

**NOTICE OF LABORER'S LIEN UNDER SECTION 85-7-131
MISSISSIPPI CODE OF 1972, ANNOTATED AND AMENDED
AND STOP PAYMENT NOTICE UNDER SECTION 85-7-131
AND RELATED STATUTES**

STATE OF MISSISSIPPI

COUNTY OF DESOTO

Notice is hereby given: That it is the intention of C. H. SPARKS CONSTRUCTION COMPANY, INC. 2129 Florida St., Memphis, Tn. 38109 the Claimant herein, to claim and hold a lien upon that certain tract of land hereinafter described, for the sum of TWENTY-NINE THOUSAND THREE HUNDRED NINETY-THREE AND 77/100 DOLLARS (\$29,393.77), with interest thereon from 11/24/99 plus attorneys fees and court costs. The said amount is due and owing to said claimant for materials and labor furnished in that certain improvement of said land.

That the lien is based on amounts owed on written authorization not filed.

That the name of the owner/person for whom and at whose request said materials and labor were furnished is KENNETH WOMBLE, 965 North Thunderbird, Hernando, Ms. 38632.

That the first item of materials and labor furnished was on October 1, 1998 and the last item thereof on July 30, 1999.

That the description of said land and premises upon which said improvement was made, and which is to be charged with said lien, and which is situated in the county of DeSoto and State of Mississippi, is as follows, to-wit:

Lot 218, Section "B", BUENA VISTA LAKES SUBDIVISION, located in Section 13, Township 4 South, Range 8 West recorded in Plat Book 5, Pages 10-11 in the office of the Chancery Clerk of DeSoto County, Mississippi.

That the name of the owner of said land and premises, at the date of making this notice, according to the best information this claimant now has or is able to obtain, is: KENNETH E. WOMBLE.

The post office address of this claimant is: P. O. BOX 9154, Memphis, Tn. 38109.

C. H. SPARKS CONSTRUCTION COMPANY, INC.

BY: C. H. Sparks PRES.

DATED: December 14, 1999

C. H. Sparks OF C. H. SPARKS CONSTRUCTION COMPANY, INC., being duly sworn, on oath says that he is the claimant in the foregoing notice; that he has knowledge of the facts stated in said notice by reason of the following facts, to-wit: that he personally filled the orders for request of materials, and that the statement is true of his own knowledge.

mb STATE MS.-DESOTO CO.
FILED

C. H. Sparks
Claimant

DEC 22 1 48 PM '99

BK 9 PG 440
W.F. DAVIS, CLK.

STATE OF MISSISSIPPI

COUNTY OF DESOTO

PERSONALLY appeared before me, the undersigned authority of law in and for the jurisdiction aforesaid, the within named C. H. Sparks who acknowledged that as President for and on behalf of and by authority of C. H. SPARKS CONSTRUCTION COMPANY, INC. he signed and delivered the above and foregoing instrument on the day and year therein mentioned for the purposes therein expressed.

GIVEN UNDER MY HAND and seal of office, this the 16th day of December, 1999.

Marilyn F. Clark
NOTARY PUBLIC



MY COMMISSION EXPIRES:
MY COMMISSION EXPIRES SEPT. 7, 2003

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C. H. SPARKS CONSTRUCTION COMPANY, INC.

2129 Florida Street P. O. Box 9154
 MEMPHIS, TENNESSEE 38109
 (901) 948-2709 (901) 946-7514

Page 1 of 6 pages

Kenneth Womble
 965 North Thunderbird
 Hernando, MS 38632

DATE 8/23/99

INVOICE NO. 8302

TERMS: *

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL
	<u>Exterior and Miscellaneous</u>		
	Clean entry door	\$	2.59
	Remove 3 windows		31.65
	Replace 5 windows		735.05
	Remove window trim		11.43
	Replace window trim		97.89
	Remove window		28.39
	Remove window		4.37
	Clean window		4.60
	Remove window trim		3.14
	Replace window trim		24.20
	Remove storm window		6.00
	Replace window glass		195.80
	Remove window trim		10.34
	Replace window trim		91.12
	Remove storm window		6.90
	Remove window and door trim		11.88
	Replace window and door trim		44.88
	Clean pressure wash exterior of house		204.79
	Deoderize house		129.65
	Temporary electric		776.84
	Clean up and debris removal		784.80
	Dump truck		636.90
	Permits and fees		150.00
	Post construction clean up		130.80
	<u>Roof - Attic</u>		
	Seal attic framing		542.80
	Replace power vent		157.90
	Install water heater - labor only		165.00
	<u>Carport</u>		
	Clean, seal and paint ceiling		239.20
	*Due immediately upon receipt. No statement sent. 1½% per month (18% per annum) charged on all accounts past 30 days of invoice date.		

