

AFFIDAVIT

STATE OF ALABAMA)

SHELBY COUNTY)

Before me, L.H.Ellis, a Notary Public in and for said County in said State, personally appeared J. L.Isbell, who is known to me and who being by me first duly sworn, deposes and says that he is acquainted with the following described real estate situated in Shelby County, Alabama, viz:

NE 1/4 of NW 1/4, NE 1/4 of SE 1/4, and a part of the W 1/2 of NE 1/4, and SE 1/4 of NE 1/4 of Section 18, Township 18, Range 1 east described as follows: Beginning at NW corner of the NE 1/4 of NW 1/4 and running east to Gin House Branch, thence down the meanderings of said Branch to its mouth at the creek, thence east to the NE corner of the NE 1/4 of SE 1/4 thence south one fourth, of a mile thence west one fourth of a mile, thence north one fourth mile, thence diagonally across the SW 1/4 of NE 1/4 to the SW corner of the NW 1/4 of NE 1/4 thence west one fourth mile, thence north one fourth mile to the point of beginning, containing 140 acres, more or less.

Further deposing affiant says that he has been personally acquainted with said land for forty years and that he has been in the actual, open, notorious, continuous, exclusive, adverse possession of said land from September 30, 1914, until he deeded it to his wife, Mary S. Isbell, in 1926, and since that time she has been in the actual open, notorious, continuous, exclusive, adverse possession of the same down to the present date.

Further deposing affiant says that if he failed to convey all of said land to Mary Isbell it was his intention so to do, and any way he and his wife have been in the actual, open, notorious, continuous, exclusive, adverse possession of said land for more than ten years prior hereto, and during all of that time they have had tenants actually on said land and continuously thereon, and all during said time they have had timbers cut regularly from said land and no other person, firm or corporation, during said time, have advanced any claim thereto, or made any claim antagonistic to the title and ownership of affiant and his wife.

Further deposing affiant says that Barney Isbell is his son, and said son appears to have bought said land at tax sale on December 9th 1929, or a portion of said land.

Further deposing affiant says that he knew Ellen Hale Jennings, who appears to have attempted to redeem said land from tax sale in 1907, as shown by tax sale record 3 at page 44 in the office of the Judge of Probate of Shelby County, Alabama.

Further deposing affiant says that said Ellen Hale Jennings has been dead twelve or fourteen years and her husband, C. B. Jennings, has been dead ten or twelve years, and that if the said C. B. Jennings and Ellen Hale Jennings have any heirs anywhere it is unknown to him, and is unknown in this section of the country, and, irrespective of this, affiant and his said wife have had actual possession of said land for more than ten years subsequent to the attempted redemption of said land by said Ellen Hale Jennings, which said redemption is shown by certificate of redemption dated July 20, 1909, and recorded in the Probate Office of Shelby County, Alabama, in deed book 42 at page 324.

Further deposing affiant says that what is herein above stated is not applicable to the two acres of land for school purposes out of the southeast corner of the northeast quarter of the northwest quarter of Section 18, Township 18, Range 1 east, which has been deeded away for school purposes, as aforesaid, and except also

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Alabama Power Company right of way and public road right of way.

J.L. Isbell

Sworn and subscribed to before me

this the 10th day of March 1930.

L.H.Ellis--Notary Public

THE STATE OF ALABAMA)

SHELBY COUNTY)

I hereby certify that the within affidavit was filed in this office for record
Nov. 21st. 1930 at 9 oclock A.M.and recorded in Deed record 92 page 7 and examined.

Cage Head-- Judge of Probate