

THIS INSTRUMENT PREPARED BY Michael C. Mosko BALLANTRAE RESIDENTIAL ASSOCIATION, INC. 2101 4th Avenue South, Suite 200 Birmingham, Alabama 35233-2029

STATE OF ALABAMA COUNTY OF SHELBY



The Ballantrae Residential Association Inc., files this statement in writing, verified by the oath of <u>J. Steven Mobley</u>, as the Developer and President of the Ballantrae Residential Association, Inc. who has personal knowledge of the facts herein set forth:

That said Ballantrae Residential Association Inc. claims a lien upon the following property, situated in <u>Shelby</u> County, Alabama, to-wit:

Lot <u>1138</u> and <u>1140</u> of Lauchlin at Ballantrae Phase 2, as recorded in Map Book <u>38</u>, Page <u>114</u> in the office of the Judge of Probate of <u>Shelby</u> County, Alabama.

This lien is claimed, separately and severally, as to both the buildings, improvements thereon, and the said land.

That said lien is claimed to secure an indebtedness of \$740.00 with interest, from to-wit: the <u>8h</u> day of <u>August</u>, <u>2013</u>, for violation of Section 2.01 (page 3) and Section 5.01 (page 11) of the Protective Covenants for Lauchlin at Ballantrae Phase 2 and failure to implement and maintain protective measures known as Best Management Practices (BMP's) for the control of pollutants in storm water run-off found in the covenant for <u>storm water run-off</u> contained in <u>Exhibit</u> "<u>A</u>" with the Statutory Warranty Deed for Lot 1138, Parcel ID # 14-9-32-1-002-055.000 and Lot 1140, Parcel ID # 14-9-32-1-002-053.000, which are filed for record in the Probate Office of said County.

The name of the owner of the said property is listed as: <u>Lowery Homes Inc.</u> – <u>1421</u> <u>Caribbean Circle</u>, <u>Alabaster</u>, <u>AL 35007</u> (Per the 2013 Assessment Record – Shelby County). The mortgage-holder is: <u>BBVA/Compass Bank</u>.

Ballantrae Residential Association, Inc. By: Its : Developer and President-Claimant

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Before me, <u>Michael C. Mosko</u>, a Notary Public in and for the County of Shelby, State of Alabama, personally appeared <u>J. Steven Mobley</u>, as Developer and President of the Ballantrae Residential Association, Inc., who being 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 the <u>I</u> day of <u>August</u>, 2013, by said Affiant.

