

STATE OF ALABAMA       )  
COUNTY OF SHELBY     )

**AFFIDAVIT**

COMES NOW George W. Roy, as "Affiant" herein, and after having first been duly sworn, said Affiant does hereby depose and say, as follows:

1. Affiant has personal knowledge of the facts stated herein, is over the age of nineteen (19) years, and is competent to execute this Affidavit.

2. Affiant is the Mayor of the City of Calera, and has maintained such position for a period of 32 years next immediately preceding the execution of this Affidavit.

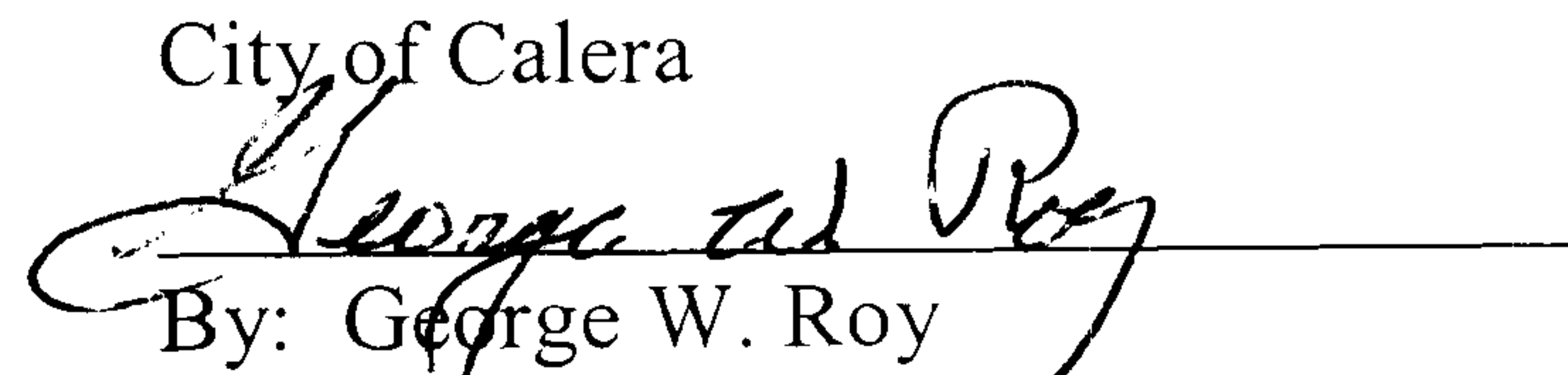
3. On or about September 23, 2005, a Notice of Statutory Mortgage Lien was recorded in the Office of the Probate Judge, Shelby County, Alabama at Instrument #20050926000498310.

4. Affiant is familiar with the application of the above referenced Notice of Statutory Mortgage Lien recorded in the Office of the Probate Judge, Shelby County, Alabama, and was involved in the administrative process of the structuring and entry of said Lien, same of which was accomplished through duly authorized resolution of the City Council of the City of Calera, Alabama.

5. Affiant hereby certifies that the above referenced Notice of Statutory Mortgage Lien has no application to the property hereinafter described, as follows:

Lot 13, according to the Survey of Calera South Industrial Park, as recorded in Map Book 26, Page 57, in the Probate Office of Shelby County, Alabama; being situated in Shelby County, Alabama.

6. In consequence of the above and foregoing facts, the above referenced Notice of Statutory Mortgage Lien does not apply to the real property described herein, and the City of Calera does not have a Statutory Mortgage Lien upon same, neither will the City of Calera, at any time in the future, attempt to apply said recorded Lien to the above described property.

City of Calera  
  
By: George W. Roy  
Its: Mayor

20051025000555350 2/2 \$14.00  
Shelby Cnty Judge of Probate, AL  
10/25/2005 04:03:06PM FILED/CERT

STATE OF ALABAMA     )  
COUNTY OF SHELBY    )

Sworn to and subscribed before me this 20<sup>th</sup> day of October, 2005.

*[Signature]*  
Notary Public

My Commission Expires: 8/13/09