

NOTICE OF CONSTRUCTION LIEN

Nov 2 2 28 PM '95

AGAINST THE LAND AND IMPROVEMENTS OF 7 PG 578
 CHARLES W. BARBER, OWNER, BY W.E. DAVIS CH. CLK.
 M&H CONSTRUCTION CO., INC., LIENHOLDER *By: P. Stanley*

M&H CONSTRUCTION CO., INC., gives notice of a Construction Lien against the property of CHARLES W. BARBER, under the provisions of Section 85-7-131 Miss. Code Ann. As follows:

1. The property subject to this lien is described as:

A 7.0 acre lot as part of the Vanderburg Tract in Section 4; Township 3 South; Range 6 West; DeSoto County, Mississippi

Beginning at the southeast corner of the northwest quarter of Section 4; Township 3 South; Range 6 West; thence north 2693.67 feet along the called half section line and the east line of the Vanderburg tract to a point in the centerline of Byhalia Road; thence south 88 degrees 06 minutes west 317.81 feet along the centerline of said road to a point; thence south 3 degrees 11 minutes east 862.0 feet to the southeast corner of an existing 5.0 acre lot and the point of beginning of the following lot: thence south 3 degrees 11 minutes east 823.70 feet to a point in the south line of the Vanderburg tract; thence south 87 degrees 19 minutes west 317.28 feet along said south line to a point; thence north 3 degrees 11 minutes west 1690.04 feet to a point in the centerline of said road; thence north 88 degrees 06 minutes east 52.28 feet to the northwest corner of an existing 5.0 acre lot; thence south 3 degrees 11 minutes east 862.0 feet to the southwest corner of said lot; thence north 88 degrees 06 minutes east 265.0 feet to the point of beginning and containing 7.0 acres more or less.

Less an exception reserved and retained by John Preston Vaughn and wife, Emma B. Vaughn, their heirs and assigns one-half (1/2) of a royalty interest (said royalty interest described as a one-eighth (1/8) interest for purposes herein) in gas and oil rights in the above described property. Said royalty interest to be a non-participating interest and as described to be one-half (1/2) of a one-eighth (1/8) interest or one sixteenth (1/16) royalty. And being the same property conveyed to the grantors herein by Warranty Deed of record in Book 276, Page 713, Chancery Clerk's Office, DeSoto County, Mississippi.

2. The lienholder is M&H CONSTRUCTION CO., INC., whose address is 6723 Elmore Road, Southaven, MS 38671.

3. The owner is CHARLES W. BARBER, whose address is 8363 Byhalia Road, Olive Branch, MS 38654.

4. The amount of the lien against the herein described property is \$7,518.63 plus interest and attorney's fees as provided for in Sections 11-53-81 and 85-7-151 Miss. Code Ann. (1972 as amended).

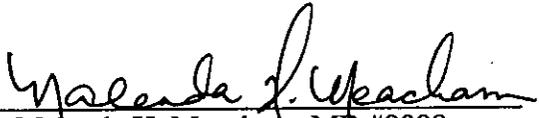
5. The lienholder made and entered into an oral contract with the owner to provide materials and labor on the herein described property and the owner did, in fact, provide materials and labor to the lienholder on the herein described property. The basis for the claim is further set out in the attached exhibits.

6. Suit for the enforcement of this lien has not yet been commenced.

THIS the 2nd day of November, 19 95.

M&H CONSTRUCTION CO., INC.

BY:



Malenda H. Meacham, MB #9988
Law Offices of James D. Franks
2590 Panola Street
P. O. Box 545
Hernando, MS 38632
(601)429-5914

c: Owner, Known Lien Holder



BOOK

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OFFICE 342-1884
9080 MILLBRANCH, SOUTHAVEN, MS 38671

OCTOBER 26, 1995

INVOICE

Mr. Charles Barker
8365 Byhalia Road
Olive Branch, MS. 38654

To Invoice For Labor And Equipment To Build Driveway in June 1995:

Labor	\$2,503.53
Equipment	<u>\$6,065.00</u>
	\$8,568.53
Less Previous Payments	<u>\$1,050.00</u>
BALANCE DUE:	\$7,518.63

