

STATE OF ALABAMA
COUNTY OF JEFFERSON

AFFIDAVIT

Before me, the undersigned Notary Public in and for said county and said state, personally appeared Donald K. Lloyd as Senior Vice President of Daniel Realty Corporation, an Alabama corporation, the Manager of **GREYSTONE DEVELOPMENT COMPANY, LLC**, an Alabama limited liability company who is known to me, and who being first duly sworn by me, deposes and says as follows:

1. That Greystone Development Company, LLC is the mortgagor under that certain of Mortgage and Security Agreement (the "Mortgage") in favor of SouthTrust Bank, National Association (the "Mortgagee") which is to be recorded in the Offices of the Judge of Probate of Jefferson and Shelby Counties, Alabama, a copy of which is attached hereto. The Mortgage secures debt in the amount of \$11,000,000 (the "Secured Debt").

2. That the total value of the real property given as security by Mortgagor, inside the State of Alabama is \$ 11,900,000.

3. That the value of the real property given as security by Mortgagor, inside Jefferson County is \$488,410 and the percentage of the Secured Debt allocated to such real property is four percent (4%) or \$440,000. Accordingly, mortgage tax in the amount of \$660 is payable in conjunction with the recording of the Mortgage in Jefferson County.

4. That the value of the real property given as security by Mortgagor inside Shelby County is \$11,411,590 and the percentage of the Secured Debt allocated to such real property is ninety-six percent (96%) or \$10,560,000. Accordingly, mortgage tax in the amount of \$15,840 is payable in conjunction with the recording of the Mortgage in Shelby County.

5. Duplicate originals of the Mortgage are being contemporaneously recorded in the aforesaid Counties and recording tax as allocated above will be duly paid at the time of recording.

6. That the undersigned has executed this Affidavit in his capacity as Senior Vice President of Daniel Realty Corporation, the Manager of Greystone Development Company, LLC for the purpose of assisting the Judges of Probate in Jefferson and Shelby Counties in establishing the amount of the recording tax to be collected for the recordation of the Mortgage.


Affiant

Sworn to and subscribed before me
this 21 day of March, 1999.


Notary Public

[NOTARIAL SEAL]

My commission expires: 8/27/2001

618626.1

Inst # 1999-12258

03/23/1999-12258
04:17 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 NWS 8.50