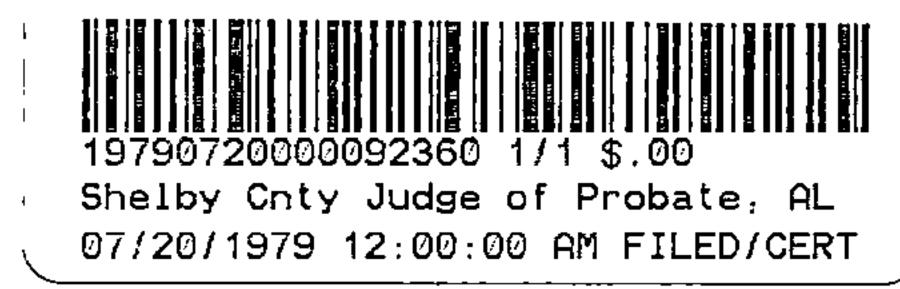
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AFFIDAVIT

I hereby certify that the lease executed on "Site No. 8" of the Development plan of the Tolan property does not conflict with the following described property:

Part of Lot 10, in Block A, of Nickerson Addition to Alabaster, as recorded in Map Book 3, Page 61, in the Probate Office of Shelby County, Alabama, more particulary described as follows: Commence at the S W corner of said Lot 10 and run North 3 deg. 56' West for 99.03 feet to the point of beginning; thence 91 deg. 41' right and run North 87 deg. 45' East for 145.00 feet; thence 91 deg. 41' left and run North 3 deg. 56' West for 7.68 feet to a point on the Southwesterly right of way line of U. S. Highway No. 31 and a point on a curve to the right having a radius of 7739.44 feet; thence 47 deg. 31' 57" left to tangent of said curve and run Northwesterly along the arc of said curve of 198.87 feet; thence 133 deg. 56' 23" to the left from tangent of said curve run thence 53 deg. 56' East for 139.54 feet to the point of beginning. Situated in Shelby County, Alabama.

Sworn to and subscribed before me this 19th. day of July, 1979.

NOTARY PUBLIC

MY COMMISSION EXPIRES:

rec. 1.50 and 1.00

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