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A F F I D A V I T

STATE OF ALABAMA

COUNTY OF SHELBY

I, JEWELL HAWKINS, the undersigned, being first duly sworn, depose and say:

1. Fletcher Swain and wife, Mattie Swain, died intestate leaving no will and testament in the State of Alabama.

2. That the names, ages and conditions of the next of kin and heirs at law of said Fletcher Swain and Mattie Swain are as follows:

- A. Alberta Hill, age 57, a widow;
- B. Frances Marbery, age 54, and husband, Tommy C. Marbery, age 56;
- C. Elizabeth Swain, age 42, an unmarried woman;
- D. Charles Swain, age 53, an unmarried man;
- E. Samuel Swain, age 36, and wife, Kay Swain, age 30;
- F. James Swain, age 49, a single man;
- G. Mattie Taylor, age 51, and husband, Clifton Taylor, Jr., age 53;

3. I am living, and have been living near said lands for more than forty-three (43) years, and have been familiar with that certain land in the County of Shelby, State of Alabama, described as follows:

A tract of land situated in the Southwest quarter of the Southeast quarter of Section 1, Township 21 South, Range 3 West, Shelby County, Alabama and more particularly described as follows:

Commence at the Southwest corner of said quarter-quarter Section and run East along the South line thereof a distance of 644.09 feet to the West line of a Public Road; thence an angle left of 95 degrees, 48 minutes, 58 seconds and run in a Northerly direction along said West line a distance of 111.09 feet to the Point of Beginning; thence continue along same line 100.0 feet; thence 84 degrees, 11 minutes, 02 seconds left and run West and parallel to the South line of Section 1, a distance of 175.0 feet; thence 95 degrees, 48 minutes, 58 seconds left and run

South and parallel to the West line of said Public Road a distance of 100.0 feet; thence 84 degrees, 11 minutes, 02 seconds and run East and parallel to the South line of Section 6 a distance of 175.0 feet to the Point of Beginning.

Situated in Shelby County, Alabama.

4. Such land is not fenced or cultivated; such land has been used for residential purposes since 1941.

5. That from the date of purchase of such lands from Lee Byars in September, 1941, to the present date, that Fletcher and Mattie Swain and their heirs at law have had adverse, peaceful possession of said lands up to the West line of the service road that runs in a Northerly direction along the East side of caption lands and that no other firm, persons or parties, to my knowledge, have been in possession or claimed any interest in said lands.

Rec 3.00  
Jmd 1.00  
4.00

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

1984 JUN 22 AM 10:50

Jewell Hawkins Sr  
JEWELL HAWKINS

I, JEWELL HAWKINS, do hereby acknowledge that the above and foregoing affidavit is, to the best of my knowledge, true and correct.

Given under my hand this 6<sup>th</sup> day of February, 1984.

Jewell Hawkins Sr  
JEWELL HAWKINS

STATE OF ALABAMA  
COUNTY OF SHELBY

I, the undersigned, a notary public in and for said county in said state, hereby certify that JEWELL HAWKINS, whose name is signed to the foregoing Affidavit, and who is known to me, acknowledged before me on this date that, being informed of the contents of the foregoing Affidavit, she executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 6<sup>th</sup> day of February, 1984.

Brenda M. Cooke  
Notary Public

My commission expires: 6-17-85

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