

**AFFIDAVIT IN LIEU OF A NEW SURVEY
FOR AMENDMENT OF THE SURVEY EXCEPTION**

GF No.: 00D72460

Affiant(s)/Record Owners: Harold A. Bennett

Prior Survey: Prepared by MacArthur Surveys, on 02/15/01,
James W. MacArthur, R.P.L.S. No. 2089

Property Description:

Lot Thirteen R (13R), Block Seven (7), Amending Plat Shirewood Addition, City of Bryan, according to plat thereof recorded in Volume 1514, Page 81 of the Official Records of Brazos County, Texas.

Affiant(s) having been duly sworn, on oath affirms that the following statements are true:

1. That I/we am/are over the age of 18 years, have never been convicted of a felony, and am fully competent to give testimony. I/we represent under penalties of perjury, that I/we have no substantive intent contrary to express acts and intent herein stated.
2. That the undersigned is/are familiar with the above described survey ("Prior Survey") of the land.
3. That I/we are the current record/owner(s) of the land, having acquired title prior to or about the date of the Prior Survey, and am/are therefore familiar with the physical condition of the land on or about, and after the date of the Prior Survey, up to and including the date of this affidavit.
4. That the Prior Survey accurately reflects the location of all improvements currently situated on the land, and since the date of the Prior Survey, up to and including the date of this affidavit, there have been no:
 - (a) construction projects such as new structures, additional rooms, garages, swimming pools or deckings;
 - (b) changes in the location of boundary fences or boundary walls, whether by owner or adjacent property owners;
 - (c) construction projects on immediately adjoining property(ies) which construction occurred near the boundary of the land;
 - (d) construction projects on the land by any utility company or governmental authority changing the location of any utility line(s);
 - (e) conveyances or replattings or easement grants or easement dedications by the borrower;
 - (f) any other changes to the property which would be reflected by a current accurate survey;

EXCEPT for the following (if none, insert "None" below):

Extended Back Patio 12x16' Drawn on Existing Survey

I/we, the undersigned, understand that University Title Company and its underwriter, Alliant National Title, are relying upon the truthfulness of the statements made in this affidavit to amend the area and boundary survey coverage in the title insurance policy to be issued by the title insurance underwriter. This affidavit is not made for the benefit of any other parties and this affidavit does not constitute a warranty or guaranty of the location of the improvements.

I/we, the undersigned, understand that I will have no liability to University Title Company and its title insurance underwriter, Alliant National Title, should the information in this affidavit be incorrect other than information I personally know to be incorrect and which is not disclosed by me to University Title Company and its title insurance underwriter.

Any ambiguities in this affidavit shall be construed and interpreted in favor of University Title Company and its underwriter, Alliant National Title. In this affidavit, in order to create a reasonable construction of meaning, where the text so requires: (i) the singular shall include the plural; (ii) the plural shall include the singular, and; (iii) the use of any gender shall include all genders.

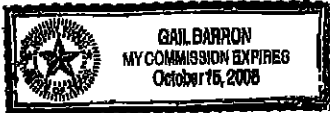
It is expressly stipulated and understood that University Title Company, and/or its underwriter, Alliant National Title, make no representations concerning the accuracy of the Prior Survey or the factual truth of affiant(s)' statements in this affidavit. Any coverage relating to encroachments, protrusions, boundary conflicts and other title matters is provided only by the express terms of the policy of title insurance issued to the insured(s).

"This ends our statement."

Executed this 28 day of June, 2007


Harold A. Bennett

SWORN AND SUBSCRIBED BEFORE ME this 28 day of June, 2007, by Harold A. Bennett.



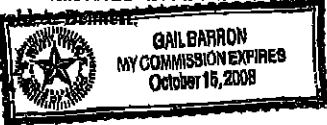
[Signature]
Notary Public, State of Texas

STATE OF TEXAS

COUNTY OF BRAZOS

This instrument was acknowledged before me on this 28 day of June, 2007, by

~~Harold A. Bennett~~



[Signature]
Notary Public, State of Texas

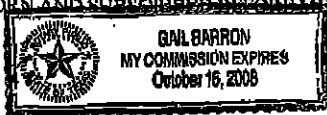
PURCHASERS ACKNOWLEDGMENT

I/we, the undersigned, hereby acknowledge that University Title Company has made no representations as to the accuracy of the survey being used in connection with our purchase of the above referenced property. I/we further acknowledge that I/we have been advised that it was my/our decision whether or not to obtain a current survey prior to purchasing said property.

Aron W. Collins
Aron W. Collins

Linnann L. Collins
Linnann L. Collins

SWORN AND SUBSCRIBED BEFORE ME this 28 day of June, 2007, by Aron W. Collins and Linnann L. Collins.



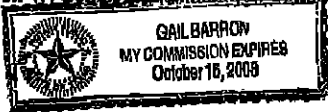
[Signature]
Notary Public, State of Texas

STATE OF TEXAS

COUNTY OF BRAZOS

This instrument was acknowledged before me on this 28 day of June, 2007, by

~~Aron W. Collins and Linnann L. Collins~~



[Signature]
Notary Public, State of Texas