

STATE OF ALABAMA

SHELBY COUNTY

**AFFIDAVIT**

Before me, the undersigned authority, a Notary Public in and for said County, in said State, personally appeared the undersigned Affiant, Samuel S. "Sammy" McEwen, who, after being by me first duly sworn to speak the truth, deposes and says as follows:

My name is Samuel S. "Sammy" McEwen. I am 78 years of age and reside at Brothers Avenue, Wilsonville, Alabama.

I have been familiar with the occupation, use, and possession of the hereinafter described property for a period in excess of fifty years. When I first knew the hereinafter described property in the late 1940's, there was a house located on the property and it was the residence of George Deyampert and Ola Mae Flambo Deyampert who had constructed a house on the property in and about 1949, the hereinafter described property situated in Shelby County, Alabama, to-wit:

Commence at the Northwest corner of Section 12, Township 21 South, Range 1 East, Shelby County, Alabama and run thence South 89 degrees 47 minutes 28 seconds East along the North line of said Section 12 a distance of 1,655.75' to a point; thence run South 00 degrees 12 minutes 32 seconds West a distance of 476.89' to a rebar pin set by the client and the point of beginning of the location survey being described; thence run South 41 degrees 49 minutes 16 seconds East a distance of 188.02' to a rebar pin set by the client on the Northerly margin of Shelby County Road No. 410; thence run South 70 degrees 58 minutes 19 seconds West along said margin of said road a distance of 256.26' to a rebar pin set by the client; thence run North 27 degrees 35 minutes 28 seconds East a distance of 252.36' to the point of beginning, containing 0.51 of an acre.

According to survey of Steven M. Allen, Ala. PLS #12944, dated December 22, 2004.

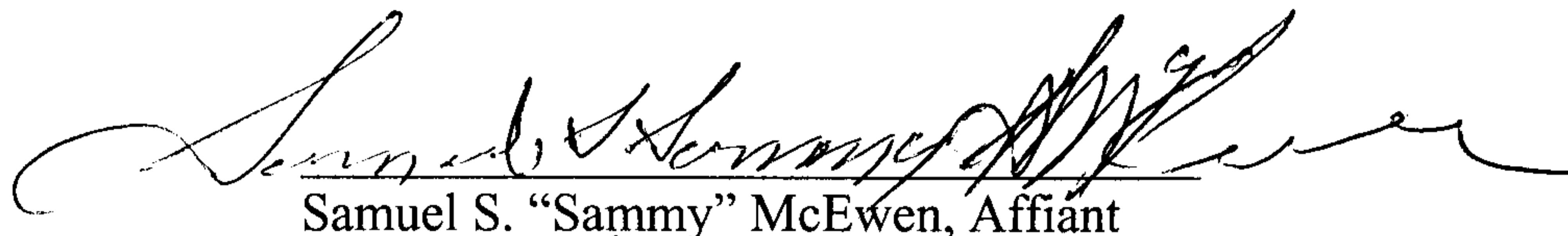
George Deyampert and Ola Mae Flambo Deyampert were husband and wife and lived on the above described property with their two children, James H. Deyampert and Dorothy J. Deyampert, up until the time of the death of George Deyampert 2002 and the death of Ola Mae Flambo Deyampert in 2004. George Deyampert and Ola Mae Flambo Deyampert were in continuous, open possession of the above described property for each and every year from the time I first knew the property more than fifty years ago up until their respective deaths in 2002 and 2004, as aforesaid. After the death of Ola Mae Flambo Deyampert, her children, James H. Deyampert and Dorothy J. Deyampert, lived on the property and have continued to live on the property for each and every year up to and including the date of this affidavit.

During the more than fifty years I have known the occupation, use, and possession of this



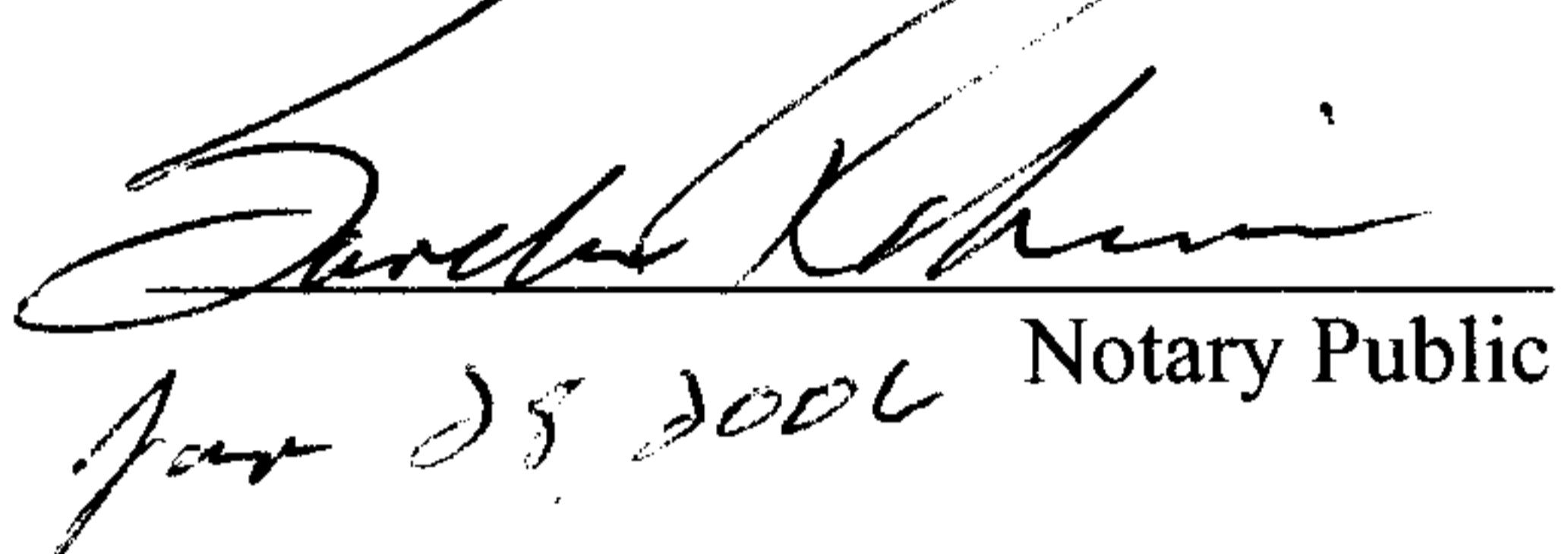
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property, it has been in the exclusive possession of James H. Deyampert and Dorothy J. Deyampert, and their mother and father before them, and no other person, firm, or corporation has been in possession of that property or any part of it during that more than fifty years. I have never heard the title of James H. Deyampert and Dorothy J. Deyampert disputed in any way.



Samuel S. "Sammy" McEwen, Affiant

Sworn to and subscribed before me  
this 13 day of May, 2008.



Notary Public  
May 13, 2008