

**RESIDENTIAL REAL PROPERTY AFFIDAVIT
(MAY BE MODIFIED AS APPROPRIATE FOR COMMERCIAL TRANSACTIONS)**

By

First American Title Insurance Company

G.F. No. 1122982-HO40

Date: **December 05, 2007**

Name of Affiant(s): **Mack H. Davis**

Address of Affiant: **82 North Berryline Circle, The Woodlands, Texas**

Description of Property: **LOT 39, IN BLOCK 2, OF WOODLANDS, VILLAGE OF PANTHER CREEK SECTION 35, A SUBDIVISION IN MONTGOMERY COUNTY, TEXAS, ACCORDING TO THE MAP OR PLAT THEREOF RECORDED IN CABINET G, SHEET 65B OF THE MAP RECORDS OF MONTGOMERY COUNTY, TEXAS.**

County **Montgomery**, Texas

Name of Title Company:

Before me, the undersigned notary for the State of Texas, personally appeared Affiant(s) who after by me being sworn, stated:

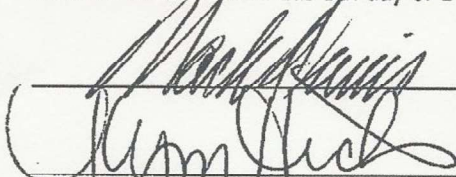
1. We are the owners of the Property. (Or state other basis for knowledge by Affiant(s) of the Property, such as lease, management, neighbor, etc. For example, "Affiant is the manager of the Property for the record title owners.")
2. We are familiar with the property and the improvements located on the Property.
3. We are closing a transaction requiring title insurance and the proposed insured owner or lender has requested area and boundary coverage in the title insurance policy(ies) to be issued in this transaction. We understand that the Company may make exceptions to the coverage of the title insurance as Company may deem appropriate. We understand that the owner of the property, if the current transaction is a sale, may request a similar amendment to the area and boundary coverage in the Owner Policy of Title Insurance upon payment of the promulgated premium.
4. To the best of our actual knowledge and belief, since 1998 there have been no:
 - a. construction projects such as new structures, additional buildings, rooms, garages, swimming pools or other permanent improvements or fixtures;
 - b. changes in the location of boundary fences or boundary walls;
 - c. construction projects on immediately adjoining property(ies) which encroach on the Property;
 - d. conveyances, replattings, easement grants and/or easement dedications (such as a utility line) by any party affecting the Property.

EXCEPT for the following (If None, Insert "None" Below):

None

5. We understand that Title Company is relying on the truthfulness of the statements made in this affidavit to provide the area and boundary coverage and upon the evidence of the existing real property survey of the Property. This affidavit is not made for the benefit of any other parties and this affidavit does not constitute a warranty or guarantee of the location of improvements.
6. We understand that we have no liability to Title Company or the title insurance company that will issue the policy(ies) should the information in this Affidavit be incorrect other than information that we personally know to be incorrect and which we do not disclose to the Title Company.

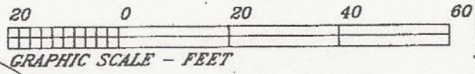
Sworn and subscribed this 5th day of December, 2007



