

AFFIDAVIT AS TO DEBTS AND LIENS

FF: \$3.00



OF 87-71296 LBJ

THE STATE OF TEXAS
COUNTY OF DALLAS

A

0928

3.00 DEED
2 2 05/04/87

SUBJECT PROPERTY Lot 1, Block 4 of Wright Addition, an Addition to the City of University Park, Texas

BEFORE ME, the undersigned authority, on this day personally appeared Clarence Bentley and J. RICHARD WHITTINGTON, Vice President of Whittington-Harrison** (Seller or Owner - Borrower, Contractor, if new construction), known to me to be the person whose name is subscribed hereto and upon his/their oath depose and say:

- There are no unpaid debts for fixtures, such as: water heaters, furnaces, air conditioners, carpeting, lawn sprinkling systems, window treatments, electric appliances or fences or any personal property or fixtures that are located on the subject property described above, which are secured by a financing statement, security agreement or otherwise, except as follows:

SECURED PARTY

ORIGINAL AMOUNT

None

- No liens of any kind encumber such property, except the following:

SECURED PARTY

ORIGINAL AMOUNT

CORNERSTONE BANK, NA

Four liens in the amount of \$150,000 each
(TO BE RELEASED)

There are no unpaid installments which are presently due and payable relating to the lien(s) mentioned above, in instances where the subject property is being conveyed subject to such lien(s) or where such lien(s) are being assumed by a purchaser.

There are no paving liens of any kind or character or claims for paving outstanding against the subject property; I/We have signed no petitions for the paving of the street or alley adjoining this property and know of no petition being circulated for the pavement of the streets, alley or sidewalks adjacent to the subject property;

There are no unpaid bills either for labor performed upon or for materials delivered to the subject property, nor are there contracts in existence relating to the performance of such work or delivery of such materials. Affiant(s) further swear that there are no other outstanding Contracts of Sale and that no other Title Company has refused to issue a title policy on the subject property during the Affiant(s)' ownership.

I/We further state that there are no Abstracts of Judgment, State or Federal Tax Liens of record or Bankruptcy Proceedings against us in Dallas County or elsewhere, nor are there any outstanding real estate liens or delinquent taxes of any type against the subject property except as stated above.

This Affidavit is made to the purchaser and/or lender and to SAFECO LAND TITLE and SAFECO TITLE INSURANCE COMPANY as an inducement to them to complete the above-referenced transaction, and I/we realize that the purchaser and/or lender and the Title Company are relying upon the representations contained herein, and the undersigned does/do hereby swear under the penalties of perjury that the foregoing information is true and correct in all respects.

I/We agree to pay on demand to the Title Company, their successors and assigns, all amounts secured by any and all liens not shown above, together with all costs, loss and attorneys' fees that said parties may incur in connection with such unmentioned liens, provided said liens either currently apply to the subject property or a part thereof, or are subsequently established against the subject property and are created by me, known to me, or have an inception date prior to the consummation of this transaction.

**Properties, Inc.

CLARENCE BENTLEY

by: J. Richard Whittington, President
WHITTINGTON-HARRISON PROPERTIES, INC.

SUBSCRIBED AND SWORN before me on the 15 day of May, 1987.

NOTARY PUBLIC, STATE OF TEXAS LYNN S. BLOOM
Notary's Printed Name: LYNN S. BLOOM
My Comm. Expires Nov. 14, 1987

THE STATE OF TEXAS
COUNTY OF Dallas

This instrument was acknowledged before me on the 15 day of May, 1987 by Clarence Bentley and J. Richard Whittington, Vice President of Whittington-Harrison Properties, Inc., on behalf of said Corporation.

Commission Expires:

87085 4296

NOTARY PUBLIC, STATE OF TEXAS LYNN S. BLOOM
Notary's Printed Name: LYNN S. BLOOM
My Comm. Expires Nov. 14, 1987

87085 4297

87 MAY -4 AM 11:27

FILED
COUNTY CLERK
DALLAS COUNTY, TEXAS

PROVISIONS CONTAINED IN ANY DOCUMENT WHICH RESTRICT
THE SALE, RENTAL, OR USE OF THE REAL PROPERTY DESCRIBED
THEREIN BECAUSE OF RACE OR COLOR ARE INVALID UNDER
FEDERAL LAW AND ARE UNENFORCEABLE.
ANY PROVISION HEREIN WHICH RESTRICTS THE SALE, RENTAL,
OR USE OF THE DESCRIBED REAL PROPERTY BECAUSE OF COLOR
OR RACE IS INVALID AND UNENFORCEABLE UNDER FEDERAL
LAW.

SAFECO Land Title of Dallas
12500 Preston Road, #208
Dallas, Texas 75230

STATE OF TEXAS
COUNTY OF DALLAS
I, County Clerk, do hereby certify that this instrument was filed on the
20th day of May, 1987, at 11:27 AM, and was duly recorded in the
public records of Dallas County, Texas, as stamped herein by me.
MAY 14 1987
COUNTY CLERK, DALLAS COUNTY, TEXAS
E. J. B. B. B.