

AFFIDAVIT

STATE OF ALABAMA

SHELBY COUNTY

Before me, the undersigned, a Notary Public in and for said County, in said State, personally appeared Oliver Millender, whose name is signed to this Affidavit and who is known to me, and who being by me first duly sworn, deposes and says as follows:

My name is Oliver Millender. I am 56 years of age and my mailing address is Post Office Box 212, Wilsonville, Alabama 35186. I am familiar with the property described below:

Commence at the NW corner of SW 1/4 of NW 1/4 of Section 27, Township 19, Range 2 East, along said 40 acres line a distance of 757.4 feet to an iron pipe; thence South 1 degree 45 minutes West 207.7 feet to a point; thence South 69 degrees 20 minutes West, 150 feet to the point of beginning of the lot herein conveyed; thence continue in the same direction 75 feet; thence North 1 degree 45 minutes East run 75 feet; thence North 69 degrees 26 minutes East 74.9 feet; thence South 1 degree 45 minutes West 75 feet to the point of beginning.

I have been familiar with the above described property all of my life. The described property is owned by Lucille Kelly. Said property is located in Harpersville, Alabama and lies west of U.S. Hwy. 231. The manner of ingress and egress from U.S. Hwy. 231 to the subject property is by way of Lamplight Circle, which is a city street and then a dirt and gravel road leading from Lamplight Circle to the subject property. Said gravel road has been in existence all my life and has been used for ingress and egress to the subject property for more than 40 years. Said use has been continuous and uninterrupted and said ingress and egress to the subject property is being used on this date. The centerline of said gravel road is more particularly described as follows:

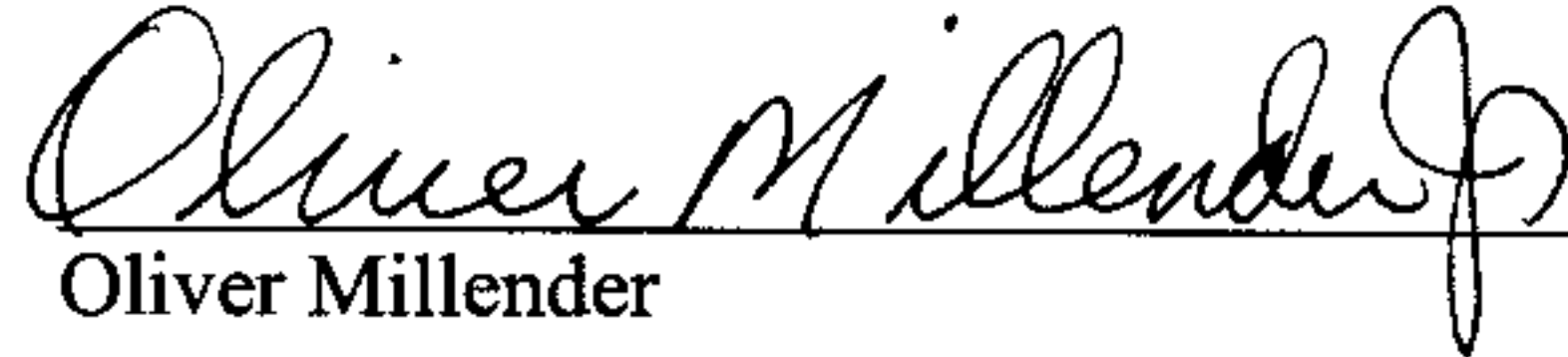
Commence at the NW corner of the SW 1/4 of the NW 1/4 of Section 27, Township 19 South, Range 2 East; thence run East along said 1/4-1/4 line for a distance of 757.40 feet; thence run South 1 degree 45 minutes West for a distance of 207.7 feet; thence run South 69 degrees 20 minutes West for a distance of 225.00 feet; thence run South 1 degree 45 minutes West for a distance of 9.0 feet to the centerline and the beginning of said easement; thence turn an angle of 128

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Handwritten signature: JMBSE/Oliver Millender

degrees 12 minutes 40 seconds right and run a distance of 14.57 feet; thence turn an angle of 8 degrees 49 minutes 09 seconds right and run a distance of 47.97 feet; thence turn an angle of 5 degrees 01 minutes 52 seconds right and run a distance of 43.82 feet; thence turn an angle of 5 degrees 52 minutes 30 seconds right and run a distance of 43.82 feet; thence turn an angle of 5 degrees 52 minutes 30 seconds right and run a distance of 53.08 feet; thence turn an angle of 7 degrees 48 minutes 36 seconds right and run a distance of 78.49 feet, more or less, to the edge of Lamplight Circle, a paved public road, being the end of said easement. Less and except any ROW of Lamplight Circle.


Oliver Millender

Sworn and subscribed before me
this 23 day of October, 2000.



Notary Public

My Commission Expires: 4/9/2002

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