

This instrument prepared by:

Gilbert M. Sullivan, Jr.
Gilbert M. Sullivan, Jr. PC
2100-C Rocky Ridge Road
Birmingham, Alabama 35216

STATE OF ALABAMA
COUNTY OF SHELBY

AFFIDAVIT TO CLEAR TITLE TO REAL PROPERTY

This Affidavit is hereby made and sworn to in order to clear title to the below-described real property located in Shelby County, Alabama and for the information of the Judge of Probate, Shelby County, Alabama:

SEE ATTACHED EXHIBIT "A" for LEGAL DESCRIPTION

Comes now the Affiants, MARY H. WAITE and ROBERT S. WAITE, III, who first being duly sworn, upon their oath says:

1. That we, MARY H. WAITE and ROBERT S. WAITE, III, are the sister and brother of NELL W. DUMAS deceased. NELL W. DUMAS and NELL DEXTER WAITE DUMAS is one and the same person. NELL DEXTER WAITE DUMAS died on April 4, 2001, in Homewood, Alabama as evidenced by a copy of the Alabama Certificate of Death issued April 17, 2001 (**Exhibit "B"**).

2. MARY H. WAITE, ROBERT S. WAITE, III and NELL W. DUMAS held the above-described property by warranty deed as joint tenants with full rights of survivorship, such deed being dated September 4, 1986 and recorded on September 8, 1986 in the Office of the Judge of Probate of Shelby County, Alabama at Book 089, Pages 509 and 510. The death of NELL DEXTER WAITE DUMAS vests title in said real property to the surviving joint tenants MARY H. WAITE and ROBERT S. WAITE, III with rights of survivorship by operation of Alabama law.

FURTHER AFFIANTS SAITH NOT.

We affirm under penalties of perjury that the foregoing is true and correct to the best of our knowledge and belief.

Mary H. Waite
MARY H. WAITE, Affiant

Robert S. Waite III
ROBERT S. WAITE, III, Affiant

STATE OF ALABAMA
COUNTY OF SHELBY

Before me the undersigned authority, a Notary Public in and for said State and County, personally appeared MARY H. WAITE, who first being duly sworn, deposes and says on oath that the information contained in the foregoing Affidavit is true and correct to the best of her knowledge, information and belief.

Signed this 22nd day of November, 2004.

[Signature]
Notary Public
GILBERT M. SULLIVAN, JR.

GILBERT M. SULLIVAN, JR.
NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Jan 31, 2005
BONDED THROUGH NOTARY PUBLIC UNDERWRITERS
My commission expires _____

STATE OF ALABAMA
COUNTY OF SHELBY

Before me the undersigned authority, a Notary Public in and for said State and County, personally appeared ROBERT S. WAITE, III, who first being duly sworn, deposes and says on oath that the information contained in the foregoing Affidavit is true and correct to the best of his knowledge, information and belief.

Signed this 22nd day of November, 2004.

[Signature]
Notary Public
GILBERT M. SULLIVAN, JR.

GILBERT M. SULLIVAN, JR.
NOTARY PUBLIC STATE OF ALABAMA AT LARGE
MY COMMISSION EXPIRES: Jan 31, 2005
BONDED THROUGH NOTARY PUBLIC UNDERWRITERS
My commission expires _____

STATE OF ALABAMA
COUNTY OF SHELBY

EXHIBIT A

LEGAL DESCRIPTION

Parcel I

From the northwest corner of Section 31, Township 19 South, Range 2 West, run easterly along the north boundary line of said section for a distance of 1471.0 feet to the point of beginning of the parcel herein described; thence continue easterly along the north boundary line of Section 31 for a distance of 275.0 feet (deed) 274.97 feet (meas.); thence turn an angle of 86 degrees 32' (deed) 86 degrees 34' 17" (meas.) to right and run southerly for a distance of 300.0 feet (deed) 300.17 feet (meas.); thence turn an angle of 93 degrees 21' 30" (deed) 93 degrees 20' 51" (meas.) to the right and run westerly for a distance of 221.03 feet (deed) and (meas.) to a point on the arc of a circular dedicated driveway, said circle having a radius of 50.0 feet; to locate the chord to the segment of arc herein described from last said course turn an angle of 30 degrees 45' 30" (deed) 33 degrees 18' 12" (meas.) to the right, said chord being 85.94 feet (deed) and (meas.) in length; thence from the point above said arc run along the arc of said circle in a northwesterly direction 103.40 feet (deed) 103.43 feet (meas.), thence from the chord of above segment of arc turn an angle of 56 degrees 27' 30" (deed) 56 degrees 46' 39" (meas.) to the right and run northerly 253.02 feet (deed) 252.86 feet (comp.) to point of beginning.

