot 9 for a distance of 266.07 feet to the point of beginning.

LESS AND EXCEPT PART lying within the Resurvey of Lot 82A, High Hampton, Sector 1 and Acreage Tract, as recorded in Map Book 40, Page 61, in the Probate Office of Shelby County, Alabama. (