

**AFFIDAVIT  
OF  
MARTIN W. VOGT**

STATE OF ALABAMA )

JEFFERSON COUNTY )

Before me the undersigned Notary Public in and for said county and state, personally appeared Martin W. Vogt, who is known to me, and who, after being duly sworn by me, deposes and says as follows:

1. That my name is Martin W. Vogt. I am over the age of nineteen years of age, am of sound mind and sound body and have personal knowledge of the facts set forth herein.

2. That since 1996 I have been responsible for the financial and accounting affairs of Sherman Industries, Inc., formerly known as Sherman International Corp., (collectively "Sherman") and currently am the Vice-President and Chief Financial Officer of Sherman.

3. That after making diligent inquiry and search of the financial and accounting records of Sherman, to my knowledge all obligations given by Sherman to William O. Whitt, Jr., as trustee under the Trust Agreement dated November 3, 1978, recorded in Real Volume 1688, page 718 in the Probate Office of Jefferson County, Alabama (the "Trust") were satisfied by Sherman, including, without limitation, the obligations secured by the following certain Mortgages from Sherman to the Trust, *to wit*:

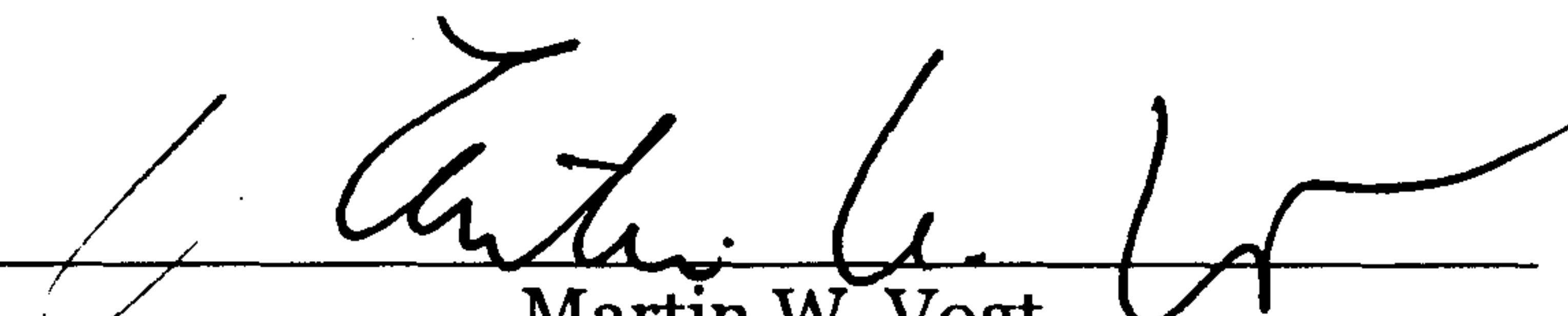
(a.) Mortgage recorded in Instrument No. 9403/9085 in the Probate Office of Jefferson County, Alabama;

(b.) Mortgage recorded in Instrument No. 1994/7854 in the Probate Office of Shelby County, Alabama; and

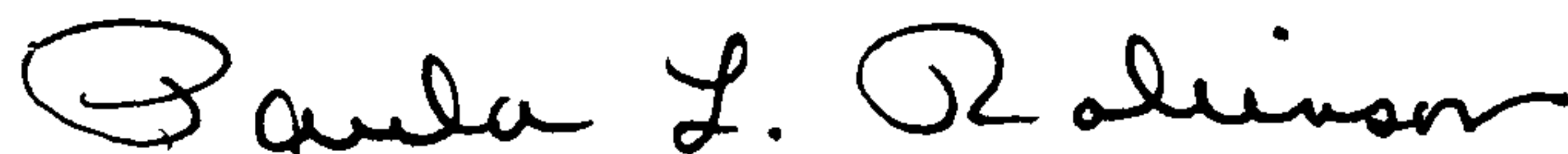
(c.) Mortgage recorded in Deed Book 1247 at Page 109 in the Floyd County Deed Records of Floyd County, Georgia.

4. That since 1996 I have received no notice from any Trustee or beneficiary of the Trust or any other party regarding any claim for any monies owed or any unpaid amounts due, whether past present or future, pursuant to any of the aforementioned obligations.

Further Affiant saith naught.

  
Martin W. Vogt

Sworn and subscribed before me this 4<sup>th</sup> day of August, 2005.



Notary Public

My Commission Expires: 3/31/09

SEAL