Parcel II

From the northwest corner of Section 31, Township 19 South, Range 2 West, Shelby County, Alabama, run thence in an easterly direction along the north line of said section for a distance of 1745.97 feet; thence turn an angle to the right of 86 degrees 34' 17" and run in a southerly direction for a distance of 300.17 feet; thence turn an angle to the right of 93 degrees 20' 51" and run in a westerly direction for a distance of 173.84 feet to an iron pin set which is the point of beginning of the parcel herein described; thence continue along the same course as before for a distance of 47.19 feet to a point on the arc of a circular dedicated driveway, the radius of said arc being 50 feet, the central angle being 23 degrees 01' 58"; thence run in a southwesterly direction along the arc of said drive for a distance of 20.10 feet to an iron pin; thence run northeasterly for a distance of 55.53 feet to the point of beginning.

Said property situated in Shelby County, Alabama.

ALABAMA

Center for Health Statistics

EXHIBIT B

ALABAMA

CERTIFICATE OF DEATH

0001-011475

TYPE IN PERMANENT
BLACK INK. DO NOT
USE GREEN, RED, OR
BLUE INK.

3. 037074		County File Number		State File Number 101	
1. DECEASED—NAME First Middle Last (Type last name all capitals) NELL DEXTER WAITE DUMAS			2. DATE OF DEATH (Month, Day, Year) APRIL 4, 2001		3. COUNTY OF DEATH JEFFERSON
4. CITY, TOWN, OR LOCATION OF DEATH AND ZIP CODE HOMEWOOD 35209			5. INSIDE CITY LIMITS (Specify Yes or No) YES	6. PLACE OF DEATH—HOSPITAL OR OTHER INSTITUTION—(If not in either, give street and number) BROOKWOOD MEDICAL CENTER	
7. IF HOSPITAL (Specify Inpatient, ER or Outpatient, DOA) INPATIENT		8. OF HISPANIC ORIGIN (Specify Yes or No) If Yes, Specify Cuban, Mexican, Puerto Rican, etc. NO		9. RACE—(Specify American Indian, Black, White, etc.) WHITE	10. SEX FEMALE
11. AGE 51 YRS.	12. UNDER 1 YEAR MONTHS DAYS HOURS MINS.	13. DATE OF BIRTH (Month, Day, Year) AUGUST 15, 1949		14. DECEASED'S SOCIAL SECURITY NUMBER	
15. EDUCATION (Specify ONLY highest grade completed below) Elementary or High School (9-12) College (1-4 or 5+) 4		16. MARITAL STATUS (Specify Married, Never Married, Widowed, Divorced) MARRIED	17. SURVIVING SPOUSE (If wife, give maiden name) WILLIAM BERRY DUMAS		18. Was Decedent ever in Armed Forces (Specify Yes or No) NO
19. STATE OF BIRTH (If not in USA, name country) ALABAMA		20. RESIDENCE—STATE ALABAMA	21. COUNTY JEFFERSON	22. CITY, TOWN, OR LOCATION AND ZIP CODE MTN. BROOK 35223	
23. INSIDE CITY LIMITS (Specify Yes or No) YES	24. STREET AND NUMBER 2633 CANTERBURY ROAD		25. INFORMANT—Name and Address WILLIAM BERRY DUMAS 2633 CANTERBURY ROAD MTN. BROOK, AL 35223		
26. USUAL OCCUPATION (Give kind of work done during most of working life even if retired) HOMEMAKER			27. KIND OF BUSINESS OR INDUSTRY OWN HOME		
28. FATHER—NAME First Middle Last ROBERT SHELLEY WAITE, JR.			29. MAIDEN NAME OF MOTHER— First Middle Last NELL WEST DEXTER		
30. DISPOSITION OF BODY (Specify Burial, Cremation, Medical Donation, Hospital Disposal, Other) BURIAL		31. DATE OF DISPOSITION (Month, Day, Year) APRIL 7, 2001	32. CEMETERY OR CREMATORY—Name ELMWOOD	33. LOCATION—(City or Town—State) B'HAM, AL	
34. FUNERAL HOME—Name and Address VALLEY CHAPEL		35. FUNERAL DIRECTOR—Signature <i>Jim Skipp</i>	36. DATE SIGNED BY FUNERAL DIRECTOR APRIL 9, 2001		
37. Certifying Physician (Physician certifying cause of death) "To the best of my knowledge death occurred at the time and date, and due to the cause(s) and manner stated." Medical Examiner—Coroner "On the basis of examination and/or investigation, in my opinion, death occurred at the time, date, place, and due to the cause(s) and manner stated." Signature: <i>Ricky L. Phillips</i>				38. DATE SIGNED (Month, Day, Year) 4.4.01	
39. TIME AND DATE OF DEATH 44.01 1030		40. DATE AND TIME PRONOUNCED DEAD (For Coroner/M.E. use only)	41. NAME AND TITLE OF PERSON WHO COMPLETED CAUSE OF DEATH (Item 40) Ricky L. Phillips, MD		
42. ADDRESS OF PERSON WHO COMPLETED CAUSE OF DEATH (Item 40) 2010 Brookwood Medical Center Drive BIRMINGHAM AL 35209				43. CERTIFIER LICENSE NUMBER 9483	
44. REGISTRAR—Signature <i>Nelen Morrison</i>			45. DATE FILED (Month, Day, Year) April 13, 2001		

