

AFFIDAVIT TO ANY FACT

STATE OF ALABAMA
COUNTY OF SHELBY


Before me, the undersigned authority, personally appeared **J. Stephen Stamps and Karen S. Stamps**, (hereinafter referred to as Affiant) who, being duly sworn did depose and state:


1. That they are the owner of the following described property, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND INCORPORATED HERewith

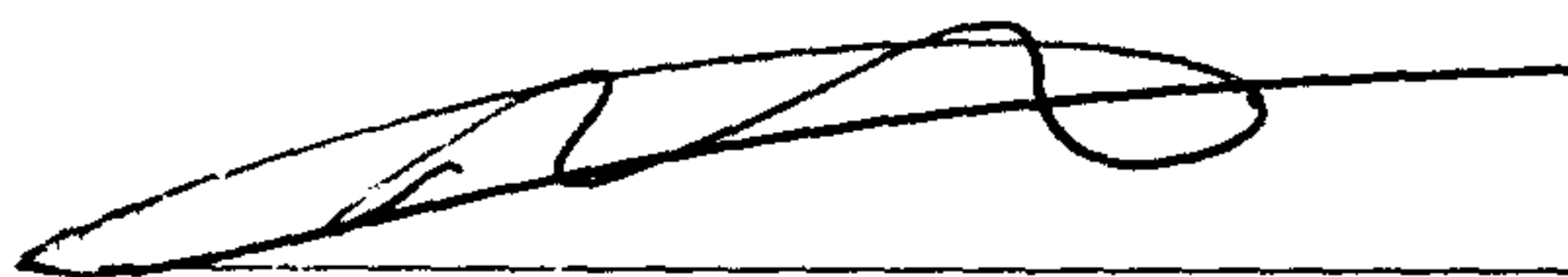
2. That Jerry L. Smith and Wiley Smith conveyed subject property to J. Stephen Smith and Karen S. Smith by Quitclaim Deed dated 12-20-97, filed 01-0598 in Instrument #1998-106.
3. Affiants attest to the fact that they were and are familiar with the grantors in said deed and that both grantors were married persons at the execution of said deed. Affiants further attest to the fact that subject property did not constitute the homestead of the grantors nor their spouses.

Affiants give this affidavit to induce Complete Title Services and/or Stewart Guaranty Company to issue its title insurance policy without exception.


J. Stephen Smith ~~Stamps~~


Karen S. Smith ~~Stamps~~

Subscribed and sworn to before me this 6th day of December, 2002.


Notary Public

My Commission Expires:

2-1-06

File # 26673

EXHIBIT A

Re: Stamps

Shelby County

Commence at the SE corner of Section 7, Township 21 South, Range 2 East, and run West along the South line of said Section a distance of 1009.75 feet to the point of beginning; thence continue in the same direction along said line a distance of 420 feet to a point; thence turn an angle of 90 deg. Right and run North a distance of 420 feet to a point; thence turn an angle of 90 deg. right and run East parallel with South line of Said Section 7 a distance of 420 feet to a point; turn an angle of 90 deg. Right and run South a distance of 420 feet to point of beginning.

Also, a non-exclusive perpetual easement and right of way over and across the hereinafter described property for the purpose of ingress and egress and installation and use of utilities: Commence at the SE corner of Section 7, Township 21 South, Range 2 East, and run West along the South line of said Section a distance of 1009.75 feet; thence continue in the same direction along and old fence row a distance of 420 feet; thence turn an angle of 90 deg. To the right and run North a distance of 25 feet; thence turn an angle of 90 deg., To the right and run East parallel with the south line of said Section 7, a distance of 420 feet; thence turn an angle of 90 deg. To the right and run a distance of 5 feet; thence turn an angle of 90 deg. To the left and run East, parallel with the South line of said Section 7 a distance of 200 feet; thence turn an angle of 90 deg. To the left and run a distance of 5 feet; thence turn an angle of 90 deg. To the right and run East, parrallel with the South line of said Section 7, a distance of 809.75 feet; thence run South a distance of 25 feet to the point of beginning.

J. Stephen Stamps

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