

THIS INSTRUMENT WAS PREPARED BY: MIKE T. ATCHISON  
ATTORNEY AT LAW  
P.O. BOX 180  
COLUMBIANA, ALABAMA 35051

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STATE OF ALABAMA  
SHELBY COUNTY

AFFIDAVIT

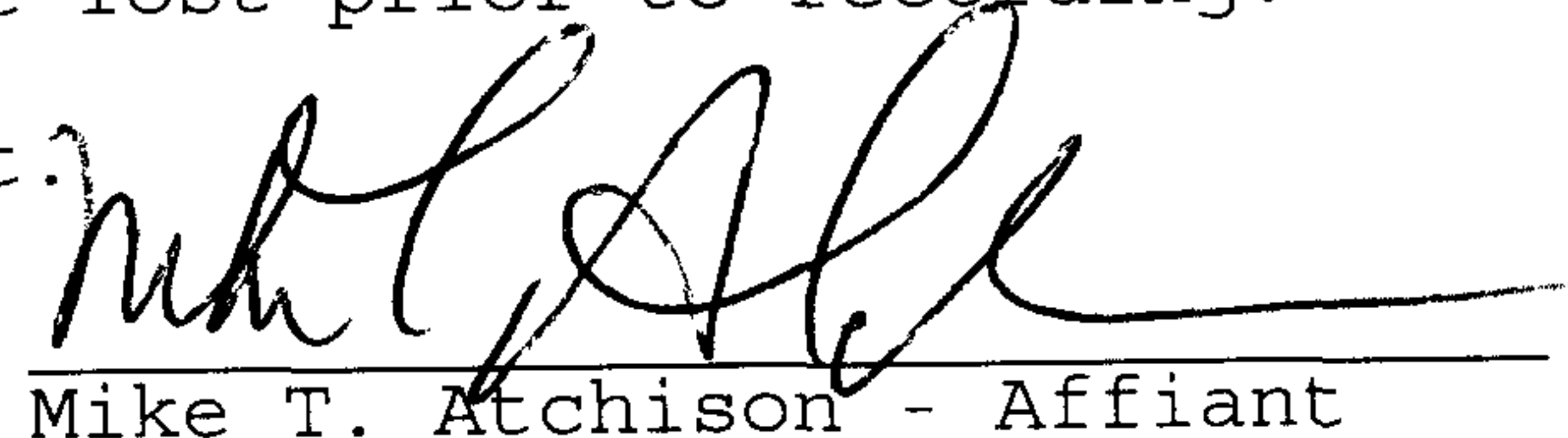
Before me, the undersigned authority, a Notary Public, in and for said County, in said State, personally appeared MIKE T. ATCHISON, who after being by me first duly sworn, deposes, and says on oath as follows:

My name is Mike T. Atchison, and I am a practicing attorney and am familiar with the following facts:

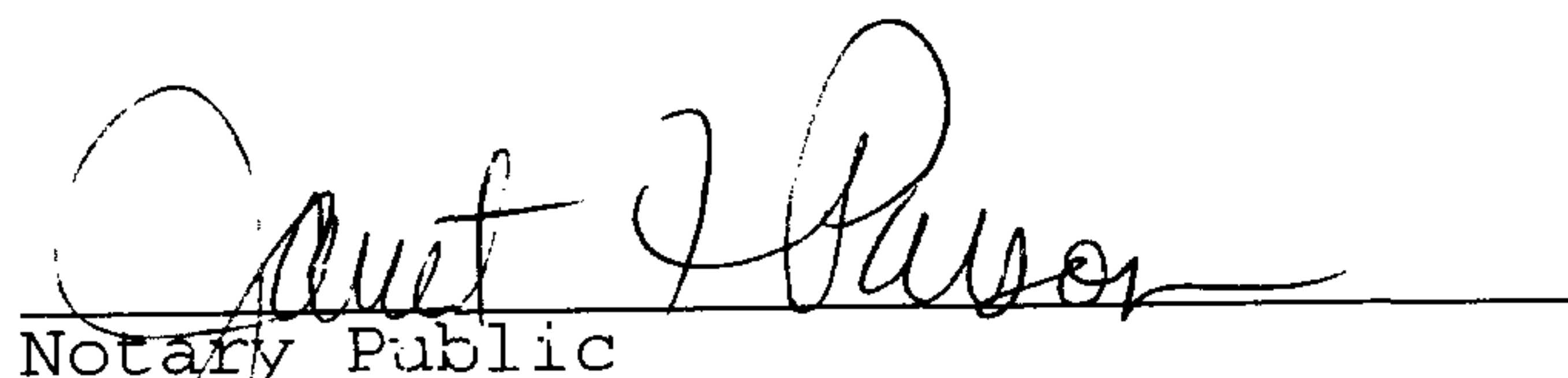
On or about October 14, 2004, my office prepared a deed from Theo Docia Lowery, a single woman, to Jeff D. Falkner, Jr. The original deed was taken from my office, executed by Terry O'Neil Lowery, as Attorney in Fact for Theo Docia Lowery, and the original was subsequently returned to my office. Along with the original deed, the original of a Durable Power of Attorney from Theo Docia Lowery to Terry O'Neil Lowery was also furnished to my office for simultaneous recording with the deed. Prior to the recording of these documents, both originals were misplaced.

I do hereby certify that the copies of these documents being recorded simultaneously with this affidavit are true and correct copies of the originals, which were lost prior to recording.

Further, the affiant saith not.

  
Mike T. Atchison - Affiant

Sworn to and subscribed to before me  
this 16th day of December, 2004.

  
Notary Public

My commission expires: 10/16/08