

STATE OF ALABAMA
JEFFERSON COUNTY

AFFIDAVIT

Before me, the undersigned authority in and for said County and State personally appeared Lester Collens Merritt who is known to me and who first being duly sworn, deposes and says as follows:

My name is Lester Collens Merritt and I am over nineteen years of age. I was born in Jefferson County and lived in said county under the year 1957. At that time I moved to Etowah County and returned to live in Jefferson County in 1985 and have lived in said county since that date to the present. I was personally acquainted with Nellie Wamble McDonald since 1950. I am not related to Nellie Wamble McDonald nor have any interest in subject property. Nellie Wamble McDonald lived on the subject property since the late 1950's.

The property is described on Exhibit A which is attached hereto and incorporated by reference herein. Nellie Wamble McDonald was in continuous, actual, open, notorious, adverse, peaceful, exclusive possession of this property claiming to own the same in late 1950's.


I have known the property for approximately 33 years and during that time, have never known or heard of anyone disputing the ownership of Nellie Wamble McDonald or anyone making a claim to any part thereof.

This affidavit is made for the purpose of inducing The Cahaba Title Company to issue their title insurance policies under Binder No. 74401, insuring the parcel of land described on Exhibit A attached hereto.

In Witness Whereof, I have unto set my hand and seal on this the 31st day of July, 1992.


Affiant

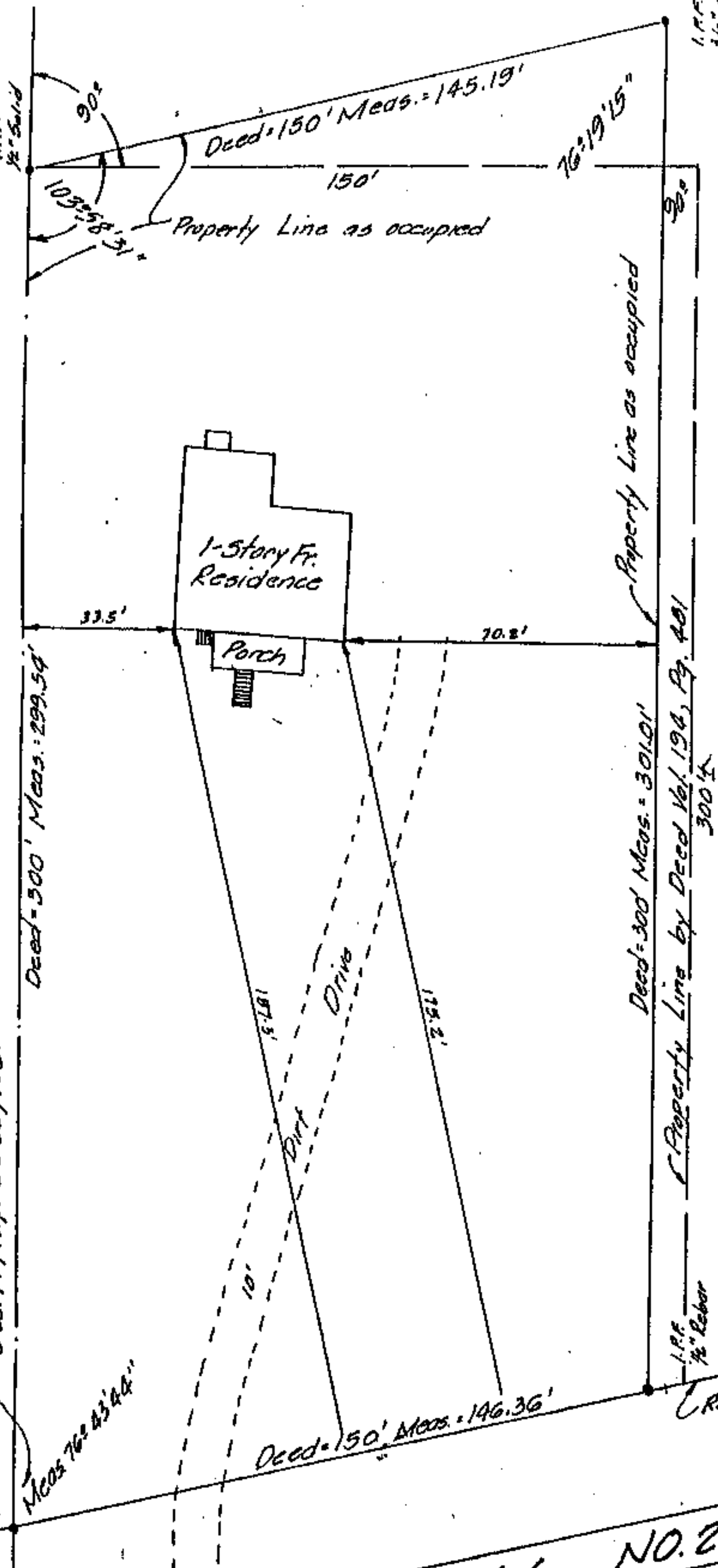
Sworn to and subscribed before me
this the 31st day of July, 1992.


