

Davis Law Firm, P.C.  
919 Ferncliff Cove, Suite 1  
Southaven, MS 38671  
(662)-393-8542  
File Number 02L-1075

C BK 11 PG 109

STATE MS - DE SOTO CO. *BC*  
JUL 1 3 35 PM '02 *BC*  
*BC*

### NOTICE OF CONSTRUCTION LIEN

OWNER: Millennium of Mississippi, LLC,  
a Mississippi Limited Liability Company  
c/o John L. Scott  
1651 Dancy Blvd #5  
Horn Lake, MS 38637

BK 11 PG 109  
W.E. DAVIS CH. CLK.

North Mississippi Driveways, Inc. does hereby give notice of a Construction Lien against the property of Millennium of Mississippi, LLC, pursuant to the provisions of Section 85-7-131 of the Mississippi Code Annotated (1972) as amended, said property being more particularly described on Exhibit "A" attached hereto and incorporated in words and figures, the same as if fully copied herein.

1) The property is located in DeSoto County, State of Mississippi and is subject to this lien as to all buildings, structures, fixtures and the area of land surrounding such improvement as described in Section 85-7-131 of the Mississippi Code Annotated (1972) as amended.

2) The lienholder is North Mississippi Driveways, Inc., c/o Davis Law Firm, P.C. 919 Ferncliff Cove, Suite 1, Southaven, Mississippi, 38671.

3) The owner of the property is Millennium of Mississippi, LLC, a Mississippi Limited Liability Company, whose principal place of business is 1651 Dancy Blvd #5, Horn Lake, Mississippi 38637 and whose registered agent is John L. Scott. The mortgagees on said property are BancorpSouth Bank, P.O. Box 807, Olive Branch, MS 38654 and Trustmark National Bank f/k/a The Peoples Bank, 305 Poplar View Parkway, Collierville, TN 38017.

4) The amount of the lien is Twenty-Two Thousand Seven Hundred Sixty-Seven and 85/100 Dollars (\$22,767.85) plus interest and attorney's fees as provided for in Section 11-53-81 and Section 85-7-151 of the Mississippi Code Annotated (1972) as amended.

5) North Mississippi Driveways, Inc. entered into a contract with Millennium of Mississippi, LLC, to provide paving improvements on the subject property and lienholder performed said contract pursuant to its' terms. Millennium of Mississippi, LLC, has failed and/or refused to pay the sum due North Mississippi Driveways, Inc. for services performed pursuant to the contract. The owner, despite repeated demands for payment, has refused to pay the amounts due and owing for the services provided.

5) Suit for enforcement of this lien has not yet been commenced.

Respectfully Submitted:  
Davis Law Firm, P. C.

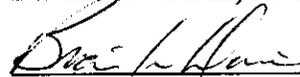
  
Brian L. Davis MSB#05809  
919 Ferncliff Cove, Suite 1  
Southaven, MS 38671  
(662) 393-8542

EXHIBIT 'A'

C BK 11 PG 110

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 59 Final Plat, Phase 1, Lot 3 Arbor Lake Subdivision, situated in Section 35, Township 1 South, Range 8 West, DeSoto County, Mississippi as per plat thereof recorded in Plat Book 73, Pages 27-29 in the office of the Chancery Clerk of DeSoto County, Mississippi.:

AFFIDAVIT OF AUTHORIZED REPRESENTATIVE OF NORTH MISSISSIPPI DRIVEWAYS, INC.

COMES NOW, Billy D. Haynes and states as follows:

- 1) That I am over the age of eighteen (18).
2) That I am an authorized agent of North Mississippi Driveways, Inc. with authority to execute this document by and on behalf of the corporation.
3) That the contents of the attached and foregoing Notice of Construction Lien are true and correct to the best of my knowledge and belief, and I have personal knowledge of the matters contained therein.

FURTHER, the affiant saith not.

Billy D. Haynes signature
BILLY D. HAYNES
TITLE

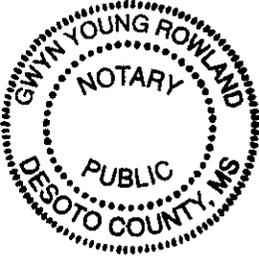
STATE OF MISSISSIPPI
COUNTY OF DESOTO

Personally appeared before me, the undersigned authority of law in and for the jurisdiction aforesaid, the within named Billy D. Haynes who acknowledged that he is an authorized representative of North Mississippi Driveways, Inc., and that for and on behalf of said corporation and as its act and deed, he signed and delivered the above and foregoing instrument on the day and year therein mentioned and for the purposes therein expressed, after having been duly authorized by said corporation so to do.

SWORN TO AND SUBSCRIBED before me, this the 20 day of June, 2002.

Heiden Brooks & Garland signature
NOTARY PUBLIC

My Commission Expires:
\_\_\_\_\_



Notary Public State of Mississippi
At Large
My Commission Expires
June 28, 2005
BONDED THRU
HEIDEN, BROOKS & GARLAND, INC.