

STATEMENT OF CLAIM AND PRIVILEGE

EARTH SERVICES AND EQUIPMENT, INC., a Louisiana corporation with its offices at 1367 Marine Drive, Slidell, Louisiana, 70458, herein represented by its duly authorized agent for the purposes of signing and filing this Statement of Claim and Privilege, Emily M Bull, a person of the full age of majority whose municipal address is 4819 Prytania Street, New Orleans, LA 70115.

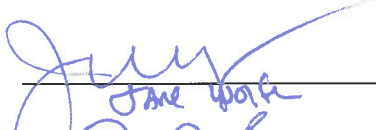
Hereinafter called **APPEARER**, declared that:

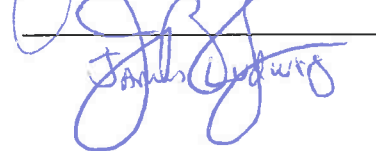
1. **EVENSTAR, INC.** (hereinafter referred to as **CONTRACTOR**), a Louisiana corporation doing business in the State of Louisiana with its principal offices at 1111 Veterans Memorial Blvd, Suite 7, Kenner, Louisiana 70062, **THE GOLF CLUB OF NEW ORLEANS, L.L.C.**, a Louisiana limited liability company with its offices at 5690 Eastover Drive, New Orleans, Louisiana, 70128-3600, upon information and belief the occupant or owner of the premises, and **EASTOVER REALTY, INC.**, a Louisiana corporation with its principal office at 5690 Eastover Drive, New Orleans, Louisiana, 70128, upon information and belief the occupant or owner of the premises (hereinafter collectively referred to as "Owner"), together and collectively the parties above are referred to herein as **DEBTOR**, are justly, truly and legally indebted unto **APPEARER** in the full sum of **THIRTY-EIGHT THOUSAND FOUR HUNDRED SIXTY-THREE AND 49/100 (\$38,463.49) DOLLARS**.
2. The account represents ATV rentals, truck rentals, Geoprobe rentals, soil samples and preparation, environmental consulting, equipment, labor and related materials delivered by **APPEARER** to the property owned by **OWNER** for use in the construction improvements thereon, described as follows:

These certain pieces of ground, together with all buildings, component parts, and improvements thereon, and all the rights, ways, privileges, servitudes, appurtenances and advantages thereunto belonging or in anywise appertaining, located in the Third Municipal District, Orleans Parish, State of Louisiana, described as Parcels 2A, 2B, 2H, and 2K, Section 28, Eastover Subdivision.


3. This affidavit is made for the purpose of preserving the lien and privilege granted by law to the **APPEARER** on the improvements and property above described;
4. The debt, plus costs of filing this affidavit, is past due, owing and unpaid, and all just credits have been allowed;
5. **APPEARER** hereby delivers to the Clerk of Court/Recorder of Mortgages in and for the Parish of Orleans Louisiana, this claim for a lien and privilege and requests that the same be recorded in accordance with the provisions of Louisiana Revised Statutes 9:4801, et seq.

WITNESSES



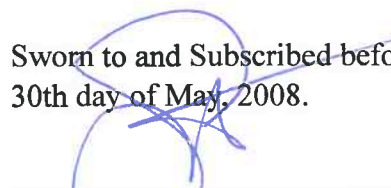


EARTH SERVICES AND EQUIPMENT, INC.



Emily M Bull, authorized and limited agent

Sworn to and Subscribed before me, Notary Public, this 30th day of May, 2008.



Scott G. Wolfe Jr., Bar 30122

SCOTT G. WOLFE, JR.
NOTARY PUBLIC
STATE OF LOUISIANA
BAR NO. 30122
My Commission is for Life.