

This instrument was prepared by:

3408 / DANIEL M. SPITLER

ATTORNEY AT LAW

Spitler Building - Suite 100

1970 Chandalar South Office Pk.

PELHAM, ALABAMA 35124

STATE OF ARKANSAS )

COUNTY OF Washington )



19771004000105410 1/2 \$.00  
Shelby Cnty Judge of Probate, AL  
10/04/1977 12:00:00 AM FILED/CERT

Before me, the undersigned, a Notary Public in and for said County in said State, personally appeared James Robert Bearden, who being first duly sworn, deposes and says as follows:

The purpose of this affidavit is to induce Jefferson Land Title Services Company, Inc. to issue a title insurance policy evidenced by their Binder No. J-29773. The affiant states that his father, Thomas Huey Bearden, died intestate in August, 1955, and left surviving him your affiant, a brother, Norman Gene Bearden, and a sister, Barbara Ann Bearden Coram. That the sister, Barbara Ann Bearden Coram died on August 23, 1968, and left surviving her a husband, John M. Coram and two sons, Jack Carroll Coram and John Carl Coram, both of which said sons are over 19 years of age. That the mother of your affiant, Ella Maude Gardner Bearden, died June 7, 1969, and left surviving her your affiant as her sole legal heir. Her estate is presently being probated in Shelby County, Alabama, Case No. 16-234, and your affiant is the Executor of said Estate. Your affiant would further state that he is in the process of closing the estate, but that he will execute the deed for his interest in said property, individually, and with his wife also signing said deed.

Your affiant would further show that the property set out in this affidavit has been in the possession of your affiant and his predecessors in title more than 20 years. Title remained in the father of your affiant, Thomas Huey Bearden, and mother, Ella Maude Gardner Bearden, until Thomas Huey Bearden died in August, 1955, and Ella Maude Gardner Bearden died on June 7, 1969, and that since that date your affiant has paid the taxes, rented the homeplace to various tenants, taken care of the place so as to prevent waste and exercised full and complete custody and control of said property, open, continuous, exclusive and hostile to all other parties to this date, except the other co-owners.

The property made the subject of this affidavit is located in Shelby County, Alabama, and is more particularly described as follows, to-wit:

PARCEL I: Part of the SE-1/4 of the NE-1/4 of Section 8, Township 24 North, Range 12 East, situated in Shelby County, Alabama, and being more particularly described as follows: Commence at the NW corner of said 1/4-1/4 Section, thence run South along the West line thereof for a distance of 169.1 feet; thence East 687.5 feet, thence South 00° 30' East for 380.6 feet to the NW corner of Lot 5, according to the Map of Wilton, as recorded in Deed Book 14, Page 239, in the Probate Office





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of said County, thence North 89° 30' East for 160 feet; thence South 00° 30' East for 75 feet, thence South 89° 30' West for 160 feet, thence North 00° 30' West for 75 feet to the point of beginning.

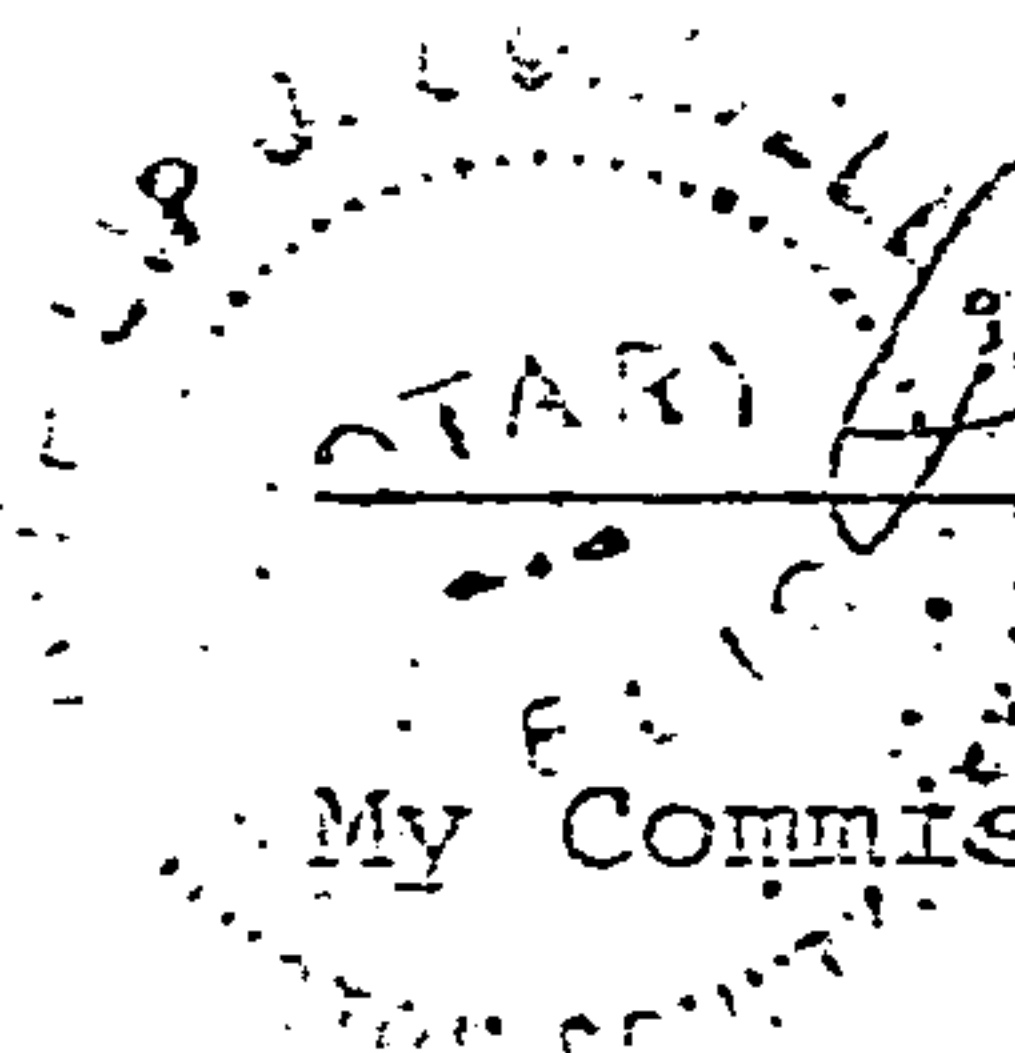
PARCEL II: Begin at the SW corner of the above described tract, said point being the NW corner of Lot 6, of the Map of Wilton, as recorded in Deed Book 14, Page 239, in the Probate Office of said County, thence North 89° 30' East for 160 feet, thence South 00° 30' East for 75 feet, thence South 89° 30' West for 160 feet, thence North 00° 30' West for 75 feet to the point of beginning.

Subject to easements and restrictions of record.

Done this 4th day of October, 1977.

  
James Robert Bearden

Sworn to and subscribed before me  
this 4th day of October, 1977.

 P. H. Roland  
Notary Public  
My Commission Expires: Feb 1, 1978

NOTARY PUBLIC  
RECEIVED THIS  
OCT 19 1977  
Rec. 300  
Ind. 100  
400  
JUDGE OF PROBATE