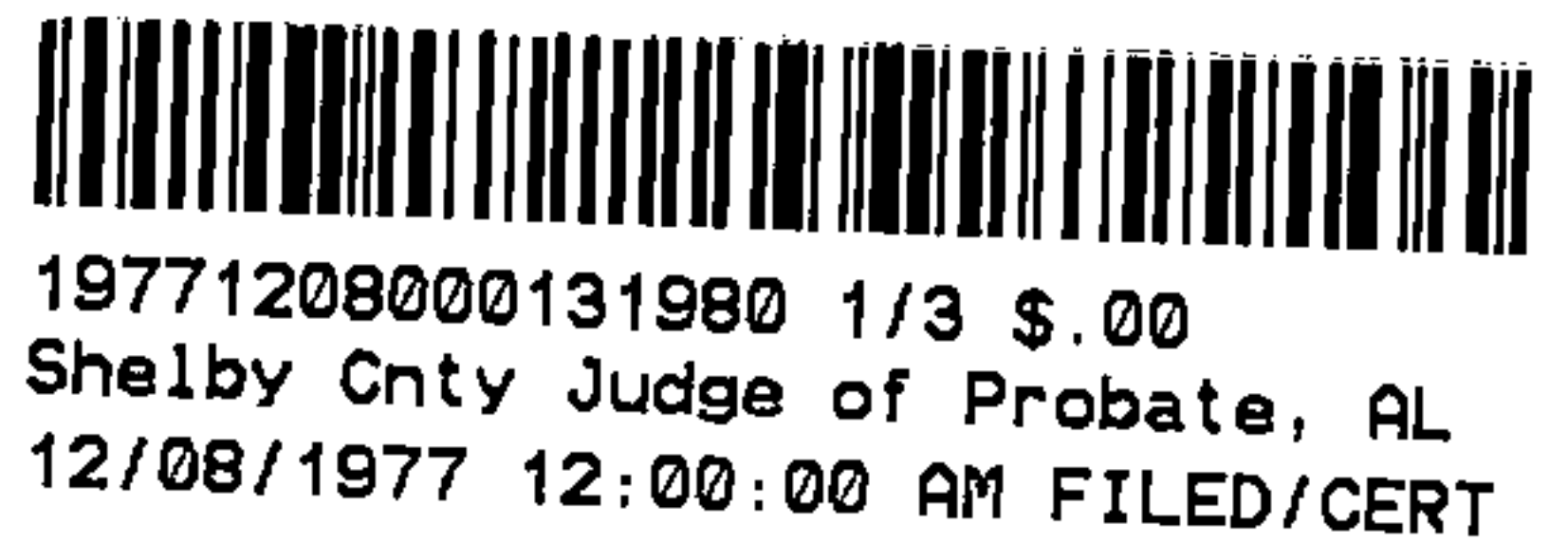


5780

A F F I D A V I T

STATE OF ALABAMA

SHELBY COUNTY



Before me, the undersigned authority, a Notary Public in and for said County and said State, personally appeared Otis C. Williams, who after being by me first duly sworn to speak the truth, deposes and says as follows:

My name is Otis C. Williams and I am the grantee in that certain deed dated June 16, 1951, and recorded in Deed Book 146, page 447, in the Probate records of Shelby County, Alabama and I am also the grantee in that certain deed dated November 1, 1954 and recorded in Deed Book 171, page 11 in the Probate Records of Shelby County, Alabama. The last mentioned deed was from the heirs of Jerry Williams. Jerry Williams died prior to the execution of said deed without leaving a last will and testament. Otis C. Williams, Geraldine W. Peters, and Ralph Williams were the only children ever born to Jerry Williams, deceased.

It has been called to my attention that there is a tax sale of record in the name of B. F. Killingsworth for the South 10 acres of the NE $\frac{1}{2}$ of SW $\frac{1}{2}$, Section 5, Township 22, Range 3, Shelby County, Alabama. Neither B. F. Killingsworth nor any other person, firm or corporation has been in possession of either Parcel A or Parcel B shown on Exhibit "A" attached hereto and made part and parcel hereof as fully as if set out herein in more than twenty years or during the entire time I have owned the property, or any part thereof or asserted any right, title, claim or interest in and to the same. Since I have owned Parcels A and B as described on Exhibit "A", there has never been any dispute whatsoever concerning the ownership, occupation, use or possession of said property or any part thereof.

It has also been called to my attention that there is a quitclaim deed dated January 25, 1974, from Little Gem Coal Company to O. Gordon Robinson which might overlap on a part or parcel of Parcel B as described on Exhibit "A". The only land which is owned by Little Gem Coal Company out of Parcel B is the four acres excepted in the description as described on Exhibit A, Parcel B, as referred to in said deed. Neither Little Gem Coal Company, O. Gordon Robinson, nor any other person, firm or corporation has been in possession of any part of said property or asserted any right, title or interest therein, with the sole exception of the four acres which are excepted from

Parcel B.

Otis C. Williams

Otis C. Williams

Sworn to and subscribed to before me
on this the 6th day of December, 1977.



