

AFFIDAVIT


My name is George Foster. On December 12, 1975, I executed a deed to Earl Foster and Shelia Foster recorded in Deed Book 295, Page 808 describing property in the SW 1/4 of the SW 1/4 of Section 35, Township 20 South, Range 1 West. This deed is in error and should have described the property in the NW 1/4 of SW 1/4.

Tony Foster owns the property described as follows:

From the Northeast corner NW 1/4 - SW 1/4, Section 35, Township 20 South, Range 1 West, proceed in a southerly direction along the East boundary of said 1/4-1/4 line for a distance of 1123.52 feet to the POINT OF BEGINNING of herein described Tract No. 1, thence continue along same course for a distance of 200.57 feet to the Southeast corner of the NW 1/4 - SW 1/4 of said Section 35; thence turn 00 degrees 10 minutes 45 seconds right and continue South along the East boundary of the SW 1/4 - SW 1/4 for a distance of 485.14 feet; thence turn 89 degrees 58 minutes 46 seconds right and proceed in a westerly direction for a distance of 508.6 feet to a point on the Easterly right of way boundary of the Columbiana-Chelsea road; thence turn 65 degrees 41 minutes 42 seconds right and proceed in a Northwesterly direction along the East boundary of said road for a distance of 349.2 feet; thence turn 02 degrees 04 minutes 15 seconds left and proceed along said right of way for a distance of 103.81 feet to a point on the East right of way boundary of the Columbiana-Chelsea road and the centerline of Weaver Creek; thence turn 31 degrees 47 minutes 13 seconds right and proceed along said creek centerline for a distance of 39.39 feet; thence turn 17 degrees 07 minutes 30 seconds left and proceed along said creek centerline for a distance of 104.54 feet; thence turn 103 degrees 57 minutes 38 seconds right and proceed in a Easterly direction for a distance of 787.25 feet to the POINT OF BEGINNING of herein described Tract 1. Said property is described in Real Book 360, Page 907 in the Probate Office.

This created an overlap with the property of Earl Foster whose deed is recorded in Deed Book 295, Page 808 and Tony Foster whose deed is recorded in Real Book 360, Page 907. Earl Foster's deed is in error and does not overlap the property of Tony Foster.

I am issuing a corrective deed to Earl Foster simultaneously with this affidavit correcting the overlap between he and Tony Foster.


George Foster

Sworn to and subscribed to before me
this 9th day of November, 1994.


Notary Public

Inst # 1994-36063

12/08/1994-36063
09:27 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 NC

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