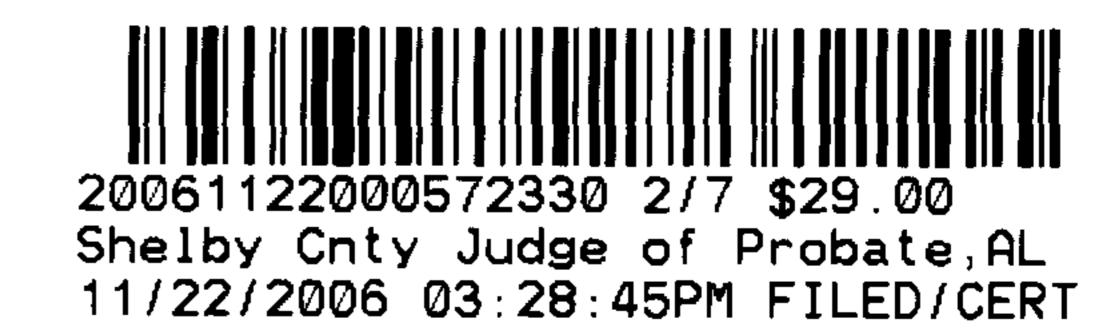


Return To: HOLLIMAN, SHOCKLEY

2491 PELHAN PKWY PELHAN, AL 35124

## MANUFACTURED HOME AFFIDAVIT OF AFFIXATION

| STATE OF AL  | )  |   |
|--|--|---|
| COUNTY OF Shelby   | ) ss.:<br>)  |   |
| BEFORE ME, the undersigned notary pure ELIZABETH ANN WILLIAMS, A MAI   | <del>-</del> -   | ppeared   |
| known to me to be the person(s) whose nabeing by me first duly sworn, did each on  |  |   |
| 1. Homeowner owns the manufactured   | home ("Home") described as                               | follows:  |
| USED   |  | 1991  |
| New or Used  |  | Year  |
| Southern Hospitality Homes   |  | <u>SD105</u>  |
| Manufacturer's Name  |  | lodel Name and/or Model No.   |
|  | DSHAL16837 A&B   |   |
|  | Manufacturer's Serial No. 28x64.5                        |   |
|  | Dimensions   |   |
| <ol> <li>The Home was built in compliance Standards Act.</li> <li>If the Homeowner is the first ret manufacturer's warranty for the Homeowner is the Howeowner is the Homeowner is the Homeowner is the Ho</li></ol> | ail buyer of the Home, Home, me, (ii) the Consumer Manua | omeowner is in receipt of (i) the al for the Home, (iii) the Insulation |
| 4. The Home is or will be located at the   | e following "Property Address 265 HIGHWAY 93             | s":   |
|  | Street or Route  |   |
| HEIENA, ALABAMA 350  |  | SHELBY  |
| City/State/Zip Code  | <u>OV</u>  | County  |
| ATTENTION COUNTY CLERK: This inst<br>described herein and is to be filed for record in   |  | or are to become fixtures on the Land                                   |
| JMOBILEAFFIX (3/06)  | Page 1 of 6  | Initials: <u>Eaw</u> WRW by Eaw   |



| <b>5</b> . | The legal description of the Property Address ("Land") is: |
|------------|--|
| SEE        | ATTACHED EXHIBIT A   |

| 6. | The Homeowner is the owner of the Land or, if not the owner of the Land, is in possession of the        |
|----|---|
|    | real property pursuant to a lease in recordable form, and the consent of the lessor is attached to this |
|    | Affidavit.  |

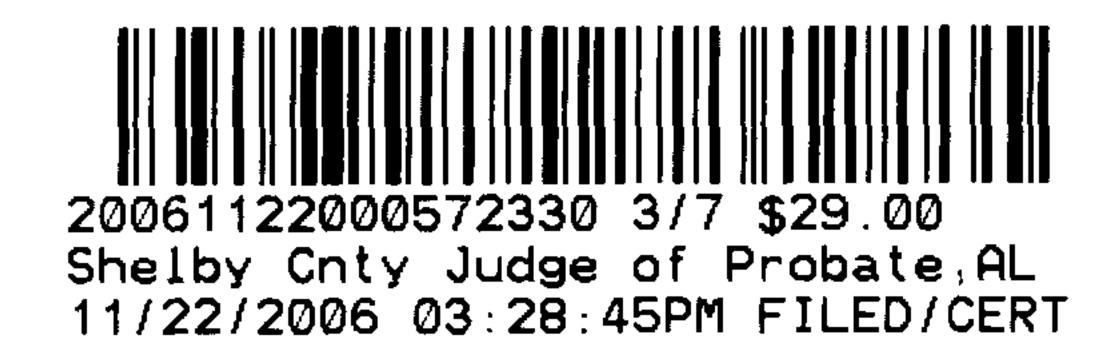
- 7. The Home X is shall be anchored to the Land by attachment to a permanent foundation, constructed in accordance with applicable state and local building codes and manufacturer's specifications in a manner sufficient to validate any applicable manufacturer's warranty, and permanently connected to appropriate residential utilities (e.g., water, gas, electricity, sewer) ("Permanently Affixed"). The Homeowner intends that the Home be an immovable fixture and a permanent improvement to the Land.
- 8. The Home shall be assessed and taxed as an improvement to the Land.
- 9. Homeowner agrees that as of today, or if the Home is not yet located at the Property Address, upon the delivery of the Home to the Property Address:
  - (a) All permits required by governmental authorities have been obtained;
  - (b) The foundation system for the Home was designed by an engineer to meet the soil conditions of the Land. All foundations are constructed in accordance with applicable state and local building codes, and manufacturer's specifications in a manner sufficient to validate any applicable manufacturer's warranty.
  - (c) The wheels, axles, towbar or hitch were removed when the Home was, or will be, placed on the Property Address; and

