AFFIDAVIT

STATE OF NORTH DAKOTA)
)
COUNTY OF Barnes)

I, Tom Morehouse, being first duly sworn upon oath, depose and state as follows:

1) My name is Tom Morehouse. My date of birth is 3/29/1961. I currently reside at 11615 35th St., Valley City, ND 58072.

2) My father is Almond Morehouse, born 5/27/1923, deceased 4/3/2008.

3) Attached to this affidavit are four photographs, marked MOREHOUSE-1, MOREHOUSE-2, MOREHOUSE-3 and MOREHOUSE-4, which depict a 1 quart container of J-M Pipe™ Ring-Tite® Lubricant. The front label of this container reads as follows:

J-M PIPE™
J-M Manufacturing Co., Inc.
Ring-Tite® Lubricant
For assembly of Transite®, PVC and
Permastran® Pipe with Ring-Tite Joints
Contents: 1 Quart

4) On June 10, 2010, I found the container depicted in the attached photographs in my family's storage space located at 3505 Kathryn Rd. S., Valley City, ND.

5) To the best of my recollection, my father purchased the container depicted in the attached photographs between 1982 and 1986.

6) Consistent with my June 6, 2010 deposition testimony, my father and I used this lubricant material during our installation of J-M A/C asbestos-cement pipe throughout the 1980's. My father and I also used additional containers of this material while installing J-M A/C asbestos-cement pipe during this time period.

7) The container depicted in the attached photographs has been in my possession since its purchase. From the time it was purchased until 1990, it was stored in my family's storage space located in the Miller Building, Hwy. 10 West, Valley City, ND. In 1990, the contents of this storage space were moved to the current location located at 3505 Kathryn Rd. S., Valley City, ND.

8) On June 12, 2010, I sent the container depicted in the attached photographs to my attorneys, Simmons Browder Gianaris Angelides & Barnerd LLC. To my knowledge, this container is currently in their possession.

Affiant Says Nothing Further.

TOM MOREHOUSE

Subscribed and Sworn to before me this 6 day of July, 2010.

SANDRA JONGEWARD
Notary Public
State of North Dakota
My Commission Expires July 11, 2014

