

**AFFIDAVIT**

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Shelby Cnty Judge of Probate, AL  
11/21/2006 01:38:29PM FILED/CERT

STATE OF ALABAMA  
Shelby COUNTY

Before me, the undersigned authority in and for said County and State personally appeared John R. Holliman whose name is signed to this affidavit and who is known to me and who first being duly sworn, deposes and says as follows:

My name is John R. Holliman and I am a practicing attorney in Shelby County, Alabama. I prepared a mortgage recorded in **Inst# 2004 1209000673190**, in Shelby County, Alabama Probate Records.

In said mortgage, the following recitation was confirmed at closing and should have been included in the mortgage:

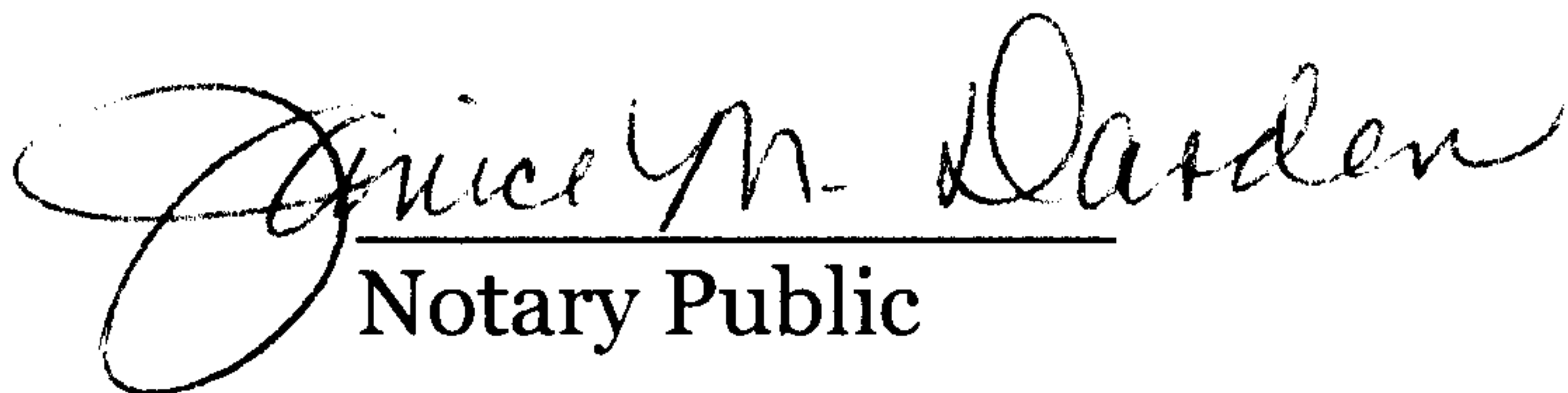
Rosemary Gilbert, the borrower in the above referenced mortgage, is and was one and the same as Rosemary H. Brown, grantee of that certain deed in Inst. No. 2003-62288.

This affidavit is made for the purpose of inducing Magic City Title to issue the final policy of title insurance.

In Witness Whereof, I have hereunto set my hand and seal  
on 11/14/06.

  
\_\_\_\_\_  
John R. Holliman

Sworn to and subscribed before me on 11/14/06.

  
\_\_\_\_\_  
Notary Public

My commission expires: 12-7-06

HOLLIMAN & SHOCKLEY  
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