

AGREEMENT AND AFFIDAVIT

STATE OF ALABAMA  
COUNTY OF

This agreement and affidavit executed by an authorized agent of Transamerica Financial Services, Inc./Clanton, regarding Lawrence M. Perryman and wife, Linda M. Perryman, borrower on the following described property as attached Exhibit "A"

It is expressly understood and agreed and at the request of Transamerica Financial Services, Inc., Clanton, Alabama, that certain mobile homes located on the attached property shall not be considered as security or collateral for the mortgage executed by the borrower and Transamerica Financial Services, Inc., on the 22nd day of September, 1993. Further, Transamerica Financial Services, Inc., expressly agrees to hold First Title Corporation harmless and to indemnify First Title Corporation for all claims which may arise as a result thereof, if any, of said mobile homes being on said property. Transamerica Financial Services, Inc., has executed this agreement and affidavit for the express purpose of inducing First Title Corporation to issue title insurance on the aforesaid property against any or all claims as a result of the mobile homes on said property which may affect the title to the property. It is further understood and expressly agreed that First Title Corporation will show as an exception in its title policy that said property shall be deemed not to include any house trailer or mobile home standing on the premises.

*Glenda J. Russell*  
Manager

Transamerica Financial Services, Inc.  
Park Plaza Shopping Center  
P.O. Box 1308  
Clanton, Alabama 35045

Sworn to and subscribed before me this 22nd day of September, 1993.

*Delene H. Mixer*  
Notary Public

Commission Expires: 5-21-96

*First Title*

Inst # 1393-29543  
09/24/1993-29543  
01:01 PM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
11.00  
002 MCD

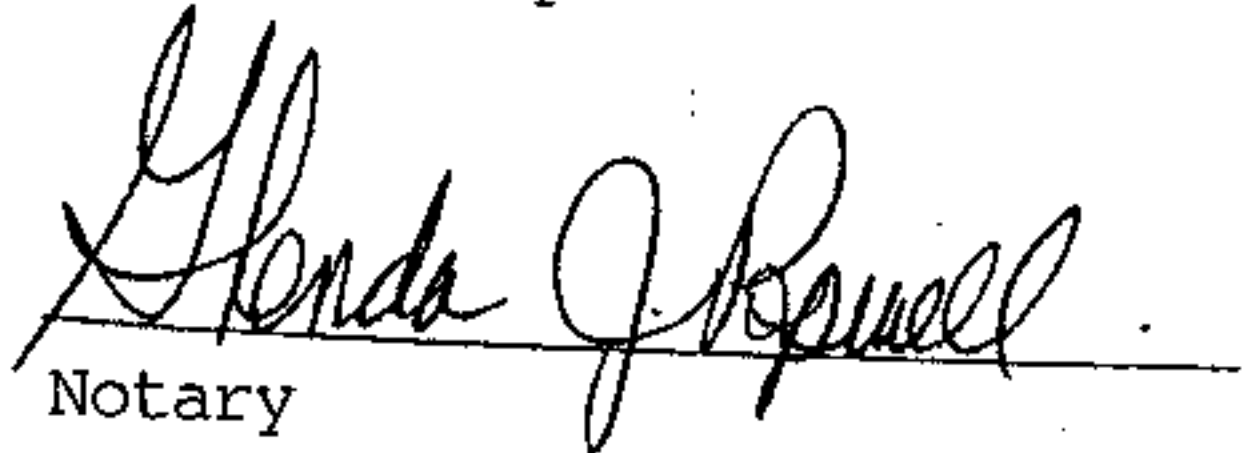
EXHIBIT "A"

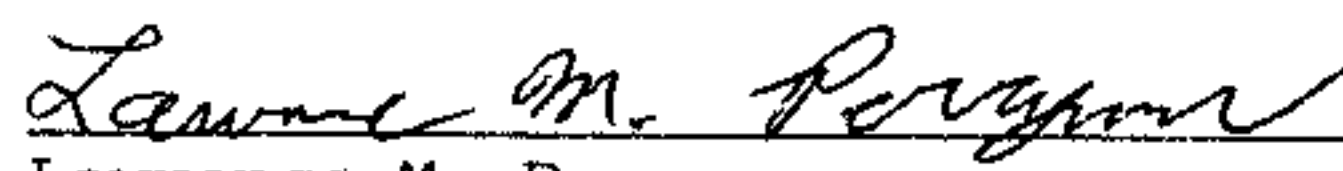
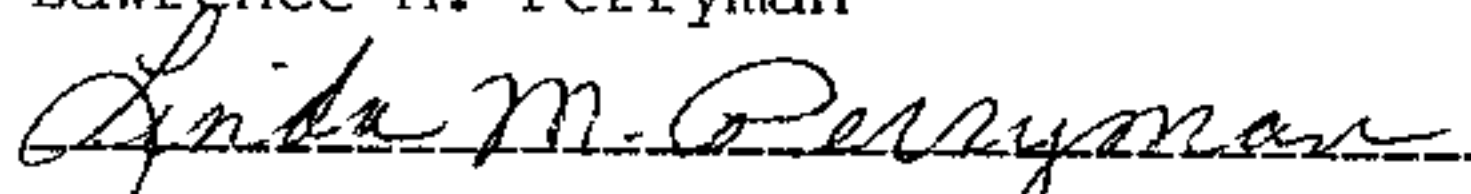
1993-29543  
 09/24/1993 PM CERTIFIED  
 01:01 PM  
 SHELBY COUNTY JUDGE W. B. BROWN