19771208000131980 2/3 \$.00
Shelby Cnty Judge of Probate, AL
12/08/1977 12:00:00 AM FILED/CERT

Minnie Maulery

Notary Public

My Commission Expires 2-21-81

BOOK 22 PAGE 872

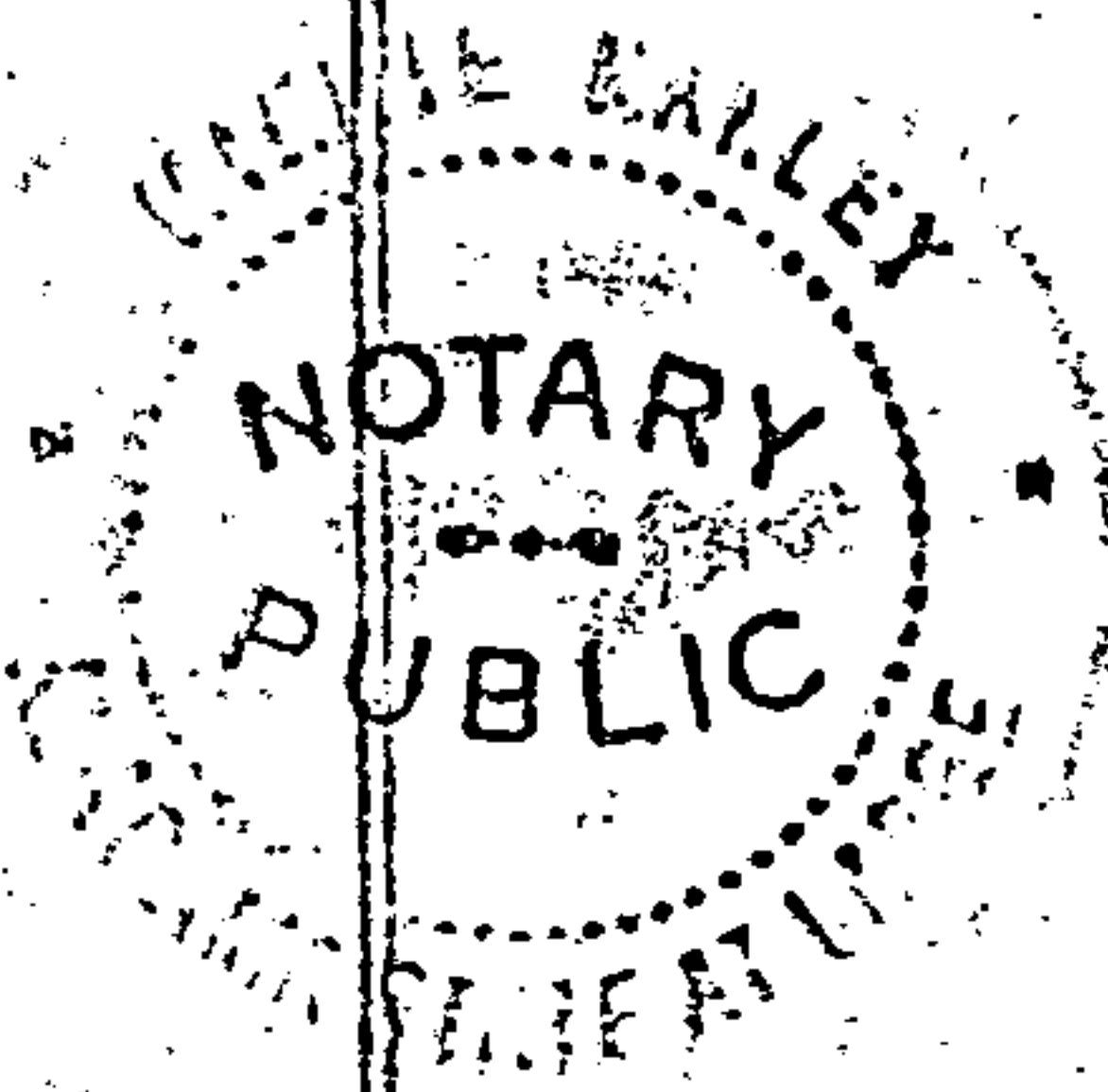


Exhibit "A"



19771208000131980 3/3 \$.00
Shelby Cnty Judge of Probate, AL
12/08/1977 12:00:00 AM FILED/CERT

PARCEL A:

The E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 18, Township 21, Range 1 West, except two acres situated in the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said Section 18, more particularly described as follows: Begin at NE corner of said SW $\frac{1}{4}$ and go thence in a Southerly direction along the East line of said Quarter Section 140 yards; thence in a Westernly direction perpendicular to said East line, 70 yards; thence in a Northerly direction and parallel with said East line 140 yards to the North line of said Quarter Section, 70 yards to the point of beginning. Said 2 acres is the same as that described in deed from John F. Atchison to P. B. Davis and wife which deed appears of record in Deed Book 89, page 405 in the Probate Office of Shelby County, Alabama; situated in Shelby County, Alabama.

PARCEL B:

Begin at NE corner of SW $\frac{1}{4}$ of Section 5, Township 22, Range 3, Shelby County, Alabama, which point is on the Old Dogwood and Aldrich Road; run thence in a Westerly direction along the South side of the Old Tuscaloosa Road as the same ran on June 27, 1923, 440 yards to McHenry Creek; run thence in a Southerly direction along said creek 440 yards, more or less, to its intersection with said Old Dogwood and Aldrich Road (as the same ran on June 27, 1923) run thence in a Northerly direction along said Old Dogwood and Aldrich Road to the point of beginning; containing 44 acres, more or less, less and except 4 acres heretofore conveyed to Little Gem Coal Company, being a portion of the real property heretofore conveyed by Bird Bearden and wife, Nannie Bearden, to Jerry Williams and wife by deed dated June 27, 1923 and recorded in Office of the Judge of Probate of Shelby County, Alabama in Deed Book 75, page 53; situated in Shelby County, Alabama.

STATE OF ALA. SHELBY CO.
I CERTIFY THIS
DOCUMENT WAS FILED

1977 DEC -8 PM 2:53

Thomas B. ...
JUDGE OF PROBATE

Rec. 4.50

Ind. 1.00

5.50