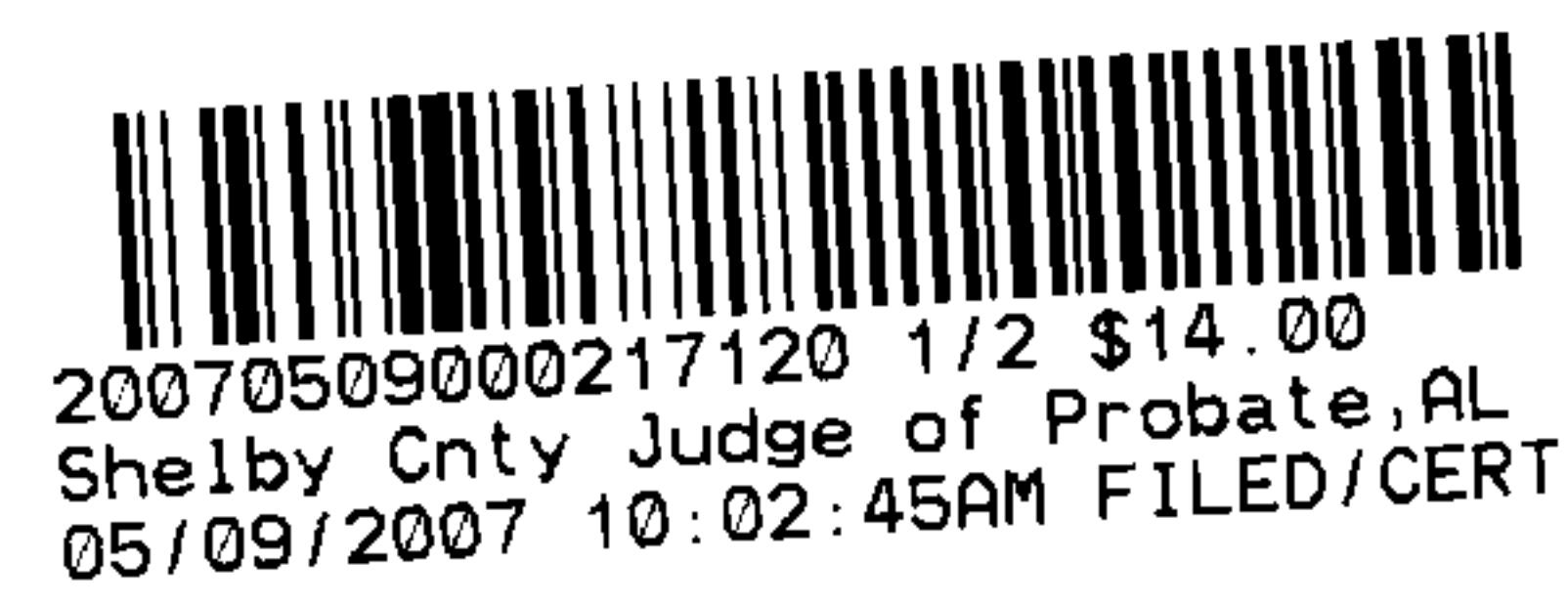


STATE OF ALABAMA}  
COUNTY OF SHELBY}



ADVERSE POSSESSION AFFIDAVIT

RE: From the Southeast corner of Section 22, Township 19 South, Range 1 East, Shelby County, Alabama and proceed thence West along the South line of said section for 1045.60 feet to the POINT OF BEGINNING of herein described parcel of land; thence from said POINT OF BEGINNING, continue West for 292.49 feet to the point of intersection with the South boundary of said Section and the Southerly right-of-way of Old Highway 280, (R/W 120'); thence N 62 degrees 31 minutes 49 seconds E along said right-of-way for 258.88 feet; thence leaving said right-of-way proceed S 27 degrees 44 minutes 24 seconds E 134.92 feet, back to the POINT OF BEGINNING.

