

Billy E. Leopard, d/b/a
Billy Leopard General Contractors
Co.,

Plaintiff(s),

-vs-

Harry B. Luthi, Winn Dixie,
Stores, Inc., Carolina First Bank,
Martin Howard Herzog,

Defendant(s).

AFFIDAVIT AND NOTICE OF
MECHANICS LIEN

PERSONALLY appears, Billy E. Leopard, who first being duly sworn, deposes and says: The Defendant, Harry B. Luthi, entered into a contract with the Plaintiff for the renovation of a certain store located on the property of the Defendant as hereinafter described; that the last work performed by Plaintiff was on or about August 18, 1987.

That upon information and belief, the Defendant, Harry B. Luthi, is the owner of the property located in Greenville County upon which the Plaintiff performed the renovations, furnishing labor, materials and supplies necessary for the renovations of said store. That the property whereon the store is located and in which the Plaintiff furnished labor, materials and supplies is described as follows:

ALL that certain piece, parcel or tract of land, together with all improvements located thereon, situate, lying and being in the County of Greenville, State of South Carolina, on the northwestern side of Old Anderson Road (also known as S. C. Highway 81) and being shown as a tract containing 5.47 acres, more or less, on a plat of the property of Martin Howard Herzog dated June 12, 1985 prepared by Freeland & Associates, recorded in the RMC Office for Greenville County in Plat Book 11-S at Page 12, and having according to said plat, the following metes and bounds,