

STATE OF ALABAMA  
SHELBY COUNTY

**AFFIDAVIT OF AFFIXATION  
OF  
MANUFACTURED HOME TO LAND**

Personally appeared before me the undersigned authority, in and for said state and county who are known to me and being by me first duly sworn, did dispose and say as follows:

1. My/our name(s) is/are WAYNE TUCKER
2. I/we are the owners of real property more particularly described as follows or otherwise, if so referred, more particularly described as

**SEE ATTACHED EXHIBIT "A"**

Also permanently affixed to said land is the following manufactured home, 2007 CAVALIER MOBILE HOME SERIAL NUMBER CV07AL0461059A & CV07AL0461059B VEHICLE IDENTIFICATION NUMBER H152257GR & H152257GL as part of this mortgage is taxable solely as real estate and there are no outstanding personal property or motor vehicle taxes. The mobile home is a fixture related to real property and as such has become a part of the realty. The mortgage is serving as a fixture filing financing statement in accordance with Section 7-9A-502(c) Ala. Code 1975. It is the intent of the mortgagor to make the manufactured home part of the realty, including but not limited to assessing and taxing the manufactured home as part of the real property. The execution of this mortgage conveys legal title to the manufactured home and the underlying real property to the mortgagee and foreclosure on this mortgage would, therefor, include the manufactured home located on the above described property

3. I/we acquired title to the herein above described real property by virtue of that certain deed recorded in the Office of the Judge of Probate of \_\_\_\_\_
4. There is a manufactured home situated upon the hereinabove described land. The manufactured home is more particularly described as 2007 CAVALIER and is comprised of two sections. The serial number of each section **VEHICLE IDENTIFICATION NUMBER CV07AL046159A & CV07AL046159B**
5. The street address for the real property and manufactured home is 18175 HWY 55N, STERRETT, AL 35147
6. By executing this affidavit, I/we declare my/our intent that the manufactured home as hereinabove described in paragraph four (4) be considered part of the land on which it is situated and which is more particularly described in paragraph two (2) above.
7. The certificate of title to each section of the manufactured home has been cancelled. A true and correct copy of the Request to Cancel Certificate of Title to Mobile Home Due to Conversion to Realty that was submitted to the Alabama Department of Revenue is recorded herewith as part of this affidavit. Furthermore, cancellation of the certificate of title has been

verified and evidence of verification is also recorded as part of this affidavit.

**SEE ATTACHED EXHIBITS "B" AND "C"**

8. The manufactured home, and each section thereof, has been assessed in the Office of the Tax Assessor of **SHELBY** County, Alabama as real property.

9. The wheels and axles has been removed from each section of the manufactured home and each section has been anchored to the ground in compliance with all state, county and/or local building codes and regulations.

10. All temporary utility service to the home has been eliminated and the manufactured home is now permanently connected to utilities and sewer/septic system.

11. I/we are familiar with the boundary lines of the land described in paragraph two (2) above. The manufactured home (if applicable, each section of the manufactured home) is situated within the boundaries of said land and does not encroach onto land belonging to others. The manufactured home, or each section thereof, is situated completely within the boundaries of the land described in paragraph (2) above.

12. The manufactured home (affiant(s) should initial by each of the following that are applicable):

<u>W</u>	<u>T</u>	• (a) is connected to central heating and air conditioning
<u>W</u>	<u>T</u>	• (b) has been underpinned
<u>W</u>	<u>T</u>	• (c) no longer has a bowing tongue
_____	_____	(d) has had _____ rooms built on it
_____	_____	(e) has had a permanent pitched roof built over it
<u>W</u>	<u>T</u>	• (f) has had a front porch or deck built onto it
<u>W</u>	<u>T</u>	• (g) has had a rear porch or deck built onto it

13. I/we understand that this affidavit is being given to induce MORTGAGE COMPANY to make a loan to me/us which is to be secured by the land and the manufactured home as hereinabove described and to induce **Chicago Insurance Company** to issue its loan policy of title insurance and to insure that the manufactured home described in paragraph four (4) is part of the land more particularly described in paragraph two (2).

