


STATE OF ALABAMA)
)
COUNTY OF JEFFERSON)


20091211000455200 1/2 \$14.00
Shelby Cnty Judge of Probate, AL
12/11/2009 10:27:31 AM FILED/CERT

AFFIDAVIT REGARDING PAYMENT OF MORTGAGE OF RECORD

Before me, the undersigned notary public for and in the State of Alabama, Jefferson County, personally appeared **JOHN HOWARD HOLCOMBE**, who first being duly sworn, deposes and says as follows:

My name is John Howard Holcombe. I am the owner of certain property located in Shelby County, Alabama, which is more particularly described as follows:

A part of the Northwest 1/4 of Section 2, Township 20 South, Range 2 East, lying in Shelby County, Alabama, more particularly described as follows:

Commence at the Northwest corner of the Northeast 1/4 of the Southeast 1/4 of Section 2, Township 20 South, Range 2 East and run North 115 feet to the West right-of-way line of U.S. Highway 280, formerly known as Birmingham-Sylacauga Highway; thence run Northwest along said right-of-way a distance of 2,134 feet to the point of beginning of the lot hereby conveyed, from this point, turn Southwest at right angles and run 420 feet to a corner; thence turn 90 degrees and run Northwest 210 feet to a corner; thence turn a 90 degree angle and run Northeast 420 feet to a concrete post on the West side of said highway; thence run Southeast along said highway 210 feet to the point of beginning.

(the "Property").

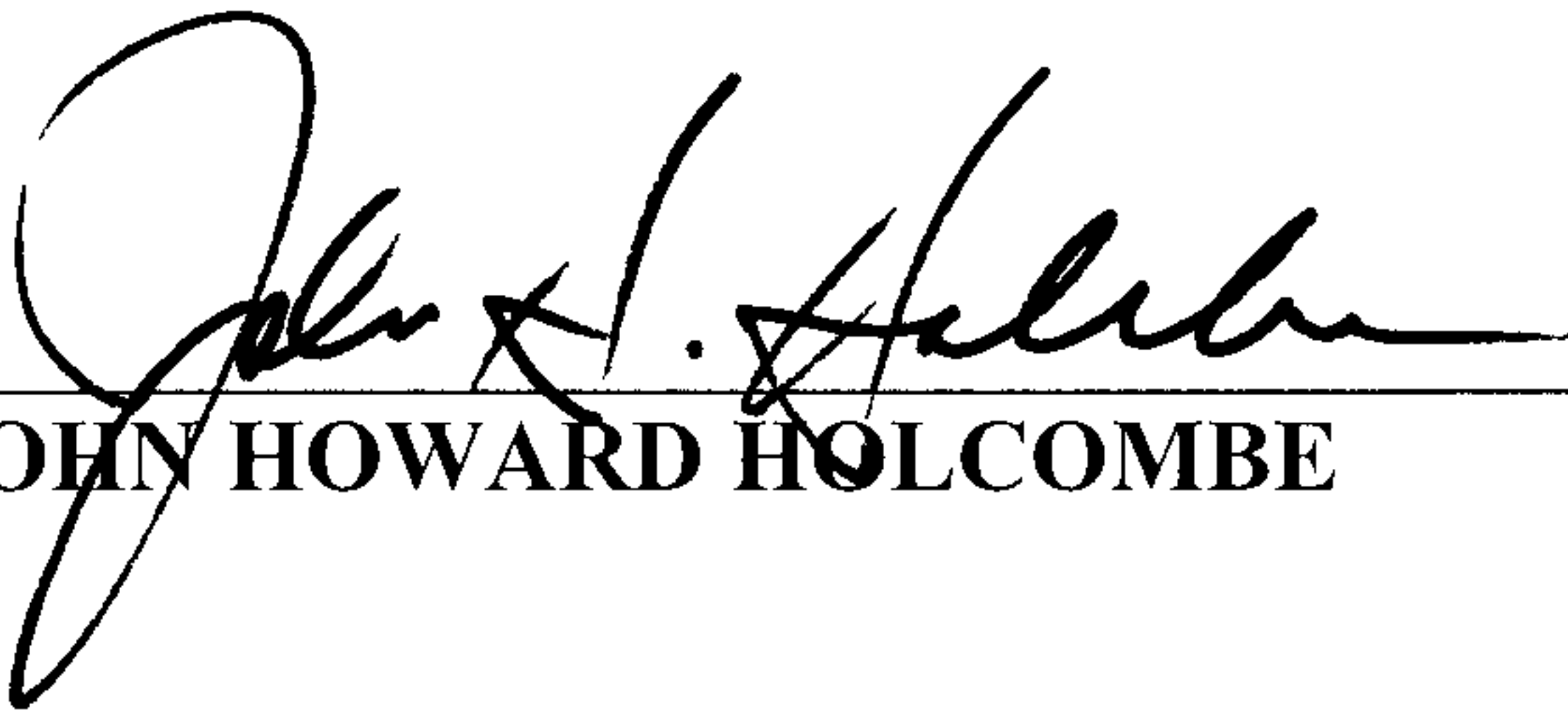
My parents, Howard Holcombe and Josephine C. Holcombe, acquired the Property from Walter G. Brush and Polly Brush (the "Brushes") through a Warranty Deed dated September 6, 1984 and recorded September 20, 1984 in the Office of the Judge of Probate of Shelby County, Alabama at Book 002, Page 719. I acquired the Property from my parents through a Warranty Deed dated February 17, 1997 and recorded in the Office of the Judge of Probate of Shelby County, Alabama on May 30, 1997 as Instrument Number 1997-16828.

