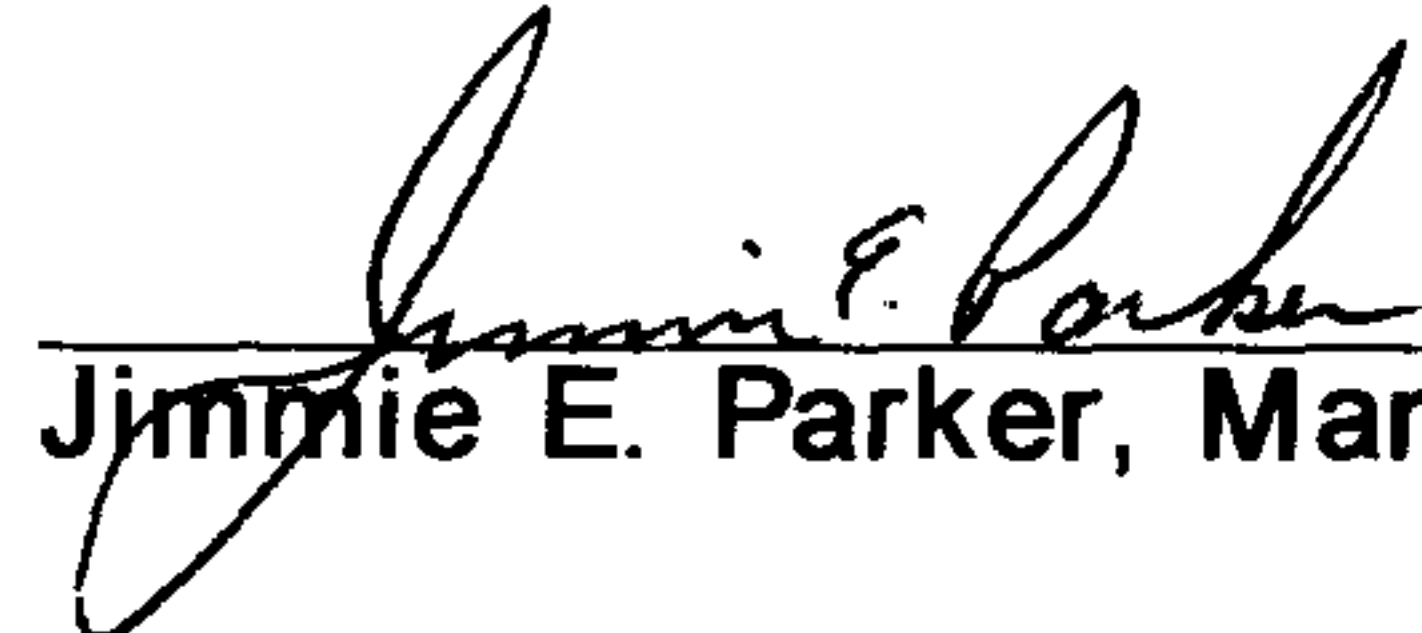


STATE OF ALABAMA  
COUNTY OF Shelby

AFFIDAVIT

Before me, the undersigned authority, a Notary Public in and for said County in said State, personally appeared **Jimmie E. Parker, Managing Member of Jimmie Parker Custom Homes, LLC** who, after being duly sworn by me, deposes and says:

The Mortgage/Security Instrument/Deed of Trust executed by Affiant for and on behalf of Jimmie Parker Custom Homes, LLC to AmSouth Bank Birmingham Construction Division dated January 13th, 2004 has been executed in strict accordance with the requirements of the Articles of Organization and the Operating Agreement of Jimmie Parker Custom Homes, LLC, and that neither said Articles nor said Agreement have been modified or amended.

  
Jimmie E. Parker, Managing Member

Sworn to and subscribed before me on this the 13th day of January, 2004

  
Notary Public  
My Commission Expires: 09/21/06