14. I/we give this affidavit of my/our own personal knowledge.

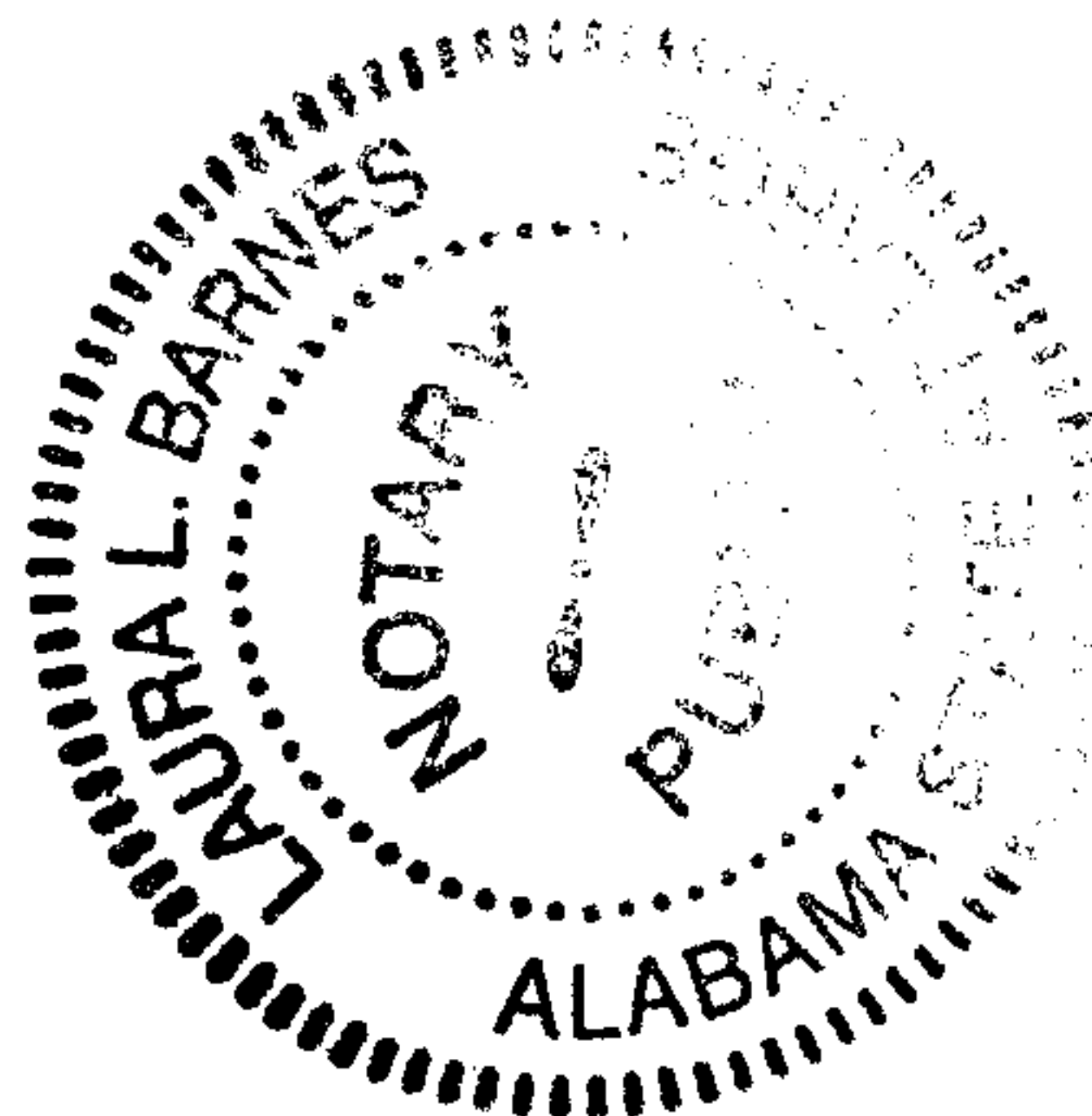
Wayne Tucker  
WAYNE TUCKER



Sworn to and subscribed before me on this the 22<sup>ND</sup> DAY OF JUNE, 2007.

NOTARY PUBLIC

THIS AFFIDAVIT WAS PREPARED BY:  
BARNES, TUCKER & BARNES, P.C.  
8028 PARKWAY DRIVE  
LEEDS, ALABAMA 35094  
205-699-5000



20070925000449570 3/6 \$26.00  
Shelby Cnty Judge of Probate, AL  
09/25/2007 12:06:09PM FILED/CERT

**Exhibit "A"**

A parcel of land in the SW 1/4 of the NE 1/4 of Section 19, Township 18 South, Range 2 East, Shelby County, Alabama, more particularly described as follows:

Beginning at the SW corner of Block 30, Section 19, Township 18 South, Range 2 East; thence Easterly along the South line of said Block 30, 140.2 feet to the center of the road known as Pumpkin Swamp Road; thence  $64^{\circ}12'$  to the left, 550.75 feet along the center line of said road; thence  $115^{\circ}48'$  to the left 387 feet to the west line of Block 30; thence  $90^{\circ}48'15''$  to the left and South to the West line of said Block 30, 495.9 feet to the point of beginning; being part of Block 30, in Section 19, in Birmingham Acreage Company's Second Survey.

