



20030909000602580 Pg 1/2 14.00
Shelby Cnty Judge of Probate, AL
09/09/2003 09:39:00 FILED/CERTIFIED

AFFIDAVIT

This is to certify that Donald Wayne Duke is not holding purchase money mortgage for Janet Gayle Garner as stated in deed recorded in 20002-31023 in the Probate Office of Shelby County, Alabama. The mortgage mentioned on said deed was in error. The undersigned claims no interest in subject property.

Donald Wayne Duke 8/29/03
Donald Wayne Duke Date

Doris Sherrell Bryant 29 August 2003
Notary Date

MY COMMISSION EXPIRES JUNE 12, 2007

Exhibit A

The SW 1/4 of the SW 1/4 of Section 35, Township 21 South, Range 1 West, Shelby County, Alabama, being the same property as surveyed by R. Edward Gilliland, Ala. Reg. No. 15919, on the 4th day of December, 1995, which is more particularly described by said survey as follows:

Commence at a corner in place accepted as the Southwest corner of Section 35, Township 21 South, Range 1 West, Shelby County, Alabama, said point being the point of beginning. From this beginning point proceed North 00 deg. 03' 09" East along the West boundary of the SW 1/4 of the SW 1/4 of said Section for a distance of 1323.04 feet to a corner in place accepted as the Northwest corner of said 1/4 1/4 Section; thence proceed North 87 deg. 57' 04" East along the North boundary of said 1/4 1/4 Section for a distance of 1330.99 feet to a corner in place accepted as the Northeast corner of said 1/4 1/4 Section; thence proceed South 00 deg. 14' 42" East along the East boundary of said 1/4 1/4 Section for a distance of 1349.53 feet to a corner in place accepted as the Southeast corner of said 1/4 1/4 Section; thence South 89 deg. 06' 11" West along the South boundary of said 1/4 1/4 Section for a distance of 1337.11 feet to the point of beginning. The above land is located in the SW 1/4 of the SW 1/4 of Section 35, Township 21 South, Range 1 West, Shelby County, Alabama, and contains 40.91 acres. According to survey of R. Edward Gilliland, dated December 4, 1995.

SUBJECT TO Mineral and Mining rights reserved by grantors.

The above described property constitutes no part of the homestead of any of the grantors or their spouses.