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Shelby Cnty Judge of Probate, AL
08/25/2006 10:11:58AM FILED/CERT


SHELBY COUNTY
STATE OF ALABAMA

AFFIDAVIT OF JESSE SMITHERMAN

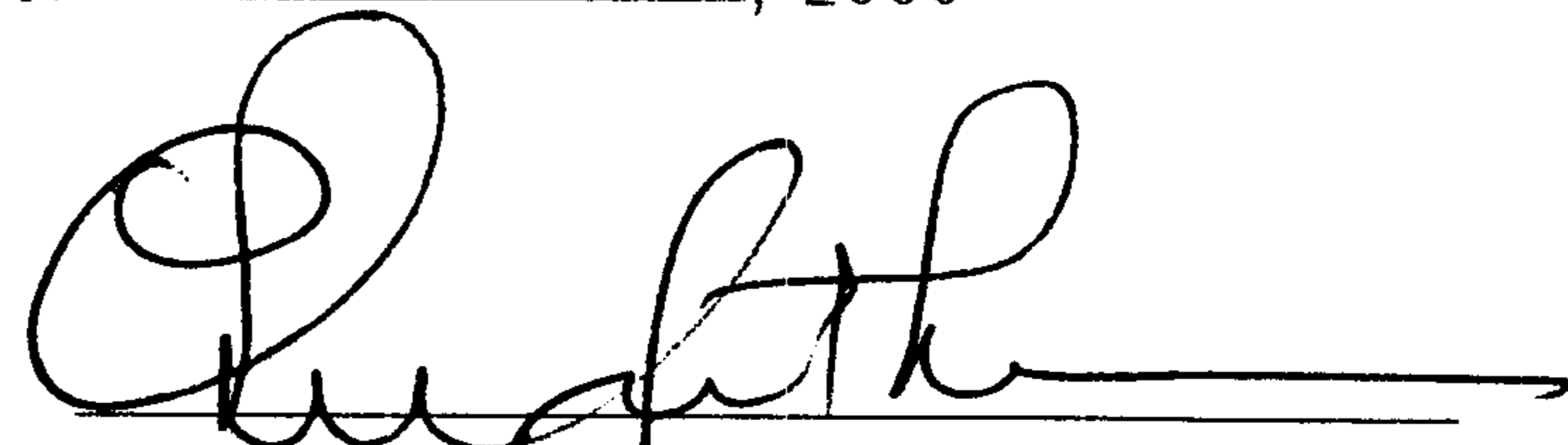
My name is Jesse Smitherman and I am over the age of nineteen years of age and reside at 383 Hwy 8, Wilton, Alabama. I have personal knowledge of the following:

Elizabeth Hayes Bowden died intestate in or about February, 2005. She was a widow, as her husband James W. Bowden, Sr. predeceased her sometime in January, 2001. She was survived by her and her husband's five (5) children, namely: James W. Bowden, II, Kathleen Bowden Jackson, Janice Bowden Dawson, Harriet Bowden Jackson, and Phoebe Bowden Wright.

I am familiar with each of the above mentioned heirs and I know them to be over the age of nineteen (19) and of sound mind. I execute this instrument willingly and with knowledge of the contents herein. I understand that the title insurance company is relying on the accuracy of this statement to tender a policy of insurance.


Jesse Smitherman

Sworn to and subscribed before me on this the 14th day of JUNE, 2006


Notary Public
My Commission Expires: 5/13/08