

AFFIDAVIT

STATE OF ALABAMA
JEFFERSON COUNTY

Before me, the undersigned, personally appeared Mark D. Elgin, who, after first being duly sworn, deposes and says as follows:

1. That I am the Manager of New Century Development Company, LLC.
2. That New Century Development Company, LLC is the Managing Member of Dunnavant Valley Building Company, LLC
3. That I am authorized to sign on behalf of the Dunnavant Valley Building Company, LLC under the Articles of Organization and/or the Operating Agreement of the company.
4. That there have been no modifications to the Articles of Organization or Operating Agreement that would modify our authority to bind the company, nor require the consent of additional parties to bind the company.

This affidavit is given for the purpose of inducing Cahaba Title Company, as agent for First American Title Insurance Company, to issue its title insurance policy or policies.

DUNNAVANT VALLEY BUILDING COMPANY, LLC
an Alabama limited liability company

By: New Century Development Company, LLC
Its: Manager



Mark D. Elgin
Its: Manager

SWORN TO AND SUBSCRIBED to before me this the 30th day of September, 2005.



Notary Public

My commission expires: 10-1-05

