AFFIDAVIT

STATE OF ALABAMA)
SHELBY CONNTY)

at page 363.

Before me R. E.Cosper, a Notary Public in and for waid County, in said State, personally appeared R. M. Hollis who is known to me, and who, being by me first duly sworn, deposes and says that he is acquainted with the following described real estate, situated in Sterrett, Shelby County, Alabama, viz:

A lot of land in the N¹₂ of SW¹₄ of Section 19, Township 18, Range 2 east, described as beginning at the N or NW corner of Block "J" of the town of Sterrett, and running in a NE direction 420 feet, thence SE direction 210 feet, thence SW direction 420 feet to the NE line of said Block "J" and thence NW direction along said Block "J" 210 feet to the point of beginning, containing 2 acres, more or less.

Further deposing affiant says that he hasknown said land for more than twenty years, and has continuously resided in the vicinity, where said land is located for and during said permod.

Further deposing affiant says that he was acquainted with Mrs. E. J. Churchwell and Wm. Churchwell who executed their respective deeds to John A. Kincaid on January 15th 1885 and January 10th 1885, respectively. The deed so executed by Mrs. E. J. Churchwell is recorded in the Probate Office of Shelby County, Alabama, in deed Book 14, at page 57, and the deed so executed by Wm. Churchwell is recorded in the Probate Office of Shelby County, Alabama, in deed book 14 at page 60.

Further deposing affiant says that at the time of said execution of the respective deeds said Wm.Churchwell and Mrs. E. J. Churchwell were husband and wife, and said William Churchwell was in possession of the lands described and conveyed in said deed, claiming to own the same at the time said deeds were executed.

Further deposing affiant says that John A. Kincaid went into possession of said two acre lot hereinabove described upon, and immediately after, the execution of said two aforementioned deeds, and remained in possession of same, claiming to own it, until he deeded the same to Robert J. Byers, by deed dated January 27, 1885, and which said deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 8 at page 299.

Further deposing affiant says that the said Robert J. Byers went immediately in possession of said land upon the execution of said deed from said Kincaid to him, and remained in the actual, open, notorious, continuous, exclusive, adverse possession of same down to the 25th day of March, 1890, at which time he deeded and conveyed it to William A. Dyer, which said deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 62 at page 362.

Further deposing affiant says that said William A. Dyer went in possession of said land immediately upon the execution of said deed to him by Robert J. Byers, and remained in the actual, open, notorious, continuous, exclusive, adverse possession of same down to the 28th day of September, 1903, at which time he deeded and conveyed the same to W. L. Johnson, and which said deed is recorded in the Probate Office of Shelby County, Alabama, in deed Book 50, at page 446.

Further deposing affiant says that said W. L. Johnson went in possession of said land immediately upon the execution of said deed to him by William A. Dyer, and remained in the actual, open, notorious, continuous, exclusive, adverse possession of same down to the 26th day of September, 1904, at which time he deeded and conveyed the same to G. P. Cosper which said deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 62,

Further deposing affiant says that said G. P. Cosper went into possession of said land immediately on the execution of said deed to him by W. L. Johnson, and remained in the actual, open, notorious, continuous, exclusive, adverse possession of same until the 26th day of September 1906, at which time he deeded the same to R. J. Byers by deed, which is recorded in the Probate Office of helby County, Alabama, in deed book 62 at page 355.

Further deposing affiant says that said R. J. Byers went immediately into possession of said land under said deed to him by G. P. Cosper, and remained in the actual, open, notorious, continuous, exclusive, adverse possession of same down to the 14th day of March, 1918, at which time he sold and deeded the same to C. E. Byers and M. L. Byers by deed which is recorded in the Probate Office of Shelby County, Alabama, in deed book 62 at page 353.

Further deposing affiant says that the said C. E. Byers and M. L. Byers went immediately into possession of said land, under said deed to them by R. J. Byers and remained in the actual, open, notorious, continuous, exclusiver adverse possession of same down to the 11th day of April 1918, when said C. E. Byers sold and deeded the same to M. L. Byers by deed which is recorded in the Probate Office of Shelby County, Alabama, in deed book 62 at page 354.

Further deposing affiant says that immediately upon the execution of said deed to her by said C. E. Byers said M. L. Byers went into possession of said land and remained in the actual, open, notinious, continuous, exclusive, adverse possession of same; under said deed, down to March 11, 1920, at which time she sold and deeded the same to L. B. Houston, which said deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 66, at page 565.

 $^{ ext{F}}_{ ext{U}}$ rther deposing affiant says that at the time of the execution of the last mentioned deed said M. L. Byers was a single woman.

Further deposing affiant says that said two acre tract of land hereinabove described and conveyed by said several deeds hereinabove referred to has been actually under fence, and in the possession of the aforementioned parties for more than twenty years prior hereto.

That said Mrs. E. J. Churchwell and said William Churchwell, while not divorced, were not living together as man and wife in 1885, when said deeds were executed.

Sworn and subscribed to before me this the 23 day of April 1927./

R. E. Cosper--Notary Public

THE STATE OF ALABAMA

SHELBY COUNTY

R. N. Hollys

I h. B. Riddle Judge of Probate hereby certify that the within affidavit was filed in this office for record April 25th 1927 at 2 oclock P.M. and recorded in Deed record 81 page 512 and examined.

L.B.Riddle--Judge of Probate