


STATE OF ALABAMA }
 :
COUNTY OF SHELBY }


20040422000208890 Pg 1/1 11.00
Shelby Cnty Judge of Probate, AL
04/22/2004 14:04:00 FILED/CERTIFIED

**AFFIDAVIT OF VOID FORECLOSURE SALE
UNDER THE UNITED STATES BANKRUPTCY LAWS**

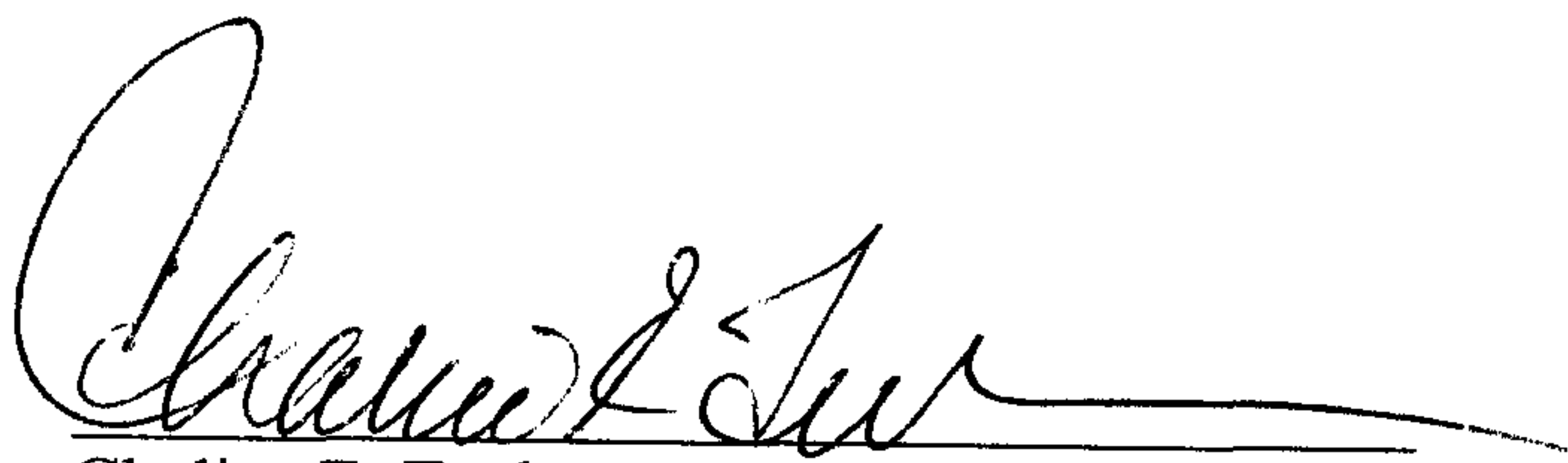
BEFORE ME, the undersigned Notary Public, in and for the State of Alabama at large, personally appeared Chalice E. Tucker, who is known to me and who, being first duly sworn, did depose and testify as follows:

1. I am over the age of nineteen, competent to testify and make this affidavit of my personal knowledge.
2. I am attorney licensed to practice law in the State of Alabama and practice with the law firm of Shapiro & Tucker, L.L.P.
3. My law firm represented Standard Mortgage Corporation in relation to the foreclosure of that certain mortgage from Jerry W. Pardue and Sharon W. Pardue, husband and wife to Mortgageamerica Inc. dated June 14, 1999 and recorded on June 24, 1999 in Instrument # 1999-26350; said mortgage duly transferred and assigned to Standard Mortgage Corporation, as recorded in Instrument # 2000-22235 in the records of the Office of the Probate Judge of Shelby County, Alabama, in relation to the following described property, to wit:

Lots 13 and 14, Block 2, according to Latham's Addition to the Town of Montevallo, as recorded in Map Book 3 Page 25 in the Probate Office of Shelby County, Alabama. Also a strip ten feet in width in and along the Northerly side of Lot 15, Block 2, according to Latham's Addition to the Town of Montevallo, as shown by said Map Book 3, Page 25. Said property fronting 60 feet on Vine Street and running back of uniform width to a depth of 150 feet; being situated in Shelby County, Alabama
4. A foreclosure sale was held by my office on April 7, 2004 as evidenced by deed recorded on April 7, 2004 in Instrument# 20040407000180150.
5. Prior to said foreclosure, without knowledge of or notice to my law firm or my client, a petition was filed by Jerry W. Pardue for protection under the United States Bankruptcy Code on April 5, 2004 under case number 04-03104.
6. The foreclosure sale and the foreclosure deed are therefore void and of no force or effect and the mortgage remains an outstanding lien against the property as if no sale had taken place.

Further affiant sayeth naught.

Dated, April 15, 2004.


Chalice E. Tucker

SWORN TO AND SUBSCRIBED before me April 15, 2004.


Notary Public

My commission expires:

NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Aug 14, 2006
BONDED THRU NOTARY PUBLIC UNDERWRITERS

This instrument prepared by:

Chalice E. Tucker
Shapiro & Tucker, L.L.P.
2107 5th Avenue North, Suite 500
Birmingham, Alabama 35203
04-0342