AFFIDAVIT

STATE OF ALABAMA)
SHEIBY COUNTY)

Before me the undersigned authority, in and for said County insaid State, personally appeared Wily Lacy who is known to me, and who being duly sworn, deposes and says as follows:

My name is Wily Lacy; my age is 70 and I reside near Maylene in Shelby County, Alabama; I have resided in that neighborhood for 70 years next last past; I knew James P. Lacey all my life; he died about 1884. I am familiar with the $SE^{\frac{1}{4}}$ and the east half of the $SW^{\frac{1}{4}}$ and the south 30 acres of the $SE^{\frac{1}{4}}$ of the $NW^{\frac{1}{4}}$; and that part of the west half of the SWA lying on the east side of Beaver Dam Creek, all in Section 9, township 21, range 3 west; and the north 20 acres of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 16, township 21, range 3 west all in ShelbyCounty, Alabama; and have been familiar with said lands allmy life 70 years; John M. Lacey acquired the SE_4 and the east half of the $SW_{4}^{\frac{1}{4}}$ and the south ten acres of the $SE_{4}^{\frac{1}{4}}$ of the $NW_{4}^{\frac{1}{4}}$ of Section 9, Township 21, κ ange 3 west, in 1876; he also acquired the north half of the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 16, Township 21, ange 3 west in 1883; John M. Lacey was inthe actual, continuous, uninterrupted poss ession of said land from the date of his acquiring said land as above stated until the day of his death, on to-wit, during the month of April 1917; John M. Lacey was never married, and willed this land to his sisters, Kate Lacey, Emma Lacey, Hattie Lacey and Mary A. Harrison, who continued in like possession of said land until they sold it in 1919 to their brother, E. P. Lacey, who has continued in like poss ession there of until the present date; during all this time, that is, from the date of acquisition by John M. Lacey, the above described land has been used each and every year by John M. Lacey, and those claiming through him, for cultivation, pasturage, cutting timber and such uses as such land was capable of being put to, a part of it was cultivated every year until 1930, when no crop was made on it, but it has been during this year in the actual possession of E.P. Lacey.

James P. Lacey's only heirs were W.D. Lacey, John M. Lacey, Mary Harrison, E. P. Lacey, Kate Lacey, Emma Lacey, Danie B. Lacey, James W. Lacey, Cora M. Lacey and Martha Lacey, who was sometimes called Mattie Lacey or Mattie Lacey, who was sometimes called Martha Lacey, these being his only children and his widow, Ann A. Lacey; and Ann A. Lacey, died without having remarried, and James W. Lacey and Martha or Mattie Lacey died without having ever been married.

I amalso familiar with the following tract of land; begin at the southeast corner of -B.Lacey's land at an iron stob; thence along a wire fence three chains to a crek; thence south along said creek 8 chains and 35 links to the north boundary of Cora Harris' land; thence east 1 chain and 44 links to quarter section line; thence north along said quarter section line 8 chains to point of beginning, being and lying on the east side of Beaver Dam Creek and on the east side of the west half of the SW of Section 9, Township 21 south Range 3 westin Shelby County, Alabama; this was a part of James P. Lacey's homestead and he was inactual possession of the same as far back as 1875, and continued insuch possession from said date until his death; said land was in like possession of his children and his widow until February 2, 1885, when a part of James P. Lacey's heirs conveyed it to the balance of the heirs, and they continued in like possession until those heirs then owning it conveyed it to "P. Lacey, on January 9th, 1925; and E. P. Lacey has continued in like possession of said land until the present date. During all the time mentioned herein, all of the land

mentioned herein has been in actual, continuous, uninterrupted peaceable possession of those mentioned herein as owning said land, and during allof this time I have known of no adverse claim there to and have heard of none.

Wiley Lacey

Subscibed and sworn to before me this the 23 day of October 1930.

J.D.Smith
Justice of the Peace

THE STATE OF A LABAMA)
SHELBY COUNTY)

I hereby certify that the within affidavit was filed in this office for record Nov. 11th 1930 at 9 oclock A.M and recorded in Deed record 91 page 589 and examined,

Cage Head--Judge of Probate