



20040106000008770 Pg 1/2 14.00
Shelby Cnty Judge of Probate, AL
01/06/2004 08:48:00 FILED/CERTIFIED

THIS INSTRUMENT WAS PREPARED BY:

STATE OF ALABAMA
JEFFERSON COUNTY

AFFIDAVIT

Before me, the undersigned authority, a Notary Public, in and for said County, in said State, personally appeared Thomas Roger Jessie who after being by me first duly sworn, deposes, and says on oath as follows:

My name is Thomas Roger Jessie, and I am over the age of 21 years, and am familiar with the following facts:

I am the owner of the following described property, to-wit:

see attached Exhibit "A"

It has been brought to my attention that the mortgage that I made on the abovescribed property to Allen Edgarshealy dated July 12, 1979 and recorded in Mtg. Bk393, pg852 in the Probate Office of Shelby County, Alabama, has never been released of record. I know that this mortgage was paid in full on or about the 1st day of January, 1983, and there has been no attempt by Allen Edgar Shealy or any other party to collect upon this debt. I do not know the current whereabouts of Allen Edgar Shealy

This affidavit is given to induce Magic City Title to remove the requirement for the satisfaction of the above recited mortgage.

Further the affiant saith not.

Sworn to and subscribed to before me
this 22nd day of December, 2003.

My commission expires: August 19, 2007

Thomas Roger Jessie
Roger Thomas Jessie
THOMAS ROGER JESSIE J.R.



Paden

COMMENCE AT THE NORTHWEST CORNER OF THE NE 1/4 OF NW 1/4, SECTION 2, TOWNSHIP 20 SOUTH, RANGE 1 WEST AND RUN THENCE IN A SOUTHERLY DIRECTION ALONG THE WEST LINE OF SAID 1/4-1/4 A DISTANCE OF 1001.40 FEET; THENCE TURN AN ANGLE TO THE LEFT OF 90 DEGREES 00 MINUTES AND RUN 70.77 FEET TO THE POINT OF BEGINNING; THENCE TURN AN ANGLE TO THE RIGHT OF 91 DEGREES 05 MINUTES 30 SECONDS AND RUN 309.61 FEET, ALONG AN OLD FENCE LINE TO AN IRON PIN LOCATED ON THE SOUTH LINE OF SAID 1/4-1/4; THENCE TURN AN ANGLE TO THE LEFT OF 88 DEGREES 53 MINUTES 30 SECONDS AND RUN 807 FEET, MORE OR LESS, ALONG THE SOUTH LINE OF SAID 1/4-1/4 TO A POINT IN THE CENTER LINE OF YELLOW LEAF CREEK; THENCE RUN IN A GENERALLY NORTHWEST DIRECTION FOR APPROXIMATELY 1000 FEET IN THE CENTER OF SAID CREEK TO THE INTERSECTION OF SAID CREEK AND THE LINE OF VALERIE R. COOPER; THENCE SOUTHWESTERLY ALONG THE SAID VALERIE R. COOPER LINE FOR 605.0 FEET, MORE OR LESS, TO AN IRON PIN AND THE POINT OF BEGINNING; SITUATED IN THE NE 1/4 OF NW 1/4 OF SAID SECTION 2.

PERPETUAL EASEMENT DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF NE 1/4 OF NW 1/4 OF SECTION 2, TOWNSHIP 20 SOUTH, RANGE 1 WEST; THENCE RUN SOUTHERLY ALONG THE WEST LINE OF SAID 1/4- 1/4 A DISTANCE OF 264.81 FEET TO AN IRON PIN ON THE SOUTH EDGE OF A SHELBY COUNTY GRAVEL ROAD; THENCE SOUTHEASTERLY ALONG THE SOUTH EDGE OF SAID ROAD FOR 90 FEET MORE OR LESS, TO THE CORNER OF AN OLD FENCE; THENCE SOUTHERLY ALONG SAID OLD FENCE LINE FOR 675 FEET MORE OR LESS, TO THE NORTHWEST CORNER OF SUBJECT PROPERTY. SAID EASEMENT TO FOLLOW THE OLD FENCE LINE AND IS A UNIFORM WIDTH OF 30 FEET.