AFFIDAVIT

STATE OF ALABAMA

JEFFERSON COUNTY

#172

Personally appeared before me, the undersigned authority, in and for said County, in said State, W.C. Farrell, whos is known to me, and who being by me first duly sworn, does depose and say:

I am one of the children and heirs of J.S. Farrell, who, prior to his death in 1904, owned the following described property:

 NW_{4}^{1} of Section 19 and the SW_{4}^{1} of SE_{4}^{1} and E_{2}^{1} of SW_{4}^{1} and NW_{4}^{1} of SW_{4}^{1} of Section 18, all in Township 20, "ange 1 West, Shelby County, Alabama.

The following named children of James S. Farrell survived his death:

Mrs. S.A. Burgess, Mrs. Dora Adams, S.M. Farrell, J.D. Farrell, Mrs. Etta Willis,

T.F. Farrell, Mrs. Eva Waggoner, W.C. Farrell, Mrs. Augusta Fulton, H.C. Farrell

and John B. Farrell.

One daughter named Florence Fulton, predeceased my father. She left surviving her the following named heirs:

Hobart C. Fulton, Mildred Mood and S.L. Fulton

My mother Mrs. Mary Ann Farrell, the widow of J.S. Farrell, died on May 8, 1924. The heirs of James S. Farrell continued to own the above described property until December 7, 1927, at which time John B. Farrell deeded this property to S.P. Cleckler, This deed appears on the record in the Office of the Judge of Probate, Shelby County, Alabama, in Teed Book 142 at Page 333. Prior to the execution of the deed by John B. Farrell and wife the heirs of James S. Farrell agreed that John B. Farrell should negotiate a sale for this property and execute a deed therefor and that the proceeds of the sale would be divided among all of the heirs on a prorate basis. This agreement was oral, and was never embodied in any written instrument, To the best of my

knowledge and belief the proceeds of the sale of this property by John B. Farrell were divided by him among all of the heirs on the basis agreed upon. I have never heard any heir indicate that he or she did not receive his or her portion of the proceeds of this sale.

In 1927 several changes had been made in the mames of the existing heirs of James S. Farrell as a result of the death of several of the children.

Mrs. S.A. Burgess died prior to 1927 and she left surviving her 2 sons named J.W. Burgess and E.B. Burgess and one daughter who at that time was a widow, named Annie Pettus. The husband of Mrs. S.A. Burgess was not alive at the time John B. Farrell conveyed said property.

Mrs. Etta Willis also died prior to 1927. The following named heirs survived and were alive at the time said deed was executed by John B. Farrell:

Inez Orr, Gena Savage, L.D. Willis, Paul Willis, and N.F. Willis.

Mrs. Eva Waggoner also died prior to 1927. She left surviving her the following heirs who were alive in 1927 at the time John B. Farrell executed said deed:

J.A. Waggoner, R.B. Waggoner, W. Farrell Waggoner and Morris E. Waggoner.

The above named granchildren and children of James S. Farrell constituted all his heirs at law at the time John B. Farrell executed said deed to S.P. Cleckler.

I further state that to the best of my recollection all of said heirs were over the ages of 21 and all were of sound mind at the time the said deed was executed.

Done this the 11th day of August, 1950.

W.C. Farrell

Sworn to and subscribed before me on this the 11 day of August, 1950.

Irma Trawick, Notary Public . Seal

Filed in the office of the Probate Judge on the 19 day of October, 19 50 at 10:00 A.M. and recorded in Deed Record 143 on page 46 this the 27 day of October, 1950.

L.C. Walker, Judge of Probate

NO TAX DUE ON THIS INSTRUMENT.