

Value \$500.00

Inst. # 1998-02028

This instrument prepared by:
Mary P. Thornton
Dominick, Fletcher, Yeilding,
Wood & Lloyd, P.A.
2121 Highland Avenue
Birmingham, Alabama 35205

CONVEYANCE OF 30' RIGHT OF WAY

STATE OF ALABAMA)
) **KNOW ALL MEN BY THESE PRESENTS:**
SHELBY COUNTY)

That for and in consideration of the sum of Ten Dollars (\$10.00) and other good and valuable consideration in hand paid to the undersigned, the receipt and sufficiency of which are hereby acknowledged, the undersigned LAURA M. CAMP DESHAZO, an unmarried woman, who is one and the same person as Laura M. Camp, Laura M. Camp Shaw and Laura DeShazo ("Grantor"), hereby assigns, transfers and conveys, without warranty, to EQUINE PARTNERS, L.L.C. ("Grantee"), any and all right, title, interest and claim she may have in or to the following described real property situated in Shelby County, Alabama, to-wit:

The thirty foot (30') wide right of way described in the Affidavit recorded as Instrument # 1998-02308 in the Probate Office of Shelby County, Alabama which is attached hereto as Exhibit A and made a part hereof. By this conveyance, Grantor intends to convey to Grantee any and all right, title and interest she may have in said 30' right of way.

TO HAVE AND TO HOLD unto the said Grantee, and its successors and assigns, forever.

IN WITNESS WHEREOF, Grantor Laura M. Camp DeShazo, who is one and the same person as Laura M. Camp, Laura M. Camp Shaw and Laura DeShazo, has hereto set her signature and seal this 22d day of January, 1998.

Laura M. Camp DeShazo
Laura M. Camp DeShazo

STATE OF ALABAMA)
JEFFERSON COUNTY)

I, the undersigned, a Notary Public in and for said County, in said State, hereby certify that Laura M. Camp DeShazo, who is one and the same person as Laura M. Camp, Laura M. Camp Shaw and Laura DeShazo, whose name is signed to the foregoing conveyance, and who is known to me, acknowledged before me, on this day that, being informed of the contents of such conveyance, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal, this 22d day of January, 1998.

Mary P. Thornton
Notary Public

[SEAL]
My commission expires:
5/24/99

dfyw1/55574

01/28/1998 02028
08:42 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
GD4 MEL 16.56

Laura M. Little

STATE OF ALABAMA)
)
SHELBY COUNTY)

AFFIDAVIT

COMES NOW the undersigned, Laura DeShazo, who is one and the same as Laura M. Camp Shaw, ("Affiant"), being duly sworn, deposes and states under oath the following:

Inst # 1998-02308

(1) On or about May 25, 1962, Mr. Floyd Lynn and wife, Macie Lynn conveyed to Affiant, Dock Alfred Murphree and wife, Geraldine Murphree ("Affiant and the Murphrees") approximately 40 acres of real property, more or less, pursuant to a Warranty Deed recorded in Deed Book 221, page 772 in the Probate Office of Shelby County, Alabama which property is legally described as follows:

NE $\frac{1}{4}$ of NE $\frac{1}{4}$ situated in Section 3, Township 19, Range 1 West, situated in Shelby County, Alabama and containing 40 acres, more or less (the "Murphree/Camp 40 Acres").

(2) The Murphree/Camp 40 Acres did not and does not front any public highway or road. Mr. Floyd Lynn and wife, Macie Lynn, owned the 40 acre parcel of real property fronting Shelby County Highway 41 which property is situated between the Murphree/Camp 40 Acres and Highway 41 and is adjacent to and adjoining the Murphree/Camp 40 Acres (the "Lynn's Property"). Contemporaneously with the conveyance of the Murphree/Camp 40 Acres to Affiant and the Murphrees as referenced in paragraph (1) above, Mr. Floyd Lynn conveyed to Affiant and the Murphrees a thirty foot (30') right of way ("30' ROW") for a road over, across and through the Lynn's Property to provide access to the Murphree/Camp 40 Acres from Highway 41.

(3) The conveyance of such 30' ROW to Affiant and the Murphrees is evidenced by the document attached hereto as Exhibit A which reads as follows:

"I, Floyd Lynn have agreed to give a 30 Ft Right away for road on Section Line on County System making outlet to 40 acres sold to D A Murphree and wife Geraldine and Laura Camp. Floyd Lynn".

