

(719)

State of Alabama, } Before me the undersigned author-
 Shelby County } City in and for said State and Coun-
 ty, personally appeared Henry Isbell, who being duly
 sworn says upon oath, that affiant is the same person
 who on March 11th, 1902, sold and conveyed to D. B. Isbell
 the northeast quarter of the southeast quarter of Section
 32, in Township 17, Range 1 east and the west half of the
 southwest quarter of Section 34 in said Township and
 range in Shelby County Alabama, as shown by deed
 recorded in Book 45 on page 116, in the office of the
 Probate Judge of Shelby County Alabama, that affiant
 purchased the said northeast quarter of the south-
 east quarter of Section 32, from John Berryhill about
 the year 1896, and that the said John Berryhill and
 wife executed a warranty deed properly acknowl-
 edged, conveying said forty acre tract to affiant
 and that affiant paid the purchase price for
 said forty acres to the said John Berryhill. That
 affiant went into possession of said forty acres
 and also said eighty acres and built a house

thereon, cultivated a portion of said lands and cut wood and timber off of same, and was in the active, open, notorious continuous possession of all of said one hundred and twenty acres during the time that affiant owned same, and until affiant sold and conveyed said land to D. R. Isbell in March 1903, and that the said D. R. Isbell took possession of said land immediately upon affiant's surrender of same and was in the active, open, notorious, continuous adverse possession of same until he sold it to G. W. Franklin in November 1903, and that the said G. W. Franklin then went into possession of said land and remained in active, open, notorious, adverse possession of same until he sold the same to Rhoda E. Ferrell in 1911. That affiant has lived in the neighborhood of said land for more than thirty years and that no other person has claimed any part of said 120 acres since affiant bought same except the parties who have been holding said property under conveyances through affiant and those claiming under him. That affiant is informed that said land was sold to John Berryhill by W. H. Harding and wife, and that said W. H. Harding and wife purchased said land from John B. Martin, to whom said land was patented by the Government, and that the said Harding was in possession of said land prior to the conveyance by Harding and wife to John Berryhill.

Witnesses: Sallie Isbell,

Wm G King

Henry Isbell,
his mark

Sworn to and subscribed before me this 9th day of December 1911

Seal Wm G King, Notary Public

The State of Alabama } I hereby certify that the within
Shelby County } Affidavit was filed in this
office for record 7 day of March, 1916. at 8 o'clock
A.M. and recorded in Deed Record 60 page, 44 and
examined

R. P. Longshore, Judge of Probate