


STATE OF ALABAMA )  
COUNTY OF SHELBY )

  
20030131000062050 Pg 1/1 14.00  
Shelby Cnty Judge of Probate, AL  
01/31/2003 14:35:00 FILED/CERTIFIED

**AFFIDAVIT**

Before me, the undersigned authority, a Notary Public, personally appeared the undersigned affiants, Mike Alan Smith and Vicky B. Smith, who, after first being duly sworn, depose and say the following

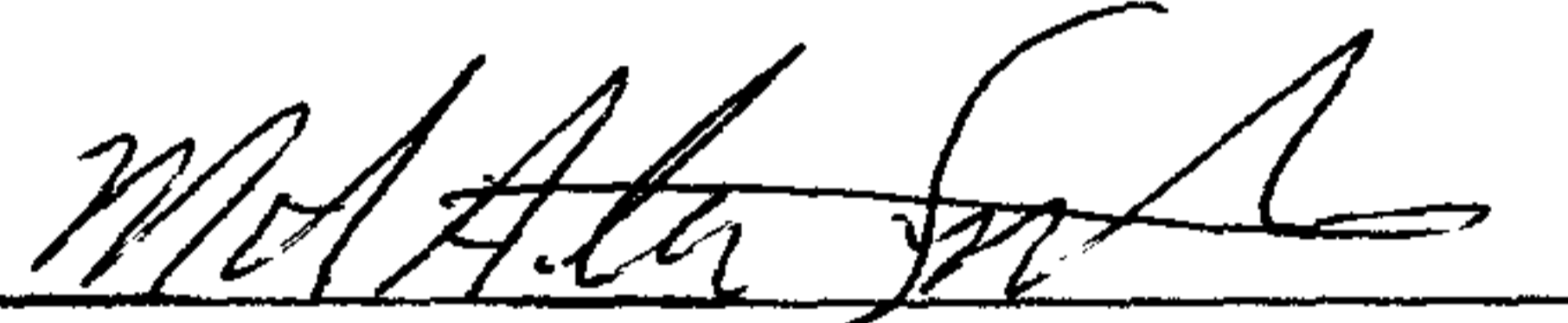
We are the owners of the property herein described and we are over the age of 19 years and a resident of BIRMINGHAM, ALABAMA. We are the sellers for the following described property located in Shelby County, Alabama, to-wit:


Lot 11, according to the survey of Parkside, as recorded in Map Book 7, Page 136, in the Probate Office of Shelby County, Alabama.

We have been informed that the Mortgage given by us, Mike Alan Smith and Vicky B. Smith, husband and wife, to First Federal Savings Bank, in the amount of \$114,950.00, dated November 9, 1994, filed for record November 15, 1994, and recorded in Instrument # 1994-34005, in the Probate Office of Shelby County, Alabama; that a Satisfaction of Mortgage was prepared but never filed.

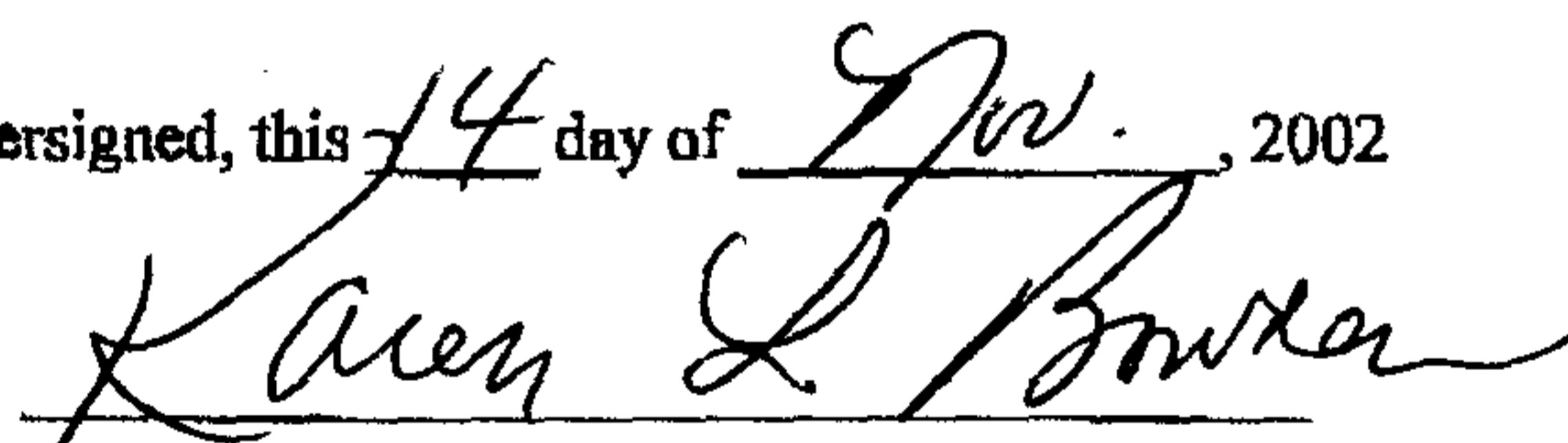
We certify and warrant that we have not received any notice, either orally or in writing, of the existence of any debt owed to First Federal Bank.

We give this Affidavit for the purpose of inducing The Title Group, Inc., as agent for First American Title Insurance Company, to issue its Title Insurance Policy or Policies free of any exception for the Mortgage given to First Federal Bank in the principal amount of in the amount of \$114,950.00, dated November 9, 1994, filed for record November 15, 1994, and recorded in Instrument # 1994-34005, in the Probate Office of Shelby County, Alabama

  
Mike Alan Smith

  
Vicky B. Smith

Sworn to and subscribed before me, the undersigned, this 14 day of Nov., 2002

  
Notary Public -

My commission expires: 4-21-2004