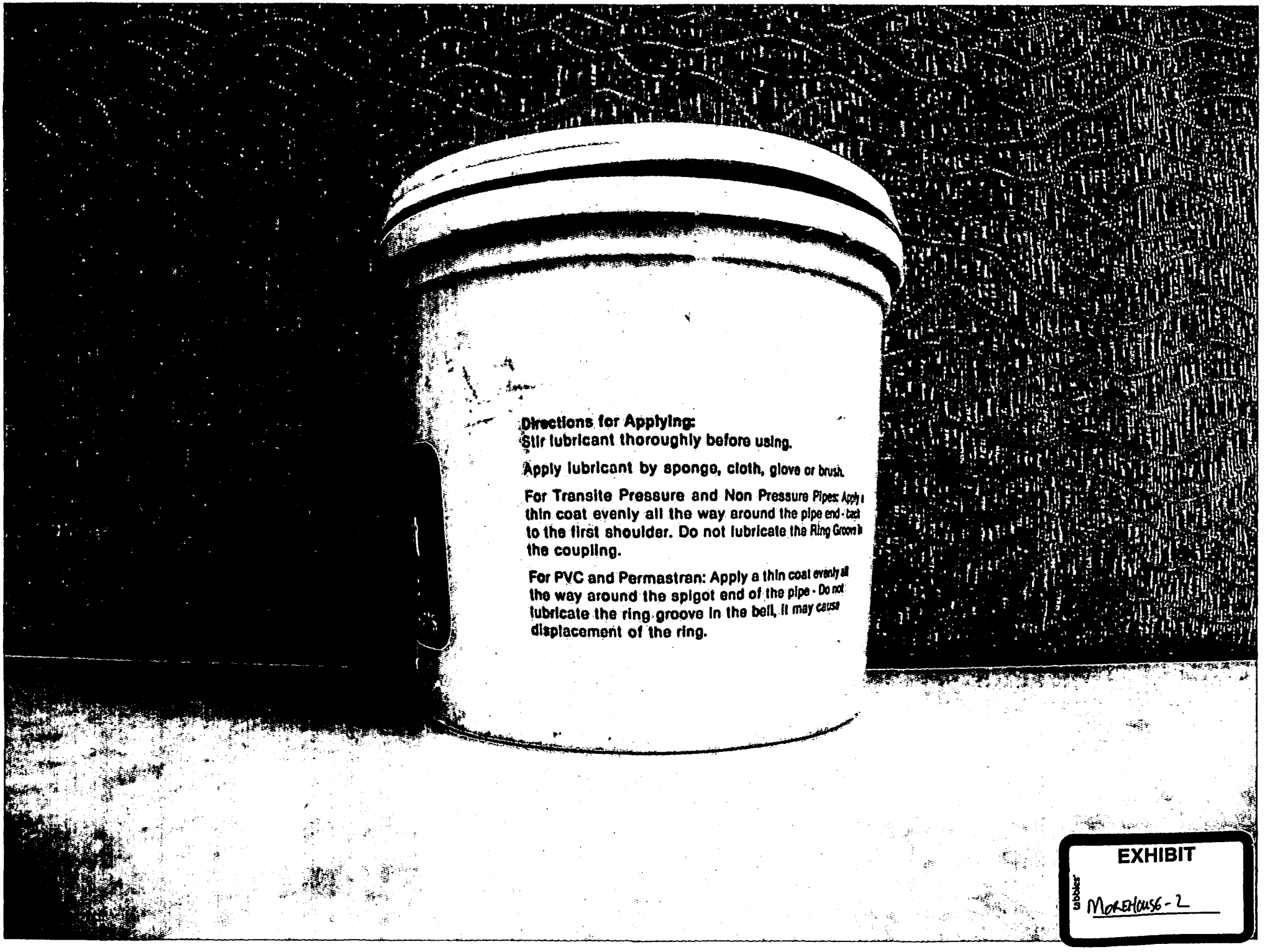
NOTARY PUBLIC



EXHIBIT

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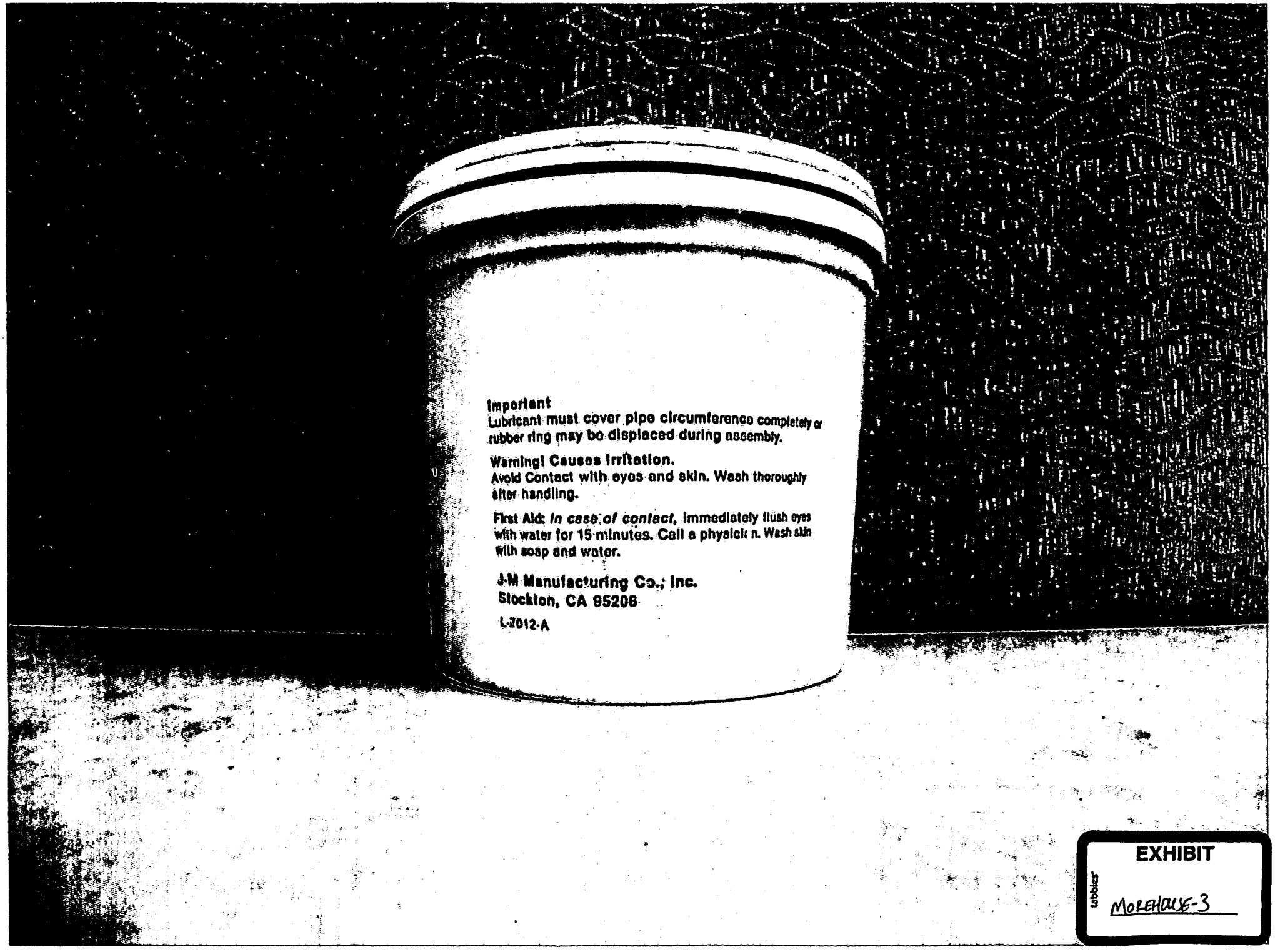
MOREHOUSE-1



