


STATE OF ALABAMA

SHELBY COUNTY


 19780228000024460 1/2 \$.00
 Shelby Cnty Judge of Probate, AL
 02/28/1978 12:00:00 AM FILED/CERT

AFFIDAVIT OF JIM HAM

Before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared Jim Ham, to me known, who after first being duly sworn, deposes and says as follows, to-wit: "My name is Jim Ham, and I am a resident of Shelby County, Alabama, and have been for many years. During his lifetime, I knew Earl H. Gates, and know that he was the owner of the following described real property situated in Shelby County, Alabama, to-wit:

The SW $\frac{1}{4}$ of SE $\frac{1}{4}$, except 15 acres off the South side, Section 13, Township 19, Range 2 East.

ALSO:

N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 13, Township 19, Range 2 East.

ALSO:

7 $\frac{1}{2}$ acres off of the South side of the NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Section 13, Township 19, Range 2 East.

ALSO:

SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Section 24, Township 19, Range 2 East.

I know that Earl H. Gates, died intestate in Shelby County, Alabama, on or about the 4th day of September, 1955, that there has been no administration of his estate and that none is now contemplated and that all of his debts have been paid many years ago. During his lifetime, Earl H. Gates was married two times, his first marriage was to Ruby F. Gates, who died in May of 1925. From his first marriage, there were three children born who survived infancy, namely, J. C. Gates, Elvie Gates Brown and Howard P. Gates. In addition to the three children named there were two stillborn children. After the death of his first wife, Earl H. Gates, married his second wife, Laura Christine Gates, who survived him, but died intestate in Shelby County, Alabama, on or about the 25th day of December, 1963. From his marriage to Laura Christine Gates, there were two children who survived infancy, namely, Earl Howard Gates and Charles Gates. In addition to the two children named, there were two other children born, namely, Ray Gates, who was born and died on the same day, on or about the 9th day of August, 1927, and Fay Christine Gates, who was born on or about the 14th day of October, 1930, and who died on or about the 31st day of January,



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1932. Therefore, I can state with certainty that the only heirs at law of Earl H. Gates, at the time of his death were his widow, Laura Christine Gates and his five children who lived past infancy, namely, J. C. Gates, Elvie Gates Brown, Howard P. Gates, Earl Howard Gates and Charles Gates, and no others. Since his widow, Laura Christine Gates, has died since his death, the only possible heirs at law of Earl H. Gates, deceased, are the five children herein named.

I understand that this affidavit is being made to clear title to the real property hereinabove described, and I certify that all of the foregoing is known to me of my own knowledge, and I have known the said Earl H. Gates, both of his wives and all of his children."

IN WITNESS WHEREOF, I have hereunto set my hand and seal this the 18TH day of February, 1978.

Jim Ham (SEAL)
Jim Ham

Sworn to and subscribed before me on this
the 18TH day of February, 1978, as witness
my hand and official seal of office.

John Burdette Bates
Notary Public

This instrument was prepared by: ✓ John Burdette Bates, Attorney at Law
2017-E Avenue F, Birmingham, Alabama

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

1978 FEB 28 PM 2:41

Thomas A. Snowden, Jr.
JUDGE OF PROBATE

Rec. 300
Ind. 100
400