AFFIDAVIT

STATE OF ALABAMA)
SHEIBY COUNTY)

Before me Henry W. Naish, a N.P. & Ex Off. J.P. in and for said County in said State, personally appeared D. McGuire, who being duly sworn deposes and says as follows:

My name is D. McGuirem and I am 69 years of age, and have resided within one mile of all of the NW_{4}^{1} of NE_{4}^{1} and NE_{4}^{1} of NE_{4}^{1} of Section 14, Tp. 20, Kange 3 west lying west of the creek, which is in reality known as Denson creek in Shelby County Alabama, for 31 years.

Affiant further states that he has often seen and ovserved said lands during all of said years and that on the 2nd day of January, 1888, Wm. J.Cross went into possession of said lands by virtue of a deed from J. M. Cross as administrator, of the estate of W. B.Cross, and occupied said lands and held the same openly, notoriously, peaceably and adversely unto the entire world up to and until the 9th day of December, 1888, when he transferred his right, title and interest tosaid lands to Vincent Ellison.

Affiant further states that Vincent Ellisonwent into possession of said land by virtue of said transfer on the 8th day of December, 1888, occupied the same as a home and claimed and held the same openly, notoriously, peaceably and adversely to the entire world, cultivated, said lands and maintained fences around the entire tract from said date named up to anduntil the date of hisdeath, which was February 12, 1914.

Affiant further states that the said Vincent Ellison, who was one and the same person as V. J. Ellison as said name appeared in transactions both ways, left as his sole heirs at law A. C. Ellison, I.C Ellison, V. J. Ellison, Jr., Eva A. Lambert, Emma Roy, Wm. Robert Ellison, Jim Ellison, or J.C. Ellison, who is one and the same person and W. C. Ellison, Violet Cross, Carl Cross, Ruby Cross and Garland Cross, who being the minor children of Rosa Ellison Cross, deceased, and her husband Charlie Cross.

Affiant further states that on the 29th day of August, 1914, the said Jim Ellison or J. C. Ellison, W. C. Ellison and I.C.Ellison eachof whom were single men at such time, and heirs of the estate of V. J.Ellison, deceased, executed to T.W. Johnson a deed conveying their interest inthe above d scribed lands, and that on the 25th day of May 1915, A. C.Ellison, as administrator of the said V. J.Ellison, deceased, conveyed the interest of all of said heirs to said T. W.Johnson by administrator's deed, said lands having beensold for the purpose of paying debts.

Affiant further states that during all the time between the death of the said V. J. Ellison the said lands were in possession of the said heirs of the said V. J. Ellison, deceased, they holding the same openly, notoriously, peaceably and adversely, to the entire world up to and until the 29th day of August 1914, when three interests in said land were conveyed to said T.W.Johnson, and that the said T.W.Johnson with the other heirs of V. J. Ellison named in the administrator's deed above mentioned held and claimed said property as had V. J. Ellison before them up to and until the 25th day of May 1915 when T. W. Johnson by virtue of the deed from A. C. Ellison as administrator of V. J. Ellison, went into possession of said land and has had the same occupied, continually by tenant, the said Johnson holding the said land openly, notoriously, peaceably and adversely, having the same cultivated by

tenant and enclosed by fence continually from the said 25thday of May 1915, up ton and including the date of the making of this affidavit.

Affiant further states that while he has lived in the community where this land is located for many years he has at no time heard the title or right of possession of said T. W. Johnson, the heirs of V. J. Ellison, V. J. Ellison or Vincent Ellison, who is one and the same persons, or Wm. J. Cross questioned at any time from this date up to and including the 2nd day of January 1888, when Wm. J. Cross purchased said lands from the administrator of W.B. Cross, deceased.

D. McGuire

Sworn to and subscribed before me this 15 day of Jan. 1930.

HenryW. Naish--N.P. Ex Off. J.P.

THE STATE OF ALABAMA)
SHELBY COUNTY)

I hereby certifythat the within affidavit was filed in this office for record Jan; 25th 1930 at 9 oclock AM. and recorded in Deed record 90 page 546 and examined,

Cage Head--Judge of Probate