

6042

Inst # 2001-25608

AFFIDAVIT
REGARDING NON-REVOCATION OF POWER OF ATTORNEY

Before me, the undersigned Notary Public, in and for the State of Alabama-at-Large, personally appeared JESSE C. TILTON, IV, who having been by me first duly sworn, deposed as follows:

1. My name is JESSE C. TILTON, IV, I am over the age of twenty-one (21) years, and have personal knowledge of the facts stated herein.

2. On JUNE 14, 2001, JESSE C. TILTON, III appointed me as attorney-in-fact under a Power of Attorney, a true and correct copy of which is attached hereto as Exhibit A.

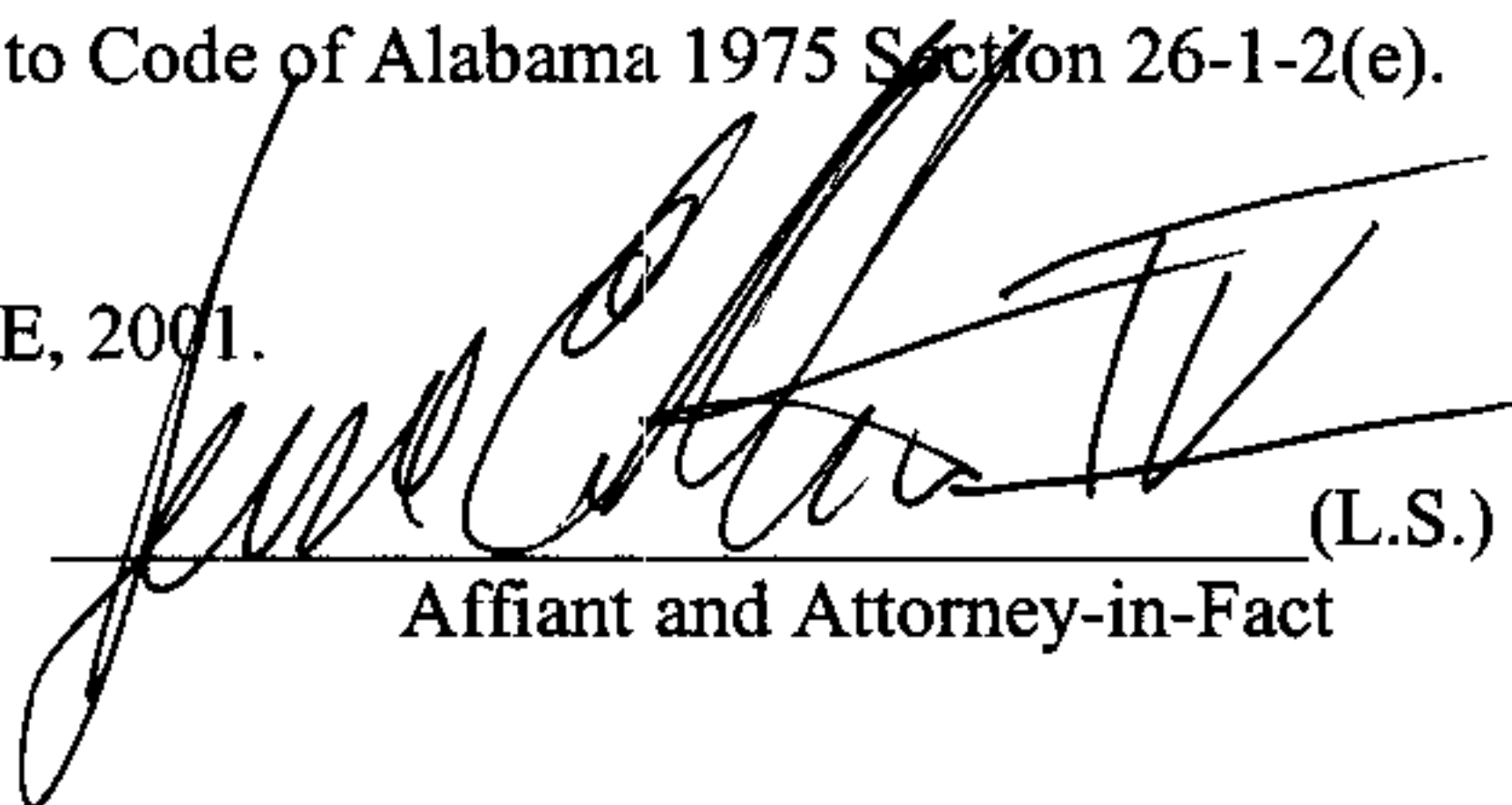
3. I have on this day exercised the above-referenced Power of Attorney by executing Warranty Deed, and various other documents relating to the PURCHASE of a residence located in SHELBY County, Alabama, and being more particularly described as follows, to-wit:

LOT 4, IN BLOCK 6, ACCORDING TO THE SURVEY OF PLANTATION SOUTH, THIRD SECTOR, AS RECORDED IN MAP BOOK 11, PAGE 88 IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.


4. At the time of the execution of the above-mentioned closing documents and exercise of the Power of Attorney, I had no actual knowledge of the termination of the power by revocation or of JESSE C. TILTON, III'S death. I know JESSE C. TILTON, III to be still living, and have never been notified since the execution of the Power of Attorney that he/she/or it has revoked said power.

5. I am making this Affidavit pursuant to Code of Alabama 1975 Section 26-1-2(e).

Witness my hand and seal this the 15TH day of JUNE, 2001.


(L.S.)
Affiant and Attorney-in-Fact

Subscribed and sworn to before me on this the 15TH day of JUNE, 2001.


Notary Public

My Commission Expires: 9.29.01

06/21/2001-25608
09:52 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 CJ1 11.00