

STATE OF ALABAMA)
JEFFERSON COUNTY)


20110203000037790 1/2 \$15.00
Shelby Cnty Judge of Probate, AL
02/03/2011 10:17:12 AM FILED/CERT

AFFIDAVIT REGARDING NON-REVOCATION
OF POWER-OF-ATTORNEY

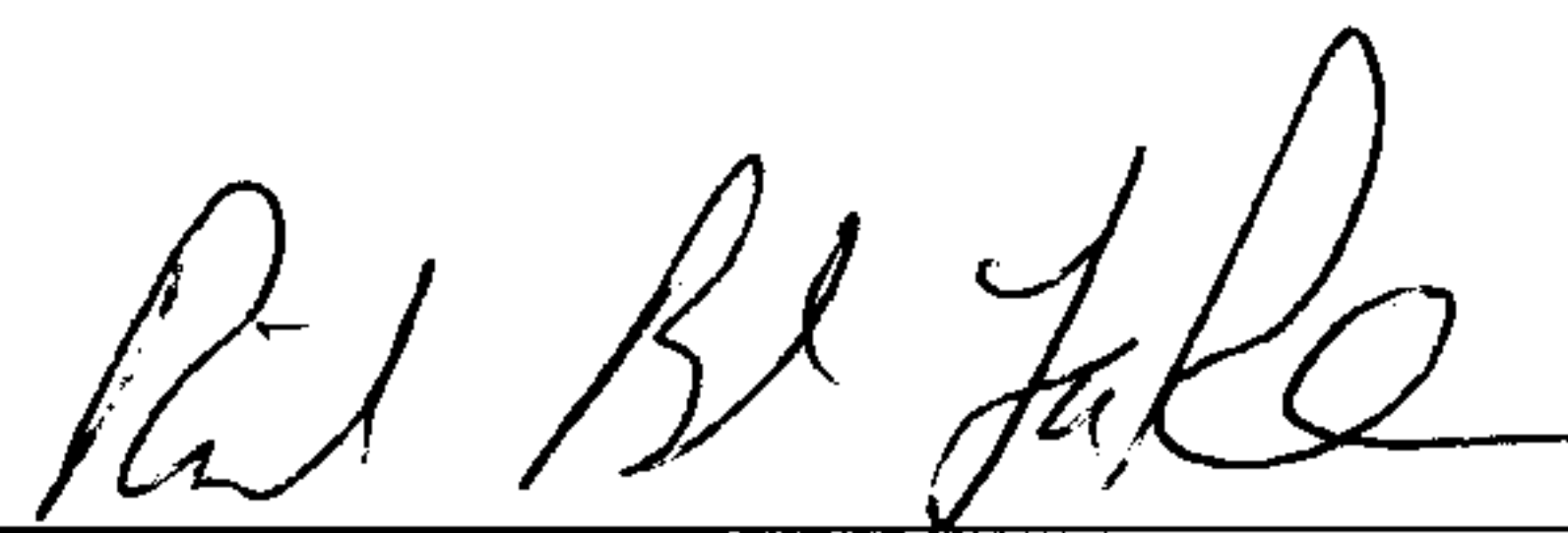
BEFORE ME, the undersigned authority, a Notary Public in and for said County and State, personally appeared Richard Bryant LaPoint who having been by me first duly sworn, deposed as follows:

1. My name is Richard Bryant LaPoint. I am over the age of twenty-one (21) years, and have personal knowledge of the facts stated herein.
2. Michelle LaPoint appointed me as attorney-in-fact under a Power of Attorney, a copy of which said Power of Attorney is being recorded simultaneously herewith.
3. I have on this day exercised the above referenced Power of Attorney by executing certain closing documents which may include, but is not limited to, a closing statement, deed, lien waiver, judgment affidavits, and mortgage relating to the purchase/sale of real property located in Shelby County, Alabama, and being more particularly described as follows:

