

STATE OF ALABAMA
JEFFERSON COUNTY

AFFIDAVIT OF David E. White

Before me, the undersigned authority, a Notary Public in and for said State and County, hereby certify that David E. White personally appeared before me this date, and after being by me first duly sworn, deposes and says on oath as follows:

My name is David E. White. I am over the age of twenty-one (21) years and a resident of Birmingham, Jefferson County, Alabama. I am the Vice President & Corporate Trust Officer of AmSouth Bank, N.A. as Trustee for Alabama Housing Finance Authority hereinafter ("AmSouth"), 1901 6th Avenue North, Birmingham, Alabama. I have reviewed the Affidavit of George J. Bouloukos concerning the lost partial release concerning the real property as described in Exhibit "A" attached hereto, belonging to said James B. Roberts and Phyllis R. Roberts from that certain mortgage held by AmSouth Bank, N.A., Trustee for Alabama Housing and Finance Authority, Mortgagee, dated June 7, 1983, recorded in Mortgage Book 432, Page 24, in the Probate Office of Shelby County, Alabama.

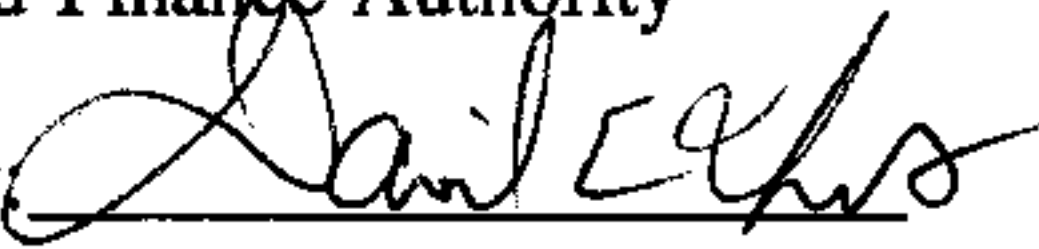
As Vice President and Corporate Trust Officer of AmSouth, I further certify that the signatures of the Officials of AmSouth were made with the representations that the document would not be delivered until full settlement was reached. Since this has not been accomplished, AmSouth hereby rescinds any purported delivery of said partial release as an unauthorized act and AmSouth revokes any actions it may have taken in connection with the same. Any recordation of the partial

Inst # 1993-14053
05/17/1993-14053
11:55 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
005 MCD 16.50

Boulokos & Oglesby, 1675 Financial Center, 505 No. 20th Street, Birmingham, AL. 35203

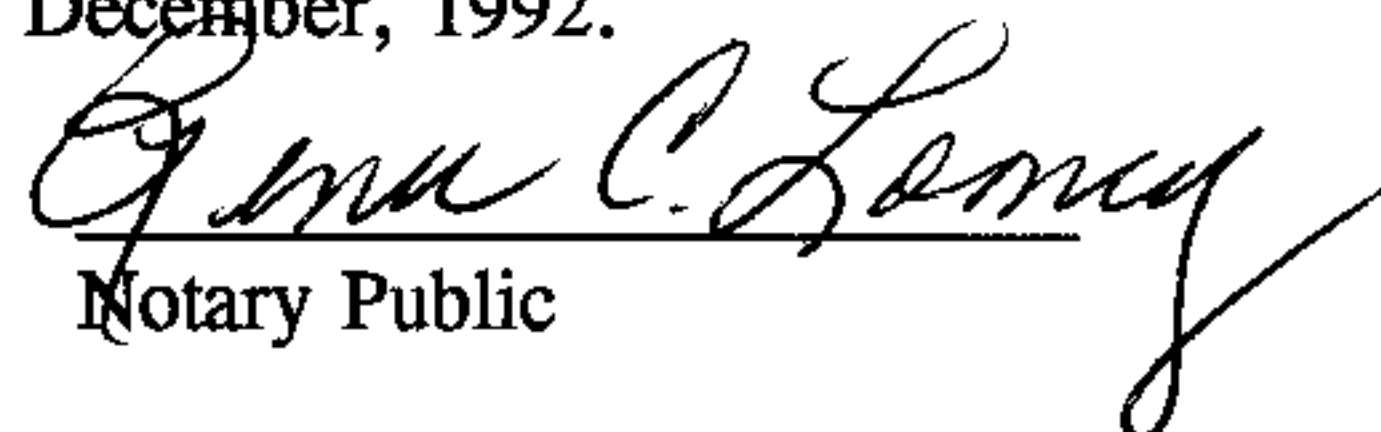
release shall be an nullity with no force and effect against AmSouth or its interest in the mortgaged property.

