

Recording Requested By:

The Johnny Ray Companies, Inc.
P.O. Box 1314
Pelham, AL 35124


20130911000369200 1/2 \$17.00
Shelby Cnty Judge of Probate, AL
09/11/2013 12:30:31 PM FILED/CERT

This Instrument Was Prepared By:

G. Alan Smith
Smith and Chapman, PC
2976 Pelham Pkwy, Suite C
Birmingham, AL 35124
205-663-1599
Email: alan@smithandchapman.com

Please Return To:

C. Julian Swinford
The Johnny Ray Companies, Inc.
P.O. Box 1314
Pelham, AL 35124

SPACE ABOVE FOR RECORDER'S USE

STATEMENT OF MECHANICS LIEN**STATE OF ALABAMA****COUNTY OF: Shelby**

<u>Claimant(s):</u> The Johnny Ray Companies, Inc. P.O. Box 1314 Pelham, AL 35124 Telephone: (205) 790-0312	<u>Property to be Liened (the "Property"):</u> 3431 Colonnade Parkway Pelham, AL 35243 County: Jefferson All business property, assets and franchisee rights of Johnny Ray's-Colonnade located at 3431 Colonnade Parkway, Birmingham, AL 35243 including all furniture, fixtures, equipment, signage and images belonging to Shaunte P. Creel and 3431 Colonnade, LLC and kept at the premises and used in the daily operation of Johnny Ray's-Colonnade located at 3431 Colonnade Parkway, Birmingham, Jefferson County, AL 35243.
<u>Reputed Property Owner(s):</u> 3431 Colonnade, LLC 3229 Burning Tree Drive Birmingham, AL 35226 Shaunte P. Creel 1148 Barkley Lane Birmingham, AL 35242	

The party who hired the Claimant to perform the Services at the Property is (the "**Hiring Party**"):

Shaunte P. Creel
1148 Barkley Lane
Birmingham, AL 35242

Services, labor, material s, equipment and/or work provided by the Lienor ("**Services**")

Lienor provided the use of trade name, trademarks, recipes, formulas for operation of restaurant. In addition **Lienor** provided financial management coaching, website services, and food/ingredient price negotiation services which are all considered **Services**.

AMOUNT OF CLAIM: \$223,289.00

The **CLAIMANT** files this Statement in writing, verified by the oath of its disclosed agent, C. Julian Swinford, who has been informed of the facts herein stated, and who believes, upon such information, that the facts set forth in this statement are true in correct; specifically that:

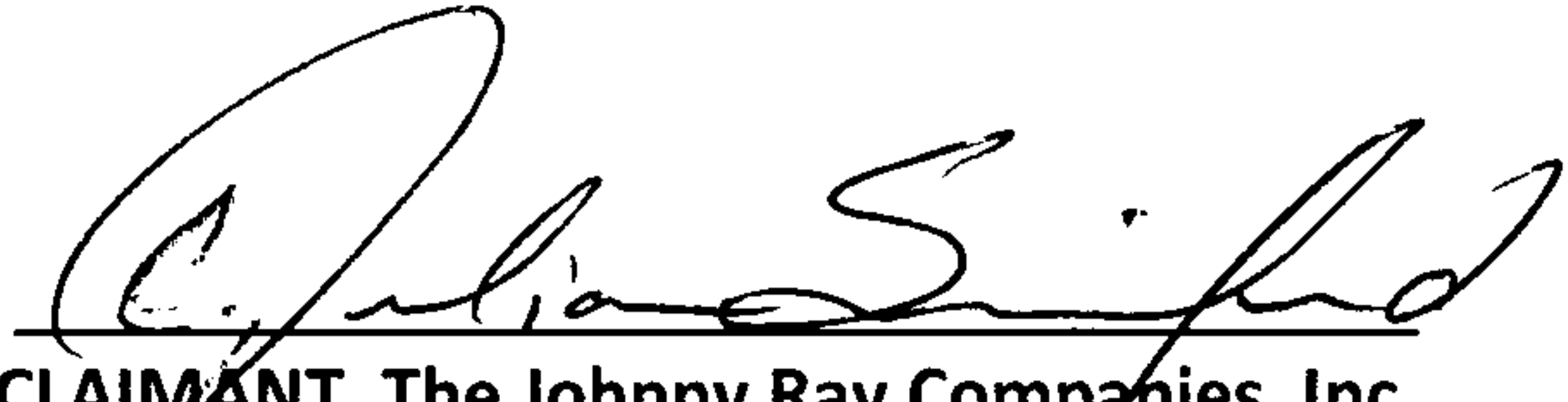
The **CLAIMANT** furnished the contract services, labor and/or materials above-described and identified as the **SERVICES** to the above identified **PROPERTY**, where they were used in the construction of an improvement and/or structure; and the operation of a Johnny Ray's franchise by using the trade name, trade markings, recipes, formulas and other proprietary information unique to the franchise under a duly executed franchise agreement thereupon, and claims a lien upon the above identified **PROPERTY**. This lien is claimed, separately and severally, as to both the buildings, improvements, furniture, fixtures and equipment and all other business assets located at the **PROPERTY** thereon, and the said land;