See Exhibit A

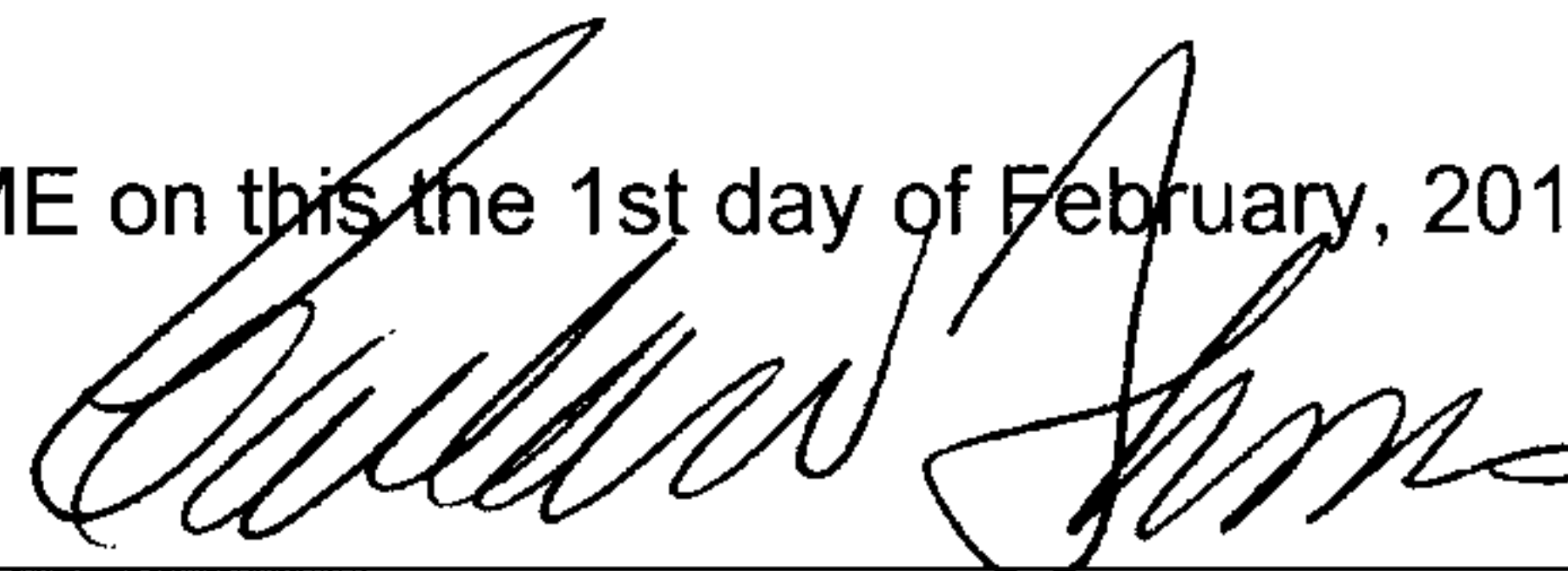
4. At the time of the execution of the above-mentioned closing documents and exercise of the Power of Attorney, I had no actual knowledge of the termination of the Power by revocation or of the principal' s death. In the event that the Power of Attorney is not a Durable Power of Attorney, I furthermore have no knowledge of the termination of the Power by the Principle' s disability, incompetency or incapacity. I believe the principal to still be living, and have not been notified since the execution of the Power of Attorney that he/she has revoked said Power.
5. I am making this Affidavit pursuant to Code of Alabama 1975 Section 26-1-2(e).

WITNESS my hand and seal this the 1st day of February, 2011.



