

IN THE CIRCUIT COURT OF THE FIRST JUDICIAL CIRCUIT  
IN AND FOR SANTA ROSA COUNTY, FLORIDA  
CIVIL ACTION

WELLS FARGO BANK, NATIONAL  
ASSOCIATION AS TRUSTEE FOR THE  
CERTIFICATEHOLDERS OF STRUCTURED  
ASSET MORTGAGE INVESTMENTS II INC.,  
BEAR STEARNS MORTGAGE FUNDING TRUST  
2007-AR3 MORTGAGE PASS-THROUGH  
CERTIFICATES, SERIES 2007-AR3,

Plaintiff,

vs.

CASE NO.: [REDACTED]  
DIVISION: [REDACTED]

[REDACTED] et al,

Defendant(s).

AFFIDAVIT AS TO AMOUNTS DUE AND OWING

STATE OF FLORIDA

COUNTY OF DUVAL

BEFORE ME this day personally appeared Margaret Dalton, (Affiant) who

upon oath, deposes on personal knowledge and says:

1. This Affidavit is submitted in support of Plaintiff's Motion for Final Judgment for the purpose of showing: that there is no genuine issue as to any material fact, that Plaintiff is entitled to enforce the Note and Mortgage and Plaintiff is entitled to a judgment as a matter of law.

2. I am Officer (title), of EMC MORTGAGE CORPORATION. EMC MORTGAGE CORPORATION is the servicer of the loan. EMC MORTGAGE CORPORATION is responsible for the collection of this loan transaction and pursuit of any delinquency in payments. I am familiar with the books of account and have examined all books, records, and documents kept by EMC MORTGAGE CORPORATION concerning the transactions alleged in the Complaint. All of these books, records and documents are kept by EMC MORTGAGE CORPORATION in the regular course of its business as servicer of the loan transaction and are made at or near the time by, and from information transmitted by, persons with personal knowledge of the facts such as your Affiant. It is the regular practice of EMC MORTGAGE CORPORATION to make and keep these books, records, and documents. The books, records, and documents which Affiant has examined are managed by employees or agents whose duty it is to keep the books accurately and completely. Furthermore, Affiant has personal knowledge of the matters contained in the books, records and documents kept by EMC MORTGAGE CORPORATION.

3. I have personal knowledge of the facts contained in this affidavit. Specifically, I have personal knowledge

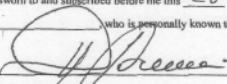
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SANTA ROSA COUNTY  
CLERK OF COURT  
2007 FEB 10 A 9 27

5. Plaintiff or its assigns has employed the services of the law firm of Florida Default Law Group, P.L. in this action against the Defendant(s), and is obligated to pay Florida Default Law Group, P.L. a reasonable attorney's fee for its services, along with all costs and expenses of this action. In this foreclosure case, we have agreed to pay the law firm of Florida Default Law Group, P.L. a flat fee of \$1,200.00. In the event the matter becomes contested, we have agreed to pay an hourly fee up to \$175.00 per hour.

FURTHER AFFIANT SAYETH NOT.

  
Type Name Here: Margaret Dalton

The foregoing instrument was sworn to and subscribed before me this 28 day of JAN, 2010,  
by Margaret Dalton who is personally known to me.

  
Type Name Here: \_\_\_\_\_

NOTARY PUBLIC, State of FLORIDA

My commission expires: \_\_\_\_\_