0006236202

JMOBILEAFFIX (3/06)

Page 2 of 6

Initials: FAW DRW by Eaw

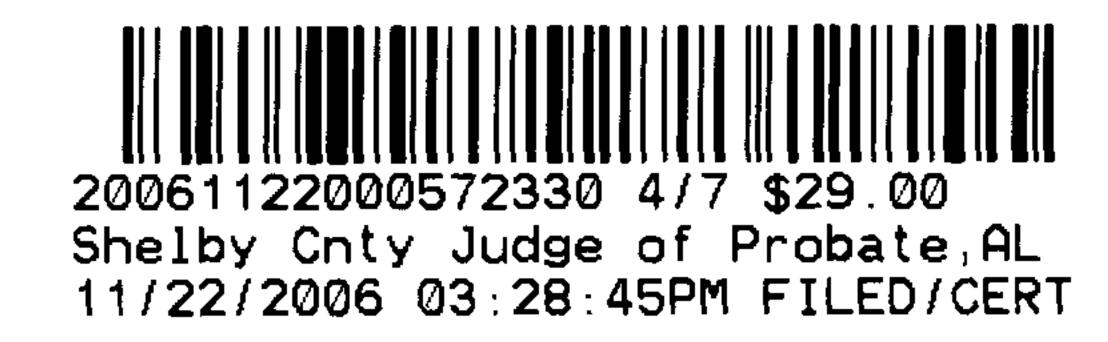


10006236202
Initials: Eaw DRiver Eaw

|    | (d) The Home is (i) Permanently Affixed to a foundation, (ii) has the characteristics of site-built housing, and (iii) is part of the Land.   |
|----|---|
| 0. | If the Homeowner is the owner of the Land, any conveyance or financing of the Home and the Land shall be a single transaction under applicable state law.   |
| 1. | Other than those disclosed in this Affidavit, the Homeowner is not aware of (i) any other claim, lien or encumbrance affecting the Home, (ii) any facts or information known to the Homeowner that could reasonably affect the validity of the title of the Home or the existence or non-existence of security interests in it. |
| 2. | A Homeowner shall initial only one of the following, as it applies to title to the Home:  |
|    | [] The Home is not covered by a certificate of title. The original manufacturer's certificate of origin, duly endorsed to the Homeowner, is attached to this Affidavit, or previously was recorded in the real property records of the jurisdiction where the Home is to be located.  |
|    | [] The Home is not covered by a certificate of title. After diligent search and inquiry, the Homeowner is unable to produce the original manufacturer's certificate of origin.  |
|    | [] The manufacturer's certificate of origin certificate of title to the Home shall be has been eliminated as required by applicable law.  |
|    | [] The Home shall be covered by a certificate of title.   |
| 3. | The Homeowner designates the following person to record this Affidavit in the real property records of the jurisdiction where the Home is to be located and upon its recording it shall be returned by the recording officer to same:  HOLLIMAN, SHOCKLEY 2491 PELHAN PKWY PELHAN, AL 35124                                     |
| 4. | This Affidavit is executed by Homeowner(s) pursuant to applicable state law.  |
|    |   |
|    |   |

Page 3 of 6

JMOBILEAFFIX (3/06)