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

Also permanently affixed to said land is the following manufactured home, 2007 CAVALIER 28 X 48 CV07AL0270126A AND CV070270126B as part of this mortgage is taxable solely as real estate and there are no outstanding personal property or motor vehicle taxes. The mobile home is a fixture related to real property and as such has become a part of the realty. The mortgage is serving as a fixture filing financing statement in accordance with Section 7-9A-502(c) Ala. Code 1975. It is the intent of the mortgagor to make the manufactured home part of the realty, including but not limited to assessing and taxing the manufactured home as part of the real property. The execution of this mortgage conveys legal title to the manufactured home and the underlying real property to the mortgagee and foreclosure on this mortgage would, therefor, include the manufactured home located on the above described property



20070925000449570 4/6 \$26.00  
Shelby Cnty Judge of Probate, AL  
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# EXHIBIT "B"

07.471

MVT 5-36 9/04



ALABAMA DEPARTMENT OF REVENUE  
MOTOR VEHICLE DIVISION - TITLE SECTION  
P. O. Box 327640  
Montgomery, AL 36132-7640

## Application to Cancel a Certificate of Origin For a New Manufactured Home Classified as Real Property

THIS FORM MAY BE DUPLICATED OR ADDITIONAL COPIES MAY BE OBTAINED FROM THE DEPARTMENT WEB SITE AT

[www.revenue.alabama.gov/motorvehicle/mvforms/mvt5\\_36.pdf](http://www.revenue.alabama.gov/motorvehicle/mvforms/mvt5_36.pdf)

VEHICLE INFORMATION								
VEHICLE IDENTIFICATION NUMBER			TRANS CODE	YEAR MODEL	MAKE	MODEL	BODY TYPE	CURRENT ALABAMA TITLE NO.
1CV070461059A			01	2007	CAVALIER		HT	None
CYLS	NEW	DATE OF PURCHASE (M/D/Y)		NUMBER LIENS	COLOR	ODOMETER READING	DEPARTMENT USE ONLY	
0	X	6/22/07		0	TAN	Exempt	44	

Owner(s) WAYNE TUCKER  
Address 18175 HWY 55 N,  
City STERRETT State ALABAMA Zip Code 35147

I (We) hereby certify that the above referenced new manufactured home has been affixed and classified as real property and that the attached manufacturer's certificate of origin is being surrendered pursuant to Section 32-8-31(9), Code of Alabama 1975, for cancellation. I (We) further request that the certificate of cancellation be mailed to the following address:

Name BARNES, TUCKER & BARNES, P.C.  
Address 8107 PARKWAY DRIVE  
City LEEDS State ALABAMA Zip Code 35094

Wayne Tucker Owner's Signature  
Wayne Tucker Owner's Printed Name  
6/22/07 Date

Owner's Signature Owner's Printed Name Date

I hereby attest that the above referenced new manufactured home has been recorded as being permanently affixed and recorded as real property in the county of Shelby

Patricia Yeager Schmeister  
Judge of Probate (authorized signature required) 6/26/07 Date

**NOTE: If the new manufactured home consists of more than one unit, a separate form MVT 5-36 must be completed for each unit. The manufacturer's certificate (statement) of origin must accompany this form.**

A certified copy of the certificate of cancellation may be obtained by submitting a Request for Motor Vehicle Records (form MV-DPPA1) and the required fee. The record request form can be accessed through the Department web site at <http://www.ador.state.al.us/motorvehicle/mvforms/MVDPPA1.pdf>

20070626000298780 1/1 \$11.00  
Shelby Cnty Judge of Probate, AL  
06/26/2007 11:22:28AM FILED/CERT

20070925000449570 5/6 \$26.00  
Shelby Cnty Judge of Probate, AL  
09/25/2007 12:06:09PM FILED/CERT



# EXHIBIT "C"

07-471

MVT 5-36 9/04



ALABAMA DEPARTMENT OF REVENUE  
MOTOR VEHICLE DIVISION - TITLE SECTION  
P. O. Box 327640  
Montgomery, AL 36132-7640

## Application to Cancel a Certificate of Origin For a New Manufactured Home Classified as Real Property

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CYLS	NEW	DATE OF PURCHASE (M/D/Y)		NUMBER LIENS	COLOR	ODOMETER READING
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Wayne Tucker Owner's Signature  
Wayne Tucker Owner's Printed Name  
6/22/07 Date

\_\_\_\_\_  
Owner's Signature      Owner's Printed Name      Date

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Shelby Cnty Judge of Probate, AL  
06/26/2007 11:22:29AM FILED/CERT

20070925000449570 6/6 \$26.00  
Shelby Cnty Judge of Probate, AL  
09/25/2007 12:06:09PM FILED/CERT