


# AFFIDAVIT

  
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Shelby Cnty Judge of Probate, AL  
06/07/2005 11:54:02AM FILED/CERT

STATE OF ALABAMA  
JEFFERSON COUNTY

BEFORE ME, THE UNDERSIGNED AUTHORITY IN AND FOR SAID COUNTY AND STATE PERSONALLY APPEARED ROBERT E. CLAY AND ROSA M. CLAY, WHO ARE KNOWN TO ME AND WHO BEING FIRST BY ME DULY SWORN, DEPOSES AND SAYS AS FOLLOWS:

WE, ROBERT E. CLAY AND ROSA M. CLAY ARE PURCHASING THROUGH THE CLAY LIVING TRUST, PROPERTY LOCATED AT 3731 CUMBERLAND TRACE, BIRMINGHAM, ALABAMA 35242 DESCRIBED AS FOLLOWS:

LOT 24, ACCORDING TO THE SURVEY OF MEADOW BROOK, SECOND SECTOR, SECOND PHASE, AS RECORDED IN MAP BOOK 7, PAGE 130, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

WE, ROBERT E. CLAY AND ROSA M. CLAY ARE THE TRUSTORS AND TRUSTEES OF THE CLAY LIVING TRUST AND FOLLOWING ARE THE PARTICULARS OF SAID TRUST:

NAME OF TRUST: THE CLAY LIVING TRUST

DATE OF DECLARATION: JUNE 25, 1987

TRUSTEES: ROBERT E. CLAY AND ROSA M. CLAY

TRUSTORS: ROBERT E. CLAY AND ROSA M. CLAY

TRUSTORS' CHILDREN: PHYLLIS LYNN OLSON, CHERYL CLAY MILLSAP K/N/A CHERYL DENISE NOLET AND ROBERT E. CLAY, II

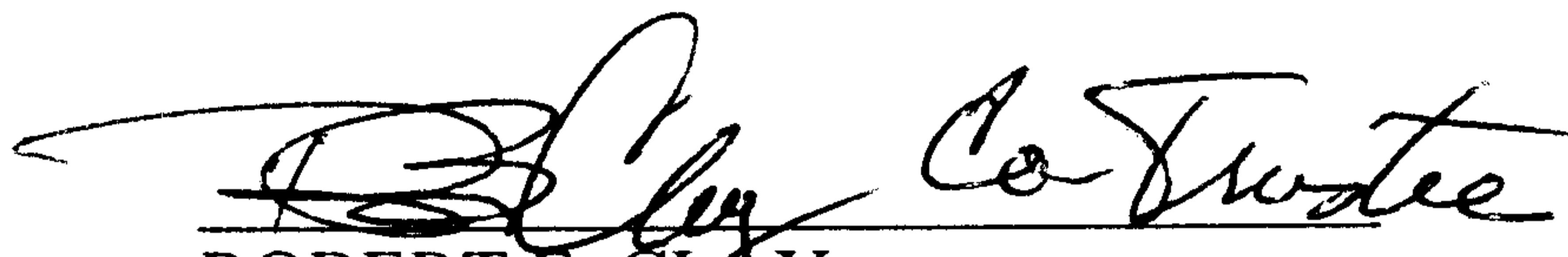
POWERS OF TRUSTEE: EXCEPT AS OTHERWISE SPECIFICALLY PROVIDED, TRUSTEE SHALL HAVE ALL POWERS NOW OR HEREAFTER CONFERRED UPON TRUSTEES BY APPLICABLE STATE LAW AND ALSO THOSE