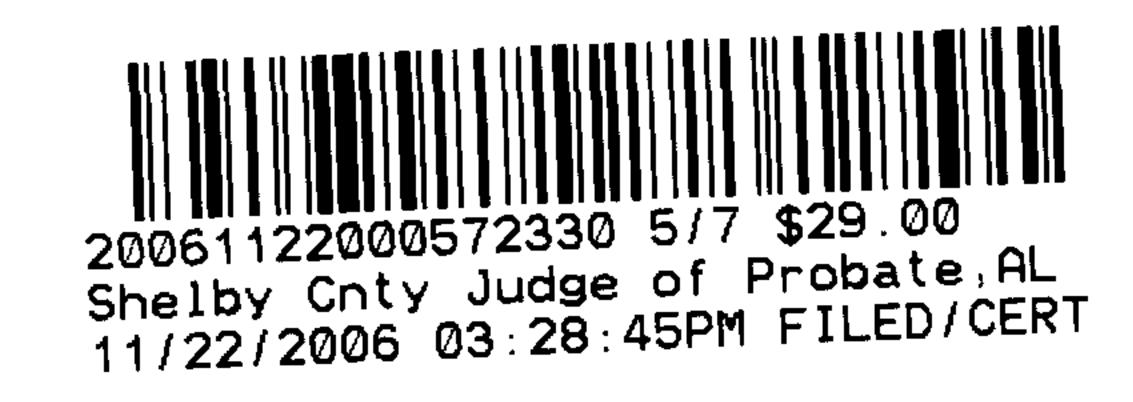
| f the undersigned witnesses on this $25th$ | day ofOctober, 2006   |
|--|---|
|  | ELIZABETH ANN WILLIAMS -Borrower  |
|  | David Ray Williams (Seal)   |
|  | DAVID RAY WILLIAMS -Borrower  DV ET TO RECTU ANNI WILL TAME AUTOPNIEV—TALEROTE            |
|  | By Elizabeth ann Williams, attorney-in-Facti<br>By Elizabeth ann Williams, attorney-in Fa |
| (Se  | eal) (Seal)   |
| -Borrov                                    | -Borrower   |
| (Sa  | eal) (Seal)   |
| -Borrov                                    |   |
| (Se  | eal) (Seal)   |
| -Borrov                                    |   |

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Page 4 of 6

JMOBILEAFFIX (3/06)

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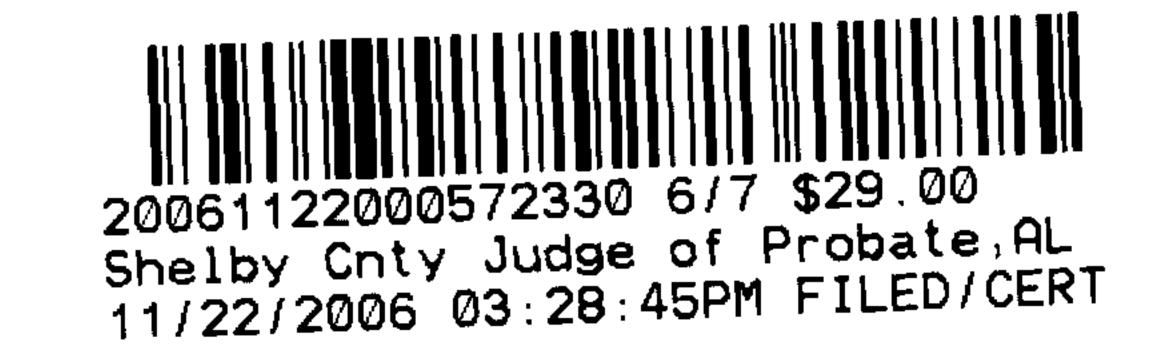
0006236202

Initials: Faw DRWley Faw

| STATE OF AL   |
|---|
| COUNTY OF She1by ) ss.:   |
| On the 25th day of OCTOBER , 2006 , before me, the undersigned, a Notary Public in and for said State, personally appeared  |
| Elizabeth Ann Williams and David Ray Williams by Elizabeth Ann Williams as<br>Attorney In Fact  |
| personally known to me or proved to me on the basis of satisfactory evidence to be the individual(s) whose name(s) is (are) subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their capacity(ies), and that by his/her/their signature(s) on the instrument, the individual(s), or the person on behalf of which the individual(s) acted, executed the instrument. |
| Notary Signature  TOHUL PHOIL INAN  |
| Notary Printed Name   |
| Notary Public; State of   |
| Qualified in the County of 5/16/39  |
| My commission expires: OV/29/10   |
| Official Seal:  |
|   |
|   |
|   |
|   |

Page 5 of 6

JMOBILEAFFIX (3/06)



## Lender's Statement of Intent:

JMOBILEAFFIX (32/06)

