

AFFIDAVIT

STATE OF ALABAMA)

JEFFERSON COUNTY)

Personally appeared before me the undersigned authority in and for said County and State J.W.Roy, who being duly sworn on oath states that his full name is Jasper William Roy, and that he is the son of William W.Roy and Eliza A.Roy, both of whom are now deceased; that said Eliza A. Roy died without a will on or about the 14th day of April 1908, and that affiant was the administrator of her estate and that said estate has been finally and fully administered and all claims against same of any character have long since been paid, including all court costs.

Affiant further states that the heir referred to as Foster F.Roy and Foster T. Roy, and F.T.Roy at various places in the matters of the estate of Eliza A.Roy, deceased, is one and the same person whose correct name is Foster T.Roy.

Affiant further states that at the time of the death of Eliza A.Roy the heirs living are as shown in the petition for letters of administration on the estate of said Eliza A. Roy; but that since said petition was filed Eddie Roy, whose full name was John Edward Roy, one of the children of M. N. Roy as shown in said petition, died leaving a will, which will was probated in the Probate Court of Jefferson County, Alabama, at Bessemer, Alabama, by which will he left all his right title, and interest in the property described in this affidavit to Martha Roy, his widow. Affiant further states that Fatie Roy one of the daughters of M. N. Roy, referred to in said petition is now dead, but that she left surviving her three children whose names are Adolphus Bearden, D. C. Bearden, and Rufus Bearden,, and her husband Robt. L. Bearden.

Affiant further states that Newton Roy one of the children of M. N. Roy named in said petition is now dead, having been killed in France during the World War; that said Newton Roy did not leave any children, that he had been separated from his wife for sometime prior to his going to France where he was killed either in the latter part of 1917 or the first part of 1918, and she has never been heard of so far as I know in the vicinity where I live, and certainly has never made any claim for any dower interest or any other interest of any other kind of the property described in this affidavit. Affiant further states that Zilphia Chastine, referred to in the petition to sell the land herein described for division in the Probate Court of Shelby County, was one and the same person as Zilphia Roy, one of the children of M. N. Roy named in the petition for letters of administration in said court on the estate of Eliza A.Roy, deceased.

Affiant further states that he knows the property situated in Shelby County known and described as SE $\frac{1}{4}$ of Section 2, Township 20, Range 3 west and the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 2, Township 20, Range 3 west, excepting 4.45 acres conveyed to Collie Roy by deed dated December 30, 1927, all of said property being known as the Roy tract, and being situated in Shelby County, Alabama; that he has known this property ever since 1872; that affiant was born and raised on said property; that affiant's father William W.Roy purchased same in 1860. Affiant further states that during the time affiant has lived on said property from his birth in 1872 up to the present time, said property has been in the possession of affiant's father and mother, and the immediate members of the family of affiant's father and mother, and said members of the Roy family have been in open, notorious, continuous, adverse and exclusive possession of same for more than twenty years last past and in fact ever since

1860 and affiant further states he never heard of any claim to said land having been made by Mrs. Flora I. Milner during said time or during the ownership of the Roys from 1860 up until the present time.

Jasper W. Roy

Sworn to and subscribed before me this the 23rd
day of March 1929.

Pearl Coleman--Notary Public

THE STATE OF ALABAMA)

SHELBY COUNTY)

I hereby certify that the within affidavit was filed in this office for record
April 18th 1929 at 2 oclock P.M. and recorded in Deed record 88 page 211 and examined.

Cage Head--Judge of Probate