

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.Fancher, who is known to me and who, being by me first duly sworn, deposes and says that he is one of the joint owners of the east half of the north west quarter and the south west quarter of the north west quarter of Section 18, Township 24, Range 12 East, Shelby County, Alabama, and has known said land for fifty years or more, and was born on it, and ever since his earliest recollection which was fifty years or more ago, down to the present time, Noah Fancher and his heirs at law and their successors in title have been in the actual, open, notorious, continuous, exclusive possession of said land and neither G.B. Crowe nor any one else during that time has had any possession of said land, or exercised any claim to it or ownership over it; that said land during said time has been under fence, and portions of it cultivated each and every year, and that during all of said time it has been actually occupied by the owners or by their tenants, and that the taxes thereon have been regularly assessed and paid by the owners of said land and it has never sold for taxes.

Further deposing affiant says that the north west quarter of the north west quarter of said section was owned by a Mrs. Huckabee, who was a sister of G.B.Crowe, who executed a deed to J.G.Oakley, on April 22, 1908, which deed is recorded in the Probate Office of Bibb County, Alabama, in deed book 12 at page 233, and in which the entire north west quarter of said section is described.

Further deposing affiant says that this deed was evidently meant to convey the north west quarter of the northwest quarter of said Section, township and range as Crowe at that time was probably in possession of said forty acres, but was never in possession of the other three forties in said quarter section.

Further deposing affiant says that the is a son of John M. Fancher and Sallie O. Fancher, who are respectively, grantor and grantee in that certain deed of date February 1, 1916, and recorded in the Probate Office of Shelby County, Alabama, in deed book 59 at page 179, and that said John M. Fancher, died intestate about ten years ago and left surviving him as his sole heirs at law and next of kin affiant and affiant's brother, Henry W. Fancher, and that his mother died intestate about ten years ago and left surviving her as her sole heirs at law and next of kin affiant and said Henry W. Fancher, who are now the owners of said land.

J.L.Fancher.

Sworn and subscribed to before me
this the 30th day of March, 1934.

L.H.Ellis, Notary Public.

Filed for record in this office March 30th 1934 at 4 o'clock PM and duly recorded in deed record 97, page 265 and examined.

Cage Head, Judge of Probate.