

TRACT 3: All those lots, pieces or parcels of land situate, lying and being in Greenville County, South Carolina, on the northwest side of the Old Spartanburg Road near the City of Greenville, South Carolina, being known and designated as Lots Nos. 7 and 8 on a plat of property of B. F. Trammell prepared by J. C. Hill, Surveyor on December 8, 1950, and recorded in the RMC Office for Greenville County, South Carolina, in Plat Book FF, at Page 43. For a more complete description, reference is made to the aforesaid plat. [Block Book No. (12)-271-541.3-1-10 & 11]

That the total unpaid balance under the contract is Thirty Four Thousand Two Hundred Twenty Eight and no/100 (\$34,228.00) Dollars, as shown on the contractor's invoices, copies of which are attached hereto and incorporated herein by reference, and Petitioner's demand for payment has been refused, and such refusal is continuing.

That the supplying of materials and the performance of labor required in the contract have been fully performed by Morris Construction Company, Inc., and the last day on which materials were supplied and labor performed was on or about February 17, 1987.

Deponent further states that Morris Construction Company, Inc. is entitled to a Mechanics' Lien on the property of Tell Properties I, a South Carolina General Partnership, located at Eastpoint Shopping Center, Old Spartanburg Highway, Greenville County, South Carolina, as hereinabove described, in the amount of Thirty Four Thousand Two Hundred Twenty Eight and no/100 (\$34,228.00) Dollars, plus interest at the prime rate plus two (2%) percent, up to and including March 12, 1987, in the