

THIS INSTRUMENT WAS PREPARED BY: MIKE T. ATCHISON, ATTORNEY
P.O. BOX 822
COLUMBIANA, ALABAMA 35051

STATE OF ALABAMA
SHELBY COUNTY

AFFIDAVIT

Before me, the undersigned authority, a Notary Public, in and for said County, in said State, personally appeared Charles W. Penhale, who being by me first duly sworn, deposes and says on oath as follows:

My name is Charles W. Penhale, and I am over the age of twenty-one years, and I am familiar with the following facts:

A. Hubert Davis and wife, Wilda Davis purchased the following described property in the late 1950's, to-wit:

PARCEL ONE:

A lot in the SW 1/4 of SW 1/4 of Section 15, Township 20 South, Range 3 West, being more particularly described as follows: Commence at the SW corner of Section 15, Township 20 South, Range 3 West and run South 75 degrees East 413.14 feet; run thence North 7 degrees 53 minutes East 124.37 feet to the point of beginning of the lot herein described; thence continue North 7 degrees 53 minutes East 93 feet; thence run North 87 degrees 14 minutes East 81.77 feet; thence run South 0 degrees 09 minutes East 96 feet; thence run North 89 degrees 15 minutes 30 seconds West 94.44 feet to the point of beginning.

PARCEL TWO:

A lot in the SW 1/4 of SW 1/4 of Section 15, Township 20 South, Range 3 West, being more particularly described as follows: Commence at the SW corner of Section 15, Township 20 South, Range 3 West and run South 75 degrees East 413.14 feet; run thence North 7 degrees 53 minutes East 217.37 feet to the point of beginning of the lot herein described; thence continued North 7 degrees 53 minutes East 80 feet; thence run North 87 degrees 14 minutes East 70.32 feet; thence run South 0 degrees 09 minutes East 80 feet; thence run North 89 degrees 15 minutes 30 seconds West 81.77 feet to the point of beginning.

PARCEL THREE:

A strip of land on the West line of the lots #1 and #2 of Hubert Davis and wife, Wilda Davis, situated in the SW 1/4 of the SW 1/4 of Section 15, Township 20 South, Range 3 West, Shelby County, State of Alabama, described as follows: Commence at the SW corner of the SW 1/4 of SW 1/4, Section 15, Township 20 South, Range 3 West, run South 75 degrees 0 minutes East 413.4 feet; thence turn left and North 7 degrees 53 minutes East 124.37 feet to the SW corner of Lot One, being the point of beginning; thence continue in same direction along the West line of Lot One 93.0 feet, and continue in same direction along the West line of Lot Two 80.0 feet; thence turn left and run West 24.12 feet; thence turn left and run South 0 degrees 09 minutes East to the SW corner of Lot 1, the point of beginning.

The Davises subsequently deeded this property to their children, Leota Penhale, Myra Giddens, and Robert H. Powers. These three constitute all of the heirs at law and next of kin of A. Hubert Davis and Wilda Davis, both of whom are now deceased.

The Davises and their successors in title have been in actual, adverse, notorious possession of the above described property since their purchase of said property in the late 1950's, living on same, paying taxes, planting a garden, since their purchase.

Further the affiant saith not.

Charles W. Penhale
Affiant

Sworn to and subscribed to before me
this 14 day of September, 1995.

James Parish
Notary Public

My Commission Expires
May 13, 1996

Alice Payne

10/12/1995-29124
02:42 PM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 MCD 8.50

Inst # 1995-29124