While the Brushes maintained ownership of the Property, they executed a Mortgage against the Property in favor of Mamie Logan Stone in the amount of \$15,000 to be paid off in three annual installments of \$5,000 each to be paid beginning January 1, 1985. Such Mortgage was executed on January 24, 1984 and was recorded in the Office of the Judge of Probate of Shelby County, Alabama on January 26, 1984 at Book 442,

Page 616 (the "Mortgage"). When my parents purchased the Property, as partial consideration of the conveyance, they assumed payment under the Mortgage. It is my understanding that the Mortgage was paid off in full under the terms of the Mortgage on January 1, 1987.

In the 12 plus years I have been in possession of the Property, no claim has been made pursuant to the Mortgage. Also, I have no knowledge of any claim being made pursuant to the Mortgage during the time period in which my parents were owners of the Property.

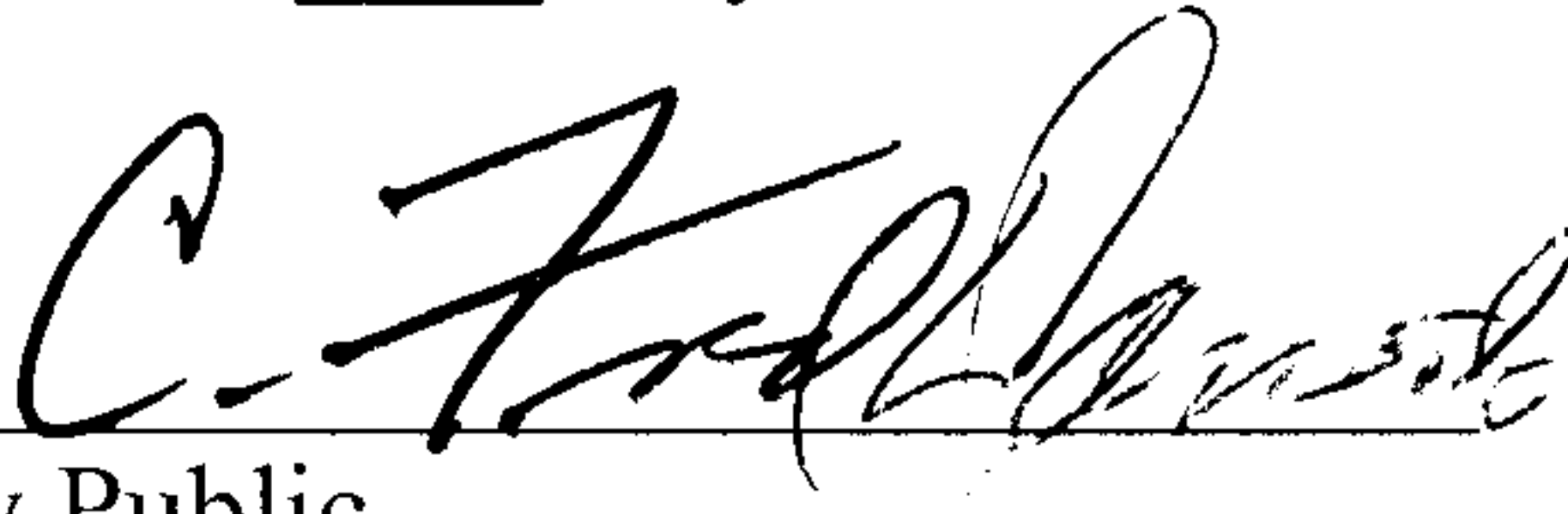
FURTHER the affiant sayeth not.


JOHN HOWARD HOLCOMBE

STATE OF ALABAMA

JEFFERSON COUNTY

Sworn to and subscribed before me on this the 10th day of December, 2009.


Notary Public

SEAL

My Commission Expires 9/14/10