

AFFIDAVIT AS TO HEIRS

STATE OF ALABAMA
COUNTY OF SHELBY

On the 5th day of November, 2013, before me personally appeared Nancy Lytle and Linda K. May, personally known to me and by me first duly sworn on oath did say as follows:

Affiants are familiar with the family history of Gary E. Carter, deceased, who was the owner of the following property:

See attached Exhibit "A" and Exhibit "A-1"

Gary E. Carter was also the sole owner of Gary E. Carter Builders, Inc., who was the owner of the following property:

See attached Exhibit "B"

And that said decedent died October 12, 2013, and that the place of residence and homestead at the time of death was as follows:

1220 Dunham Lane, Helena, AL 35080

And affiants further state 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:	Rhonda Carter, Age 60, of sound mind
Divorced Wife or Husband:	None
Children:	Clinton E. Carter, Age 35, of sound mind Michelle McGraw, Age 32, of sound mind
Adopted Children:	None
Descendants of Deceased Children:	None
Other:	None

The affiants affirm that the fair market value of the decedent's estate was not greater than \$131,040.00 which includes the following real and personal property: (values and balances as of the date of death).

Real Estate Appraised Value:	\$131,040.00
Mortgages Due at Date of Death:	\$ 37,806.00
Stocks, Bonds, Mortgage or Notes Payable and Negotiable Instruments:	\$ 0.00
Other:	None

Affiants state 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 affiants further state 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

Affiants further state that decedent did not leave a will and that all debts against the estate have not been paid.

Affiants make this affidavit stating that Rhonda Carter, Clinton E. Carter and Michelle McGraw are the true owners of the property described in the attached Exhibit "A".

Affiants acknowledge 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 in the Probate Records.

Nancy J. Lytle
Nancy Lytle
120 Chestnut Lane
Helena, AL 35080

Linda K. May
Linda K. May
1140 Mountainwood Lane
Birmingham, AL 35244

**STATE OF ALABAMA
COUNTY OF SHELBY**

I, the undersigned, a Notary Public in and for said county and state, hereby certify that Nancy Lytle, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 5th day of November, 2013.

KELLY B. FURGERSON
Notary Public, State of Alabama
Alabama State At Large
My Commission Expires
October 20, 2014

Kelly B. Ferguson
Notary Public
My Commission Expires: 10/20/14

**STATE OF ALABAMA
COUNTY OF Shelby**

I, the undersigned, a Notary Public in and for said county and state, hereby certify that Linda K. May, whose name is signed to the foregoing instrument, and who is known to me, acknowledged before me on this day that, being informed of the contents of the instrument, she executed the same voluntarily on the day the same bears date.

Given under my hand and seal this 7th day of November, 2013.

KELLY B. FURGERSON
Notary Public, State of Alabama
Alabama State At Large
My Commission Expires
October 20, 2014

Kelly B. Ferguson
Notary Public
My Commission Expires: 10/20/14

EXHIBIT "A"

All the NW 1/4 of Section 20, Township 21 South, Range 1 West, Shelby County, Alabama, which lies South of Shelby County Highway No. 26 and West of Atchison Trace.


AND

Commence at the Southeast corner of Section 8, Township 23 North, Range 15 East; thence run North along the East line of Section 8 for 1393.87' to the point of beginning; thence continue along the last described course for 1392.68'; thence turn an angle to the left of 89 degrees 51 minutes 55 seconds and run West along the North line of the Southeast 1/4 for 1791.16'; thence turn an angle to the left of 82 degrees 43 minutes 21 seconds and run Southwest for 1267.15' to a point in the centerline of a 60' Easement for ingress & egress; thence turn an angle to right of 21 degrees 10 minutes 53 seconds and run Southwest along the centerline of said Easement for 142.23' to a point on the South line of the North 1/2 of the Southeast 1/4 of Section 8; thence turn an angle to the left of 118 degrees 09 minutes 21 seconds and run East along the South line for 2022.75' to the point of beginning, in Chilton County, Alabama. Containing 60.00 Acres.

The above description taken in its entirety from the survey of Steven H. Gay, Reg. No. 17522, dated June 18, 1998, a copy of said survey attached hereto as Exhibit "A-1".

The grantors and the grantees agree that each shall have the non-exclusive right to use the easement shown on Exhibit "A-1" for the rights of ingress and egress and that these rights shall run with the lands owned by the parties.

Along with any and all right, title, claim and interest which may be held presently in the mineral rights to the above described lands as shown in that certain oil, gas and mineral lease dated August 12, 1980, and recorded in Book 650 at Page 220, in the Office of the Judge of Probate of Chilton County, Alabama.


20140205000032750 3/5 \$26.00
Shelby Cnty Judge of Probate, AL
02/05/2014 09:38:04 AM FILED/CERT

STEVE GAY SURVEYING

ROAD No. 6

60' EASEMENT FOR
WAREHOUSE & BUSINESS

EXISTING ROAD

126° 54' 39" MEAS.

142.45' DEED

142.25' DEED

61 = 50' 08" MEAS.

ROAD No. 1

STATE OF ALABAMA
CHILTON, COUNTY

Date: JUNE 18, 1998

SOUTHERN CORNER

Parcel - 1
CONTAINS 60.00 ACRES

00-08-05 DEED
00-08-05 SIMBAS

1393.07' DEED 1392.68' MEAS.

SCALE = 1" = 200'

EXHIBIT "B"

Lot 113, according to the Survey of Asbury Park, as recorded in Map Book 41, Page 70, in the Office of the Judge of Probate of Jefferson County, Alabama, Bessemer Division.

AND

Lot 224, according to the final plat Forest Ridge Phase II, as recorded in Map Book 32, Page 62, in the Probate Office of Shelby County, Alabama.

AND

Lot 229, according to the final plat Forest Ridge Phase II, as recorded in Map Book 32, Page 62, in the Probate Office of Shelby County, Alabama.

AND

Lot 16, according to the Map of Ammersee Lakes, First Sector, as recorded in Map Book 28, Page 98 A & B, in the Probate Office of Shelby County, Alabama.



20140205000032750 5/5 \$26.00
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