

Affidavit

STATE OF ALABAMA,
SHELBY COUNTY)

Before me, L.H.Ellis, a Notary Public in and for said County, in said State personally appeared M.H.B.Jones, who is known to me, and who, being by me first duly sworn, deposes and says that he is acquainted with the west half of the north west quarter of Section 32, Township 21 Range 1 West, Shelby County, Alabama, and has known said land for fifty years or more, and that he was acquainted with Holcombe-Pratt Lumber Company, who was grantee in that certain deed executed by Edward Gantt, or by James Crook, Administrator de bonis non, with will annexed of Edward Gantt, on the 10th day of February, 1897, which deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 21 at page 55.

Further deposing affiant says that said Holcombe-Pratt Lumber Company was a partnership composed of B.J.Holcombe, J. R. Pratt, and J.R.Hill.

Further deposing affiant says that J R Pratt and J.R.Hill, who deeded this land to M.C. and B.T.Johnson in 1901, are both dead, and that J R Pratt's wife died prior to his death and that said J R Hill has been dead ten years or more.

Further deposing affiant says that he is grantee in that certain deed from J.F.Johns and wife, Emma Johns, of date August the 9th, 1909, which deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 43 at page 26, and the land conveyed, or intended to be conveyed in that deed does not lie in the west half of the north west quarter of Section 32, Township 21 Range 1 West, but lies in the east half of said north west quarter of said Section 32, Township 21, Range 1 West.

Further deposing affiant says that heretofore by two separate deeds he deeded to D.W. Jones the following described portions of said west half of the north west quarter of said Section 32, Township 21 Range 1 West, viz:

Commence at the north-west corner of said Section 32, thence South 2663.10 feet to the south west corner of said west half of north west quarter, thence east 1320 feet to the south east corner of said west half of north west quarter, thence north 1558 feet to a point on the east boundary line of said west half of north west quarter, thence north 49 degrees west 235 feet, thence north 51 degrees 30 minutes west 165 feet, thence north 26 degrees 30 minutes west 135 feet to the right of way of the Southern Railroad at a culvert, thence South 36 degrees west 400 feet along said right of way; thence north 33 degrees 30 minutes west 1259 feet to the point of beginning, containing 54.4 acres more or less, less right of way for railroad and the Columbian-Calera dirt road, except two small tracts along the east line of said tract conveyed to J.D. Atkinson by two deeds, one recorded in deed book 50 at page 425 and the other in deed book 75 at page 183, in the Probate Office of Shelby County, Alabama.

Further deposing affiant says that said D W Jones went unto possession of said land and lived upon it and cultivated portions of it from the time he purchased the same from affiant as aforesaid until he died, and thereafter his widow remained in possession of said land and had the same set aside for her as a homestead and remained in the actual possession of it until she deeded it to W.W.Hadaway, by deed which is recorded in the Probate Office of Shelby County, Alabama, in deed book 83 at page 468.

Further deposing affiant says that he went in possession of said land which he deeded to D W Jones, at the time he purchased the same from M.C. and B.T.Johnson on the 26th day of December, 1901, and remained in the actual possession of said land, cultivating portions of it each and every year until he sold it to D.W.Jones, as aforesaid. Further deposing affiant says that he deeded to D W Jones, the land, correctly described as hereinabove set out, and the land as hereinabove set out is the land which said D W Jones went into possession of under his purchase from affiant as aforesaid.

M.H.B.Jones
Sworn and subscribed to before me this the 21st day of
March, 1934. L H Ellis, Notary Public.

Filed for record in this office March 22nd 1934 at 2 o'clock PM and duly recorded in deed record 97, page 251 and examined.

Cage Head, Judge of Probate.