


STATE OF WEST VIRGINIA     )  
COUNTY OF OHIO             )

  
20110606000164570 1/2 \$15.00  
Shelby Cnty Judge of Probate, AL  
06/06/2011 08:52:59 AM FILED/CERT

**AFFIDAVIT**

Before me, the undersigned Notary Public in and for said county and in said state, personally appeared Daniel Aderholt, as Manager of CE Holdings XX LLC, a West Virginia limited liability company, as Manager of CPLP XX (Montgomery) LLC and CPLP XX (Montevallo) LLC, each a Delaware limited liability company (hereinafter collectively referred to as "Petitioners"), who is known to me, and who being first duly sworn to me, deposes and says as follows:

1. That the Petitioners are parties to that certain Mortgage, Assignment of Leases and Rents, Security Agreement and Fixture Filing, made by Petitioners in favor of Ladder Capital Finance LLC, a Delaware limited liability company (the "Mortgage").

2. That the Mortgage is to be recorded in the Office of the Judge of Probate of Montgomery County and the Office of the Judge of Probate of Shelby County, each in the State of Alabama. A copy of the form of the Mortgage is attached hereto.

3. That (a) the total amount of indebtedness owed under, and secured by, the Mortgage and upon which recording tax is due is \$3,500,000.00; (b) the total value of all mortgaged property given as security under the Mortgage located within the State of Alabama is \$5,810,500; and (c) the value of the mortgaged properties in Alabama and percentage of value of the mortgaged properties in Alabama on a county by county basis is as follows:

<u>County</u>	<u>Value</u>	<u>Percentage of Total Value</u>
Montgomery	\$3,026,000	52%
Shelby	\$2,784,500	48%
TOTAL	\$5,810,500	100.00%

4. That the amount of mortgage recording tax to be paid, at the rate of \$.15 for each \$100, or fraction thereof, of indebtedness, which is attributable to the property located within the State of Alabama, is \$5,250.00.

5. That the Mortgage is to be recorded first in Shelby County and then in Montgomery County, Alabama.

6. That the undersigned have executed this Affidavit for the purpose of establishing the amount of the recording tax to be collected for the recordation of the Mortgage and making a distribution of such tax as provided for under Alabama law.

[Signature page follows]

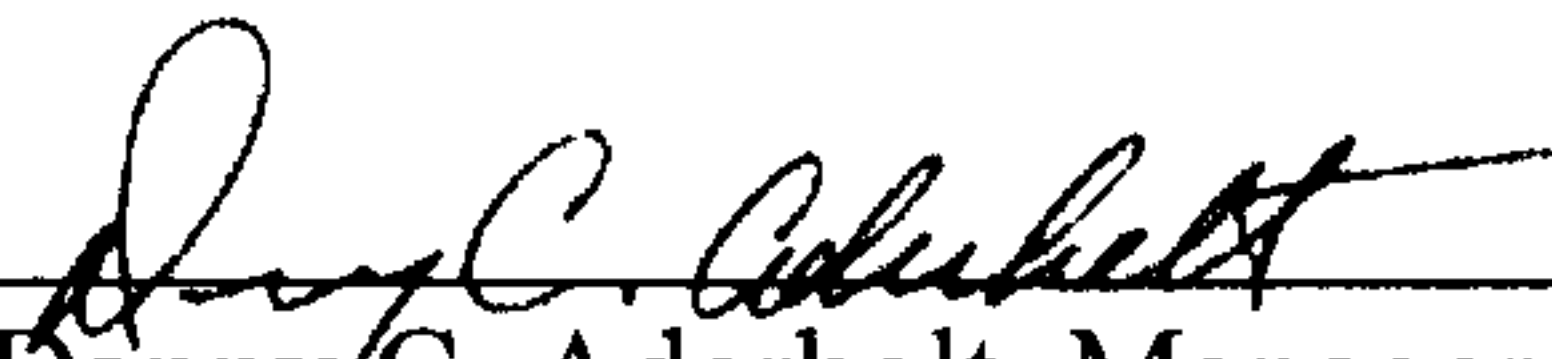


IN WITNESS WHEREOF, the undersigned have executed this Affidavit on this 5  
day of May, 2011.

**PETITIONER:**

**CPLP XX (MONTGOMERY) LLC,**  
a Delaware limited liability company

By: CE Holdings XX LLC, a West Virginia  
limited liability company, its Manager

By:   
Danny C. Aderholt, Manager

**CPLP XX (MONTEVALLO) LLC,**  
a Delaware limited liability company

By: CE Holdings XX LLC, a West Virginia  
limited liability company, its Manager


By:   
Danny C. Aderholt, Manager

STATE OF West Virginia  
Ohio COUNTY )

I, a Notary Public in and for said County, in said State, hereby certify that Danny C. Aderholt whose name as Manager of CE Holdings XX LLC, a West Virginia limited liability company, as Manager of CPLP XX (Montgomery) LLC and CPLP XX (Montevallo) LLC, each a Delaware limited liability company, is signed to the foregoing affidavit and who is known to me, acknowledged before me on this day that, being informed of the contents of said affidavit he, as such Manager and with full authority, executed the same voluntarily for and as the act of said limited liability companies on the day the same bears date.

Given under my hand and seal this the 5 day of May, 2011.



  
Notary Public  
My Commission Expires: February 25, 2011