

AFFIDAVIT AS TO HEIRS

(SMALL ESTATES WHERE DECEDENT DIED INTESTATE AFTER 10/1/83 AND DEED IS WITHOUT SURVIVORSHIP)

STATE OF ALABAMA
COUNTY OF SHELBY

ON THE 19TH DAY OF MAY, 2004, BEFORE ME PERSONALLY APPEARED MARY RITA RAY AND JIMMY HAROLD RAY PERSONALLY KNOWN TO ME AND BY ME FIRST DULY SWORN ON OATH DID SAY AS FOLLOWS:

AFFIANT(S) IS/ARE FAMILIAR WITH THE FAMILY HISTORY OF JOSEPH F. SCHMIDT, DECEASED, WHO WAS THE OWNER OF THE FOLLOWING PROPERTY:

LOT 39, ACCORDING TO THE SURVEY OF SHALIMAR POINT, AS RECORDED IN MAP BOOK 14, PAGE 105, IN THE PROBATE OFFICE OF SHELBY COUNTY, ALABAMA.

AND THAT SAID DECEDENT DIED JANUARY 27, 2004, AND THAT THE PLACE OF RESIDENCE AND HOMESTEAD AT THE TIME OF DEATH WAS AS FOLLOWS:

104 SHALIMAR TRACE, ALABASTER, ALABAMA 35007

AND AFFIANT(S) FURTHER STATES THAT DECEDENT LEFT SURVIVING THE FOLLOWING PERSONS, AS HEIRS OR OTHERWISE INTERESTED PARTIES TO THE ESTATE AND THAT THE FOLLOWING IS A TRUE AND CORRECT ACCOUNT OF ALL MARRIAGES, CHILDREN AND DIVORCES OF THE DECEDENT:

WIDOW/WIDOWER: NONE

DIVORCED WIFE OR HUSBAND: NONE

CHILDREN:

JOSEPH MICHAEL SCHMIDT	AGE: <u>59</u>	CONDITION: OF SOUND MIND
JAMES RICHARD SCHMIDT	AGE: <u>53</u>	CONDITION: OF SOUND MIND
PATRICIA ANN THADENHURST	AGE: <u>57</u>	CONDITION: OF SOUND MIND

ADOPTED CHILDREN: NONE

DESCENDANTS OF DECEASED CHILDREN: NONE

OTHER: NONE

THE AFFIANT(S) AFFIRMS THAT THE FAIR MARKET VALUE OF THE DECEDENT'S ESTATES WAS NOT GREATER THAN \$ 150,000 WHICH INCLUDES THE FOLLOWING REAL AND PERSONAL PROPERTY:(VALUES & BALANCES AS OF THE DATE OF BIRTH).

REAL ESTATE APPRAISED VALUE: \$ 127,000

MORTGAGES DUE AT DATE OF DEATH: - 0 -

STOCKS, BONDS, MORTGAGE OR NOTES PAYABLE AND NEGOTIABLE INSTRUMENTS:

NA

OTHER: _____

AFFIANT(S) STATES THAT THE ABOVE RECITED ASSETS ARE THE ENTIRE ESTATE POSSESSED BY THE DECEDENT AT THE TIME OF DEATH AND THAT THE PURPOSE OF THIS AFFIDAVIT IS TO DETERMINE THE HEIRS OF THE DECEDENT AS IS SET OUT IN THE CODE OF ALABAMA 43 8 40 TO 43 8 42 AND 43 8 44.

AND AFFIANT(S) FURTHER STATES THAT DECEDENT LEFT NO OTHER CHILDREN OR ADOPTED CHILDREN OR CHILDREN 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:

Chris Barker

NAME AND AGE OF NON-COMPETENT:

AND AFFIANT(S) FURTHER STATE THAT DECEDENT LEFT A WILL BUT SAID WILL WAS NOT PROBATED.

AND THAT ALL DEBTS AGAINST THE ESTATE () HAVE BEEN PAID () HAVE NOT BEEN PAID
☒ UNKNOWN AT THIS TIME.

AFFIANT(S) MAKE THIS AFFIDAVIT TO INDUCE JEFFERSON TITLE CORPORATION TO ISSUE A MORTGAGE/OWNER TITLE POLICY STATING THAT JOSEPH MICHAEL SCHMIDT AND JAMES RICHARD SCHMIDT AND PATRICIA ANN THADENHURST ARE THE TRUE OWNERS OF THE PROPERTY DESCRIBED ABOVE.

AFFIANT(S) 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.

Mary Rita Ray
MARY RITA RAY

1545 Sequoia Tr
Address

Alabaster, AL 35007

Jimmy Harold Ray
JIMMY HAROLD RAY

1545 Sequoia Trail
Address

Alabaster AL 35007

STATE OF ALABAMA
COUNTY OF SHELBY

I, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, HEREBY CERTIFY THAT MARY RITA RAY AND JIMMY HAROLD RAY WHOSE NAME(S) ARE SIGNED TO THE FOREGOING INSTRUMENT, AND WHO ARE KNOWN TO ME, ACKNOWLEDGED BEFORE ME ON THIS DAY THAT, BEING INFORMED OF THE CONTENTS OF THE INSTRUMENT, THEY EXECUTED THE SAME VOLUNTARILY ON THE DAY THE SAME BEARS DATE.

GIVEN UNDER MY HAND AND SEAL THIS 19TH DAY OF MAY, 2004.

[Signature]
NOTARY PUBLIC
MY COMMISSION EXPIRES: 02-25-05