EXHIBIT

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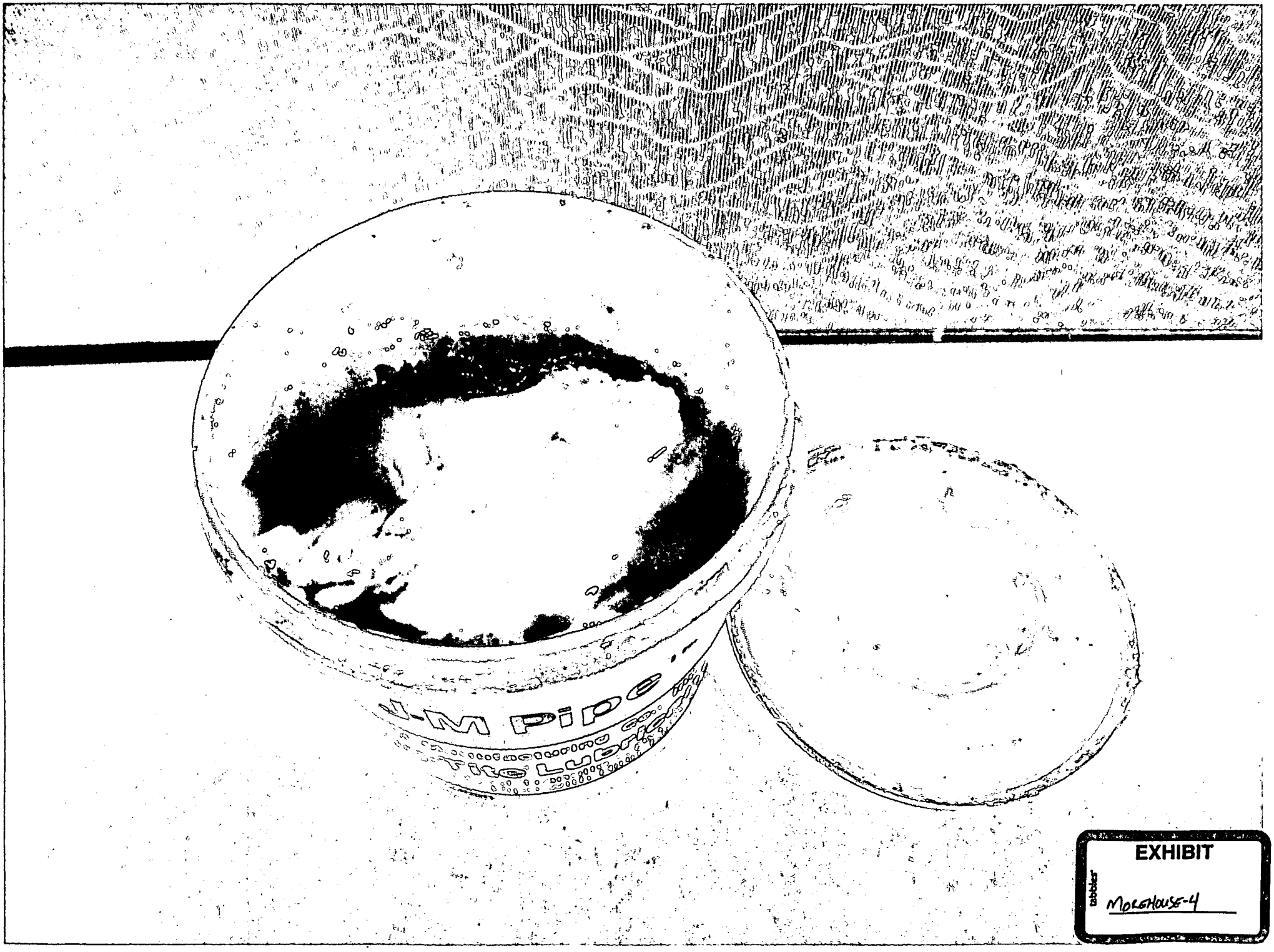
Morehouse-2



EXHIBIT

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MOLEHOUSE-3


EXHIBIT
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MOLGHOUSE-4