AFFIANT AND ATTORNEY-IN-FACT

SWORN TO AND SUBSCRIBED BEFORE ME on this the 1st day of February, 2011



Notary Public Carla W. Thomas

My Commission Expires: 11/26/11

File Number: 17347.000

EXHIBIT A

A parcel of land located in the South $\frac{1}{2}$ of the Northeast $\frac{1}{4}$ and the North $\frac{1}{2}$ of the Southeast $\frac{1}{4}$ of Section 14, Township 20 South, Range 3 West, Shelby County, Alabama, described as follows: Commence at the Northeast corner of the Southeast $\frac{1}{4}$ of the Northeast $\frac{1}{4}$ of Section 14; thence run South along the East line of said $\frac{1}{4}$ - $\frac{1}{4}$ section 794.94 feet to a point on the centerline of the Lee Street; thence right 13 degrees 12 minutes 00 seconds and run southwesterly 588.83 feet along center of Lee Street; thence right 85 degrees 05 minutes 00 seconds leaving Lee Street in a westerly direction 618.24 feet to the point of beginning and the top edge of a quarry and run more or less along the top edge of said quarry the following angles and distances; thence right 128 degrees 24 minutes 45 seconds and run northeasterly 116.18 feet; thence right 12 degrees 18 minutes 49 seconds and run northeasterly 99.39 feet; thence left 21 degrees 57 minutes 13 seconds and run northeasterly 99.39 feet; thence left 21 degrees 57 minutes 13 seconds and run northerly 99.39 feet; thence left 21 degrees 57 minutes 13 seconds and run northerly 99.39 feet; thence left 22 degrees 49 minutes 22 seconds and run northwesterly 107.15 feet; thence right 61 degrees 12 minutes 05 seconds leaving top of quarry in a northeasterly direction 55.78 feet to the southerly right of way Industrial Park Road; thence left 92 degrees 28 minutes 38 seconds and run northwesterly along said right of way 146.74 feet to a point on a curve to the left having a central angle of 14 degrees 56 minutes 30 seconds and a radius of 609.31 feet; thence along the arc of said curve in a northwesterly direction 158.90 feet; thence run tangent to said curve in a northwesterly direction 300.00 feet; thence left 107 degrees 30 minutes 33 seconds leaving said right of way in a southerly direction 254.00 feet; thence right 97 degrees 01 minute 02 seconds and run 382.42 feet; thence left 33 degrees 06 minutes 09 seconds and run 47.20 feet; thence right 35 degrees 24 minutes 14 seconds and run 39.28 feet; thence left 34 degrees 48 minutes 34 seconds and run 103.62 feet; thence right 8 degrees 29 minutes 46 seconds and run 91.78 feet; thence left 20 degrees 14 minutes 59 seconds and run 241.36 feet; thence left 43 degrees 54 minutes 15 seconds and run 103.94 feet; thence left 3 degrees 20 minutes 24 seconds and run 115.39 feet; thence left 22 degrees 48 minutes 47 seconds and run 12.10 feet; thence left 78 degrees 45 minutes 52 seconds and run 9.38 feet; thence right 67 degrees 27 minutes 38 seconds and run southeasterly 39.58 feet; thence left 11 degrees 01 minute 43 seconds and run southeasterly 147.28 feet; thence left 7 degrees 41 minutes 18 seconds and run southeasterly 176.48 feet; thence right 34 degrees 50 minutes 53 seconds and run southerly 54.92 feet; thence left 30 degrees 32 minutes 14 seconds and run southeasterly 132.57 feet; thence right 3 degrees 05 minutes 06 seconds and run southeasterly 306.01 feet; thence left 44 degrees 37 minutes 55 seconds and run easterly 24.84 feet; thence left 10 degrees 00 minutes 00 seconds and run easterly for 145.00 feet; thence left 7 degrees 20 minutes 00 seconds and run northeasterly 100.00 feet; thence left 16 degrees 00 minutes 00 seconds and run northeasterly 176.27 feet; thence left 59 degrees 10 minutes 10 seconds and run northerly 64.87 feet; thence left 80 degrees 55 minutes 20 seconds and run northwesterly 0.53 feet; thence right 83 degrees 08 minutes 23 seconds and run northerly 43.81 feet; thence right 10 degrees 51 minutes 41 seconds and run northerly 41.49 feet; thence right 2 degrees 07 minutes 44 seconds northerly 61.23 feet; thence right 3 degrees 49 minutes 13 seconds northerly 38.45 feet; thence right 4 degrees 09 minutes 09 seconds and run northerly 31.53 feet; thence right 5 degrees 58 minutes 50 seconds and run northerly 28.80 feet; thence right 0 degrees 01 minute 35 seconds and run northerly 27.10 feet; thence left 6 degrees 49 minutes 20 seconds and run northerly 35.66 feet; thence left 0 degrees 20 minutes 07 seconds and run 70.61 feet; thence right 7 degrees 26 minutes 57 seconds and run 30.13 feet; thence right 69 degrees 37 minutes 55 seconds and run 29.65 feet to the point of beginning.

According to the survey of Rodney Shiflett, dated June 4, 2002.