

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 Callie Dowdell, who after being by me first duly sworn, deposes and says on oath as follows:

My name is Callie Dowdell, and I am over the age of 21 years, and am familiar with the following described property:

Commence at the Southwest corner of the NE 1/4 of the NW 1/4 of Section 1, Township 21 South, Range 3 West; thence run Easterly along the South line thereof 1099.16 feet to the point of beginning; thence continue along the last described course for 104.35 feet; thence 87 degrees 48 minutes 35 seconds left run Northerly for 224.40 feet; thence 92 degrees 47 minutes 12 seconds left run Westerly for 104.35 feet; thence 89 degrees 11 minutes 50 seconds left run Southerly for 175.33 feet; thence 9 degrees 14 minutes 4 seconds right run Southerly for 48.48 feet to the point of beginning. According to survey of Thomas E. Simmons, RLS #9049, dated May 19, 1997.


The above described property is owned by the A.O.H. Church of God in Alabaster, Alabama. This is the same property conveyed to the church by Jennie Frazier, as recorded in Deed Book 350, Page 392 in the Probate Office of Shelby County, Alabama.

It has been brought to my attention that there is a recorded lease sale contract from the K.B. Nickerson heirs to Luther and Jennie Mae Frazier, as recorded in Deed Book 190, Page 178, in Probate Office of Shelby County, Alabama. The next deed of record is a deed from Luther Frazier to Jennie Mae Frazier. I know that Luther and Jennie Mae Frazier purchased the above described property and the other property described in said Lease sale contract from the Nickersons around 1961. Mrs. Frazier then deeded the church one-half acre in October, 1961. The balance of the property was deeded by Silas Wilkes, the sole heir of Jennie Mae Frazier to Gussie Oden, as shown in deed recorded in Deed Book 310, Page 400, in Probate Office.


The A. O. H. Church of God in Alabaster, Alabama has been in actual, adverse, open, notorious possession of the above described period since 1961. A church building has been erected on the property along with parking area. The church has been using the property since its purchase in 1961 in every way appropriate for a church to use its building and property. I have never heard of anyone questioning the ownership or possession of the property by the church, or by the Fraziers before them.

This affidavit is given to establish the ownership of the above described property by A.O.H. Church of God in Alabaster, Alabama.

Further the affiant saith not.

  
Callie Dowdell

Sworn to and subscribed to before me  
this 20 day of May, 1997.

  
Notary Public

Inst # 1997-16614

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05/29/1997-16614  
10:49 AM CERTIFIED  
SHELBY COUNTY JUDGE OF PROBATE  
001 NCD 8.50

mtv