

THIS INSTRUMENT WAS PREPARED BY:

CHRISTOPHER R. SMITHERMAN, ATTORNEY AT LAW
P.O. BOX 261
MONTEVALLO, ALABAMA 35115

STATE OF ALABAMA
SHELBY COUNTY

AFFIDAVIT

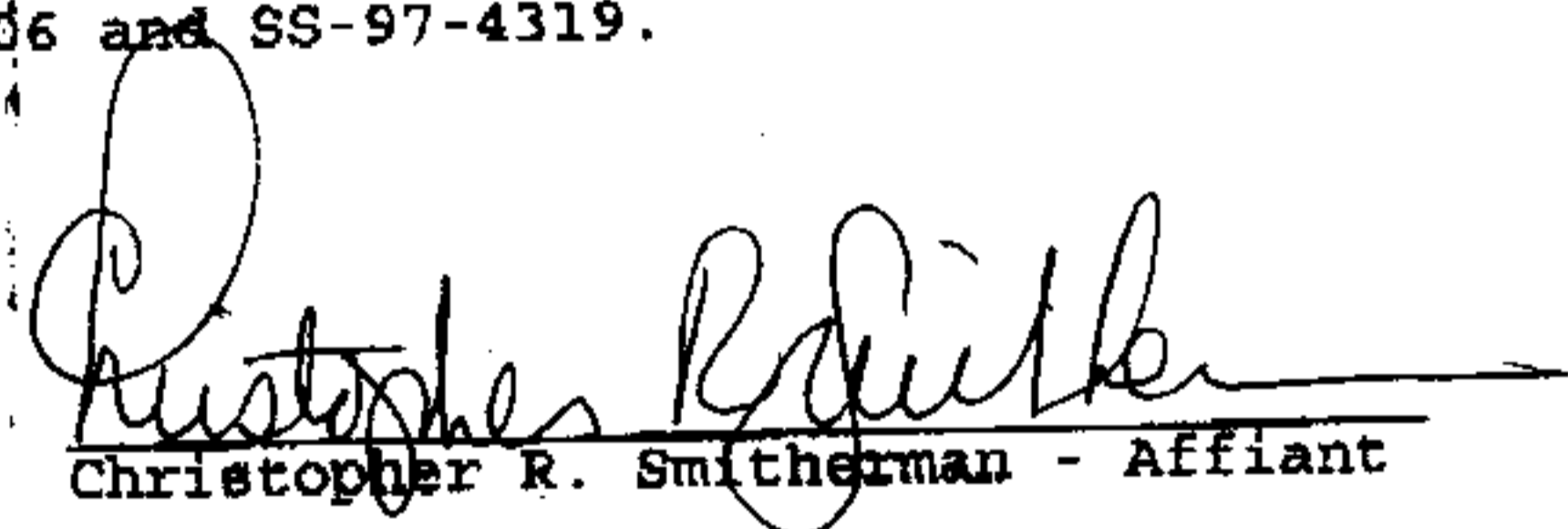
Before me, the undersigned authority, a Notary Public, in and for said County, personally appeared Christopher R. Smitherman, who after being by me first duly sworn, deposes and says on oath as follows:

My name is Christopher R. Smitherman and I am a practicing attorney and am familiar with the following facts:

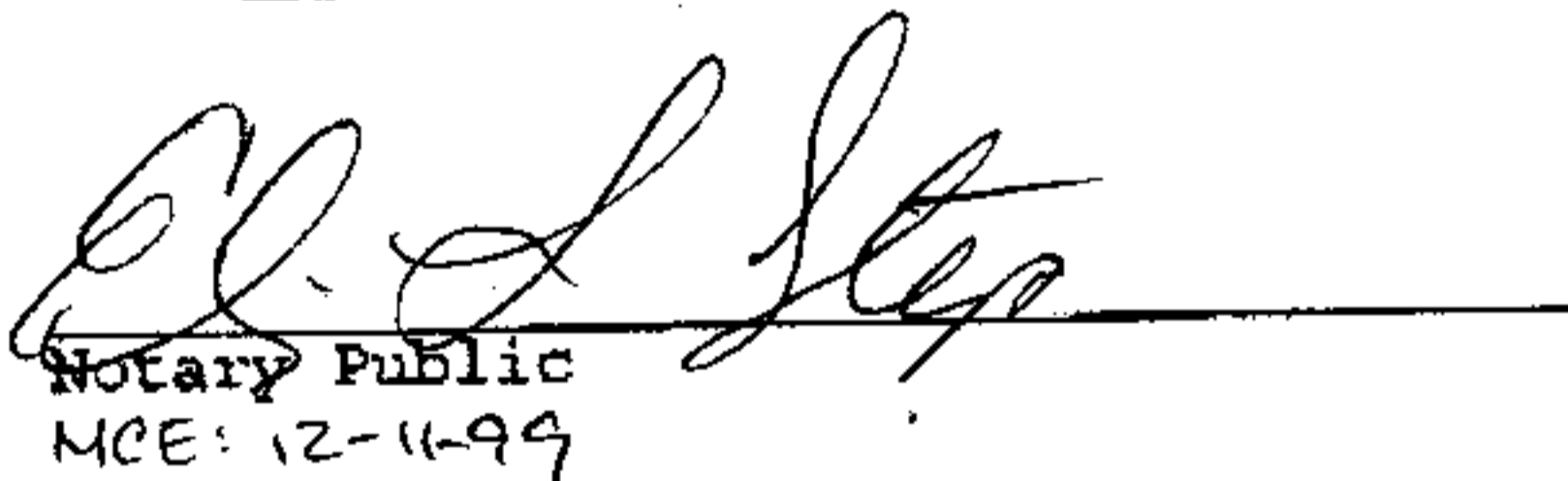
I was the preparer of those certain deeds recorded as Instrument #1997-29243 and #1997-29244, in the Probate Office of Shelby County, Alabama. It has been brought to my attention that the marital status of Earnest Vassar, the grantor in said deeds was omitted. Earnest Vassar was a married man at the time of the execution of said deeds, but the property conveyed in said deeds was not a part of his homestead or the homestead of his spouse.

This affidavit is given to correct the deficiencies in the above recited deeds and to induce Shelby County Abstract & Title Company, Inc., to issue its final title policy in Cases No. SS-97-4306 and SS-97-4319.

Further the affiant saith not.


Christopher R. Smitherman - Affiant

Sworn to and subscribed to before me
this 9th day of February, 1998.


Notary Public
MCE: 12-11-99

Inst # 1998-04961

02/13/1998-04961
12:23 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 MCD 8.50

Inst # 1998-04961