

AFFIDAVIT

20031219000816120 Pg 1/1 11.00
Shelby Cnty Judge of Probate, AL
12/19/2003 09:33:00 FILED/CERTIFIED

STATE OF ALABAMA
Shelby COUNTY

Before me, the undersigned authority in and for said County and State personally appeared John R. Holliman whose name is signed to this affidavit and who is known to me and who first being duly sworn, deposes and says as follows:

My name is John R. Holliman and I am a practicing attorney in Shelby County, Alabama. I prepared a deed from Alan Ellwood Houtz and Cynthia P. Houtz, husband and wife, to Timothy J. Pendleton and Angela J. Cosby, husband and wife. Said deed was recorded in Inst#20020508000216100 in Shelby County, Alabama.

In said mortgage the marital status of the grantees was incorrectly listed as husband and wife. The correct marital status should have been listed as Timothy J. Pendleton and Angela J. Cosby, both unmarried.

This affidavit is made for the purpose of inducing Birmingham Title Services to issue the final policy of title insurance under Commitment No. 23125.

In Witness Whereof, I have unto set my hand and seal
on December 17, 2003.


John R. Holliman

Sworn to and subscribed before me on December 17, 2003.


Notary Public

My commission expires: 7-28-06