

**AFFIDAVIT AS TO HEIRS**

**STATE OF ALABAMA     )**

**:**

**SHELBY COUNTY        )**

On this 29<sup>th</sup> day of September, 2004, before me personally appeared Charles Eubanks, to me personally known, who being by me duly sworn, on oath says that Affiant is familiar with the family history of Willie Eubanks and Lucy D. Eubanks, deceased, who were the owners of the following property:

Lots 5 and 6, Block 2, Lincoln Park Subdivision, as recorded in Map Book 3, Page 145, in the Probate Office of Shelby County, Alabama.

Willie Eubanks died in 1968. His death preceded Lucy Eubanks, leaving Lucy Eubanks as a surviving grantee by right of survivorship October 21, 1960 by deed recorded in Book 212, Page 411 in the Probate Office of Shelby County, Alabama. Lucy D. Eubanks died in 1980, leaving a will and devising said property to Charles Eubanks and Jimmie Lee Eubanks. Charles Eubanks is alive and well. Jimmie Lee Eubanks died intestate September 17, 1993, leaving surviving him his widow, Lou Pearl Eubanks, and two children, James Chester Eubanks and Karl Lee Eubanks.

And Affiant further states that said 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 years and of sound mind.

And that the debts against said estate have been paid.

Charles W. Eubanks  
Charles Eubanks

SWORN TO and SUBSCRIBED before  
me this 29 day of September, 2004.

Shirley R. Lundy  
Notary Public  
My Commission Expires: 12-28-06