

STATE OF ALABAMA COUNTY OF SHELBY

AFFIDAVIT

Before me, the undersigned authority, personally appeared William R. Justice, who, being known to me and being by me first duly sworn, deposed and said as follows:

My name is William R. Justice. I am the in house attorney for First National Bank of Shelby County. It has come to my attention that on August 5, 2002, the Bank's Real Estate Department erroneously recorded an Assignment in the Probate Office of Shelby County, Instrument #2002-36533. This Assignment should not have been recorded in Shelby County, and its recordation in Shelby County is of no force or effect.

William R. Justice

Sworn to and subscribed before me this 7th day of August, 2002.

Notary Public 12-19-03

FNB5C