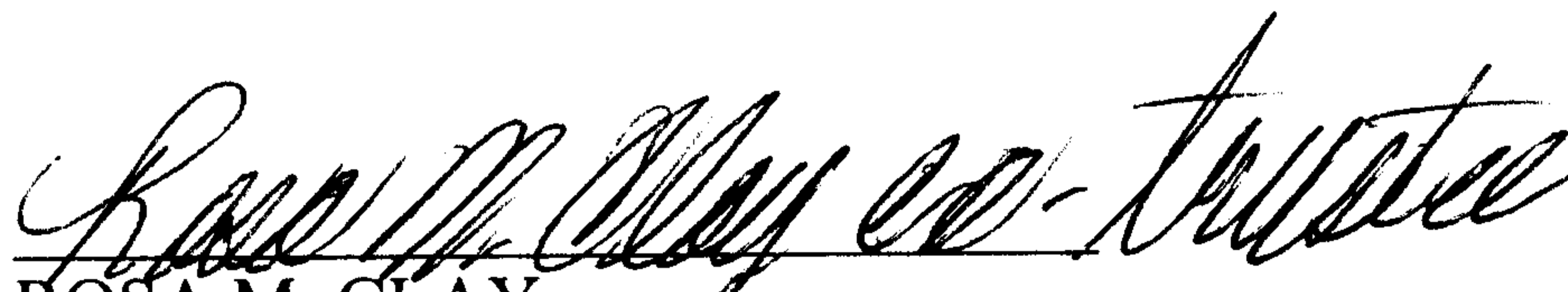


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APPROPRIATE TO THE ORDERLY AND EFFECTIVE ADMINISTRATION OF THE TRUST OR TRUSTS. IN ADDITION, TRUSTEE SHALL HAVE ALL OF THE POWERS SET OUT IN TRUST WITH RESPECT TO PARAGRAPHS 14.1, 14.1.1, 14.1.2, 14.1.3, 14.1.4, 14.1.5 AND 14.1.6.

DATED THIS 31 DAY OF MAY, 2005.

  
ROBERT E. CLAY

  
ROSA M. CLAY

*Missouri*  
STATE OF ~~CALIFORNIA~~  
COUNTY OF JACKSON

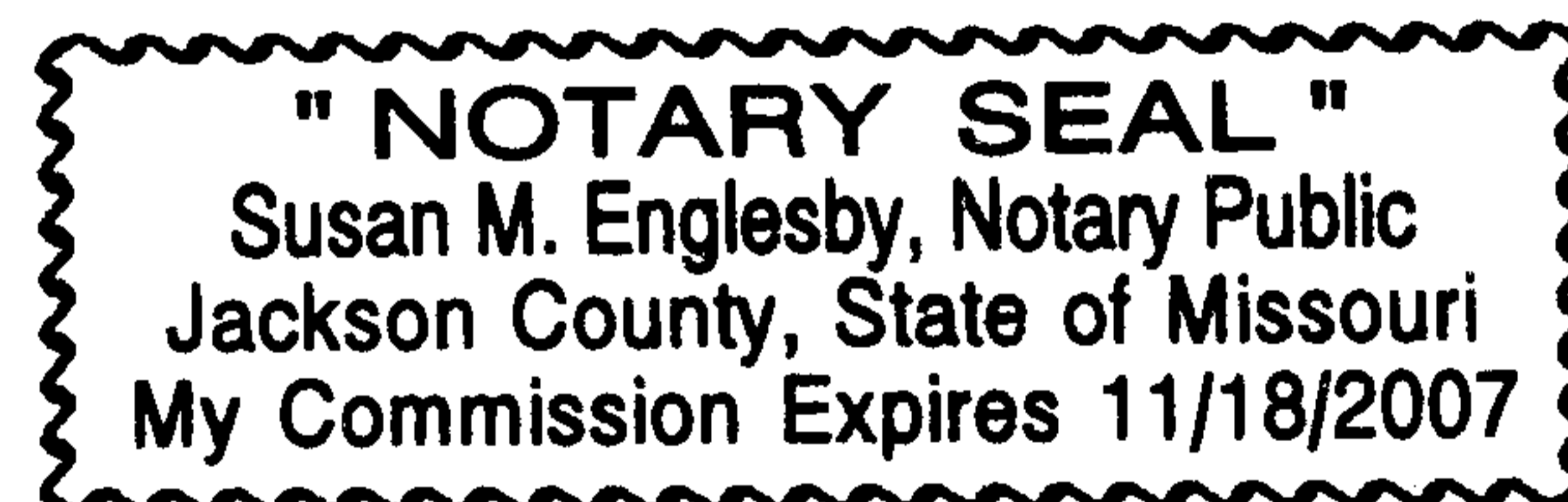
I, the undersigned, a Notary Public in and for said State and County, hereby certify that Robert E. Clay and Rosa M. Clay, whose name(s) is/are signed to the foregoing conveyance and who is/are known to me acknowledged before me on this day, that, being informed of the contents of the conveyance, he/she/they executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 31 day of May, 2005.

  
NOTARY PUBLIC

MY COMMISSION EXP.:

11-18-2007



THIS INSTRUMENT PREPARED BY:  
CHRISTOPHER P. MOSELEY  
MOSELEY AND ASSOCIATES, P.C.  
3800 COLONNADE PARKWAY, SUITE 630  
BIRMINGHAM, ALABAMA 35243