

AFFIDAVIT OF ADVERSE POSSESSION

STATE OF ALABAMA)
COUNTY OF SHELBY)

Before me, the undersigned authority in and for said County and State personally appeared OLLIE B. AUSTIN, who is known to me and who being first by me duly sworn, deposes and says as follows:

That she is over the age of 19 years and has lived in the City of Calera, Shelby County, Alabama, continuously since the year 1942 to the date of this Affidavit. That she became personally acquainted with Sam Baker and Homie Lee Baker in the year 1942.

Affiant further states that a Mr. Rufus Smith lived on subject property and had a house on the same, and died a few years later. That Mr. Sam Baker had a garden on subject property every year. Affiant believes that Sam Baker bought subject property at a tax sale. After the death of Sam Baker, who died on December 14, 1974, ^{intestate} /his family kept the property and has maintained a garden every year up to the present date. Subject property is right next to the house where Homie Lee Baker is claiming her homestead. That the said Sam Baker and Homie Lee Baker was in the continuous, actual, open, notorious and peaceful possession of said land from the year 1944 to the year of his death, and during the lifetime of said Sam Baker and up to the present the said Sam Baker and Homie Lee Baker paid taxes on said property.

Subject property is described as follows:

A parcel of land situated in the NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 2, Township 22 North, Range 13 East, Shelby County, Alabama, and more particularly described as follows: Begin at the Northeast corner of said $\frac{1}{4}$ - $\frac{1}{4}$; thence South along the East line thereof, a distance of 145 feet; thence 95degrees44 minutes right a distance of 207.5 feet; thence 84 degrees 16 minutes right 145 feet to the South line at a paved drive; thence 95 degrees 44 minutes right a distance of 207.5 feet to the point of beginning. Situated in Shelby County, Alabama.

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James & Louise

The Affiant further states that during all the time that she has known said land has never known or heard of anyone disputing the ownership of Sam Baker or Homie Lee Baker or anyone making any claim to any part thereof.

In Witness Whereof I have hereunto set my hand and seal on this the 17th day of September, 1984.

Billie Bea Austin
Affiant

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Sworn to and subscribed before me this 17th day of September, 1984.

Judy R. Davis
Notary Public



STATE OF ALABAMA COUNTY OF...
I CERTIFY THIS INSTRUMENT WAS FILED

1984 SEP 21 PM 2:30

Thomas W. [Signature]
JUDGE OF PROBATE

RECORDING FEES

Recording Fee	\$ 5.00
Index Fee	1.00
TOTAL	\$ 6.00