39/7

AFFIDAVIT

STATE OF ALABAMA

SHELBY COUNTY

Before me, Ulmer Wilson, the undersigned authority in and for said County in said State, personally appeared J. L. Fancher, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is J. E. Fancher. I am 72 years of age and have lieved in the Montevallo community for the past 72 years. I recall when Sydney J. Bowie and W. G. Harrison owned the following described land:

Begin at the center of Section 3, Township 24, Range 12 East; thence south 42 deg. 30 min west 2838 feet; thence south. 89 degrees west, 551.8 feet; thence south 88, degrees 46 minutes west, 559.2 feet; thence north, 1 degree 08 minutes east, 350 feet; thence south 85 degrees 37 minutes, west 396.6 feet; thence north, 17 degrees 28 minutes east, 1848 feet; thence north, 87 degrees 56 minutes east, 253 feet to the northwest corner of the SWE of Section 3 Township 24, Range 12 East; thence north, 89 degrees 30 minutes east, 437 feet; thence south, 3 degrees east, 150 feet; thence north, 89 degrees 30 minutes east, 290 feet; thence north, 3 degrees west, 150 feet; thence north, 89 degrees 30 minutes east, 855 feet; thence 70 degrees 30 minutes east, 115 feet; thence north, 19 degrees 50 minutes west 350 feet; thence north, 70 degrees 30 minutes west, 200 feet; thence north, 19 degrees west, 779 feet to the right of way of the Southern Railroad; thence north, 70 degrees 30 minutes east along said right of way, 760 feet; thence north, 34 degrees west, 256 feet to bank of Shoal Creek; thence along the south bank of Shoal Creek for 198 feet; thence south, 34 degrees east, 364 feet to railroad right of way; thence north, 53 degrees 55 minutes east along said right of way, 431.2 feet; thence south, 4 degrees 34 minutes east, 1226.3 feet to the point of beginning; situated in Shelby County, Alabama and caontaining 128.5 acres; except the Rhodes lot, together with all right of way, water rights and mining rights in, over and upon all lands adjoing the lands herein described.

J. L. Fancher

State of Alabama

Shelby County

Sworn to and subscri ed to by J. L. Fancher before me this the 23 day of June, 1948.

Said land was never the homestead of Sydney J. Bowie or W. G. Harrison or their wives.

Ulmer Wilson Notary Public

NOTARIAL SEAL

Filed for record in this office on the 5th day of July, 1948 at 11 A.M. and recorded in Deed Record 134 at page 245 on this the 6th day of July, 1948.

L. C. Walker, Probate Judge