



20161213000454880 1/4 \$34.00
 Shelby Cnty Judge of Probate, AL
 12/13/2016 01:19:42 PM FILED/CERT

STATE OF ALABAMA)
 :
 COUNTY OF SHELBY)

Index under the following names:

Henry Elwin Hughes
 Henry E. Hughes
 Betty H. Hughes
 George Elwin Hughes
 Steven Wayne Hughes
 James Neil Hughes
 William Lee Hughes
 Willie Lee Hughes
 W. Lee Hughes
 W. L. Hughes
 Edna M. Hughes
 Edna E. Hughes

AFFIDAVIT OF HEIRSHIP AND DEVOLUTION OF TITLE TO REAL PROPERTY

Personally appeared before me, the undersigned Notary Public in and for said County in said State, HARRISON LEROY HUGHES, who being first duly sworn on oath, deposes and states as follows:

1. My name is Harrison Leroy Hughes. I am over the age of 21 years and reside at 412 Odell Avenue, Childersburg, Alabama 35044.

2. I was the nephew of Henry Elwin Hughes, also known as Henry E. Hughes (hereinafter "Henry Hughes"). I was personally acquainted with Henry Hughes and his wife, Betty H. Hughes ("Betty Hughes") throughout their marriage, and I have personal knowledge of the matters and things set forth herein.

3. During his lifetime, Henry Hughes was married only to Betty Hughes, and they were continuously married until the death of Betty Hughes on or about February 8, 2002 (the estate of Betty Hughes having been administered in Case No. 177411 in the Probate Court of Jefferson County, Alabama). Henry Hughes and Betty Hughes had three (3) children, namely, George Elwin Hughes, Steven Wayne Hughes and James Neil Hughes (collectively, the "Henry Hughes Children"), and there was no other child, either living or dead, who was born to or adopted by Henry Hughes during his lifetime.

4. Henry Hughes died intestate on or about September 25, 2004, as evidenced by the attached copy of his death certificate, there having been, to the best of my knowledge, no Last Will and Testament for Henry Hughes filed for probate in the State of Alabama. At the time of his death, Henry Hughes had no parent who survived him, had not remarried after the death of Betty Hughes, and had no living child or issue of any deceased children who survived him other than the Henry Hughes Children named above, all of whom survived him.

5. As evidenced by separate Affidavit of Heirship and Devolution of Title to Real Property executed by me relating to the intestate estates of William Lee Hughes, also known as Willie Lee Hughes, W. L. Hughes and W. Lee Hughes, and his wife, Edna M. Hughes, also known as Edna E. Hughes, there was

vested in Henry Hughes individually at the time of his death, an undivided one-half (1/2) interest in the following described real property situated in Shelby County, Alabama (the "Subject Property"), to-wit:


A tract of land containing six (6) acres more or less and being a part of the original W. L. Hughes and wife Edna E. Hughes property as recorded in Deed Book 140, Page 320 in the office of the Judge of Probate of Shelby County, Alabama, described as follows: The East 285 feet of the following described property; Begin at the Northeast corner of Section 30, Township 19 South, Range 1 East, and run West along the North line of said Section, 630 feet; thence South to a point on the North side of the Right of Way of the Florida Short Route Highway which is 630 feet West of the East line of said Section; thence Northeasterly along the North line of said Right of Way to the East line of said Section 30, thence North along section line to the point of beginning.

6. Although Henry Hughes died intestate, I am informed and believe that any assets of his probate estate would have passed, by operation of **Ala. Code §43-8-42(1)**, to the three (3) Henry Hughes Children, in equal shares. Thus, title to any real estate or interest in real estate, including, without limitation, the undivided one-half (1/2) interest in the Subject Property owned by Henry Hughes at the time of his death, would have devolved upon his death only to the three surviving Henry Hughes Children, namely George Elwin Hughes, Steven Wayne Hughes and James Neil Hughes, in equal shares, by operation of **Ala. Code §43-2-830(a)**, and would have vested in his said sons, in equal shares, as of such time.

This Affidavit is made for the purpose of establishing the heirs of Henry Hughes and the descent of title to any property in which Henry Hughes owned any interest upon his death, including, without limitation, the undivided one-half (1/2) interest in the Subject Property, with the knowledge that this Affidavit may be used as evidence in court, or filed for record in any Probate Office for future reference.

Further the Affiant sayeth not.

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Signature Page Follows -**


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Done and dated this 8 day of Dec, 2016.

Harrison Leroy Hughes
Harrison Leroy Hughes

STATE OF ALABAMA
COUNTY OF TALLADEGA

I, the undersigned authority, a Notary Public in and for said County, in said State, hereby certify that Harrison Leroy Hughes, whose name is signed to the foregoing Affidavit, and who is known to me, acknowledged before me on this day that, being informed of the contents of said Affidavit, he executed the same voluntarily on the day the same bears date.

Given under my hand and official seal this 8th day of December, 2016.

