


THIS INSTRUMENT WAS PREPARED BY: MIKE T. ATCHISON, ATTORNEY AT LAW  
P.O. BOX 822  
COLUMBIANA, ALABAMA 35051

STATE OF ALABAMA  
SHELBY COUNTY

AFFIDAVIT

  
20020904000423620 Pg 1/1 11.00  
Shelby Cnty Judge of Probate, AL  
09/04/2002 14:47:00 FILED/CERTIFIED

Before me, the undersigned authority, personally appeared MARILYN KENDRICK, who after being by me first duly sworn, deposes and says on oath as follows:

My name is Marilyn Kendrick, and I am over the age of 21 years, and am familiar with the following facts:

I am the sister of Ada Mae Pate a/k/a Ada Mae Barnett, who owned the following described property, to-wit:

PARCEL II:

The North 25 feet of even width of Lot 4, in Block 95, according to Safford's Survey of the Town of Shelby, Alabama, as recorded in the Office of the Judge of Probate of Shelby County, Alabama.

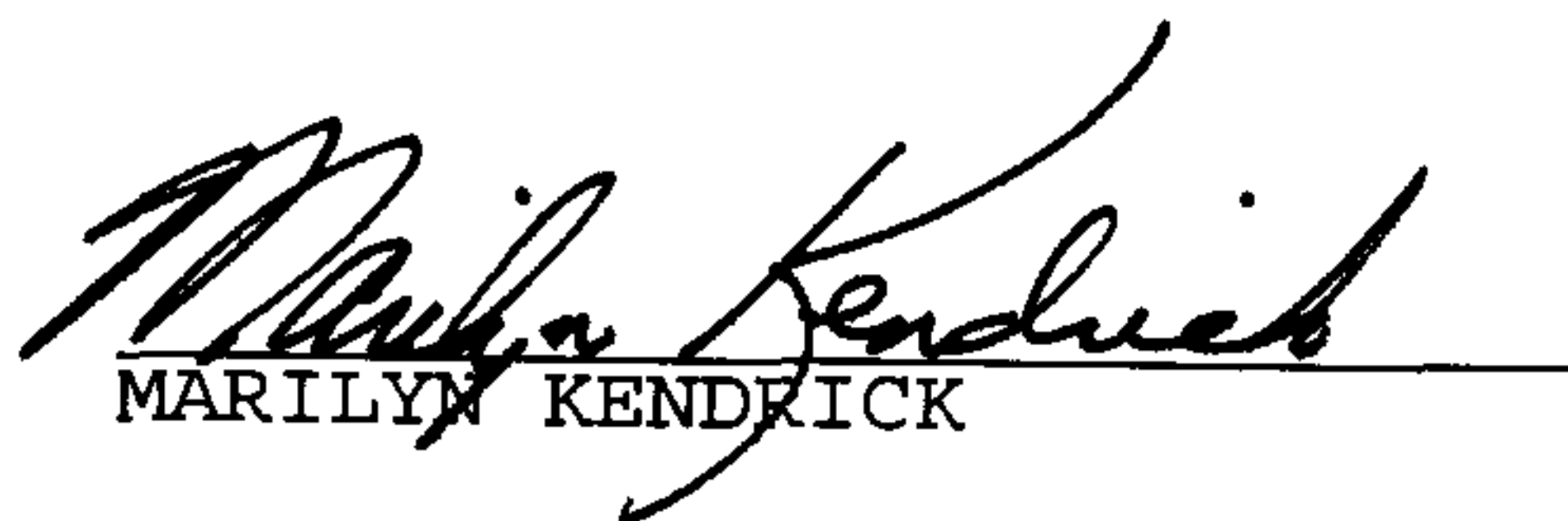
Lots 5, 7, 8, and 10, in Block 95, according to Safford's Survey of the Town of Shelby, Alabama, as recorded in the Office of the Judge of Probate of Shelby County, Alabama.

The North Half of Lots 11 and 12, in Block 95, according to Safford's Survey of the Town of Shelby, Alabama, as recorded in the Office of the Judge of Probate of Shelby County, Alabama.

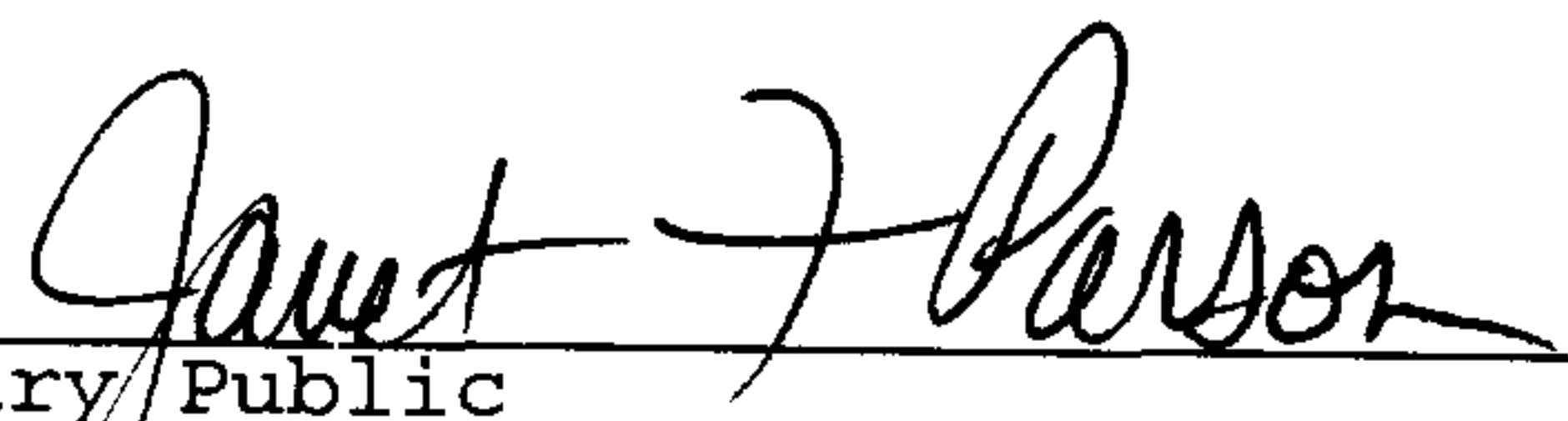
Ada Mae Pate Barnett died intestate on or about the 6th day of June, 2000, leaving 3 children, namely: Gary W. Pate, Susan P. Armstrong, and Sylvia Goolsby. All of the heirs of Ada Mae Pate Barnett are over the age of 21 years and of sound mind. There were no other heirs than these 3 children.

I know that Ada Mae Pate Barnett and her heirs at law have been in open, adverse, notorious, exclusive possession of the above described property since the mid 1960's, when she first purchased a portion of the property until her death in 2000. There has never been any dispute or claim by any other party as to the ownership and possession of the property.

Further the affiant saith not.

  
MARILYN KENDRICK

Sworn to and subscribed to before me  
this 29th day of August, 2002.

  
Notary Public

My commission expires: 10/16/04