From the SW corner of the SE 1/4 of the SE 1/4 of Section 32, Township 21 South, Range 1 West run Northerly along the West line of said quarter-quarter 17.45 feet to an iron pin, on the North right of way line of State Highway Number 25; thence Easterly along the North right of way line of State Highway Number 25 289.28 feet to an iron pin, the point of beginning of the herein described tract; thence Northerly along the line of Hodges property on the West deflecting 79 degrees 40 minutes 0 seconds left 316.17 feet to an iron pin; thence Easterly along the line of Hodges property on the North deflecting 87 degrees 57 minutes 39 seconds right 142.70 feet to an iron pin; thence Southerly along the line of Payne R. Matthews property on the East deflecting 92 degrees 2 minutes 21 seconds right 285.30 feet to an iron pin, a corner to Payne R. Matthews on the East, and State Highway Number 25 on the South; thence Westerly along the North right of way line of State Highway Number 25 deflecting 79 degrees 40 minutes 0 seconds right 144.64 feet to an iron pin, the point of beginning, containing 1 acre by survey.

From the Se corner of the SW 1/4 of the SE 1/4 of Section 32, Township 21 South, Range 1 West run Northerly along the East line of said quarter-quarter 17.45 feet to an iron pin on the North right of way line of State Highway Number 25, the point of beginning of the herein described tract; thence continuing Northerly along the East line of the SW 1/4 of the Se 1/4 along the line of R. Dawson property on the West 213.55 feet to an iron pin; thence Westerly along the line of R. Dawson property on the South deflecting 92 degrees 4 minutes 2 seconds left 667.46 feet to an iron pin; thence Northerly along the line of Frank Salamone property on the West deflecting 92 degrees 3 minutes 45 seconds right 330.0 feet to an iron pin; thence Easterly along the line of Frank Salamone property on the North deflecting 87 degrees 56 minutes right 667.48 feet to an iron pin; thence Northerly along the line of Frank Salamone property on the West deflecting 87 degrees 55 minutes 59 seconds left 104.99 feet to an iron pin; thence Easterly along the line of Frank Salamone property on the North deflecting 87 degrees 57 minutes 46 seconds 427.49 feet to an iron pin; thence Southerly along the line of Payne R. Matthews property on the East deflecting 92 degrees 2 minutes 31 seconds right 290.58 feet to an iron pin; thence Westerly along the line of Hodges property on the South deflecting 87 degrees 57 minutes 39 seconds right 142.70 feet to an iron pin; thence Southerly along the line of Hodges property on the West deflecting 87 degrees 57 minutes 29 seconds left 316.17 feet to an iron pin; a corner to Hodges on the West, and State Highway Number 25 on the South; thence Westerly along the North right of way line of State Highway Number 25 deflecting 79 degrees 40 minutes 0 seconds right 289.28 feet to an iron pin, the point of beginning, containing 10.11 acres by survey, less and except the following described parcel:

From the Se corner of the SW 1/4 of the SE 1/4 of Section 32, Township 21 South, Range 1 West run Northerly along the East line of said quarter-quarter 17.45 feet to an iron pin on the North right of way line of State Highway Number 25, the point of beginning of the herein described tract; thence continuing Northerly along the East line of the SW 1/4 of the SE 1/4 213.55 feet to an iron pin; thence Westerly along the line of R. Dawson property on the South deflecting 92 degrees 4 minutes 2 seconds left 347.36 feet to an iron pin; thence Northerly along the line of Hodges property on the West deflecting 92 degrees 4 minutes 2 seconds right 35.0 feet to an iron pin; thence Easterly along the line of Hodges property on the North deflecting 87 degrees 55 minutes 58 seconds right 480.25 feet to an iron pin; thence Southerly along the line of Hodges property on the East deflecting 92 degrees 4 minutes 2 seconds right 229.15 feet to an iron pin, a corner to Hodges on the East, and State Highway Number 25 on the South; thence Westerly along the North right of way line of State Highway Number 25 deflecting 79 degrees 40 seconds 17 minutes right 135.0 feet to an iron pin, the point of beginning, containing 1 acre by survey. All according to the survey of Reese E. Mallette, Jr. Less and except Deed recorded in Book 320, at Page 357 and corrected in Book 323, at Page 755.

  
 Notary

 (seal)  
 Lawrence M. Perryman  
 (seal)  
 Linda M. Perryman