AMSOUTH, N.A., as
Trustee for Alabama Housing
and Finance Authority

By: 

VICE PRESIDENT AND CORPORATE TRUST OFFICER

SWORN TO AND SUBSCRIBED before me this 8th day of December, 1992.


Notary Public

My Commission Expires:

3-16-96

STATE OF ALABAMA
JEFFERSON COUNTY

AFFIDAVIT OF GEORGE J. BOULOUKOS

Before me, the undersigned authority, a Notary Public in and for said State and County, hereby certify that George J. Bouloukos personally appeared before me this date, and after being by me first duly sworn, deposes and says on oath as follows:

My name is George J. Bouloukos. I am over the age of twenty-one (21) years and a resident of Birmingham, Jefferson County, Alabama. I am a partner in the firm of Bouloukos & Oglesby Attorneys, 1675 Financial Center, Birmingham, Alabama. I was one of the attorneys who represented Mr. James Bunt in an action brought by Mr. James B. Roberts and Phyllis R. Roberts, as Plaintiffs, against the said James Harold Bunt and Deborah Elizabeth Bunt, in the Circuit Court of Shelby County, Alabama, being Case No. CV-84-010(E). During the course of our representation of Mr. Bunt, a settlement was reached wherein a partial release of certain property, as described in Exhibit "A" attached hereto, belonging to the said James B. Roberts and Phyllis R. Roberts from that certain mortgage held by AmSouth Bank, N.A., Trustee for Alabama Housing and Finance Authority, Mortgagee, dated June 7, 1983, recorded in Mortgage Book 432, Page 24, in the Probate Office of Shelby County, Alabama, was to be effected as a part of said settlement. During the further course of our representation of the said James Harold Bunt and Deborah Elizabeth Bunt, settlement negotiations failed, no settlement was effected, and the said law firm of Bouloukos &

Oglesby withdrew as attorneys for the said James Harold Bunt and Deborah Elizabeth Bunt.

I further certify by this Affidavit that the Partial Release executed by AmSouth Bank, N.A., Trustee for Alabama Housing and Finance Authority on January 21, 1992 has, as of the date of this Affidavit, not been recorded, and has been lost. I further certify that if and when said original Partial Release is found, same will be returned to Real Estate Financing, Inc.


GEORGE J. BOULOUKOS

SWORN TO AND SUBSCRIBED before me this 7th day of December, 1992.


NOTARY PUBLIC

MY COMMISSION EXPIRES:

12/12/95

Commence at the Northwest corner of the N. E. 1/4 of the S.W. 1/4 of Section 8, Township 20 South, Range 1 West, Shelby County, Alabama; Thence run South along the West 1/4-1/4 line 16.27 feet, Thence turn right 89 degrees 35 min. 31 sec. and run West 35.79 feet to an iron pin and pine stake formerly accepted and used as the Northwest corner of said 1/4-1/4 section (now designated as a "Judicial Corner" established in re: Case No. CV 84-010 (E) in the Circuit Court of Shelby County, Alabama; Thence from last course turn right 180 deg. 00 min. 00 sec. and run East along a painted line 500.06 feet, Thence turn right 89 deg. 05 min. 38 sec. and run South 92.09 feet to the point of beginning; Thence turn left 41 deg. 28 min. 31 sec. and run Southeast 180.22 feet to a point on the Northwest right-of-way of Shelby County Highway 39, Thence turn left 101 deg. 39 min. 54 sec. and run Northeast along said right-of-way 35.00 feet, thence turn left 89 deg. 31 min. 58 sec. and run Northwest 179.51 feet to the point of beginning. Containing 0.07 acre.

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