The said lien is claimed to secure an indebtedness of \$223,289.00. **AMOUNT OF CLAIM** is true and correct, and is now due and owing to the **CLAIMANT** after allowing all credits, payments and offsets as of the date this **STATEMENT OF MECHANICS LIEN** is filed. The name of the owner or proprietor of the said property is above-identified as the **PROPERTY OWNER**.

SIGNATURE of CLAIMANT, and VERIFICATION:

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

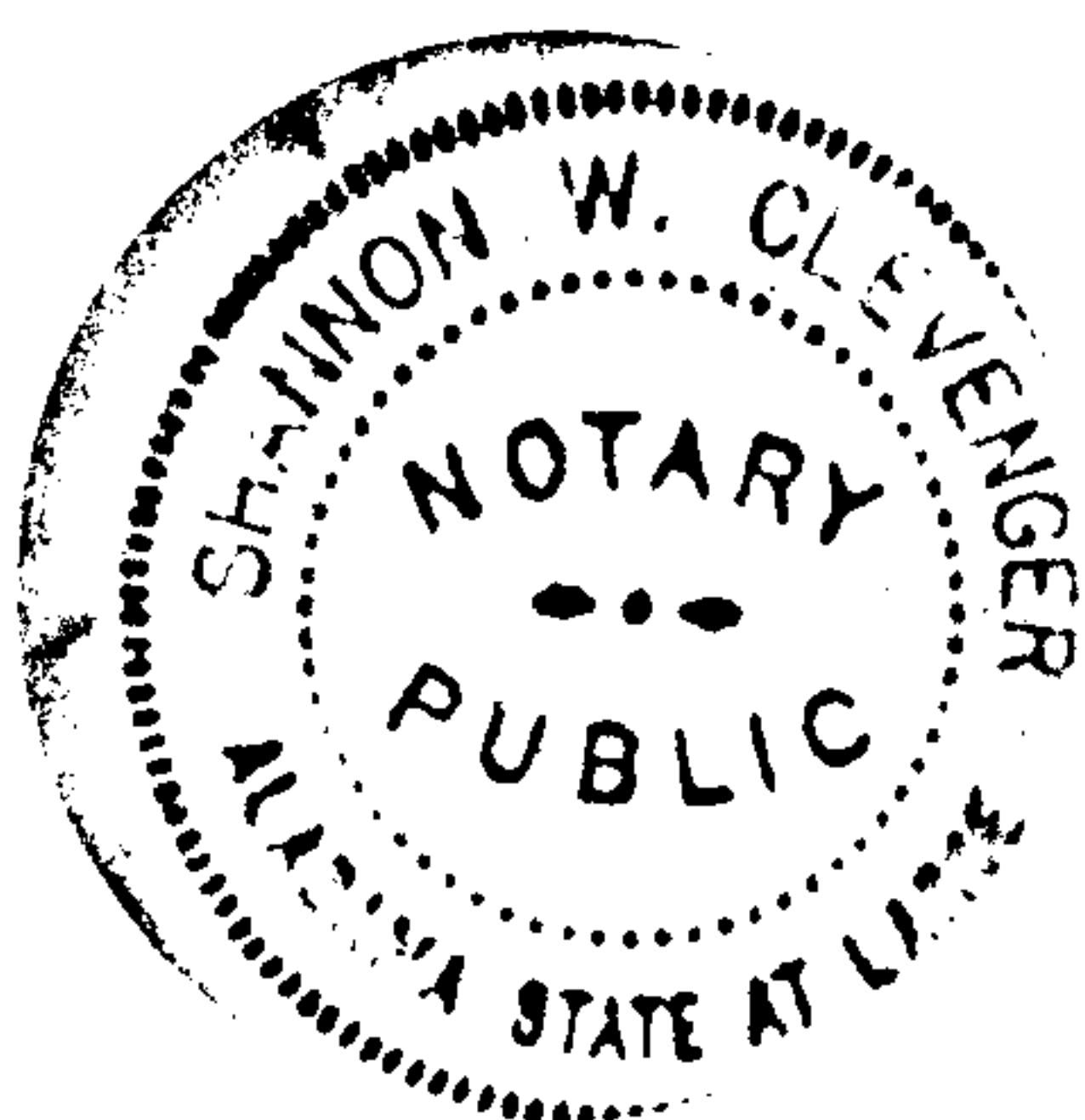
I, **C. Julian Swinford**, the undersigned, being of lawful age and being first duly sworn upon oath, do state that I am the authorized, limited and disclosed agent of the **CLAIMANT** named herein, appointed for the purposes of filing this **STATEMENT OF MECHANICS LIEN**, and that I have read the foregoing **STATEMENT OF MECHANICS LIEN**, know the contents thereof, and as an agent appointed by the **CLAIMANT** to sign the instrument I have been provided and thereby have knowledge of the facts, and certify that based thereupon, upon my information and belief the foregoing is true and correct, and that I believe them to be true.

