

JUL-18-02 15:30 FROM-



20020814000384840 Pg 1/4 20.00
Shelby Cnty Judge of Probate, AL
08/14/2002 13:31:00 FILED/CERTIFIED

AFFIDAVIT AS TO HEIRS

STATE OF ALABAMA

COUNTY OF Jefferson

On this 24 day of July, 2002, before me personally appeared to me
Lois Smith Jones, personally known to me and who being
by me first duly sworn, on oath did say as follows: Rhonda Smith nix

AFFIANT(S) is/are familiar with the family history of Wade Smith, deceased, who was the owner of
the following property:

See attached Exhibit "A" for legal description.

AND that said decedent died Dec. 1, 1962 (date), and that the place of residence and homestead at the
time of death was as follows:

9035 Hwy 42
Shelby, AL 35143

AND Affiant(s) further states that decedent left surviving the following persons, as heirs or otherwise interested in the
estate and that the following is a true and correct account of all marriages, children and divorces of the decedent:

WIDOW OR WIDOWER: N/A

DIVORCED WIFE OR HUSBAND: N/A

CHILDREN: see Attached
N/A

ADOPTED CHILDREN: N/A

DESCENDANTS OF DECEASED CHILDREN: N/A

BROTHERS OR SISTERS: - See Attached

PARENTS: William Harrison Smith - Amanda M. Dolley

GRANDPARENTS: N/A

AND affiant(s) further states that decedent left no other children or adopted children or descendants of deceased children
or adopted children.

AND that all of the above parties are over the age of nineteen and competent except the following:

Name and age of minors: N/A

Name and age of non-competents: N/A

AND said decedent () left a will () did not leave a will.

AND that all funeral, hospital and other debts against estate () have () have not been paid.

THE purpose of this Affidavit is to induce Preferred Title Agency, Inc. and Stewart Title Guaranty Company to issue a
Mortgagee's /Owner's title policy stating that Timothy Wayne Smith & Rhonda Smith are the lawful
owners of the property described above.

AFFIANT ACKNOWLEDGES THAT THIS DOCUMENT IS TO BE USED TO DETERMINE OWNERSHIP OF REAL PROPERTY
AND MAY BE USED IN A COURT OF LAW TO DETERMINE OWNERSHIP AND MAY BE RECORDED FOR RECORD IN
THE PROBATE RECORDS.

Lois Smith Jones
Affiant: LOIS SMITH JONES

P.O. Box 403 Shelby, AL 35143
Address of Affiant

Mosley & Assoc. (File)

Rhonda Smith Nix

Agent Rhonda Smith Nix

1671 Hwy 46 Shelby al 35143

Address of Agent

STATE OF ALABAMA

COUNTY OF Alabama

I, the undersigned, a Notary Public in and for said county and state, hereby certify that,
Iola Smith Jones and Rhonda Smith Nix

whose name(s) here signed to the foregoing instrument and who is/are known to me, acknowledged before me on this
day, that being informed of the contents of the instrument, he/she/they executed the same on the day the same bears
date.

GIVEN under my hand and seal on this 24 day of July ~~2002~~ 2002.

Casey Lee
Notary Public

My commission exp. May 6, 2004

Prepared by:
Moseley & Associates, P. C.
2800 COLONNADE PARKWAY, STE. 630
BIRMINGHAM, AL 35243
(205) 972-5202

William Harrison Smith (DAD)

Amanda M. Dolley (wife)

Maggie Miller (wife)

Viola Smith
Kate Smith
Mattie Smith
Willie Smith
Wade Smith
Benjamin F. Smith
John Quincy Smith
Daisy L. Smith
Jewel E. Smith
Dovie A. Smith

George Smith
Jack Smith
Lee Smith
Felix Smith
Ora Smith
Lewis Smith
Ernest Smith
Clark Smith

EXHIBIT "A"

COMMENCE AT AN IRON PIN THAT IS THE LOCALLY ACCEPTED SOUTHEAST CORNER OF THE NORTHEAST ¼ OF THE SOUTHWEST ¼ OF SECTION 14, T-22-S, R-1-W, SHELBY COUNTY, ALABAMA SAID POINT BEING THE POINT OF BEGINNING; THENCE SOUTH 90 DEG. 00' 00" WEST, A DISTANCE OF 367.25 FEET TO AN IRON PIN; THENCE NORTH 00 DEG. 00' 00" WEST, A DISTANCE OF 232.62 FEET MORE OR LESS TO A POINT ON THE SOUTHERLY MARGIN OF OLD SHELBY SPRING ROAD (40' R.O.W. – PER TAX MAP), SAID POINT ON A CURVE CONCAVE TO THE SOUTH WITH A RADIUS OF 419.89 FEET; THENCE ALONG SAID MARGIN AND CURVE, A CHORD WITH BEARING OF SOUTH 86 DEG. 03' 42" EAST A DISTANCE OF 357.49 FEET TO A POINT; THENCE CONTINUE ALONG SAID MARGIN SOUTH 60 DEG. 52' 02" EAST, A DISTANCE OF 18.77 FEET TO A POINT; THENCE LEAVING SAID MARGIN SOUTH 01 DEG. 40' 10" WEST, A DISTANCE OF 199.01 FEET TO THE POINT OF BEGINNING.

SAID DESCRIBED PARCEL OF LAND BEING THAT SAME PARCEL OF LAND AS DESCRIBED IN BOOK 216 AT PAGE 149, BOOK 216, PAGE 150 AND BOOK 214 AT PAGE 390; LYING IN THE NORTHEAST ¼ OF THE SOUTHWEST ¼ OF SECTION 14, T-22-S, R-1-W, SHELBY COUNTY, ALABAMA.

SAID DESCRIBED PARCEL OF LAND SUBJECT TO ROADWAY SUMMARY FINAL JUDGMENT (DITCH TO DITCH) DATED JUNE 4, 1996 IN THE CIRCUIT COURT OF SHELBY COUNTY, ALABAMA.