

STATE OF ALABAMA)
COUNTY OF SHELBY)

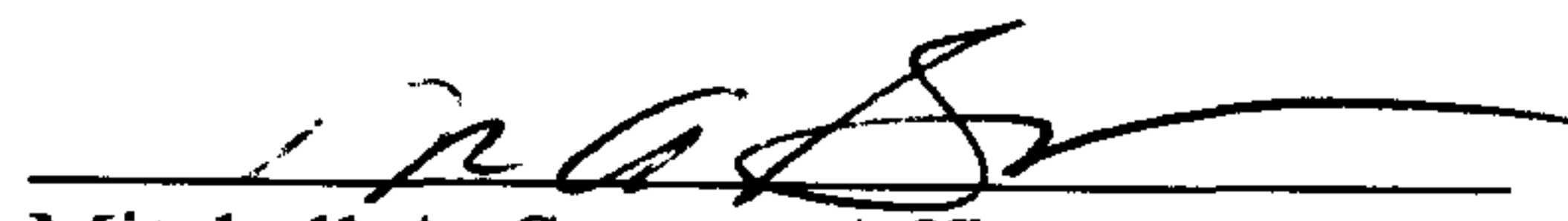

20030116000032440 Pg 1/2 14.00
Shelby Cnty Judge of Probate, AL
01/16/2003 11:12:00 FILED/CERTIFIED

AFFIDAVIT

COMES NOW Mitchell A. Spears, the Affiant herein, and after first having been duly sworn, said Affiant does hereby depose and say as follows:

1. That the Affiant is a licensed, practicing attorney, in good standing with the Alabama Bar Association, is over the age of nineteen (19) years, is competent to execute this Affidavit, and has personal knowledge of the facts stated herein.
2. On or about September 29, 1995, said Affiant received an original deed from J. Frank Head, Attorney at Law, a true and correct copy of which is attached hereto as Exhibit "A". J. Frank Head served as legal counsel for the Estate of Mary Ann Kelley, deceased (the Grantor), and the Affiant herein served as legal counsel for Will Brantley (the Grantee).
3. On or about October 16, 1995, Will Brantley visited the office of Affiant, and retrieved the original of the deed represented by Exhibit "A", for recordation purposes.
4. Said Affiant has been informed that the original of said deed represented by Exhibit "A" was never recorded, and that said original has been lost, misplaced, or stolen, and consequently, is not available for recordation.
5. Affiant does hereby certify, acknowledge and confirm that the copy of the original deed represented by Exhibit "A", same of which is attached hereto, represents a true, accurate and complete copy of the original of said document.

Furthermore, the Affiant saith naught.



Mitchell A. Spears, Affiant

STATE OF ALABAMA)
COUNTY OF SHELBY)

Sworn to and subscribed before me this 8th day of January, 2003.



Notary Public 2/25/2003

EXHIBIT "A"

This instrument prepared by:
Wallace, Ellis, Fowler & Head
P.O.Box 587, Columbiana, Ala. 35051

Will Brantley
525 Highway 17
Montevallo, AL 35115

STATE OF ALABAMA
SHELBY COUNTY

20030116000032440 Pg 2/2 14.00
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KNOW ALL MEN BY THESE PRESENTS, That for and in consideration of the sum of One Dollar (\$1.00) and other good and valuable consideration, in hand paid to the undersigned, the receipt whereof is hereby acknowledged, the undersigned Pearlle Mae Cardwell, as Personal Representative of the Estate of Mary Ann Kelley, deceased, hereby remises, releases, quit claims, grants, sells, and conveys to Will Brantley (hereinafter called Grantee), all right, title, interest and claim of the Estate of Mary Ann Kelley, deceased, in or to the following described real estate, situated in Shelby County, Alabama, to-wit:

Commence at the SE corner of the SW 1/4 of the SW 1/4 of Section 17, Township 22, Range 3 West; thence run West along the South boundary of said forty a distance of 24.8 feet, thence North parallel with the East boundary of said forty a distance of 540 feet to the point of beginning; thence run North parallel with the East boundary of said forty a distance of 300 feet, thence at an angle of 98 deg. 41' left 104.5 feet, thence at an angle of 53 deg. 30' left 218.55 feet; thence at an angle of 13 deg. 25' left 94 feet, thence at an angle of 104 deg. 24' left 228.6 feet to the point of beginning; Also, the following described real estate: Commence at the SE corner of the plot hereinabove described, thence run West at right angles to the East boundary of the SW 1/4 of the SW 1/4 of Section 17, Township 22, Range 3 West, a distance of 228.6 feet to the point of beginning; thence run East at right angle to the East boundary of said forty a distance of 66.6 feet, thence South parallel with the East boundary of said forty a distance of 100 feet, thence West at right angles to the East boundary of said forty a distance of 92.35 feet, thence in a Northeasterly direction 104 feet to the point of beginning. Said property situated in Shelby County, Alabama.

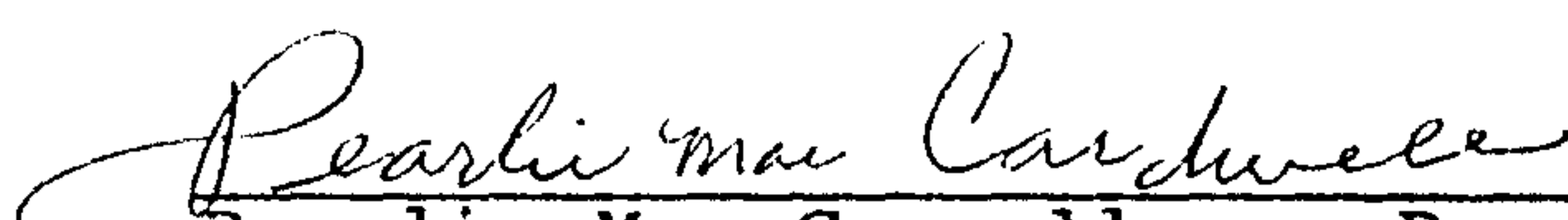
Also:

Begin at the NE corner of the A. C. Galloway land and run North along the North side of the Dogwood Road 445 feet to point of beginning; thence continue North along the West side of said road 100 feet, thence West 162 feet, thence South 100 feet, thence East 162 feet, to point of beginning, said lot located in the SE 1/4 of SE 1/4, Section 18, Township 22, Range 3 West.

Mary Ann Kelley died on August 31, 1994, and her Last Will and Testament was admitted to probate on October 5, 1994, with Letters Testamentary being issued to the undersigned, Pearlle Mae Cardwell, on said date, in Case No. 33-053, Probate Court of Shelby County, Alabama.

TO HAVE AND TO HOLD to said GRANTEE forever.

Given under my hand and seal this 28th day of Sept., 1995.

 (SEAL)
Pearlle Mae Carwell, as Personal
Representative of the Estate of
Mary Ann Kelley, deceased