

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 3RD DAY OF NOVEMBER, 2004, BEFORE ME PERSONALLY APPEARED
Karen H. Bragan and Robin H. Wilkinson **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 J.L. STARKEY,
DECEASED, WHO WAS THE OWNER OF THE FOLLOWING PROPERTY:**

SEE EXHIBIT "A" LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF.

**AND THAT SAID DECEDENT DIED OCTOBER 25, 1990, AND THAT THE PLACE OF RESIDENCE
AND HOMESTEAD AT THE TIME OF DEATH WAS AS FOLLOWS:**

3195 LEE STREET, PELHAM, ALABAMA 35124

**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: EXCER STARKEY

DIVORCED WIFE OR HUSBAND: NONE

**CHILDREN: PATRICIA BRASHER
DINAH SCOTT
LINDA SAVAGE**

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 \$ 55,000 WHICH INCLUDES THE FOLLOWING REAL
AND PERSONAL PROPERTY:(VALUES & BALANCES AS OF THE DATE OF BIRTH).**

REAL ESTATE APPRAISED VALUE: \$ 55,000

MORTGAGES DUE AT DATE OF DEATH: - 0 -

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

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: NONE

NAME AND AGE OF NON-COMPETENT: NONE

**AND AFFIANT(S) FURTHER STATE THAT DECEDENT () LEFT A WILL (X) DID NOT LEAVE A
WILL.**

Robbie

AND THAT ALL DEBTS AGAINST THE ESTATE (X) HAVE () HAVE NOT BEEN PAID.

AFFIANT(S) MAKE THIS AFFIDAVIT TO INDUCE MAGIC CITY TITLE AND LAWYERS TITLE INSURANCE CORPORATION TO ISSUE A MORTGAGE/OWNER TITLE POLICY STATING THAT EXCER STARKEY IS/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.

Karen H. Bragan
SIGNATURE OF AFFIANT

Robin H. Wilkin
SIGNATURE OF AFFIANT

912 Bycroft Road
Address
Helena, AL 35124

140 Bluegrass Drive
Address
Alabaster, AL 35007

STATE OF ALABAMA
COUNTY OF SHELBY

Karen H. Bragan Robin H. Wilkin
I, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID COUNTY AND STATE, HEREBY CERTIFY THAT ~~PATRICIA BRASHER~~ AND ~~DENAH SCOTT~~ WHOSE NAME(S) IS/ARE SIGNED TO THE FOREGOING INSTRUMENT, AND WHO IS/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 3RD DAY OF NOVEMBER, 2004.

Denah S. Scott
NOTARY PUBLIC

MY COMMISSION EXPIRES: August 22, 2005

EXHIBIT "A"

LEGAL DESCRIPTION

From the Southwest corner of the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 24, T20 S, R3W, run Northerly along the west boundary line of the said NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of section 24, T20 S, R3W, for 347.63 feet; thence turn an angle of 56 degrees 42 minutes, 40 seconds to the right and run Northeasterly 116.95 ft. to a point on the North R.O.W. line of a county road for the point of beginning of the land herein described and conveyed; thence turn an angle of 20 degrees 04 minutes to the right and run Northeasterly along the North R.O.W. line of said county road for 74.45 ft. to a point on the West R.O.W. line of the Atlantic Coast Line R.R.; thence turn an angle of 101 degrees 25 minutes to the left and run Northwesterly along the West R.O.W. line of the A.C.L. R.R. for 214 feet; thence turn an angle of 98 degrees, 35 minutes, 20 seconds to the left and run Southwesterly 117.96 feet; thence turn an angle of 95 degrees, 07 minutes, 40 seconds to the left and run Southeasterly 180.07 feet, more or less to the point of beginning.

This land being part of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 24, T20S, R3W, and a part of the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 23, T20 S, R3W.

LESS & EXCEPT:

From the Southwest corner of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 24, Township 20 South, Range 3 West, run Northerly along the West boundary line of said NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 24, Tsp. 20 S, R3W, for 347.63 feet; thence turn an angle of 56 deg. 42 min. 40 seconds to the right and run Northeasterly 116.95 feet to a point on the North right of way line of County Road No. 52 for the point of beginning of the land herein described; thence turn an angle of 20 deg. 04 min. to the right and run Northeasterly along the North right of way line of said County Road for 74.45 feet to a point on the West right of way line of the Atlantic Coast Line Railroad; thence turn an angle of 101 deg. 25 min. to the left and run Northwesterly along the West right of way line of said A.C. L., Railroad for 100.2 feet; thence turn an angle of 94 deg. 44 min. to the left and run Southwesterly 91.10 feet; thence turn an angle of 98 degrees 59 min. to the left and run Southeasterly 80.05 feet, more or less, to the point of beginning.

This land being part of the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 24, Township 20 South, Range 3 West.