{ SEAL }

Shawna L. Pickens
Notary Public
My Commission Expires: 3-21-18

This instrument prepared by:
Katherine N. Barr, Esq.
Sirote & Permutt, P.C.
2311 Highland Avenue South (35205)
P. O. Box 55727
Birmingham, Alabama 35255-5727



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ALABAMA

Center for Health Statistics

ALABAMA

CERTIFICATE OF DEATH

04-32549

101

BCB

05/01/11
200
01
05/01/11
31423

1. DECEASED - NAME Henry Elvin HUGHES		2. DATE OF DEATH (Month, Day, Year) September 25, 2004		3. COUNTY OF DEATH Montgomery	
4. CITY, TOWN, OR LOCATION OF DEATH AND ZIP CODE Montgomery 36107		5. INSURE CITY LIMITS (Specify Yes or No) Yes		6. PLACE OF DEATH - HOSPITAL OR OTHER INSTITUTION - (If not in hospital, give street and number) Crown Health Care of Montgomery	
7. IF HOSPITAL, (Specify location, City or Department, BSN) No		8. OF HOSPITAL ORIGIN (Specify Yes or No) If Yes, Specify Cause, Location, Point of Entry, etc. No		9. RACE - (Specify American Indian, Black, White, etc.) White	
10. SEX Male		11. AGE 82		12. DATE OF BIRTH (Month, Day, Year) January 03, 1922	
13. US BIRTH (Specify Yes or No) If Yes, Specify State, County, City, and Date of Birth Yes		14. MARITAL STATUS (Specify Married, Single, Widowed, Divorced, etc.) Widowed		15. SURVIVING SPOUSE (If with, give maiden name) No	
16. STATE OF BIRTH (If not in USA, name country) Alabama		17. RESIDENCE - STATE Alabama		18. COUNTY Montgomery	
19. CITY, TOWN, OR LOCATION AND ZIP CODE Montgomery 36017		20. STREET AND NUMBER 161 Essex Dr		21. APPOINTMENT - Name and Address James N. Hughes Sterrett, AL 35147	
22. USUAL OCCUPATION (Give kind of work done during week of death, the week of report) Steel Fabricator		23. FORM OF BUSINESS OR INDUSTRY Square D		24. FATHER - NAME Willie Lee Hughes	
25. MOTHER - NAME Edna Minor		26. DEPOSIT OF BODY (Specify Burial, Cremation, Medical Examiner, Hospital, etc.) Burial		27. DATE OF DEPOSIT (Month, Day, Year) Sept 27, 2004	
28. CEMETERY OR CREMATORY - Name Elmwood Cemetery		29. LOCATION - City or Town - State Birmingham, AL		30. FUNERAL HOME - Name and Address Ridouts Roebuck Chapel 9012 Parkway East B'ham, AL 35206	
31. DATE OF DEATH (Month, Day, Year) Sept 25, 2004		32. SIGNATURE OF DEATH CERTIFICATE James N. Hughes		33. DATE SIGNED BY FUNERAL DIRECTOR Oct 1, 2004	
34. SIGNATURE OF DEATH CERTIFICATE Malcolm Brown MD		35. DATE SIGNED BY PHYSICIAN 9/27/04		36. TIME AND DATE OF DEATH 0715 9/25/04	
37. ADDRESS OF PERSON WHO COMPLETED CASE OF DEATH (Name and Address) 1837 Upper Wetumpka Road, Montgomery, AL 36107		38. CERTIFIER LICENSE NUMBER 6825		39. REGISTRAR - Name and Address Brenda Davis	
40. DATE OF DEATH (Month, Day, Year) Oct 6, 2004		41. SIGNATURE OF REGISTRAR Brenda Davis		42. DATE SIGNED BY REGISTRAR Oct 6, 2004	

MEDICAL CERTIFICATION

43. PART I: Enter the disease, injury, or condition that caused the death. Do not enter the results of dying, such as cardiac or respiratory arrest, death, or heart failure. LIST ONLY ONE CAUSE ON EACH LINE. IMMEDIATE CAUSE (Final disease or condition resulting in death) → Alzheimer's Disease		44. APPROXIMATE INTERVAL BETWEEN ONSET AND DEATH Years	
45. Due to (or as a consequence of): a. Due to (or as a consequence of): b. Due to (or as a consequence of): c. Due to (or as a consequence of):			
46. OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH BUT NOT RESULTING IN THE UNDERLYING CAUSE (List in Part I) Prostate Carcinoma, Left hip fracture		47. WERE THERE A PREGNANCY IN LAST 42 DAYS (Specify Yes, No, or U.N.K.) No	
48. MANNER OF DEATH (Specify: Accident, Homicide, Suicide, Undetermined, Cardiovascular, Poisoning, Infection, Natural Cause) Natural Cause		49. IF YES, were findings considered in determining manner of death? (Specify Yes or No) No	
50. HOW INJURY OCCURRED (Enter nature of injury in Item 43, Part I or Item 47, Part II)		51. DATE OF INJURY (Month, Day, Year)	
52. PLACE OF INJURY (Specify at home, farm, street, factory, office building, etc.)		53. 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.

OCT 08 2004

ADPH-408 2/Rev. 11-03

I, Dorothy S. Marshbarger, 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. 2004-402-655-1

October 15, 2004

Dorothy S. Marshbarger
Dorothy S. Marshbarger, State Registrar