

## AFFIDAVIT

STATE OF ALABAMA )

SHELBY COUNTY )

Before me the undersigned authority, in and for said State and County personally appeared T. C. Elliott who being by me first duly sworn deposes and says on oath that he is 57 years of age and that he has resided in Shelby County Alabama for 57 years, and that he is familiar with the following described lands to-wit:

15 acres on the east side of the  $SE\frac{1}{4}$  of  $SW\frac{1}{4}$ ; and the  $S\frac{1}{2}$  of the  $SE\frac{1}{4}$  all in Section 4, Tp. 19, Range 2 east, situated in Shelby County, Alabama,

That he knew William T. Denty during his life time and also knew his wife A. E. Denty, sometimes called Annie E. Denty.

That he knew Perry Barber and his wife M. F. Barber sometimes called Mary F. Barber during their life time.

That William T. Denty and his wife, Annie E. Denty have been dead for a number of years both having died several years prior to November 10, 1908; that the heirs at law and the next of kin of said William T. Denty and Annie E. Denty on November 10, 1908, at the time a petition was filed in the Probate Court of Shelby County, Alabama for the sale for division among the joint owners thereof of the  $S\frac{1}{2}$  of the  $SE\frac{1}{4}$  of Section 4, Tp. 19, Range 2 east, in Shelby County, Alabama, were as follows, to-wit:

Ola Caldwell, Emma Carpenter, Jessie Denty, Eva Denty, W. K. Denty, Luther Blankenship, Jessie Blankenship, Lola Barber, Tinnie Barber, Allen Barber, Alva Barber, Willie Barber, and Minnie Barber, children of Perry Barber, That the said William T. Denty, and his wife A. E. Denty, sometimes called Annie E. Denty, owned at the time of their death the  $SW\frac{1}{4}$  of the  $SE\frac{1}{4}$  of Section 4; and the  $SE\frac{1}{2}$  of the  $SE\frac{1}{4}$  of Section 4; all in Tp. 19, Range 2 east in Shelby County, Alabama.

That he is familiar with the ownership and description of the following described lands, to-wit: 15 acres on the east side of the  $SE\frac{1}{4}$  of  $SW\frac{1}{4}$  and 5 acres in a square in the SW corner of the  $SW\frac{1}{4}$  of the  $SE\frac{1}{4}$  of Section 4, Tp. 19, Range 2 east; that he has known the owners and the land for more than 35 years, that he remembers the time when said lands were owned by Perry Barber who sold the same to S. E. Elliott and that S. E. Elliott in turn sold the same to D. B. Campbell and that Campbell in turn sold the same to W. S. Dickerson and that W. S. Dickerson in turn sold the same to Flora M. Hanners on or about the 11 day of November 1919; that upon the respective sales as set forth above the several purchasers as heretofore named went into possession of said lands, claiming to own the same and were in the open, adverse, exclusive, notorious and peaceful possession of the same, free from the claims of any one in so far as affiant ever knew or heard of; that the said Flora M. Hanners went into possession of said lands immediately upon the purchase of same and has been in the open, notorious, adverse peaceful, continuous and open possession of same since November 11, 1919 and that said possession and claim of ownership has never been disputed or disturbed by any one in so far as affiant ever heard or ever knew of; that during said time the several owners have resided on same or had tenants residing on same, except the said Flora M. Hanners who has resided on said lands since the date of said purchase.

That affiant being further sworn deposes and says that he has known the  $S\frac{1}{2}$  of the  $SE\frac{1}{4}$  of Section 4, Tp. 19, Range 2 east for more than 50 number of years; that it has been known in that community for a long time as the William T. Denty lands, and that the said William T. Denty and his wife, A. E. Denty were in the open, peaceful, notorious, exclusive, adverse possession of said lands up until the date of their death and that



after their death the heirs of said William T. Denty and wife, A. E. Denty were in the possession under claim of ownership up until the same was sold for division among the joint owners who were then next of kin and heirs at law of the said William T. and A. E. Denty; at said sale J. S. Dickerson became the purchaser thereof and took possession of said lands and remained in the possession of same up until the fall of 1919 at which time he conveyed the same to Flora M. Hanners, who has been in possession of said lands since the date of said purchase; that the several owners, as named above have been in the open, adverse, hostile, exclusive, notorious and peaceful possession of said land claiming to own the same, which possession and claim of ownership has been free from the claims or demands from any adverse claimants, except the owners herein mentioned. That affiant has lived in the community near the above described lands for a long time and at no time has there ever been any question or claim adverse to the claim and possession and ownership of the several owners named above to the two tracts of land described herein; that said land has a residence situated on the same, and that said lands have been cultivated for a long period of time, either by the several owners named above or by their tenants.

That affiant has no interest in nor is he related to the parties now owning said lands.

T. C. Elliott (L.S.)

Sworn to and subscribed before me on this the 27 day of September, 1930.

J. F. McGraw  
Notary Public Shelby County, Ala.

THE STATE OF ALABAMA )  
SHELBY COUNTY )

I hereby certify that the within affidavit was filed in this office for record Oct. 2nd 1930 at 9 o'clock A.M. and recorded in Deed record 91 page 507 and examined.

Cage Head--Judge of Probate