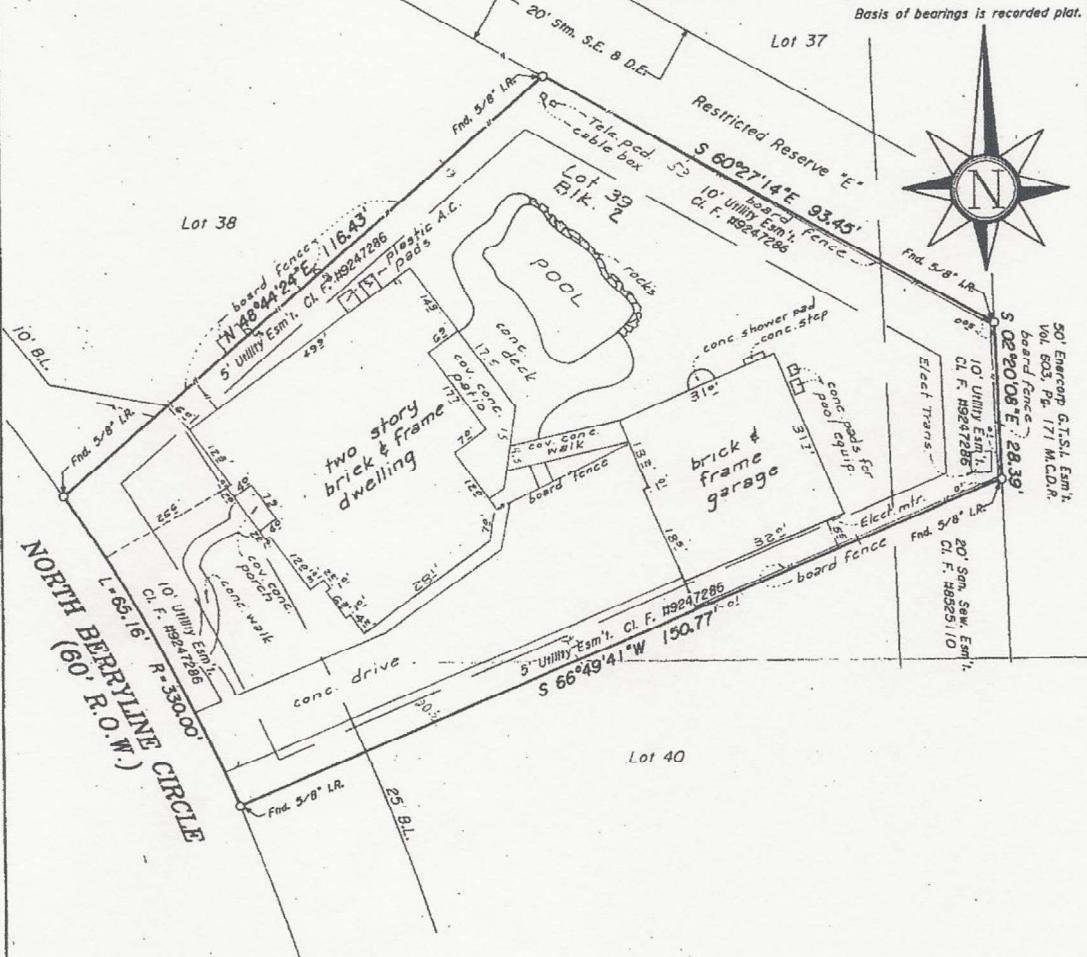
Notary Public



TUTTLE-MADDUX SURVEYING CO.
 27350 BLUEBERRY HILL DRIVE, STE. 1, CONROE, TEXAS 77385
 281-367-2052 FAX 281-292-9220



Basis of bearings is recorded plat.



LAND TITLE SURVEY
 LOT 39, BLOCK 2
 AMENDING PLAT OF THE WOODLANDS, VILLAGE OF PANTHER CREEK, SECTION 35
 A SUBDIVISION IN
 MONTGOMERY COUNTY, TEXAS REF. Cabinet J, Sheet 11 Map Records
 Scale: 1" = 20' Date: January 28, 1998
 Address: 82 North Berryline Circle, The Woodlands, Texas 77381
 Subject property, as graphically shown on F.E.M.A. Map #48339C0540P dated
 12/19/96, lies in flood zone "X"

To Mack H. Davis and Susan L. Davis Exclusively,
 I hereby certify that this survey was made on the ground, and that this plat represents the facts found at the time
 of the survey and that this professional service substantially conforms to the current Texas Society of Professional
 Surveyors Standards and Specifications for a Category I-A Condition III Survey. I
 further certify that there are no visible encroachments on this property at this time and that all visible improve-
 ments, if any, lie within the boundary lines except as shown.

Robert E. Maddux, Jr.
 R.P.L.S. No. 4513



GF# 214971 File# 98-TM-123
 Book LL Page

This drawing is the property of Tuttle/Maddux Surveying Co., and shall not be used for any purpose without written consent of an authorized agent of Tuttle/Maddux Surveying Co. Tuttle/Maddux Surveying Co. accepts no responsibility for the use of this drawing for any purpose after six months from the date indicated on this drawing.
 All Rights Reserved Copyright 1998 Tuttle/Maddux Surveying Co. ©