

AFFIDAVIT

STATE OF ALABAMA,
SHELBY COUNTY)

Before me the undersigned authority, personally appeared W.S.Esco, and John Wilson, who being by me first duly sworn deposee and say that they reside at Helena, Alabama; that for a period of more than 45 years last past; they have been acquainted with the use and possession of the following described parcel of tract of land, to-wit:

One lot in the town of Helena, Alabama, described as follows, to-wit:

Beginning at the north-east corner of the Josie Britton lot on 3rd Street, thence along said Street 100 feet, thence west across said block 267 feet, thence north 100 feet, thence east to said 3rd street to the point of beginning a distance of 267 feet, being a part of block know as Temperance Block, in the town of Helena, Shelby County Alabama, and formerly a part of the tract described as seven lots of land in Temperance Block number 3,4,5,6,7,8, & 9, in the town of Helena, Shelby County, Alabama, which was conveyed by the heirs of W.B.Cross, deceased, to Amanda Britton, dated March 1, 1886.

That they remember when Amanda Britton and her husband and family resided upon the above tract of land, more than 45 years ago, and that Amanda Britton and her family continued to reside upon said tract of land up until the date of her death which was a short time prior to the date of the deeds to John M. Britton and William M. Britton, and that after the death of said Amanda Britton, the last two sons continued to reside upon said premises up until the date of the sale of that part of said tract sold to W.S. Esco, on January 4, 1903, as shown in Deed Book 28 on Page 495; that up to the date of the sale of that certain tract to W. S. Esco, said tract was used by the said Amanda Britton and the said John and William Britton in connection with the residence lot for garden, orchard and patches for the cultivation of agricultural products used by the family, and that said tract was under fence; that the heirs at law and next of kin of the said Amanda Britton deceased, at the time of her death was as follows: Nancy L. Simmons, Fannie Simmons, Jessie L. Britton, and William M. Britton and John M. Britton; that each were over the age of 21 years; that the husband of Amanda Britton died before she did; that at the time of the death of Amanda Britton she and her two sons, Named Above, were living upon said tract of land, and after Amanda Britton's death, her two sons, John and William Britton continued to reside thereon up until the date of the sale to W S Esco, on January 24, 1903; that soon after W.S.Esco bought the above tract of land he hauled lumber and other building materials on said lot, repaired the fence and took possession of the same and began building his home in the year 1904 and completed the same and moved thereon during the early part of the year 1905, and has resided thereon continuously since said date; and has the same enclosed by fence and has regularly and continuously used said tract as his home site, and has the same under fence, and cultivated part of the same in garden, patches for crops and barnyards continuously from the date of purchase as aforesaid; up until the present time, that they know of their own personal knowledge that for more than 45 years last past W S Esco and those through whom he claims said tract of land have/respectively in the open, notorious, continuous, peaceable possession of said tract of land, claiming the same as their own respectively against all the world and exercising acts of ownership as aforesaid; that affiants have never heard the title of W S Esco or those through whom he claims, as named above, to be questioned.

W S Esco,
John Wilson,

Sworn to and subscribed before me this the 22nd day of March, 1934.
J D Ruffin, Notary Public.