

**AFFIDAVIT**

20071214000564170 1/1 \$11.00  
Shelby Cnty Judge of Probate, AL  
12/14/2007 09:35:06AM 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 Pelham, Al. I prepared a deed from Michael Dubay and Marjorie R. Dubay Family Trust, dated June 9, 1990, to Harold MacFarland and Jacqueline MacFarland, recorded in Inst. #20070807000368100 in Shelby County, Alabama Probate Records .

In said deed there was an error in which the deed did not state the correct status of the grantors. The deed should have read "Michael Dubay and Marjorie R. Dubay as trustees of Michael Dubay and Marjorie R. Dubay Family Trust, dated June 9, 1990 to Harold MacFarland and Jacqueline MacFarland".

The notary acknowledgement also contained an error. The acknowledgement should have read "Michael Dubay and Marjorie R. Dubay as trustees of Michael Dubay and Marjorie R. Dubay Family Trust, dated June 9, 1990".

This affidavit is made to induce Reli, Inc./Stewart Title Guaranty Company to issue their title policies in connection with the real property described in said deed and mortgage and referenced herein.

  
John R. Holliman

Sworn to and subscribed before me this 11<sup>th</sup> day of December, 2007.

  
Notary

My commission expires: 12-7-10

HOLLIMAN & SHOCKLEY  
ATTORNEYS AT LAW  
2491 PELHAM PARKWAY  
PELHAM, ALABAMA 36764