

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 T.H. Walton, who after being by me first duly sworn, deposes and says on oath as follows:

My name is T.H. Walton, and I am over the age of 21 years, and am familiar with the following facts:

I formerly owned an interest in a portion of the following described property, to-wit:

Begin at the NE corner of the SE 1/4 of the SE 1/4 of Section 5, Township 24 North, Range 13 East; thence run West along the North line of said 1/4-1/4 for 1425.25 feet to the NW corner of said 1/4-1/4; thence 92 degrees 32 minutes 18 seconds left run South for 1283.78 feet to the SW corner of said 1/4-1/4; thence 87 degrees 10 minutes 13 seconds left run East for 1421.12 feet to the SE corner of said 1/4-1/4; thence 92 degrees 43 seconds 15 seconds left run North for 1290.91 feet to the point of beginning.

LESS AND EXCEPT a tract of land containing a cemetery which is described as follows:

Commence at the NE corner of the SE 1/4 of the SE 1/4 of Section 5, Township 24 North, Range 13 East; thence run South along the East line of said 1/4-1/4 for 773.9 feet; thence 98 degrees 52 minutes right run 136.92 feet to the point of beginning; thence continue last described course for 100.0 feet to the centerline of a County Road; thence 82 degrees 48 minutes 50 seconds left run along said road for 145.03 feet; thence 18 degrees 24 minutes left continue along said road for 112.85 feet; thence 90 degrees 00 minutes left run 100.0 feet; thence 50 degrees 06 minutes 40 seconds left run 124.6 feet; thence 54 degrees 40 minutes left run 139.94 feet to the point of beginning.

According to survey of Thomas E. Simmons, RLS #12945, dated March 21, 1991.


In 1991, I quit-claimed the above described property to the Estate of Philip J. Kyser, deceased, as evidenced by deed recorded in Real Record 361, Page 331, in Probate Office of Shelby County, Alabama. As part of the consideration for this quit-claim deed, the Kyser Estate agreed to allow Willie Grayson to live in the residence located on the above described property during the term of his natural life. I know that Willie Grayson is now deceased, having died around 1995.

Further the affiant saith not.



T.H. Walton

Sworn to and subscribed to before me
this 28th day of April, 1998.


Notary Public

04/29/1998-15358
10:06 AM CERTIFIED
SHELBY COUNTY JUDGE OF PROBATE
001 NEL 8.50

Inst # 1998-15358