

AFFIDAVIT
REGARDING NON-REVOCATION OF POWER OF ATTORNEY

Before me, the undersigned Notary Public, in and for the State of Alabama-at-Large, personally appeared WILLIAM B. FERGUSON, who having been by me first duly sworn, deposed as follows:

1. My name is WILLIAM B. FERGUSON, I am over the age of twenty-one (21) years, and have personal knowledge of the facts stated herein.

2. On AUGUST 30, 2000, ANNA FERGUSON appointed me as attorney-in-fact under a Power of Attorney, a true and correct copy of which is attached hereto as Exhibit A.


3. I have on this day exercised the above-referenced Power of Attorney by executing Warranty Deed, and various other documents relating to the PURCHASE of a residence located in SHELBY County, Alabama, and being more particularly described as follows, to-wit:

**LOT 5, ACCORDING TO THE SURVEY OF INDIAN CREEK, PHASE II,
SECTOR II, AS RECORDED IN MAP BOOK 14 PAGE 89 IN THE
PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.**

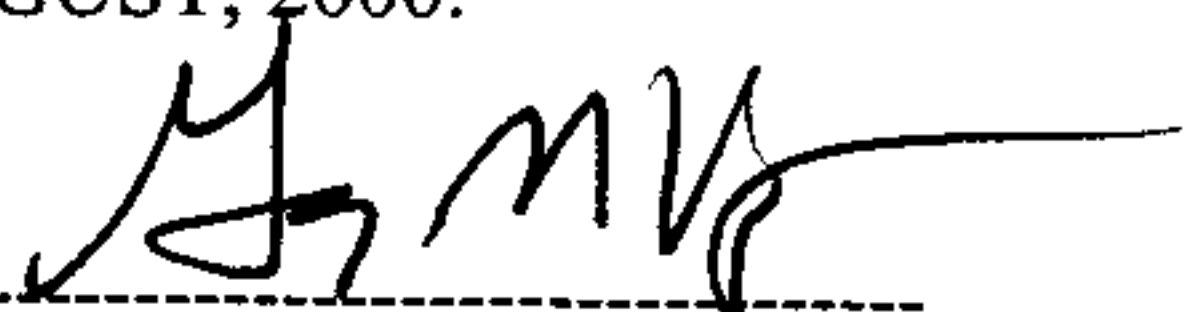
4. At the time of the execution of the above-mentioned closing documents and exercise of the Power of Attorney, I had no actual knowledge of the termination of the power by revocation or of ANNA FERGUSON'S death. I know ANNA FERGUSON to be still living, and have never been notified since the execution of the Power of Attorney that he/she/or it has revoked said power.

5. I am making this Affidavit pursuant to Code of Alabama 1975 Section 26-1-2(e).

Witness my hand and seal this the 31ST day of AUGUST, 2000.

 (L.S.)
Affiant and Attorney-in-Fact

Subscribed and sworn to before me on this the 31ST day of AUGUST, 2000.


Notary Public
My Commission Expires: 9.29.02

Inst # 2000-30965

09/08/2000-30965
09:37 AM CERTIFIED

SHELBY COUNTY JUDGE OF PROBATE