

STATE OF ALABAMA)

SHELBY COUNTY)

AFFIDAVIT

The undersigned, Douglas D. Eddleman, after first being duly sworn, does hereby depose and say as follows:

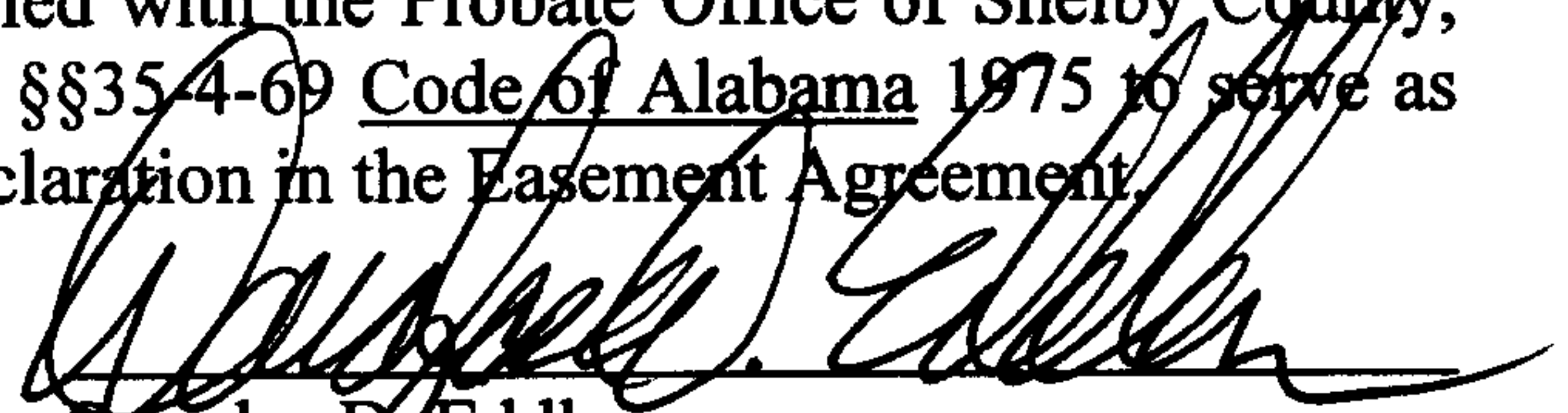
I am the President of Eddleman Properties, Inc., an Alabama corporation, and the President of Courtside at Brook Highland Association, Inc., an Alabama non-profit corporation. Eddleman Properties, Inc. is the owner of the real property submitted to the Declaration of Condominium of Courtside at Brook Highland, A Condominium (herein described). Courtside at Brook Highland Association, Inc. is named as the association organized for the management and operation of the condominium established under the Declaration of Condominium of Courtside at Brook Highland.

On May 8, 2002, I executed the Easement Agreement among Billy D. Eddleman, Douglas D. Eddleman, Eddleman Properties, Inc. and Courtside at Brook Highland Association, Inc. and caused the same to be delivered for filing in the Office of the Judge of Probate of Shelby County, Alabama, on May 10, 2002, and to be recorded as Instrument No. 2002-0510000223870 in said office (herein referred to as the "Easement Agreement"). I executed the Easement Agreement in my individual capacity and in my capacities as President of Eddleman Properties, Inc. and as President of Courtside at Brook Highland Association, Inc.

The Easement Agreement makes reference to the property owned by Eddleman Properties, Inc. and submitted to the Declaration of Condominium of Courtside at Brook Highland, A Condominium, as filed and recorded as Instrument No. 2001-29968 in the Probate Office of Shelby County, Alabama, and refers to said document as the "Courtside Declaration." The Courtside Declaration was filed as an attachment to the Articles of Incorporation of Courtside at Brook Highland Association, Inc. and the Probate Office of Shelby County has required that the Courtside Declaration be refiled in order to comply with the requirements of the Alabama Uniform Condominium Act of 1991 as set forth in §§ 35-8A-201 Code of Alabama 1975. The Courtside Declaration was refiled with the Probate Office of Shelby County, Alabama on May 21, 2002 and was rerecorded as Instrument No. 2002-0521000241450. All references to the Courtside Declaration in the Easement Agreement should refer to the Declaration of Condominium of Courtside at Brook Highland recorded as Instrument No. 2002-0521000241450 in the Probate Office of Shelby County, Alabama.

CLAYTON T. SWEENEY, ATTORNEY AT LAW

This Affidavit has been executed and is filed with the Probate Office of Shelby County, Alabama, in accordance with the requirements of §§35-4-69 Code of Alabama 1975 to serve as notice of the correct reference to the Courtside Declaration in the Easement Agreement.


Douglas D. Eddleman

Sworn to and subscribed before me
on this 18th day of June, 2002.



Notary Public

My Commission Expires: 1/23/2006