

AFFIDAVIT OF ROBERT E. HAYNES AND DOROTHY HAYNES

Before me, the undersigned authority, personally appeared Robert E. Haynes and Dorothy Haynes personally known to me, who, being by me duly sworn, depose and say that they are the owners of the land described in Deed Book 327, Page 330 recorded in the Office of the Judge of Probate of Shelby County, Alabama, and further depose and say, upon information and belief, that:

1. If the affiants are individuals: (a) each is a resident and citizen of the United States and is over the age of 21 years, and (b) the affiants are husband and wife.

2. The affiants are the sole owners of the land described above and have authority to sell and convey said land and have been in actual, open, notorious, exclusive, adverse, undisputed, and continuous possession of said land since June 13, 1980.

3. The affiants predecessors in title have been in actual, open, notorious, exclusive, adverse, undisputed, and continuous possession of said land for at least 20 years.

4. No person in possession of any part of the property claims any rights adverse to the affiants.

5. The premises are located upon, or have access to, a public road.

6. No boundary lines of the property are disputed by adjoining owners.

7. No buildings or improvements on the property which are essential to its operation or of significant security value encroach upon adjoining lands.

8. No buildings or improvements encroach upon any part of the property which is essential to its operation or is of significant security value.

PECK, SLUSHER
& BUNCH
ATTORNEYS AT LAW
WEST DR. HICKS BOULEVARD
FLORENCE, ALABAMA
35630

Finance America
Parkway Shopping Center
2701 Mall Drive, Suite 3
Florence, Alabama 35630

BOOK 025 PAGE 829

9. The property, including the improvements, crops and fixtures thereon, is not now subject to any unfiled or unrecorded easements or rights-of-way for roads, utility lines, pipelines, canals, or other outstanding encumbrances, reservations, crop chattel, fixture, or real estate liens, financing statements, conditional sales contract, agricultural, mineral, or other lease, bailment lease, chattel mortgage, retention of title agreement, or other security instrument, instrument granting or reserving rights to timber, oil, gas, coal, or other minerals, or the right to remove the same, or rights with respect to water or other use of the property, or mechanic's or materialmen's liens.

10. No construction has been commenced or completed upon said property and no materials or services for construction have been delivered or performed thereon, within the last six months which have not been paid for in full.

There are no judgments, orders, decrees, attachments, or suits pending in State or Federal courts against affiants or State or Federal tax liens or claims against them, which are or may become liens against the land; there are no bankruptcy, insolvency, receivership or other similar proceedings pending by or against them in State or Federal court; and the conveyance or proposed conveyance is not made for the purpose of hindering, delaying, or defrauding any of their creditors.

This affidavit is made to induce FinanceAmerica Corporation and First American Title Insurance Company to make and insure a loan, with respect to the land involved.

STATE OF ALABAMA
I CERTIFY THIS
INSTRUMENT IS TRUE

1985 MAY -2 PM 1:12

Robert E. Haynes (SEAL)
Robert E. Haynes

Dorothy Haynes (SEAL)
Dorothy Haynes

Sworn to and subscribed before me this 21 day of

April, 1984

My Commission Expires:

12/10/88

Notary Public

STATE OF ALABAMA

PECK, SLUSHER
& BUNCH
ATTORNEYS AT LAW
118 WEST DR. HICKS BOULEVARD
FLORENCE, ALABAMA
35830

BOOK 025 PAGE 830

Rec'd 5.00
Ind 1.00
6.00