C ANNARAM TO THATE

den later. Remaile causily, Medical P. Leweil, est of Main , est. of Main , est. of Main , est. of Main , est. of Main services and says:

an unincorporated church, who, for and on behalf of said unincorporated church, and pursuant to authority granted to us as such trustees in accordance with the governing By-laws and practices of said church, made, executed, and delivered that certain deed to Emma F. Harris, dated the 23rd day of October, 1983, and now recorded in Deed Book 351 at page 497, Office of Judge of Probate of Shelby County, Alabama, conveying the following described property, to-wit:

A parcel of land located in the Town of Montevallo, Alabama, in the Storr's Addition to the Town of Montevallo, according to Dare's survey and plot of said Storr's Addition which is recorded in Map Book 3, page 3 in the Probate Office of Shelby County, Alabama more particularly described as follows: Beginning at the intersection of North Boundary Street and Island Street; thence running in a Northeasterly direction, along the margin of said Island Street, a distance of 116 feet; thence in a Southeasterly direction (measured 80 degrees 35 minutes 37 seconds right), 190 feet (measured 174.12 feet); thence in a Southwesterly direction (measured 97 deg. 52 min. 03 sec. right) a distance of 52 feet, and thence in a Northwesterly direction (measured 63 deg. 19 min. 28 sec. right) along the margin of North Boundary Street a distance of 222 ½ feet (measured 196.61 feet) to the point of beginning, except a 10 foot wide strip running parallel to the NW property line of said parcel, as recorded in Deed Book 231, page 57, in the Office of the Probate Judge of Shelby County, Alabama.

Said parcel being part of Lot 18 of Storr's and Troy's Survey of Montevallo, as recorded in Map Book 3, page 3 in the Office of the Judge of Probate of Shelby County, Alabama.

The property hereby conveyed is the same property which was heretofore conveyed to Harvey S. Harris and wife, Emma F. Harris, by deed dated Sept, 29, 1978, and recorded in Deed Book 315, page 271, Office of Judge of Probate of Shelby County, Alabama.

According to survey of Allen Whitley, Registered Land Surveyor dated January 24, 1979. Subject to easements and rights of way of record-

That the undersigned make this affidavit for and on behalf of themselves and on behalf of the Montevallo Church of the Nazarene, an unincorporated church, pursuant to authority granted by said church for the execution of the aforesaid deed and the Assignment of Right of Redemption referred tobelow.

That the aforesaid deed was intended to be and was an absolute conveyance of the title to said premises to the grantee named therein, and was not and is not now intended as a mortgage, trust conveyance, or security of any kind; that it was the intention of said church as grantor in said deed and by said deed said church did convey to the grantee therein all of its right, title, and interest absolutely in and to said premises; that possession of said premises has been surrendered to the grantee;

Steve bears

That aforesaid deed was not given as a preference against any other creditors of the deponent; that at the time it was given there was no other person or persons, finns, or corporations, other than the grantee therein named interested, either directly or indirectly in said premises; that the deponent is solvent and has no other creditors whose rights would be prejudiced by such conveyance, and that deponent is not obligated upon any bond or other mortgage whereby any lien has been created or exists against the premises described in said deed;

That in the execution and delivery of said deed said church was not acting under any misapprehension as to the effect thereof, and acted freely and voluntarily, and was not acting under coercion or duress; that the consideration for said deed was and is payment to said church of the sum of \$1.00 by grantee and the full cancellation of all debts, obligations, costs and charges secured by that certain mortgage heretofore existing on said preoperty, executed by Donna Bailey, Ronald Presley, Janice Rachel, as Trustees of 뛽 the Montevallo Church of the Nazarene, an unincorporated church, to Emma F. Harris, dated August 11, 1981 and recorded in Mortgage Book 414, page 760, Office of Judge of Probate of Shelby County, Alabama, and the release of record of said mortgage; that at the time of making said deed said church believed, and affiants as trustees of said church, believed and now believe that the aforesaid considerationtherefor represents the fair value of the property so deeded; that affiants are informed and believe and upon such information and belief aver, that said Emma F. Harris has contracted to sell and convey the above described property to Robert H. Hodges, and that affiants further state that they have executed an Assignment of Right of Redemption to said Robert H. Hodges, a copy of the same being attached hereto as Exhibit "A" and by reference hereto being made a part hereof, and will deliver the same to said Robert H. Hodges at any time hereafter in exchange for the sum of \$100.00. in order to convey to said Robert H. Hodges the rights of redemption, as set forth in said Assignment of Right of Redemption.

