

AFFIDAVIT

STATE OF ALABAMA

SHELBY COUNTY

Before me, the undersigned authority, a Notary Public in and for said
County, in said State, personally appeared **David Ray Hayes**, who, being by me first duly
sworn, deposes and says:

My name is David Ray Hayes. I live at Highway 491, Box 1237, Vandiver,
Alabama.

I own the following described property:

Commence at the Northeast corner of the E 1/2 of the NE 1/4 of
the SW 1/4 of Section 10, Township 18 South, Range 1 East,
Shelby County, Alabama; thence run South along the East line of
said 1/4 - 1/4 Section a distance of 684.23 feet to a point; thence
turn right 90 deg. 31 min. 28 sec. and run a distance of 453.50
feet to a point; thence continue along last said course a distance
of 210 feet to a point; thence turn left 90 deg. 46 min. 58 sec.
and run a distance of 420 feet to a point; said point being the
point of beginning; thence turn left 89 deg. 73 min. 02 sec. and
run East a distance of 420 feet to a point; thence turn right 90
deg. 48 min. 58 sec. and run a distance of 210 feet to a point;
thence turn right 89 deg. 73 min. 02 sec. and run a distance of
420 feet to a point; thence turn right 89 deg. 73 min. 02 sec. and
run 210 feet to the point of beginning.

ALSO, a 15 foot easement leading from Highway 491 along
and across an established driveway to the above described property.

This affidavit is executed and recorded for the purpose of
correcting the description contained in that certain affidavit
dated October 30, 2003 and recorded as Inst. # 20031030000724080
in the Probate Office of Shelby County, Alabama.

I purchased the above described property from Brenda Anne Epperson in

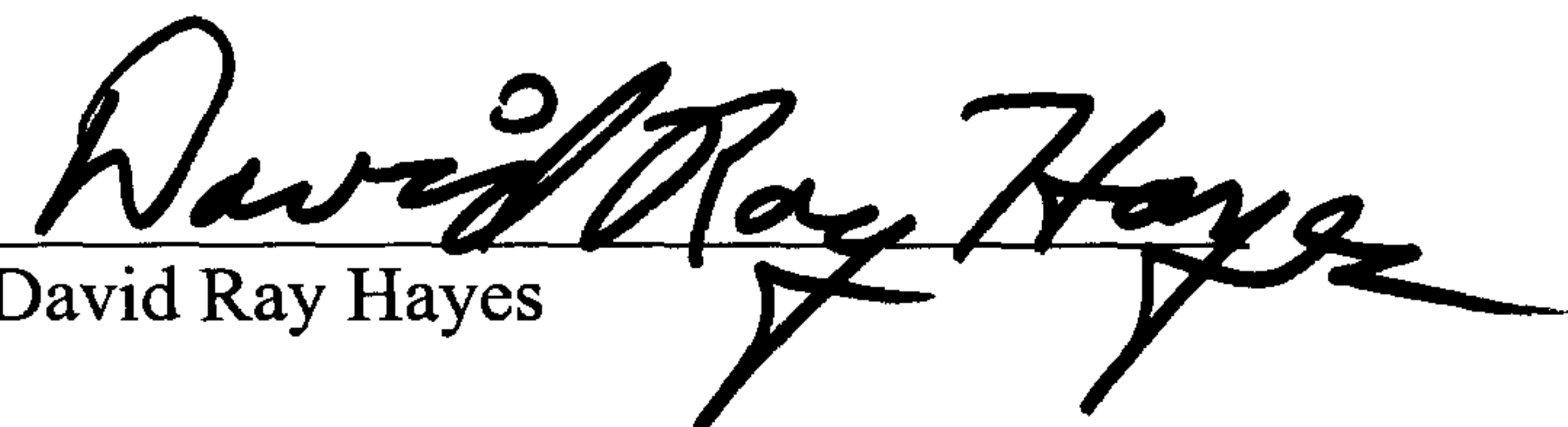
Conwill & Justice

January of 2002. Prior to purchasing the property I had a conversation with Brenda Epperson, standing on the property. I swapped two acres of land in Chelsea, Alabama for the subject property. After agreeing to purchase the above described property a deed was drawn up with a description furnished by Brenda Epperson.

Immediately after purchasing the property I began to work on the above described property. I went to the various agencies discussing what was needed to build a home on said property. I rented heavy equipment and paid an operator to prepare the land. I installed water lines, a water meter, had a septic tank and field lines installed. I graveled the drive. I moved a mobile home on the property and had it set up more than one year ago.

All of the improvements and work on the property, including the moving in of a mobile home, was all done within 150 yards of Brenda Epperson's home. All the time the improvements were being made on the property, Brenda Epperson was a constant visitor to the property and never once complained that I was doing the work on the wrong area.

I own the property described above. I live on the above described property, and I was sold the above described property by Brenda Epperson.


David Ray Hayes

Sworn to and subscribed before me
on this the 12th day of November, 2003.


Notary Public

My Commission Expires 11-22-05