

STATE OF ALABAMA  
SHELBY COUNTY

My name is Alice Phillips. I reside at 2181 Kelly Lane, Birmingham, Alabama. I am forty-two years of age, having been born on December 22, 1940. I own seven acres of real estate in Shelby County, Alabama in the Northeast corner of the SE 1/4 of the NE 1/4 of Section 26, Township 20, Range 4 West, Shelby County, Alabama. That seven acres of real property has been surveyed and a description and plat of that property is attached to this affidavit as Exhibit "A".

That property has been in my family for as long as I can remember. I acquired the property from my mother. My mother acquired the property from my father, and I recollect that he obtained the property at a tax sale, but I do not remember the exact date. I do know that my father and my family have been in possession of that property, and they have paid the taxes on that property for more than twenty years. I specifically remember that my father cut the timber on that seven acre tract in 1968, and that he also maintained the old existing fences on the property. He also hunted on the property and did not allow anyone else to hunt on the property except by his permission. I do not remember the year, but my father built a roadway across the seven acre parcel and scraped and maintained that roadway until his death.

The seven acre parcel of land, adjoins another twenty acre tract of land that my father owned, and we considered both parcels of property as one unit that my family owned.

My father was Marshall M. Franklin. He died intestate on March 18, 1972 in Shelby County, Alabama. At the time of his death, he lived on the twenty acre parcel that adjoined the described seven acre parcel.

My father was survived by my mother, Martha C. Franklin

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*Not Birmingham  
Rt. 3 Box 389  
Jimmison Ala.  
38085*

Harris and my sister, Patsy Eskew, and myself. We constitute all of the heirs and next of kin of my father.

I know that at the time of my father's death, he claimed the seven acres herein described and no one other than my father, to the best of my knowledge, information, and belief have ever claimed any interest in and to the property. Since my father's death, my mother and I have been the only ones that have ever claimed the property and I do not know of any boundary lines disputes, claims of adverse possession, or of any claims of any nature, description that would adversely affect my interest in and to said property.

I am making this affidavit for the purpose of clarifying my interest in and to the aforesaid seven acres of land and the statements contained herein are true and correct to the best of my knowledge, information, and belief.

Alice Phillips

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STATE OF ALABAMA  
SHELBY COUNTY

Before me, a Notary Public, personally appeared Alice Phillips, who after being duly sworn, deposes and says "The statements contained in the foregoing affidavit are true and correct to the best of my knowledge, information, and belief."

Alice Phillips  
Notary C. Bingham  
NOTARY PUBLIC

STATE OF ALABAMA  
SHELBY COUNTY

My name is Patsy Eskew. I am a sister to Alice Phillips. My mother is Martha C. Franklin Harris. My sister claims ownership to seven acres of real property in the NE corner of the SE 1/4 of the NE 1/4 of Section 26, Township 20, Range 4 West, Shelby County, Alabama. My sister has had that property surveyed and an exact description of that property is described in a Warranty Deed that I am executing this same date to my sister.

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BOOK The seven acres of land was first acquired by my father at a tax sale. I do not remember the exact date. I do know that for more than twenty years, my father, my mother, and my sister claimed to own that property, and to the best of my knowledge, information, and belief, no one other than them has ever claimed any interest in and to the property. I specifically remember that my father cut timber on the property, built a road across the property and maintained the old fences on the property. The seven acre parcel of land did adjoin a twenty acre parcel of land that my father also owned, and he was living on that parcel at the time of his death. My mother, my sister, and I constitute all of the heirs and next of kin of my father who died intestate on March 18, 1972 in Shelby County, Alabama.

To the best of my knowledge, information, and belief no one other than my sister now claims the property and I do not know of any boundary lines disputes, claims of adverse possession, or any claims that would affect her good title to said property.

The above statements are true and correct to the best of my knowledge, information and belief.

X Patsy L. Eskew

STATE OF ALABAMA  
SHELBY COUNTY

Before me, a Notary Public, personally appeared Patsy Eskew,  
who after being duly sworn, deposes and says, "The statements  
contained in the foregoing affidavit are true and correct to  
the best of my knowledge, information, and belief."

+ Patsy Eskew

Dorothy C. Bingham  
Notary Public

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EXIST IRON PIN N.W. COR.  
SE 1/4 OF N.E. 1/4, SEC. 26

NORTH LINE OF SE 1/4 OF NE 1/4

EXIST. IRON PIN

N. 89° 56' 30" E.

668.87'

11.0'

7.0 ACRES ±

N. 68° 08' 15" W. 1,056.43'

ACCESS ROAD  
ADJACENT

EXIST. R.

