

AFFIDAVIT

STATE OF ALABAMA )

SHELBY COUNTY )

Before me J. C. Stone, a Notary Public in and for said County in said State personally appeared E. G. Givhan who is known to me and who being by me first duly sworn, deposes and says that he is acquainted with the following described land situated in Shelby County, Alabama, viz:

The  $N\frac{1}{2}$  of  $SW\frac{1}{4}$  of  $NE\frac{1}{4}$ , Section 21, Township 22, Range 3 west, EXCEPT 8 acres off the south side thereof, heretofore conveyed to W. H. Mitchell, and except a strip 25 feet in width off the north side thereof, heretofore sold to and conveyed to L. N. Nabors, the said strip extending from the west line to the east line of said  $N\frac{1}{2}$  of  $SW\frac{1}{4}$  of  $NE\frac{1}{4}$  of said Section 21.

Further deposing, affiant says that he has been acquainted with said land for more than twenty years prior hereto and was acquainted with it when W. C. Courson bought it and obtained a Commissioner's Deed through the Probate Court of Shelby County, Alabama, on September 20th 1906. Further deposing, affiant says that said W. C. Courson went into possession of said property under said Commissioner's deed immediately after September 20th 1906, and he and his wife, Adda Carry Courson, to whom he executed a deed on December 11th 1911, remained in the actual, open, notorious, continuous, exclusive, adverse possession thereof until they sold and deeded the same to Dulcie C. Comer. The Commissioner's Deed hereinabove referred to is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 40 at page 390; the deed from W. C. Courson to said Adda Carry Courson is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 39 at page 29, and the deed from said Adda Carry Courson and husband, W. C. Courson, to Dulcie C. Comer is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 39 at page 124.

Further deposing, affiant says that said Dulcie C. Comer went into possession of said land immediately after the aforementioned deed was executed to her and that she and her successors in title down to and including the present owners, who are heirs of Wm. Trucks, deceased, have been in the actual, open, notorious, continuous, exclusive, adverse possession of said land down to the present time; that said Dulcie C. Comer deeded the land to I. D. Moody by deed dated July 18th, 1910, which deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 46 at page 105 and said I. D. Moody in turn deeded the same to Wm. Trucks by deed dated October 7th 1918, and which deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 69 at page 136 and said parties as aforesaid have been in the actual, open, notorious, continuous, exclusive, adverse possession of said land down to the present time, which includes the heirs of said Wm. Trucks, deceased.

Sworn and subscribed to before me

E. G. Givhan

this 16 day of August, 1928.

J. C. Stone--Notary Public

THE STATE OF ALABAMA )

SHELBY COUNTY )

I, L. B. Riddle Judge of Probate hereby certify that the within affidavit was filed in this office for record Aug. 18th 1928 at 11 oclock A.M. and recorded in Deed record 86 page 507 and examined.

L. B. Riddle--Judge of Probate