MEDICAL CERTIFICATION

48. PART I. Enter the diseases, injuries, or complications that caused the death. Do not enter the mode of dying, such as cardiac or respiratory arrest, shock, or heart failure. LIST ONLY ONE CAUSE ON EACH LINE.		APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH
IMMEDIATE CAUSE (Final disease or condition resulting in death) → <i>Pneumonia Embolus</i>		
DUE TO (OR AS A CONSEQUENCE OF):		
Sequently list conditions, if any, leading to immediate cause. Enter UNDERLYING CAUSE (Disease or injury that initiated events resulting in death) LAST		
DUE TO (OR AS A CONSEQUENCE OF):		
DUE TO (OR AS A CONSEQUENCE OF):		
DUE TO (OR AS A CONSEQUENCE OF):		
47. PART II. Other significant conditions contributing to death but not resulting in the underlying cause given in Part I		49. WAS THERE A PREGNANCY IN LAST 42 DAYS? (Specify Yes, No, or Unknown) NO
48. MANNER OF DEATH (Specify—Accident, Homicide, Suicide, Undetermined Circumstances, Pending Investigation, Natural Cause) NATURAL CAUSE		50. AUTOPSY (Specify Yes or No) YES
51. If yes, were findings considered in determining cause of death? YES		52. HOW INJURY OCCURRED (Enter nature of injury in Item 48, Part I, or Item 47, Part II)
53. DATE OF INJURY (Month, Day, Year)		54. HOUR OF INJURY
55. INJURY AT WORK (Specify Yes or No)		56. PLACE OF INJURY—(Specify at home, farm, street, factory, office building, etc.)
57. LOCATION OF INJURY (Street or R.F.D. No., City or Town, State)		

This is a legal record and must be filed within five (5) days after death.

APR 17 2001 ADPH #2/Rev 11-03

I, Dorothy S. Harshbarger, State Registrar of Health Statistics, certify this is a true and exact copy of the original certificate filed in the Center for Health Statistics, State of Alabama, Department of Public Health, Montgomery, Alabama, and have caused the official seal of the Center for Health Statistics to be affixed. 2004-434-303-4

Dorothy S. Harshbarger
Dorothy S. Harshbarger, State Registrar

November 18, 2004

ANY ALTERATIONS VOID THIS DOCUMENT

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#39 - Fire amper family
01/01/01
DUMAS NELL
SU
YP
10cc 4-16