

THIS INSTRUMENT WAS PREPARED BY: MIKE T. ATCHISON, ATTORNEY AT LAW
P.O. BOX 822
COLUMBIANA, ALABAMA 35051

STATE OF ALABAMA
SHELBY COUNTY

AFFIDAVIT

Before me, the undersigned authority, a Notary Public, in and for said County, in said State, personally appeared Jimmy Rogers Underwood, who after being by me first duly sworn, deposes, and says on oath as follows:

My name is Jimmy Rogers Underwood, and I am over the age of 21 years, and am familiar with the following facts:

I was acquainted with Elvie Robinson during her lifetime. I know that she was the only child of Selia and Will Cleghorn.

I also know that Danita Underwood Booker and her husband, Alonzo Booker own the following described property, to-wit:

A parcel of land situated in the SE 1/4 of the NW 1/4 of Section 1, Township 21 South, Range 3 West, described as follows: Beginning at the Northwest corner of the lot sold to Wade McNeil by Charlie Gentry and wife, Gussie Gentry, which is recorded in the Probate Office of Shelby County, Alabama; thence run North 75 feet; thence run East 240 feet; thence run South 75 feet to the Northeast corner of the said Wade McNeil lot; thence run West along the North boundary line of the Wade McNeil lot, a distance of 240 feet to the point of beginning. Situated in Shelby County, Alabama.

A part of the SE 1/4 of the NW 1/4 of Section 1, Township 21 South, Range 3 West, and being more particularly described as follows: Commence at the Northwest corner of the SE 1/4 of the NW 1/4 of Section 1; thence run Easterly along the North line for 473.92 feet; thence turn 102 degrees 13 minutes 36 seconds to the right and run Southwesterly for 202.49 feet; thence turn 20 degrees 28 minutes 15 seconds to the left and run Southeasterly for 116.47 feet to the point of beginning; thence turn 7 degrees 38 minutes 33 seconds to the right and run Southerly along the Easterly right of way line of 4th Place S.E. for 120.0 feet; thence turn 89 degrees 23 minutes 54 seconds to the left and run Easterly for 115.00 feet; thence turn 45 degrees 00 minutes 00 seconds to the right and run Southeasterly for 115.00 feet; thence turn 92 degrees 39 minutes 57 seconds to the left and run Northeasterly for 120.75 feet; thence turn 91 degrees 11 minutes 32 seconds to the left and run Northwesterly for 90.0 feet; thence turn 63 degrees 28 minutes 27 seconds to the right and run Northeasterly for 55.00 feet; thence turn 104 degrees 42 minutes 52 seconds to the left and run Westerly for 225.0 feet to the point of beginning.

They purchased the property on August 22, 1991, and have been in open, continuous, notorious possession of same since their purchase. I have never known of anyone challenging their ownership.

Further the affiant saith not.

Jimmy Rogers Underwood
Affiant

Sworn to and subscribed to
before me, this 9 day of March, 2004.

Cecilia J. Joehnt
Notary Public

1-7-2005