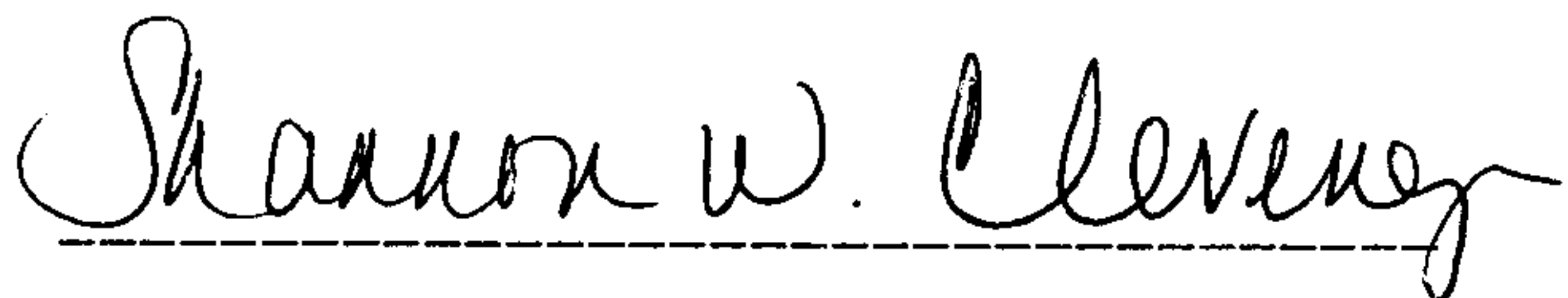

CLAIMANT, The Johnny Ray Companies, Inc.
Signed by Authorized Agent
Print Name: C. Julian Swinford
Date: 09/11/13

VERIFICATION

I, the undersigned authority, a Notary Public in and for said State in said County, hereby certify that **C. Julian Swinford**, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me on this day that, being informed of the contents of said instrument, they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this the 11th day of September, 2013




Notary Public

My Commission Expires 7/29/2016


20130911000369200 2/2 \$17.00
Shelby Cnty Judge of Probate, AL
09/11/2013 12:30:31 PM FILED/CERT