Said legal description being the same as reflected in deed recorded in Instrument #20030729000486750 and described as follows:

That part of the SE 1/4 of SE 1/4 of Section 22, Township 19 South, Range 1 East, described as follows:

Begin at a point of the South boundary of said Quarter-Quarter Section is 224 feet East of the Southwest corner of said Quarter-Quarter Section and run thence West along the South boundary of said Quarter-Quarter Section 224 feet; thence Northerly along the West boundary of said Quarter-Quarter Section 10 feet, more or less, to the South boundary of the right of way of the Florida Short Route Highway; thence Northeasterly along the South boundary of said Florida Short Route Highway 240 feet to the Northwest corner of a lot heretofore conveyed by G.S. and Kate Perry to Faye Hopson; thence Southerly along the West boundary of said Faye Hopson lot to point of beginning.

Situated in Shelby County, Alabama.

BEFORE ME, the undersigned, a Notary Public in and for said State and County, personally appeared **H.O. RICH**, who, first being duly sworn by me, deposes and says as follows:

Affiant states that of his own knowledge and belief that **VINCENT J. AMARO and wife, HILARY HUNT AMARO** and/or their predecessors in title have made the above described property their home or used the property for rental purposes for approximately the last twenty (20) years or more; that **VINCENT J. AMARO and HILARY HUNT AMARO** acquired the property by warranty deed from **H.O. RICH and wife, GAYLE RICH**, dated July 28, 2003, and recorded on July 29, 2003 and recorded in Instrument #20030729000486750; that **H.O. Rich and wife, Gail Rich** acquired the property by warranty deed from **Michael M. Hill and wife, Shirley M. Hill**, dated November 30, 1999, and recorded on November 30, 1999, and recorded in Instrument #1999-48402; that **Michael M. Hill and wife, Shirley M. Hill** acquired the property by warranty deed from **Gerry W. Hill, a married man**, dated March 6, 1997, and recorded on March 6, 1997, and recorded in Instrument #1997-06999; **Gerry W. Hill, a married man**, acquired the property by warranty deed from **Gerry Wayne Hill and wife, Pamela L. Hill**, dated April 26, 1991, and recorded on April 26, 1991, and recorded in Book 340, Page 274; **Gerry Wayne Hill and wife, Pamela L. Hill** acquired the property by warranty deed from **Jewell Faye Kelley Moore and husband, Gerald Moore**, dated May 19, 1978, and recorded in Book 312, Page 347; that **Jewell Faye Kelley Moore**, acquired the property by warranty deed from **Jackie Ray Kelley and wife, Nancy Kelley**, dated April, 1997 and recorded in Book 305, Page 236; **Jackie Ray Kelley and Jewell Faye Kelley**, acquired the property by warranty deed from **Luther Hatcher and wife, Wilma Hatcher**, dated October 11, 1962, and recorded in Book 222, Page 614; **Luther Hatcher and wife, Wilma Hatcher**, acquired the property by warranty deed from **Albert Christain and wife, Beatrice Christain**, dated October 10, 1961, and recorded on December 29, 1961, and recorded in Book 218, Page 718. That **Vincent J. Amaro and wife, Hilary Hunt Amaro**, and/or their tenants in title, have lived in open, actual, peaceful, exclusive and continuous possession of said property going and coming in one's usual manner and that they paid the taxes annually on the property. Said parcel identification numbers being Parcel #085220001038000. Affiant further states that to his knowledge and belief no other parties have claimed any interest in said property.

CLAYTON T. SWEENEY, ATTORNEY AT LAW



Affiant was the owner of the property from 1999 until 2003 and has lived near the subject property for the same period of time and has been aware of the above facts for this period of time through having lived in the vicinity or through continual visits thereafter. This affidavit is given for the purpose of satisfying Stewart Title Guaranty Company commitment S-07-15685 issued through Shelby Abstract & Title Co., Inc. and to induce them to issue their owner's policy to **JOAQUIN GARCIA-RUIZ**.

H.O. Rich  
H.O. Rich

Sworn to and subscribed before me this the 30<sup>th</sup> day of April, , 2007.

Muller Jentus  
Notary Public

My commission expires: 9/12/07

