

BK 8 Pg 656

STATE MS.-DE SOTO CO.  
FILED

JUN 11 1 14 PM '98

BK 8 PG 656  
W.E. DAVIS CH. CLK.

**NOTICE OF CONSTRUCTION LIEN ON  
AMOUNT DUE SUB-CONTRACTOR**

**OWNER:** Purohit, Inc.  
c/o Yogesh Purohit  
708 DeSoto Cove  
Horn Lake, Ms. 38637

**KNOWN LIEN  
HOLDERS:** WAL BOARD SUPPLIES, INC.  
4180 E. Raines Road  
Memphis, Tn. 38118

**CONTRACTOR:** CONTINENTAL ENGINEERING CO.  
3320 Highway 179  
Whiteville, Tennessee 38075

**MATERIALMAN/  
LABORER/  
SUBCONTRACTOR:** WARRIOR GLASS AND ALUMINUM CO.  
320 So. parkway  
Memphis, Tn. 38109

Stop payment notice having been given in accordance with Section 85-7-181 MCA, 1972 on December 17, 1997, the Contractor and owner having failed to satisfy the claim set out herein, WARRIOR GLASS AND ALUMINUM COMPANY, INC., hereby files its lien on amount due subcontractor under the provision of Section 85-7-197 MCA, 1972.

The claim is in the amount of THIRTY-FOUR THOUSAND SEVEN HUNDRED SIXTEEN AND NO/100 DOLLARS (\$34,716.00), plus attorney's fees, interests and costs. The basis for this claim is as set out in the stop payment notice and any other documents attached hereto as Exhibit "A". The property to be bound by this notice is as follows, to-wit: Day's Inn, 801 DeSoto Cove, Horn Lake, Ms. 38637.

All exhibits are incorporated herein by reference. This notice relates back to the date of the stop payment notice.

GIVEN THIS the 11th day of June, 1998.

*Keith M. Alexander*  
Keith M. Alexander  
Taylor, Jones, Alexander,  
Sorrell & McFall, Ltd.  
P. O. Box 188  
Southaven, Ms. 38671

G-50442-97-1

STOP NOTICE

TO: Purohit Inc.  
708 De Soto Cove  
Horn Lake, MS 38637

TO: North Goodman Investment Co.  
530 Oak Court, Ste. 165  
Memphis, TN 38117

You are hereby notified that Warrior Glass & Aluminum Co. Inc., 330 S. Parkway W, Memphis, TN 38109 has furnished aluminum frames, glass and glazing and related materials to Continental Engineering Co. Inc., 3320 Highway 179, Whiteville, TN 38075, for the construction/improvement of the property described as follows:

Parcel #1087-2504.0-00010.000

A parcel of land known as Lot 10 in DeSoto Crossing Subdivision, being a part of Sect. 25. Township 1, Range 8, at Plat Book 56, at Pages 19-20, further described in the attached Deed, all in DeSoto County, MS.

Commonly known as Days Inn, 801 DeSoto Cove, Horn Lake, MS 38637

said property owned by Purohit Inc., 708 DeSoto Cove, Horn Lake, MS 38637 and North Goodman Investment Co., 530 Oak Court, Ste. 165, Memphis, TN 38117. The amount due to Warrior Glass & Aluminum Co. Inc. from Continental Engineering Co. Inc. is THIRTY FOUR THOUSAND, SEVEN HUNDRED SIXTEEN and 00/100 (\$34,716.00) dollars.

IN ACCORDANCE WITH SECTION 85-7-181 OF THE MISSISSIPPI STATUTE RELATING TO LIENS, YOU ARE HEREBY NOTIFIED TO WITHHOLD SUFFICIENT FUNDS TO SATISFY THE ABOVE MENTIONED CLAIM.

Dated: December 1, 1997, STATE MS. - DESOTO CO.

*ml*  
*me*  
Dec 17 2 20 PM '97 WARRIOR GLASS & ALUMINUM CO. INC.

BK 8 PG 412 BY: W.E. DAVIS CH. CLK.

*[Signature]*  
ALLAN R. POPPER, attorney and agent  
for Warrior Glass & Aluminum Co. Inc.

STATE OF ILLINOIS)  
COUNTY OF C O O K) ss:

I, Susan C. Fabish, a Notary Public in and for the county in the state aforesaid, do hereby certify that ALLAN R. POPPER, personally known to me to be the same person whose name is subscribed to the foregoing instrument, appeared before me this day in person, and acknowledged that he signed and delivered the said instrument as his free and voluntary act, for the uses and purposes therein set forth.

Given under my hand and official seal this 1st day of December, 1997.

