

THIS INSTRUMENT WAS PREPARED BY: CHRISTOPHER R. SMITHERMAN

P.O. BOX 261

MONTEVALLO, AL 35115

STATE OF ALABAMA
SHELBY COUNTY

AFFIDAVIT

Before me, the undersigned authority, a Notary Public, in and for said County, in said State, personally appeared Christopher R. Smitherman, who after being by me duly sworn, deposes, and says on oath as follows:

My name is Christopher R. Smitherman, and I am a practicing attorney in Shelby County, Alabama, and I am familiar with the following facts:

I closed a transaction from Manuel L. McCartney to Regions Bank d/b/a AmSouth Bank, dated December 21, 2006, recorded in Instrument #20070110000015930, in Probate Office. One of the requirements under the title commitment issued by Shelby County Abstract & Title Company was to provide an affidavit establishing the date of death of Daphine P. McCartney. Attached is a copy of the affidavit that I obtained, but the original has been misplaced.

I hereby certify that the attached is a true and correct copy of the affidavit and I do further certify that the facts contained therein are true and correct.

This affidavit is given to establish of record the date of death of Daphine P. McCartney. Further the affiant saith not.

Christopher R. Smitherman

Sworn to and subscribed to before me

This the 25 day of Tull.

Notary Public

My commission expires: