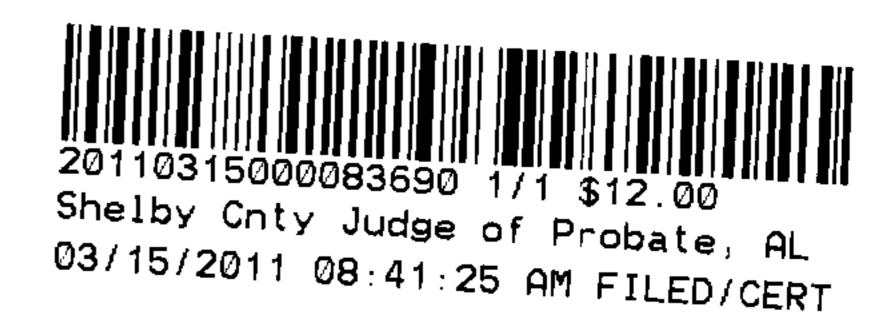
THIS INSTRUMENT WAS PREPARED BY: FOSTER D. KEY, ATTORNEY AT LAW POST OFFICE BOX 360345 BIRMINGHAM, ALABAMA 35236



## JUDGMENT AND TAX LIEN AFFIDAVIT

STATE OF ALABAMA COUNTY OF SHELBY

Before me, the undersigned, personally appeared JOHN M. THOMAS who, after first being duly sworn, deposes and says the following:

My name is JOHN M. THOMAS. I have entered into an agreement to SELL the following described property:

Lot 215, according to the Survey of Final Plat of Stonecreek, Phase 1, as recorded in Map Book 32, Page 92, in the Probate Office of Shelby County, Alabama.

First American Title Insurance Company and Jefferson Title Corporation has issued a title insurance commitment requiring proof that I am not the same person against whom judgments and/or tax liens are of record as shown in said title commitment.

I have always been known as JOHN M. THOMAS and have never been known by any other name. I do not have any unpaid obligations except current bills, neither have I received any notice of any suit or judgments having been filed against me. I am definitely not the same person against whom said judgments and/or tax liens are of record, and specifically the following:

- A. Judgment recorded in Instrument No. 2009060400021420 in favor of Capital One Bank USA against Johnny Thomas.
- B. THERE ARE NO JUDGMENTS, TAX LIENS OR BANKRUPTCIES AGAINST ME.
- C. I am not presently in Bankruptcy.

This affidavit is given for the purpose of inducing First American Title Insurance Company and Jefferson Title Corporation to insure the aforesaid property against any such judgments and tax liens which may affect the title to the aforesaid property.

AFFÍANT - JOHN M. THOMAS

STATE OF ALABAMA COUNTY OF SHELBY

Sworp to and subscribed before me this 11TH day of MARCH, 2011.

Notary Public

My Commission expires: 10/31/2011