(4) By an August 13, 1962 Warranty Deed and a January 12, 1966 Warranty Deed, the Murphrees conveyed their interests in the Murphree/Camp 40 Acres to Affiant. Such deeds were recorded in Deed Book 221, Page 774 and Deed Book 267, Page 111 in the Probate Office of Shelby County, Alabama. As a result of these deeds, the entire fee simple title in the Murphree/Camp 40 Acres vested in Affiant (henceforth, "Affiant's Property").

(5) Affiant has continuously owned a partial interest in Affiant's Property since May 25, 1962 and has owned the entire fee simple title to Affiant's Property continuously since such January 12, 1966 Warranty Deed.

Cababa Title

01/22/1998-02308
10:41 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 MCD 14.50

(6) At the time of Affiant's purchase of Affiant's Property on May 25, 1962 and continuously since such time, Affiant has relied upon the 30' ROW as the only means of access to Affiant's Property. Affiant would not have purchased Affiant's Property if Mr. Lynn had not conveyed such 30' ROW to her and the Murphrees.

(7) The 30' ROW concurrently consists of a gated dirt road and Affiant has continuously used the 30' ROW as the only means of access to Affiant's Property for the past 35 years. Such use has been periodic but not less than annual. And such use has been acknowledged and acquiesced to by Mr. Lynn's son, George Lynn, who is the successor in title and current owner of the Lynn's property, and who has provided to Affiant keys to the gate across the 30' ROW so that she may utilize such access.

IN WITNESS WHEREOF, Affiant has executed this Affidavit this 21st day of January, 1998.

Laura M DeShazo
Laura DeShazo, who is one and the same as
Laura M. Camp Shaw

STATE OF ALABAMA)
)
SHELBY COUNTY)

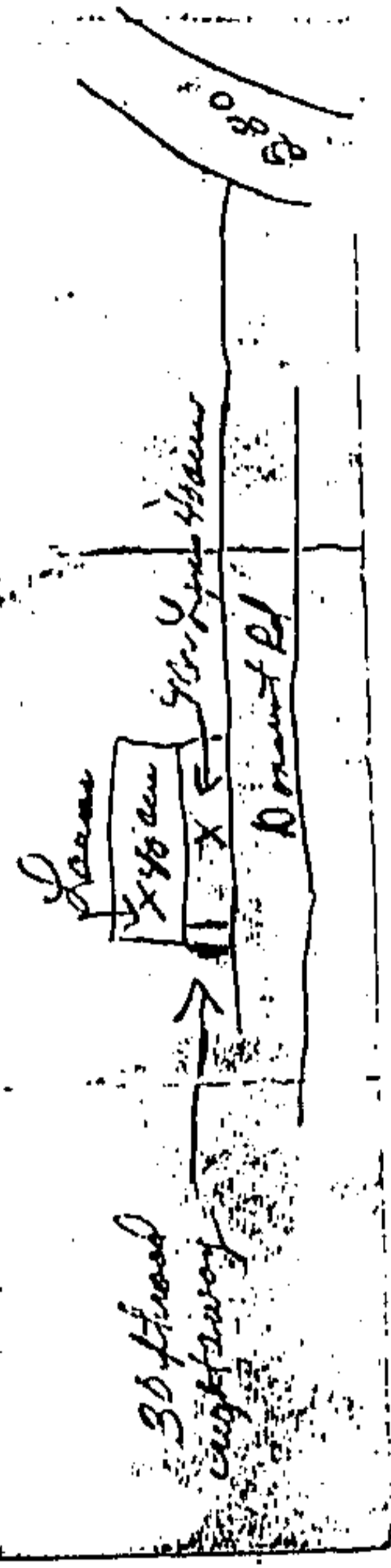
Before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared Laura DeShazo, who is one and the same as Laura M. Camp Shaw, whose name is signed to the foregoing Affidavit, and who is known to me and who, being by me first duly sworn, on oath deposes and says that she has personal knowledge of the statements contained in the foregoing Affidavit and that they are true and correct.

Sworn to and subscribed before me this the 21st day of January, 1998.

[Signature]
Notary Public
My Commission expires: 5-29-99

I and Lynn have agreed to give
a 30 FT Right of Way for Road on Section
Line on County System making Outlet
to 40 acres sold to Dr. Murphy and
wife Beulah and Laura Comp.

I hope so



Inst # 1998-02828
01/28/1998-02828
08:42 AM CERTIFIED
SHELBY COUNTY CLERK OF PROBATE
204 N. 2nd St. Memphis, TN 38103

Inst # 1998-02308
01/22/1998-02308
10:41 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
003 RCD 14.50