

AFFIDAVIT AND CERTIFICATION OF INDEPENDENCE

BEFORE ME, the undersigned Notary Public in and for said County and State, personally appeared the undersigned, who being by me first duly sworn depose, certifies and states as follows:

1. The undersigned owns the property described on Exhibit "A" attached hereto and incorporated herein by this reference (hereinafter "Property").
2. The undersigned is an independent organization and not subject to any order or procedure governing the alienation of real property.

The undersigned makes this affidavit to induce FIRST AMERICAN TITLE INSURANCE COMPANY (hereinafter "Title Company") to issue a loan policy to WACHOVIA BANK, National Association ("Lender") in connection with a loan.

FIRST BAPTIST CHURCH OF ALABASTER, an
Alabama Religious Corporation

BY

(Its Trustee)

BY

(Its Trustee)

Sworn to and subscribed before me
this 28/07 day of March, 2007.

Notary Public

My Commission Expires: 6/7/07

EXHIBIT "A"

PARCEL I:

Lots 23 and 24, Block 8, according to Map of Alabaster Gardens, which map is recorded in the Probate Office of Shelby County, Alabama, in Map Book 3, Page 156.

PARCEL II:

Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 18, 19, 20, 21, 22, 23, 24, 25 and 26, Block 9; Lots 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 13, Block 15, according to the Survey of Alabaster Gardens, as recorded in Map Book 3, Page 156, in the Probate Office of Shelby County, Alabama.

ALSO a parcel of land located in the Southwest $\frac{1}{4}$ of Section 35, Township 20 South, Range 3 West Shelby County, Alabama more particularly described as follows:

Begin at the Northeast corner of the Southwest $\frac{1}{4}$ of Southwest $\frac{1}{4}$ of said Section; thence in a Westerly direction along the North line of said quarter-quarter section, a distance of 603.21 feet to the Easterly Right of Way line of 10th Street Northwest; thence 91 degrees 41 minutes left in a Southerly direction of a distance of 127.58 feet to the North line of Block 15 of Alabaster Gardens; thence 88 degrees 42 minutes 45 seconds left, in an Easterly direction along the North line of said Block 15 a distance of 625.77 feet to the Westerly Right of Way of County Highway 95; thence 89 degrees 53 minutes 48 seconds left in a Northerly direction along said right of way a distance of 128.54 feet; thence 90 degrees 09 minutes 27 seconds left, in a Westerly direction a distance of 25.66 feet to the point of beginning.

ALSO a 50 foot wide vacated avenue being 450 feet long, more or less, described as 4th Avenue N.W. lying East of the East boundary of Lot 10 in Blocks 9 and 15 of Alabaster Gardens Subdivision and West of the West boundary of 9th Street, N.W., running along the North border line of Block 9, Alabaster Gardens Subdivision in the South $\frac{1}{2}$ of Southwest $\frac{1}{4}$ of Section 35, Township 20 South, Range 3 West, as recorded in Map Book 3, page 156, in the Probate Office of Shelby County, Alabama.

Situated in Shelby County, Alabama

PARCEL III:

Lots 14, 15, 16, and 17, Block 9, according to the Survey of Alabaster Gardens, as recorded in Map Book 3, Page 156, in the Probate Office of Shelby County, Alabama.

PARCEL IV:

Lots 1 and 2 in Block 8, according to the survey and map made by H.W. Cannon, a registered surveyor and filed in the Probate Office of Shelby County, Alabama on May 10, 1955 and recorded in Map Book 3, Page 156 in said Probate Office; which said map is entitled "Alabaster Gardens" being a subdivision of part of the South $\frac{1}{2}$ of Southwest $\frac{1}{4}$ of Section 35, Township 20 South, Range 3 West.

PARCEL V:

Lots 3, 4, 5, 6, 15, 16, 21 and 22, Block 8, according to the Map of Alabaster Gardens as recorded in Map Book 3, Page 156 in the Probate Office of Shelby County, Alabama.

SUBJECT TO: i) taxes and assessments for the year 2007, a lien but not yet payable; ii) restrictions or covenants appearing of record in Deed Book 175, page 68 in the Probate Office of Shelby County, Alabama; iii) transmission line permit to Alabama Power Company recorded in Deed Book 205, Page 658, and Deed Book 181, Page 34; iv) right of way to Alabama Power Company and Southern Bell Telephone and Telegraph Company recorded in Shelby Real 25, page 135; v) right of way recorded in Shelby Real 206, page 464; vi) right of way to Alabama Power Company as recorded in Volume 342, page 363; vii) right of way to City of Alabaster as recorded in Misc. Volume 40, page 403; viii) right of way to Shelby County, Alabama as recorded in Volume 271, Page 732; and ix) easement to City of Alabaster as recorded in Instrument 1998/29208.