

STATE OF ALABAMA )  
 COUNTY OF SHELBY )

HEIRSHIP AFFIDAVIT

Come now Charlotte Gregg Simpson, the surviving daughter of Margaret Lewis Gregg; and Georgia Mae Edwards, Executrix of the Estate of Emma Harper Kendrick, deceased, who, after first being duly sworn, do hereby depose and say as follows:

1. That the above designated Affiants have personal knowledge of the facts stated herein.

2. That on or about the 9th day of June, 1976, Emma Harper Kendrick died testate in Shelby County, Alabama seized of certain real estate located within said county, to-wit;

A parcel of land located in Section 21, Township 22 South, Range 3 West, in the City of Montevallo, Alabama, and being more particularly described as follows: Commence at the point of intersection of the Southwest right of way line of Bloch Street with the Northwest right of way line of Main Street (formerly Broad Street) as shown on the map of Cleeta S. Storrs and Lizzie B. Troy as recorded in Map Book 3 page 3 in the Office of the Judge of Probate of Shelby County, Alabama, and run thence Northwest along the Southwest right of way line of Bloch Street for 5.62 feet to the intersection of said right of way line with the Northwest right of way line of Alabama Highway 119, said point being the point of beginning of the property herein described; thence continue Northwest along the Southwest right of way line of Bloch Street for 84.38 feet; thence turn 89 deg. 39 min. 22 sec. left and run Southwest and parallel to Main Street for 62.54 feet; thence turn 90 deg. 00 min. right and run Northwest and perpendicular to Main Street for 13.33 feet; thence turn 90 deg. 00 min. left and run Southwest and parallel to Main Street for 32.99 feet to a point on the Northeast property line of the parcel of land currently owned and occupied by Jefferson Federal Savings and Loan Corporation; thence turn 90 deg. 00 min. left and run Southeast along said Northeast line and perpendicular to Main Street for 103.33 feet to a point on the Northwest right of way of Main Street; thence turn 90 deg. 00 min. left and run Northeasterly along said right of way line for 64.98 feet to the point of intersection of said line with the Northwest right of way line of Alabama Highway No. 119, said right of way line being in a curve concaved Northwesterly and having a radius of 347.96 feet and a central angle of 4 deg. 28 min. 13 sec.; thence turn 11 deg. 57 min. 35 1/2 sec. left to the chord of said curve and run Northeasterly along the arc of said curve and along the Northwest right of way line of Alabama Highway No. 119 for 27.15 feet to the point of beginning; being situated in Shelby County, Alabama.

3. On or about April 6, 1977, Georgia Mae Edwards was appointed as Executrix of the Estate of said Emma Harper Kendrick in the Probate Court of Shelby County, Alabama, which case is designated by number 20-12. Said Will, a copy of which is attached hereto as Exhibit "A-1", devised the above described realty to the decedant's surviving daughters; Margaret Lewis Gregg, Georgia Mae Edwards and Willowdean Eddings.

4. On or about December 20, 1987, Margaret Lewis Gregg died intestate in Bibb County, Alabama being survived by her husband, two natural children, being the only children ever born to Margaret Lewis Gregg, and one adopted son, being her only adopted child, whose names, ages, relationships and addresses are herein designated as follows:

Walter James Gregg, surviving spouse  
 Over the age of nineteen (19) years  
 Rt. 1, Box 228, Brierfield, Alabama 35035

Robert Stephen Gregg, surviving son  
 Over the age of nineteen (19) years  
 Box 24, Montrose, Alabama 36559

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Charlotte Gregg Simpson, surviving daughter  
Over the age of nineteen (19) years  
Rt. 1, Box 228, Brierfield, Alabama 35035

Robert Stephen Gregg, Jr., surviving adopted son  
Over the age of nineteen (19) years  
835 Old Burgess Road, Sumter, South Carolina 29154

Said Robert Stephen Gregg, Jr. was adopted by Margaret Lewis Gregg, also known as Margaret Poynor Gregg and husband, Walter James Gregg in the Probate Court of Bibb County, Alabama, on February 17, 1975. A copy of the order adjudicating same is attached hereto as Exhibit "A-2".

5. Each of the above designated survivors of Margaret Lewis Gregg are of sound and disposing mind and memory.

6. The Affiants herein are not personally aware of any lawful issue or survivors of Margaret Lewis Gregg, other than those designated herein, and neither of the Affiants has personal knowledge of any other person or entity who has any claim to any right, title or interest in the above described real estate.

Furthermore, the Affiants saith naught.

Charlotte Gregg Simpson  
Charlotte Gregg Simpson  
Georgia Mae Edwards  
Georgia Mae Edwards

STATE OF ALABAMA )  
COUNTY OF SHELBY )

GENERAL ACKNOWLEDGMENT

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Charlotte Gregg Simpson and Georgia Mae Edwards after first being duly sworn, and whose names are signed to the foregoing affidavit, and who are known to me, acknowledged before me on this day that, being informed of the contents of the affidavit, they executed the same voluntarily on the day the same bears date.

Given under my hand and seal, this 17 day of April, 1988.

L. D. A. [Signature]  
Notary Public 9/89

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LAST WILL AND TESTAMENT OF EMMA HARPER KENDRICK.