COLONIAL BANK

TAMPA, FL 33602

813-314-3100

400 N. TAMPA STREET

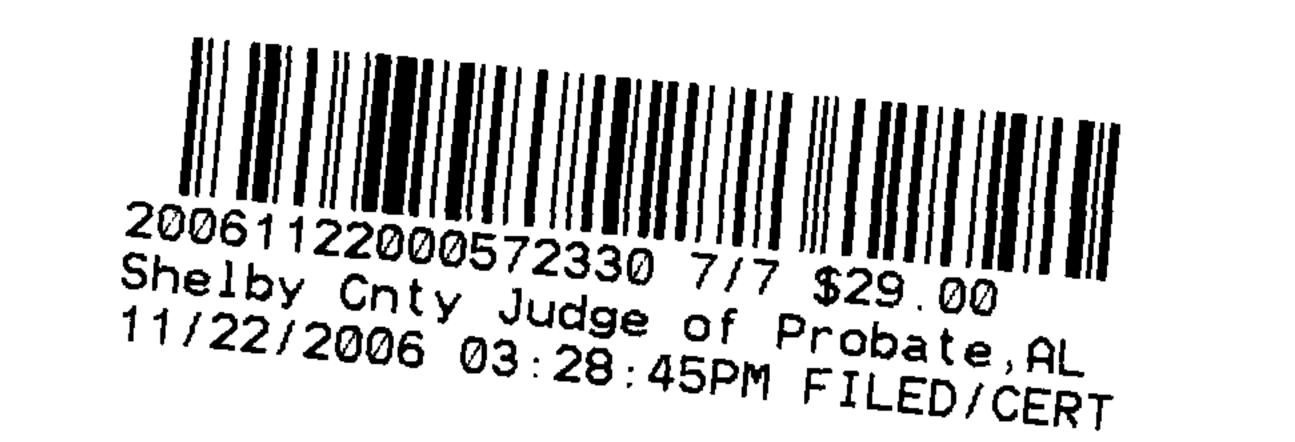
Prepared By:

The undersigned ("Lender") intends that the Home be an immovable fixture and a permanent improvement to the Land.

|                      | Carried State Stat | 2-1                     | 9.0                                   | lank             | •                    |                         |                            |   |
|----------------------|--|-------------------------|---------------------------------------|------------------|----------------------|-------------------------|----------------------------|---|
| By:                  | Shery  | 1 J. Cl                 | ark, Vice                             | lul<br>PResident |                      |                         |                            |   |
| Authorize            | ed Signature   |                         |                                       |                  |                      |                         |                            |   |
| STATE OF             | F  | XX Flor                 | ida                                   | )<br>SS.:        |                      |                         |                            |   |
| COUNTY               | OF   | XXXXXX                  | Seminole                              | )                |                      |                         |                            |   |
|                      | nd for sai   | d State, pe             | of OCTOBER<br>ersonally appears. Vice |                  | , be:                | fore me,                | the unders                 | igned, a Notary of  |
| COLONIAI             |  |                         |                                       |                  |                      |                         |                            |   |
| name(s) is same in h | (are) sub<br>his/her/th  | cribed to<br>eir capaci | the within insity (ies), and          | strument and ac  | knowled<br>her/their | lged to me<br>signature | that he/she/<br>(s) on the | they executed the instrument, the ment.                             |
|                      |  |                         | )<br>elorenzo                         |                  |                      |                         |                            |   |
| ^                    | 140  |                         |                                       | <u>100</u>       |                      |                         | MY COMMISSE EXPIRES:       | DELORENZO SION # DD 458174 August 19, 2009 lary Public Underwriters |
| Notary Pub           | blic; State  | of                      |                                       |                  |                      |                         |                            | ary r ubite or tool writers   |
| Qualified in         | n the Cou  | nty of                  | DM 11                                 | 000              |                      |                         |                            |   |
| ~                    | ission ext   | ires:(                  | 9.19.                                 | 07               |                      |                         |                            |   |
|                      |  |                         |                                       |                  |                      |                         |                            |   |
| My commi             | _  |                         |                                       |                  |                      |                         |                            |   |

Page 6 of 6

Exhibit A



Beginning at the NW corner of the NE 1/4 of SW 1/4, Section 26, Township 20 South, Range 4 West; thence run South 0°22'45" West along the West boundary of the said NE 1/4 of SW 1/4 a distance of 1017.70 feet to a point; thence turn an angle of 133°26'45" to the left and run North 46°56' East a distance of 647.50 feet to a point on the West 40 foot ROW line of County Highway 93; thence run in a Northeasterly direction along the said 40 foot ROW line and along a 6°40' curve to the right a distance of 368.81 feet to a point; thence continue along said 40 foot ROW line in a straight line bearing North 33°17'30" East a distance of 277.68 feet to a point on the North boundary line of the said NE 1/4 of SW 1/4; thence turn an angle of 123°17'30" to the left and run West along the said North boundary of the NE 1/4 of SW 1/4 a distance of 748.38 feet to the point of beginning.

Said parcel of land is lying in the NE 1/4 of SW 1/4 Section 26, Township 20 South, Range 4 West, Shelby County, Alabama.

Less and except any part of subject property lying within a road right of way.

HOLLIMAN & SHOCKLEY
ATTORNEYS AT LAW
2491 PELHAM PARKWAY
PELHAM, ALABAMA 35124