*[Signature]*  
Susan C. Fabish, Notary Public

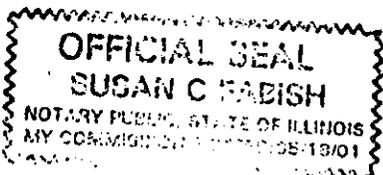
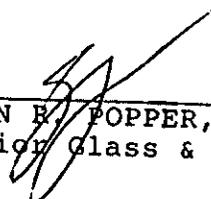


Exhibit "A"

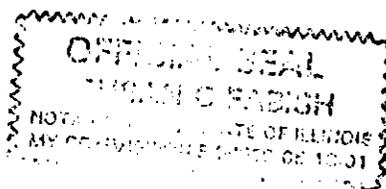
G-50442-97-1

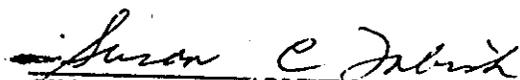
AFFIDAVIT

I, ALLAN R. POPPER, attorney and agent for Warrior Glass & Aluminum Co. Inc. do hereby state that Purohit Inc. and North Goodman Investment Co., the owners of the property which is the subject matter of a Stop Notice filed on behalf of Warrior Glass & Aluminum Co. Inc., were sent a copy of the Stop Notice at 708 DeSoto Cove, Horn Lake, MS 38637 and at 530 Oak Court, Ste. 165, Memphis, TN 38117, respectively, by certified mail, return receipt requested, Article #Z 283 059 910 and Z 283 059 911, respectively, on December 1, 1997, pursuant to the applicable Mississippi Statute.

  
ALLAN R. POPPER, attorney and agent for  
Warrior Glass & Aluminum Co. Inc.

This instrument was subscribed and sworn to before me on 12/1/97 by, ALLAN R. POPPER as attorney and agent for Warrior Glass & Aluminum Co. Inc.



  
SUSAN C. FABISH, Notary Public

PREPARED BY: Allan R. Popper  
POPPER & WISNIEWSKI  
One N. LaSalle St.  
Suite 3300  
Chicago, IL 60602  
312-346-7840

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EXHIBIT "A"

BOOK **313** PAGE **381**

Lot 10, Final Plat of Phase 4, DeSoto Crossing Subdivision in Section 25, Township 1 South, Range 8 West, DeSoto County, Mississippi, as per plat thereof recorded in Plat Book 56 at Pages 19-20, in the office of the Chancery Clerk of DeSoto County, Mississippi.

**Indexing Instructions:**

Lot 10, Final Plat of Phase 4, DeSoto Crossing Subdivision  
Plat Book 56, Pages 19-20

and

Section 25, Township 1 South, Range 8 West

AFFIDAVIT OF MAILING

STATE OF MISSISSIPPI

COUNTY DESOTO

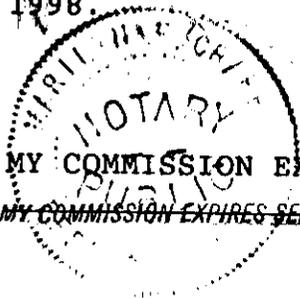
Personally appeared before me, the undersigned authority and for the State and County aforesaid, KEITH M. ALEXANDER, being duly sworn by me stated upon oath that the attached stop payment notice was mailed to the owner at the address shown thereon by certified mail, postage prepaid, return receipt requested on the 11th day of June, 1998, and that a copy of the above and foregoing Notice of Lien On Amount Due Sub-Contractor has also been mailed to the owner at the same address by certified mail, postage prepaid, return receipt requested on this the 11th day of June, 1998.

Keith M. Alexander  
KEITH M. ALEXANDER

(SEAL)

SWORN TO AND SUBSCRIBED before me, ton this the 11th day of June, 1998.

Marileya J. Crabb  
NOTARY PUBLIC



MY COMMISSION EXPIRES:  
~~MY COMMISSION EXPIRES SEPT. 7, 1998~~

AFFIDAVIT AS TO CORRECTNESS

STATE OF MISSISSIPPI

COUNTY OF DESOTO

PERSONALLY APPEARED before me, the undersigned authority to and for the State and County aforesaid, JAMES M. PATTON, who after being first duly sworn by me stated upon oath that the above and foregoing matters are true and correct as therein stated.

WARRIOR GLASS & ALUMINUM CO., INC.

BY: *James M. Patton*  
James M. Patton, President

STATE OF TENNESSEE

COUNTY OF SHELBY

SWORN TO AND SUBSCRIBED before me, this the 11 day of June, 1998.

*Nancy A. Jordan*  
NOTARY PUBLIC



MY COMMISSION EXPIRES: 9-26-2000