Exhibit "A-1"

STATE OF ALABAMA  
SHELBY COUNTY.

I, Emma Harper Kendrick, a resident citizen of Montevallo, in Shelby County, Alabama, and being over the age of twenty-one years, and being of sound mind and disposing memory, do hereby make and publish this, my Last Will and testament hereby revoking all former wills by me at any time heretofore made.

FIRST: My will is that all my just debts and funeral expenses shall by my Executrix hereinafter named, be paid out of my Estate as soon after my decease as convenieng.

SECOND: I give, devise, and bequeath to my three daughters, Margret Lewis Gregg, Georgia <sup>Mae</sup> Edwards and Willowdean Eddings, all of the real, personal, or mixed property, or choses in action of which I shall die seized and possessed, or to which I shall be entitled at the time of my decease, Share and Share alike.

THIRD: I nominate and appoint my daughter, Georgia Mae Edwards, as Executrix of this, my Last Will and Testament, and I hereby declare that my Executrix shall not be required to give any bond for the performance of her duties arising hereunder, nor shall such Executrix be required to make any inventory, or report, or financial settlement, or make any final settlement to any court of the property coming into her hands as such Executrix, or in the performance of her duties arising hereunder as such Executrix.

IN TESTIMONY WHEREOF, I, the said Emma Harper Kendrick, have to this, my Last Will and Testament, subscribed my name and affixed my seal, this 19th day of October 1970.

Emma Harper Kendrick  
Emma Harper Kendrick.

The writing contained in the above and foregoing sheet was signed and sealed by the above named Emma Harper Kendrick, and by her published as being her last Will and Testament, in the presence of us, who have hereunto subscribed our names as witnesses at her request and in her presence and in the presence of each other on this, 19th day of October 1970.

Witness

Carroll T. H. H. H.

Witness

Kathryn C. H. S. Olson

this 12 day of Oct 19 76  
WILLIAM M. POWELL  
Notary Public

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Exhibit "K-2"

STATE OF ALABAMA

IN THE PROBATE COURT

BIBB COUNTY

This cause coming on to be heard on this the 17th day of February, 1975, and being submitted to the Court for final Decree of Adoption upon the Petition of Walter James Gregg and Margaret Poyner Gregg filed in this Court on the 8th day of January, 1975, and the exhibits thereto, and all other pleadings, documents and instruments in the file and the evidence taken orally before the Court in open Court.

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And it appearing to the Court that said Petition was filed in this Court by Walter James Gregg and Margaret Poyner Gregg for the adoption of Robert Stephen Gregg, Jr., a boy then 13 years of age, who resides with the Petitioners and has so resided in the home of the said Petitioners for 13 years immediately prior to the date of Petition in this cause; that said child is the grandson of Petitioners and has resided with his grandparents in the same home continuously for the past 13 years, in Bibb County, Alabama; that Sara E. (Gregg) McClinton, the mother of said child, and Robert Stephen Gregg, the father of said child, have executed and filed in this Court their consents to the adoption of said child by the said Petitioners; that upon the filing of the said Petition, the State Department of Pensions and Security was notified of said proceeding as provided by law.

It further appears to the satisfaction of the Court that said minor child, namely, Robert Stephen Gregg, Jr., has resided in the home of his grandparents, the Petitioners, for a period of more than one year next preceding this date, and it further appearing to the Court that the adoption is likely to be successful and is to the best interests of said child and that all things have been done as required by law to enter a final order of adoption, this Court is of the opinion that said Petition should be granted and that Petitioners are entitled to the relief prayed for in said Petition and that the final adoption of said minor child by said Petitioners should be ordered and decreed immediately on this date by the Court and filed in this cause.

IT IS, THEREFORE, ORDERED, ADJUDGED AND DECREED BY THE COURT as follows:

1. That no valid cause is shown why said child should not be legally adopted by the said Walter James Gregg and Margaret Poyner Gregg, his grandparents, and the Petition in this cause granted.
2. That it is to the best interests of said child that said Court enter the final order of adoption immediately.
3. That the said Robert Stephen Gregg, Jr., a minor, whose name is hereinafter known as Robert Stephen Gregg, Jr., be and he is hereby decreed to be legally adopted by Walter James Gregg and Margaret Poyner Gregg, and that by virtue of said adoption said child shall be and to all legal intents and purposes he is the child of the Petitioners, in accordance with the terms and provisions of Section 1 through 9, both inclusive, of Title 27, 1940 Code of Alabama, as last amended;
4. That a certified copy of this Decree be given to the State Department of Pensions and Security and to the State Registrar

of Vital Statistics, State Department of Health of Alabama, and that all of the proceedings in this cause be recorded as provided by law.

Done this the 17th day of February, 1975.

*[Handwritten Signature]*  
\_\_\_\_\_  
Judge of Probate in and for Bibb County,  
Alabama.

This is to certify that the foregoing is a true and correct copy of the Decree of Adoption issued in this case.

*W.T. Vandeford*  
\_\_\_\_\_  
Judge of Probate - Bibb County, Alabama

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RECORDING FEES	
Recording Fee	\$ <u>12.50</u>
Index Fee	<u>1.00</u>
TOTAL	\$ <u>13.50</u>

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

88 APR 19 AM 9:48

*[Handwritten Signature]*  
JUDGE OF PROBATE