

STATEMENT OF LIEN
(Verified Statement – Duty to file; contents; form)

It shall be the duty of every person entitled to such lien to file in the office of the judge of probate of the county in which the property upon which the lien is sought to be established is situated, a statement in writing, verified by the oath of the person claiming the lien, or of some other person having knowledge of the facts, containing the amount of the demand secured by the lien, after all just credits have been given, a description of the property on which the lien is claimed in such a manner that same may be located or identified, a description by house number, name of street, and name of city or town being a sufficient description where the property is located in a city or town, and the name of the owner or proprietor thereof; but no error in the amount of the demand or in the name of the owner or proprietor, shall affect the lien. Unless such statement is so filed the lien shall be lost. Said verified statement may be the following form, which shall be deemed sufficient:

STATE OF ALABAMA)
)
_____ COUNTY)

_____ files this statement in writing, verified by the
[Lien Claimant]
oath of _____, its _____ [title], who
has personal knowledge of the facts herein set forth:

That said _____ claims a lien upon the following
[Lien Claimant]
property, situated in _____ County, Alabama, to wit:

[Description of Property, per Note 1]

The lien is claimed, separately and severally, as to both the buildings and improvements thereon, and the said land.

That said lien is claimed to secure an indebtedness of \$ _____ with interest, from to with _____ day of _____, 2____, for _____.

The name of the owner or proprietor of the said property is _____
[Correct legal name of Owner]
_____.

[Lien Claimant]

By: _____
Its: _____

STATE OF _____)

_____ COUNTY)

Before me, _____, a notary public in and for the county of _____, State of _____, personally appeared _____, who, being duly sworn, doth depose and say: That he has personal knowledge of the facts set forth in the foregoing statement of lien, and that the same are true and correct to the best of his/her knowledge and belief.

Affiant

Subscribed and sworn to before me on this the _____ day of _____, 2____, by said affiant.

Notary Public

[NOTARY SEAL]

Note 1 - PROPERTY TO WHICH LIEN ATTACHES

PROPERTY LOCATED IN CITY OR TOWN

The materialman's lien may be asserted against the owner's interest in the building or improvements for which the material is furnished and on the land on which they are situated, to the extent in area of the entire lot or parcel of land.

(1) Where applicable, a description by house number, name of street, and name of city or town is sufficient.

(2) If the building or improvements consist of two or more buildings situated on the same lot or contiguous or adjacent lots, or situated on separate parcels of land but operated as an entire plant or concern and erected under one general contract, one lien may be filed against all the construction, improvements, and land. Alternatively, separate liens may be filed against the separate parcels and improvements. If the land is located in two or more counties, a separate lien must be filed in each county in which a lien is desired.

PROPERTY LOCATED OUTSIDE CITY OR TOWN

The lien may be asserted against the buildings and improvements and land on which they are situated plus one acre. The one acre, if included, must be adjacent to the land on which the improvements are situated and must be described so specifically that there is no doubt which acre is intended. A description of the one acre as "surrounding and contiguous" to the improvement on which the lien is claimed has been held to be sufficient.