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C. H. SPARKS CONSTRUCTION COMPANY, INC.

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Kenneth Womble
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INVOICE NO. 8302

TERMS: *

PAGE # 2

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL
	<u>Family Room</u>		
	Remove underlayment	\$	83.38
	Replace 3/4" underlayment		358.52
	Remove drywall walls		85.14
	Replace drywall walls		420.97
	Remove 3 1/2" base		4.97
	Replace 3 1/2" base		81.74
	Remove baseshoe		4.97
	Remove drywall ceiling		55.58
	Replace drywall ceiling		269.58
	Paint ceiling 3 coats		161.19
	<u>Kitchen</u>		
	Remove underlayment		36.00
	Replace 3/4" underlayment		154.80
	Remove drywall walls		63.36
	Replace drywall walls		313.28
	Remove 3 1/2" base		3.52
	Replace 3 1/2" base		57.92
	Remove baseshoe		3.52
	Remove drywall ceiling		24.00
	Replace drywall ceiling		116.40
	Paint ceiling 3 coats		69.60
	Remove base cabinet		27.54
	Remove counter top		18.17
	Remove backsplash		31.50
	Remove wall cabinet		66.00
	Remove fir down		4.42
	<u>Hall</u>		
	Remove underlayment		9.35
	Replace 3/4" underlayment		40.18
	Remove drywall walls		37.67
	Replace drywall walls		186.26
	Remove 3 1/2" base		1.73
	Replace base		28.42

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 1 1/2% per month (18% per annum) charged on all
 accounts past 30 days of invoice date.

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TERMS: *

PAGE # 3

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL
	<u>Hall - cont.</u>		
	Remove baseshoe	\$	1.73
	Remove drywall ceiling		6.23
	Replace drywall ceiling		30.22
	Paint ceiling 3 coats		18.07
	Remove attic folding stairway		12.30
	Replace attic folding stairway		147.36
	Remove 2½" case moulding		.132
	Replace 2½" case moulding		20.64
	<u>Bathroom</u>		
	Remove wallpaper		25.00
	Repair drywall walls		85.00
	Remove base		1.85
	Remove baseshoe		1.85
	Remove drywall ceiling		7.66
	Replace drywall ceiling		37.15
	Paint ceiling 3 coats		22.21
	Remove interior door		5.44
	Replace interior door unit		149.80
	Clean and regrout tile around tub		125.00
	<u>Bathroom Closet</u>		
	Paint drywall wall		20.48
	Remove base		.88
	Replace base		14.48
	Remove baseshoe		.88
	Replace door only		89.60
	<u>Bedroom A</u>		
	Remove underlayment		32.38
	Replace underlayment		139.22
	Remove drywall walls		67.65
	Replace drywall walls		334.50
	Remove base		4.95
	Replace base		81.45
	Remove baseshoe		4.95
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C. H. SPARKS CONSTRUCTION COMPANY, INC.

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Kenneth Womble
 965 North Thunderbird
 Hernando, MS 38632

DATE 8/23/99

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TERMS: *

PAGE # 4

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL
	<u>Bedroom A cont.</u>		
	Remove drywall ceiling		\$ 21.58
	Replace drywall ceiling		104.68
	Paint ceiling 3 coats		62.59
	Remove interior door		5.44
	Replace interior door		149.80
	<u>Bedroom A Closet</u>		
	Remove drywall walls		23.58
	Replace drywall walls		116.59
	Remove underlayment		3.30
	Replace underlayment		14.19
	Replace base		23.40
	Remove interior door		5.44
	Replace interior 6 panel door unit		149.80
	<u>Bedroom B</u>		
	Remove underlayment		40.13
	Replace underlayment		172.54
	Remove drywall walls		66.61
	Replace drywall walls		329.37
	Remove base		4.58
	Replace base		75.30
	Remove baseshoe		4.58
	Remove drywall ceiling		26.75
	Replace drywall ceiling		129.74
	Paint ceiling 3 coats		77.58
	Remove interior door		5.44
	Replace 6 panel interior door unit		149.80
	<u>Bedroom B Closet</u>		
	Remove underlayment		2.10
	Replace underlyament		9.03
	Remove interior door		5.44
	Replace interior door unit		149.80

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2129 Florida Street P. O. Box 9154
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Kenneth Womble
965 North Thunderbird
Hernando, MS 38632