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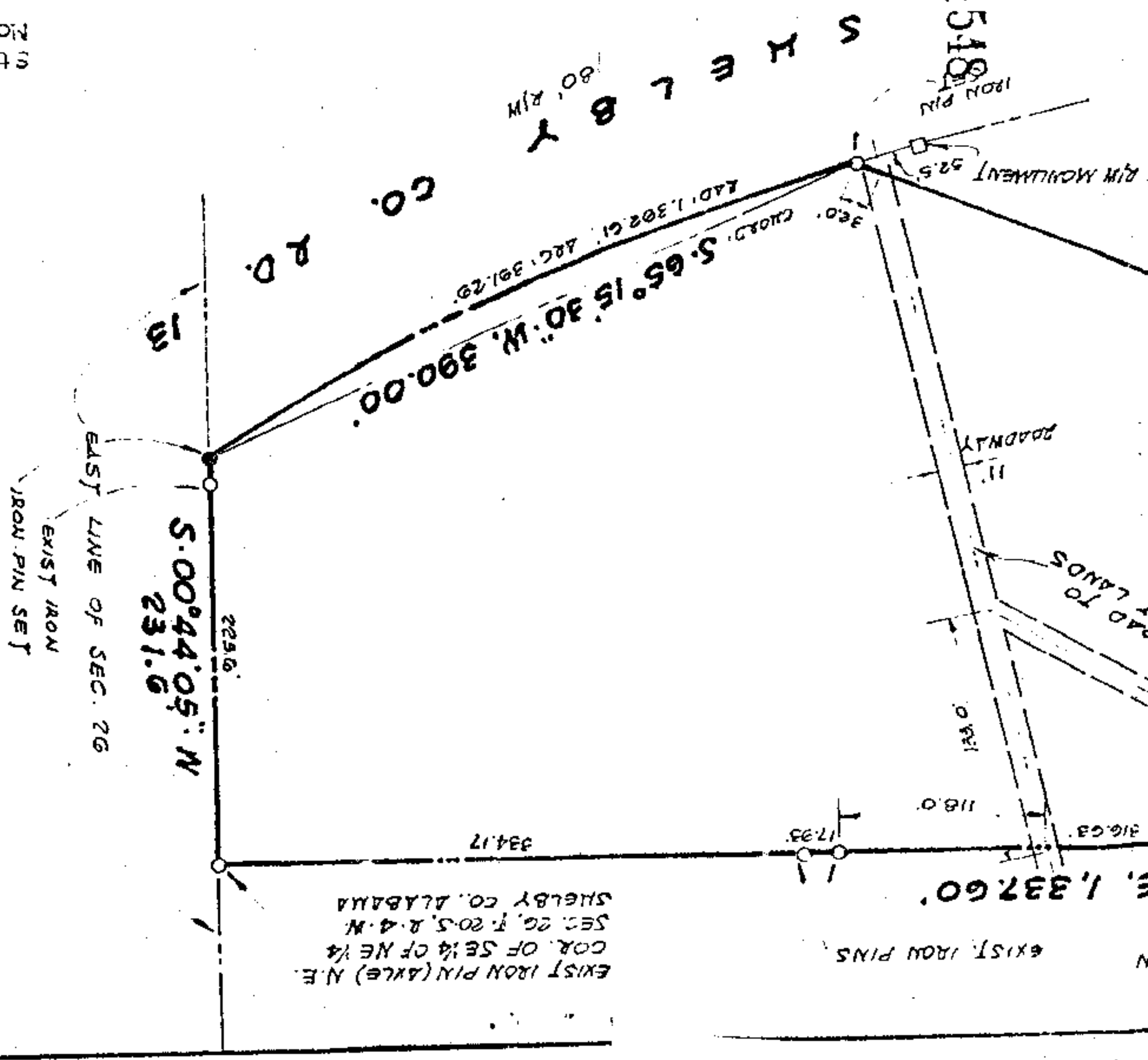
BOOK

A MAP OF PART OF THE  
SOUTHEAST 1/4 OF THE NORTHEAST  
SECTION 26, T-20-S. R-4-  
SHELBY COUNTY, ALABAMA  
SCALE 1"=100'

SOUTHERN SURVEY & DESIGN  
MONTGOMERY, ALABAMA

THE  
EAST 1/4  
BOOK

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State of Alabama  
Montgomery County

I, William O.

Alabama do hereby  
correct to the best  
show hereon the true

Beginning at  
1/4, Section 26,  
S-00 44' 05\"-W,  
to a point on  
S-65 15' 30\"-W  
of 1,392.61 feet  
point on the S  
County Road 13  
of said south  
along the North  
feet to the point  
all lying in  
T-21-S, R-4-E,  
or less.

According to my survey

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1983 FEB -3 AM 11:04

Rec. 1050  
100  
1150

THOMAS P. LINDSEY  
JUDGE OF PROBATE

State of Alabama  
Shelby County

I, William O. Berry, Jr., a Registered Land Surveyor in the State of Alabama do hereby certify that the information shown hereon is true and correct to the best of my knowledge and belief and based on the survey whereon the true and correct legal description is as follows:

Beginning at the Northeast corner of the Southeast 1/4 of the Northeast 1/4, Section 26, T-20-S, R-4-W, Shelby County, Alabama; thence S-00 44'05"-W, along the East line of said Northeast 1/4, 231.6 feet to a point on the Northwest line of Shelby County Road 13; thence S-65 15'30"-W along the cord of a curve to the Right (having a Radius of 1,392.61 feet and an arc length of 391.29 feet) 390.00 feet to a point on the said Northwest Line; thence departing said line of County Road 13, N-68 08'15"-W, 1,056.43 feet to the Northwest corner of said Southeast 1/4 of said Northeast 1/4; thence N-89 56'30"-E, 1,337.60 feet to the point of beginning. The above described parcel of land lying in the Southeast 1/4 of the Northeast 1/4 of Section 26, T-20-S, R-4-W, Shelby County, Alabama and contains 7.00 acres, more or less.

Witness my survey this 10th day of January, 1983.

William O. Berry, Jr.  
Al. Reg. No. 9325