Notary Public

Inst # 1992-16628

N O R T H

N.E. Corner of N. 1/2 of
S.W. 1/4 of the S.E. 1/4 of
Sec. 14, Twp 22 So, R 2 W



DESCRIPTION:

A PARCEL OF LAND IN THE W 1/2 OF THE SW 1/4 OF THE SE 1/4 OF SECTION 14, TOWNSHIP 22 SOUTH, RANGE 2 WEST, WHICH LIES SOUTH OF THE COLUMBIANA-CALERA HIGHWAY # 25, DESCRIBED AS FOLLOWS:

BEGINNING AT THE NE CORNER OF THE W 1/2 OF THE SW 1/4 OF THE SE 1/4 OF SAID SECTION AND RUN THENCE SOUTH ALONG THE EAST BOUNDARY LINE OF THE W 1/2 OF THE SW 1/4 OF THE SE 1/4 OF SAID SECTION 299.54 FEET; THENCE TURN AN ANGLE TO THE RIGHT OF 76 DEGREES 01 MINUTES 29 SECONDS AND RUN SOUTHWESTERLY 145.19 FEET; THENCE TURN AN ANGLE TO THE RIGHT OF 103 DEGREES 40 MINUTES 45 SECONDS AND RUN NORTHERLY 301.01 FEET TO THE SOUTH RIGHT OF WAY OF SAID HIGHWAY # 25; THENCE RUN EASTERLY ALONG SAID SOUTH RIGHT OF WAY 146.36 FEET TO THE POINT OF BEGINNING. SITUATED IN SHELBY COUNTY, ALABAMA.

ALABAMA HIGHWAY NO. 25
Asphalt Paving

Scale: 1"=40'

STATE OF ALABAMA
SHELBY COUNTY

I, Robert O. Blain, a Registered Land Surveyor in the State of Alabama, hereby state that the survey shown hereon is a true and correct copy of a survey made by or supervised by me and that all parts of this survey and drawing have been prepared in accordance with the Minimum Technical Standards for the practice of Land Surveying in the State of Alabama. I further state that the survey shown hereon is a true and correct plat of Lot _____ Block _____ of the survey of *SEE DESCRIPTION as recorded in Map Book _____, Page _____, in the office of the Judge of Probate of SHELBY County, Alabama; that the building/s erected on said lot is/are within the boundaries of same; that there are no encroachments by buildings of adjoining properties; that there are no easements, rights of ways or joint use facilities over or across, said property visible on the surface, except as noted hereon; that I have investigated the Federal Insurance Administration 'FLOOD HAZARD BOUNDARY MAP' and have determined that this property does not appear to be in a special flood hazard area, unless noted hereon; that the correct street address is No. Alabama Highway No. 25, CALERA, Alabama.

Robert O. Blain, Al. Reg. No. 9789

FIRM FLOOD ZONE: "C"
TYPE OF SURVEY: MTA, LOAN (Occupation) DATE: 7-30-92
PURCHASER: WALKER-BURKE JOB NO.: 9208-26

August 1992-16628
08/11/1992-16628
09:06 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
G02 MCD 3.00

