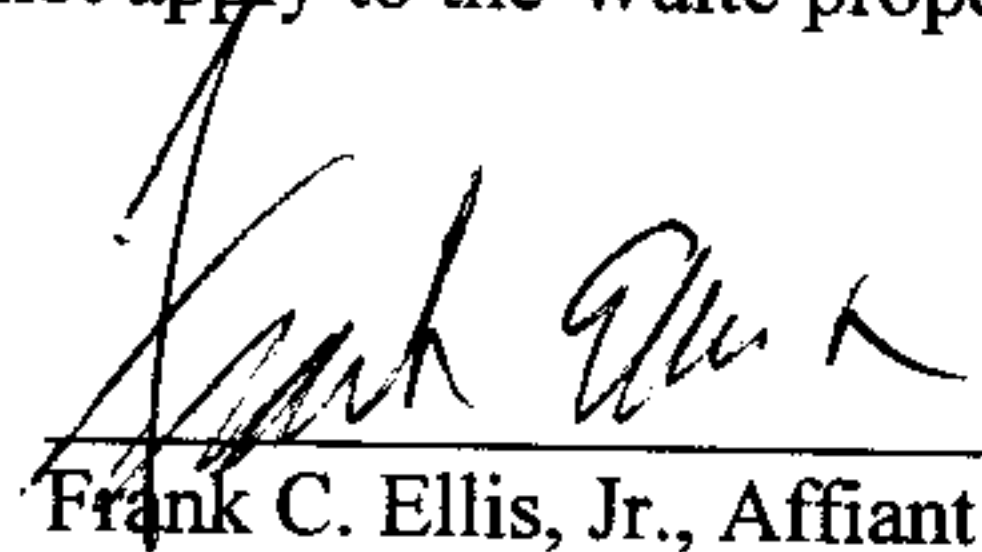


STATE OF ALABAMA
SHELBY COUNTY

AFFIDAVIT

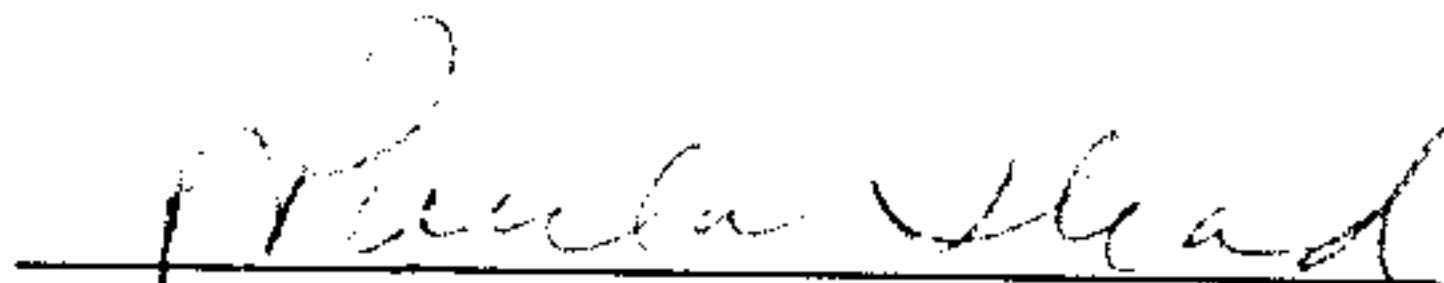
Before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared Frank C. Ellis, Jr., County Attorney for Shelby County, Alabama, who, after being by me first duly sworn to speak the truth, deposes and says as follows:

My name is Frank C. Ellis, Jr., and I am County Attorney for Shelby County, Alabama. The undersigned filed on behalf of Shelby County a Lis Pendens Notice in the Probate Court of Shelby County, Alabama, Case No. 36-119, which Notice was filed on June 26, 1997. This condemnation action by Shelby County was filed against Nell D. Waite, Robert S. Waite, III, Nell Waite Dumas, and Mary H. Waite. The parcel of land involved is described on Exhibit "A" attached hereto and made part and parcel hereof as fully as if set out herein. The land in question was located on the Egg and Butter Road in Columbiana, Alabama and did not apply to the Waite property located near or adjacent to Highway 119 in Pelham, Alabama.



Frank C. Ellis, Jr., Affiant

Sworn to and subscribed before me
this 26th day of October, 2000.



Notary Public

Inst # 2000-42484

12/08/2000-42484
02:16 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
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EXHIBIT "A"

A parcel of land situated in the Southeast $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 14, Township 22 South, Range 1 West, Shelby County, Alabama, being more particularly described as follows: Commence at an iron pin found locally accepted to be the Southeast corner of said $\frac{1}{4}$ - $\frac{1}{4}$ section; thence run North $1^{\circ}06'30''$ East along the East line of said $\frac{1}{4}$ - $\frac{1}{4}$ section for a distance of 627.73 feet to an iron pin found; thence run North $89^{\circ}47'25''$ West for a distance of 382.38 feet to the point of beginning; thence continue along last stated course for a distance of 26.41 feet to a point; thence run North $15^{\circ}52'50''$ West for a distance of 190.38 feet to a point; thence run North $6^{\circ}17'57''$ West for a distance of 191.00 feet to a point; thence run North $1^{\circ}38'39''$ East for a distance of 308.21 feet to a point on the North line of said $\frac{1}{4}$ - $\frac{1}{4}$ section; thence run North $89^{\circ}33'13''$ East along said North line for a distance of 31.21 feet to a point on the East right-of-way line of Egg and Butter Road; thence run South $5^{\circ}29'46''$ East along said East right-of-way line for a distance of 35.90 feet to a point on a curve to the right having a central angle of $10^{\circ}56'02''$ and a radius of 813.64 feet; thence run in a southeasterly direction along the arc of said curve and also along said East right-of-way line for a distance of 155.27 feet to a point on a reverse curve to the left having a central angle of $12^{\circ}52'52''$ and a radius of 868.75 feet; thence run in a southeasterly direction along the arc of said curve and also along said East right-of-way line for a distance of 195.31 feet to a point; thence run South $7^{\circ}26'35''$ East along said East right-of-way line for a distance of 184.37 feet to a point on a curve to the left having a central angle of $13^{\circ}04'08''$ and a radius of 493.81 feet; thence run in a southeasterly direction along the arc of said curve and also along said East right-of-way line for a distance of 112.64 feet to a point; thence run South $20^{\circ}30'43''$ East along said East right-of-way line for a distance of 4.13 feet to the point of beginning. Said parcel containing 24883 square feet more or less.

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