That the aforesaid Assignment of Right of Redemption was intended to be, and was and is an absolute conveyance of the right of redemption held by the Montevallo Church of the Nazarene, an unincorporated church, and its trustees, in and to the above described to the condition of February H. Hodges, and was not and is not now intended as a mortgage, and the above described to the condition of such church as the condition of such church as the condition of such church as

Redemption said church did and will convey to said Robert H. Hodges therein all of its right, title, and interest absolutely in and to the rights of redemption held by said church and its trustees in and to said premises.

enat aforecaid Assignment of Right of Redemption was not given as a preference equinst

either directly or indirectly in said premises; that the dependent is solvent and has no other creditors whose rights would be prejudiced by such conveyance, and that deponent is not obligated upon any bond or other mortgage whereby any lien has been created or exists against the premises described in said deed;

That in the execution and delivery of said Assignment of Right of Redemption said church was not acting under any misapprehension as to the effect thereof, and acted freely and voluntarily, and was not acting under coercion or duress; that the consideration for said deed was and is payment to said church of the sum of \$100.00 by the grantee Robert H. H. Hodges; that at the time of making said Assignment of Right of Redemption said church believed, and affiants as trustees of said church, believed and now believe that the

That said deed and said Assignment of Right of Redemption is an absolute conveyance, the grantors having sold said lands to the grantees for a fair and adequate consideration, as set forth herein; that said conveyances were and are freely and fairly made, and that there are no agreements, oral or written, other than said deed and Assignment of Right of Redemption between the grantors and the grantees of said documents with respect to said land.

This affidavit and estoppel certificate is made for the protection and benefit of the grantee in said deed and the grantee in said Assignment of Right of Redemption, their successors and assigns, and all other parties hereafter dealing with or who may acquire an interest in the property herein described.

That affiants and each of them, will testify, declare, depose, or certify for any competent tribunal, officer, or person, in any case now pending or which may hereafter be instituted to the truth of the particular facts hereinabove set forth.

That said affiants have executed this affidavit and estoppel certificate as individuals, and also for and on behalf of said Montevallo Church of the Nazarene, an unincorporated church, pursuant to authority of said church.

Ben Tate

let 1

Ronald Presley

Randall . Maxwel

Gary Walton

STATE OF ALABAMA )
SHELBY COUNTY )

I, the undersigned a Notary Public in and for said County, in said State, hereby certify that Ben Tate, Ronald Presley, Randall P. Maxwell and Gary Walton, whose names are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, they executed the same voluntarily on the day the same bears date.

Notary Public

9

30 GK

STATE OF ALABAMA

SHELBY COUNTY

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Ben Tate, Ronald Presley, Randall p. Maxwell, and Gary Walton, whose names as Trustees of the Montevallo Church of the Nazarene, an unincorporated church, are signed to the foregoing instrument, and who are known to me, acknowledged before me on this day, that, being informed of the contents of the instrument, they, in their capacity as such trustees, executed the same voluntarily on the day the same bears date.

Given under my hand and seal this and day of the search, 1983.

Notary Public

The second secon

 $\mathcal{L}_{\mathcal{L}} = \mathbb{C}^{n}(\mathbb{R}^{n}) \times \mathbb{C}^{n}(\mathbb{R}^{n})$ 

**8**.00