DATE 8/23/99

INVOICE NO. 8302

TERMS: *

PAGE # 5

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL
	<u>Bedroom C</u>		
	Remove underlayment	\$	38.49
	Replace underlayment		165.46
	Remove wall studs		2.32
	Replace wall studs		8.16
	Seal framing		72.91
	Remove drywall walls		65.26
	Replace drywall walls		322.68
	Remove base		4.99
	Replace base		82.03
	Remove baseshoe		4.99
	Remove drywall ceiling		25.65
	Replace drywall ceiling		124.41
	Paint ceiling 3 coats		74.39
	Remove interior door		10.88
	Replace two interior door units		299.60
	<u>Bedroom C Closet</u>		
	Remove underlayment		1.88
	Replace underlayemnt		8.06
	Remove drywall walls		14.40
	Replace drywall walls		71.20
	Remove base		1.10
	Replace base		18.10
	Remove baseshoe		1.10
	Remove drywall ceiling		1.25
	Replace drywall ceiling		6.06
	Paint ceiling 3 coats		3.63
	Remove interior door		5.44
	Replace interior door		149.80
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C. H. SPARKS CONSTRUCTION COMPANY, INC.

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 MEMPHIS, TENNESSEE 38109
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Kenneth Womble
 965 North Thunderbird
 Hernando, MS 38632

DATE 8/23/99

INVOICE NO. 8302

TERMS: *

PAGE # 6

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL
	<u>Insulation</u>		
	Remove wall insulation		\$ 26.88
	Replace wall insulation		492.80
	Remove ceiling insulation		80.00
	Replace 10" ceiling insulation		650.00
	<u>Electrical</u>		
	Repair electric		1,964.97
	<u>Plumbing</u>		
	Remove kitchen sink		18.57
	<u>HVAC</u>		
	Replace heater, A coil, plenum, duct insulation, grills, jacks		2,496.25
	<u>Floor Covering</u>		
	Remove vinyl floor		230.00
	<u>Carpeting</u>		
	Remove carpet		8.68
	<u>Extra</u>		
	Remove back door unit and close up opening		85.00
	Remove small deck at back door		20.00
	Remove roofing on front slope		55.00
	Install new roof on house - does not include carport		1,200.00
	Install French door unit		496.83
	Total		\$ 20,877.24
	10% Overhead		2,087.72
	Total		\$ 22,964.96
	10% Profit		2,296.50
	Total		\$ 25,261.46
	7% Taxes		1,768.30
	Total due on receipt		\$ 27,029.76
	*Due immediately upon receipt. No statement sent. 1 1/2% per month (18% per annum) charged on all accounts past 30 days of invoice date.		

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(901) 948-2709 (901) 946-7514

Kenneth Womble
965 North Thunderbird
Hernando, MS 38632

DATE 8/24/99

INVOICE NO. 8307

TERMS: *

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL
	Balance of roofing work covering carport area		\$ 1,080.00

*Due immediately upon receipt. No statement sent.
1½% per month (18% per annum) charged on all
accounts past 30 days of invoice date.

C. H. SPARKS CONSTRUCTION COMPANY, INC.

2129 Florida Street P. O. Box 9154
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 (901) 948-2709 (901) 946-7514

Kenneth Womble
 965 North Thunderbird
 Hernando, MS 38632

DATE 11/24/99

STATEMENT

TERMS: *

QUANTITY	DESCRIPTION	UNIT PRICE	TOTAL
	Invoice # 8302		\$ 27,029.76
	Invoice # 8307		1,080.00
	Total		\$ 28,109.76
	9/24/99 interest		421.65
	Total		\$ 28,531.41
	10/24/99 interest		427.97
	Total		\$ 28,959.38
	11/24/99 interest		434.39
	Total		\$ 29,393.77
<p>*Due immediately upon receipt. No statement sent. 1½% per month (18% per annum) charged on all accounts past 30 days of invoice date.</p>			

C. H. SPARKS
CONSTRUCTION COMPANY, INC.
GENERAL CONTRACTORS
2129 FLORIDA STREET P. O. BOX 9154
MEMPHIS, TENNESSEE 38109-0154
(901)948-2709 (901)946-7514

AUTHORIZATION

RE: Kenneth Womble
965 North Thunderbird
Hernando, MS 38632

The below signed insured/owner or agent does hereby, authorize C. H. Sparks Construction Company, Inc., to do all necessary temporary and/or permanent repair work relative to the property damage insurance claim at the above referenced location.

The below signed warrants he/she/they represent all the insureds named on the insurance policy with full authority and responsibility to see that the insurance proceeds are paid to the contractor for the repair work and to pay for anything not covered by the insurance company, such as the deductible, depreciation, and/or any labor and materials to meet city code requirements, and to pay for all work as it is progressing. Also, the below signed warrants and agrees to pay any and all costs relative to the collection of this account, including attorney fees, court costs, and all related expenses, should an attorney become necessary; and, shall pay 1½% interest per month (18% per annum) on all delinquent accounts, that is, any amount that is more than 30 days old.

Kenneth Womble
Insured/Owner or Agent

Insured/Owner or Agent

10/01/98
Date

C. H. Sparks
Witness