

STATE OF ALABAMA)

COUNTY OF JEFFERSON)



19770819000086690 1/1 \$.00
Shelby Cnty Judge of Probate, AL
08/19/1977 12:00:00 AM FILED/CERT

765

A F F I D A V I T

I, ROGER W. GOSS, TRUST OFFICER OF BIRMINGHAM TRUST NATIONAL BANK do hereby swear and affirm that of my own knowledge, I know that Mr. Jim Moore Wallis of Talladega, Alabama, did execute a Trust Agreement on August 23, 1974, as Grantor and Initial Trustee. This Trust Agreement was also signed by Miss Helen Charner Wallis as Successor Co-Trustee, and Mr. Robert St. Pierre for Birmingham Trust National Bank as "Custodian, Agent or Successor Co-Trustee, as the case may be."

Whereas Item 5 of said Trust Agreement Definitions states "The term 'Successor (Co) Trustee' shall mean Birmingham Trust National Bank, Birmingham, Alabama, or its successor, and the Grantor's daughter, Helen Charner Wallis, who shall serve as Co-Trustees of the trusts hereunder upon the death or incapacity of the initial Trustee, or upon notice in writing to the Successor Trustee, of the voluntary resignation of the said Jim Moore Wallis. Upon the death, resignation, or incapacity of the Grantor's said daughter, Helen Charner Wallis, Birmingham Trust National Bank, or its successor, shall serve as sole Successor Trustee.

Whereas, further, Mr. Jim Moore Wallis died on December 5, 1974, and Birmingham Trust National Bank and Miss Helen Charner Wallis did succeed as Co-Trustees and are now serving in that capacity.

Whereas, further, under the said Trust Agreement, the Trustee (Successor Co-Trustees) under Article II, page 11, paragraph 2.01 (a) are given the power "to hold, manage, sell, exchange, dispose of or lease any part of the trust estate for any term irrespective of the duration of the trust, and to invest and reinvest in any kind of real or personal property whatsoever, whether or not productive of income, and without regard to any investment restrictions, statutory or judicial, now or hereafter imposed upon fiduciaries, or to the proportion that any particular property of the trust estate may bear to the entire trust fund, and to retain any property, including stock or other obligations of Southern Bancorporation, coming to the Trustee from the Grantor or otherwise, without liability for depreciation in value, and to purchase assets belonging to the estate of the Grantor or the Grantor's wife."

Whereas, further, the said Trust is presently active and being administered by Birmingham Trust National Bank and Miss Helen Charner Wallis, as Successor Co-Trustees.

ATTEST:

AFFIANT:

[Signature]

[Signature]

Roger W. Goss
Trust Officer of Birmingham
Trust National Bank

STATE OF ALABAMA)
COUNTY OF JEFFERSON)

I, MARLENE H. [Signature], a Notary Public in and for said county in said state, hereby certify that Roger W. Goss, Trust Officer of Birmingham Trust National Bank, voluntarily signed this affidavit with full knowledge of its contents on this 13 day of August, 1977.

[Signature]
Notary Public

My commission expires 8/1/79

1977 AUG 19 AM 10:20
Fee 1.50
Sub 1.00

21 PAGE 322

BOOK