This instrument was prepared by: Hubert E. Rawson, Jr. 2437 Cornado Drive Birmingham, AL 35226

STATE OF ALABAMA COUNTY OF SHELBY

Before me, the undersigned authority, duly authorized to administer oaths and take acknowledgements, this day personally appeared Drew Willard, President of D & B Builders, Inc., and who after being first duly sworn, deposes and says:

That he is the President of D & B Builders, Inc. and the developer of the subdivision known as Chadwick Square as recorded in Map Book 13, Page 3, in the Probate Office of Shelby County, Alabama and also the person who signed the amended map of Lots 1,2,3,4,5 and part of the common area recorded in Map Book 14, Page 22, in the 349PAGE 11 office aforesaid.

Affiant states that because he was the owner and developer of the aforementioned real property he knows for a fact that there were no utilities ever installed in the easement which traverses the middle of Lots 4 and 5 of Chadwick Square (Map Book 13, Page 3, Shelby County) or across Lot 4A of the amended maps of Chadwick Square of Lots 1,2,3,4,5 and part of the common area and recorded in Map Book 14, Page 22, in the office aforesaid said easement being vacated by the said amended map.

Further Affiant sayth not.

My commission expires

Notary Public

Sworn to and Subscribed before a Notary Public this 2000 May 1991.

> STATE OF ALA. SHELBY Co. INSTRUMENT WAS FILL!

91 JUN 19 MM 9: 54

JUDGE OF PROBATE