State of Alabama, Shelby County)

Before me, L. H. Ellis, a Notary Public in and for said County, in said State, personally appeared John Gill, who is known to me and who, being by me first duly sworn, deposes and says:

I am sixty nine years of age and reside in Shelby County, Alabama;

I am acquainted with rhe following and and have known it all my life:

The South west quarter of the northeast quarter, and the southeast quarter of the northwest quarter of Section 29, Township 19, Range 2 East, situated in Shelby County, Alabama.

The above described land is now owned by John R. Bird, who has been in possession of it, and claiming to own it since 1913, during all of which time and down to the present time has lived upon it and cultivated portions of it each and every year.

As far back as I can remember one Bill Hatcher was in possession of this land, claiming to own it and lived on it and farmed on it, from my realiest recollection down to about the time I was 21 years of age, at which time he died. I was present and saw him draw his last breath, and at that time he lived on this land and claimed to own it, and had been claiming it as far back as I can remember. I was employed by him and was working for him at the time of his death.

Said Bill Hatcher left surviving him his widow, Mary Hatcher, and only one child, viz:

Famile Hatcher, He had no other children other than said Fannie Hatcher. After the death of said Bill Hatcher, said Mary Hatcher and Fannie Hatcher remained in possession of said land through temants, claiming to own it until some years afterwards when they sold it to J. H. Griffin. The records show a mort gage from J.H. Griffin to said Mary Hatcher and Fannie Hatcher, dated December the 6th, 1907, which is recorded in the Probate Office of Shelby County, Alabama, in Mort gage Book 78 at page 363, and according to my recollection that is about the time they sold it to Griffin. In other words, they remained in possession of the land through tenants, having it cultivated each and every year, for about 20 years after Bill Hatcher's death, and then sold it to J.H. Griffin.

According to my recollection, immediately after J.H.Griffin's purchase of the land from the Hatchers as aforementioned, he went in possession of the land and lived there a part of the time and built a house on it, being the house in which said John R. Bird now lives.

What time he was not actually on the land himself, he was in possession through tenants, until he sold it to his brother, J.W.Griffin, sometime in the year 1911, according to my recollection. The records show a mortgage dated March 4, 1911, executed by J. W. Griffin and wife, Willie Griffin to J.H.Griffin and wife, Laura Griffin, and according to my recollection this is about the time that J.W.Griffin purchased the land from his brother. This mortgage is recorded in the Frobate Office of Shelby County, Alabama, in mortgage book 94 at page 303.

J. W. Griffin, immediately after his purchase of said land from his brother, J.H. Griffin, moved on said land and lived upon it and cultivated portions of it for about two years and until he said it to Dr.H.B. Lane, by deed dated January 31, 1913, as shown by records in the Probate Office of Shelby County, Alabama, in deed book 53 at page 263, and this according to my recollection is about the time that said Griffin sold the land to said Dr. Lane.

Dr. H. B. Lane immediately after his purchase of said land from J. W. Griffin, as afore said, went in possession of it through tenants and had it cultivated one year and then sold it to the present owner, Mr. John R. Bird.

J. H. Griffin and J. W. Griffin have been living somewhere in the State of Mississippi for a number of years and as a matter of fact they left here soon after they sold the land and went to Mississippi.

John Mississippi
John Mississippi

Sworn and subscribed to before me this the 17th day of D ecember, 1935.

L.H.Ellis, Notary Public.

State of Alabama,

Shelby County)

Before me, L. H. Ellis, a Notary Public in and for said County, in said State, personally appeared S. M. Jones, who is known to me and who, being by me first duly sworn, deposes and says:

I am 67 years of age and have known the land described in the affidavit of Mr. John Gill to which this affidavit is attached, all my life, I was raised in one half mile of the land and have lived in that section of the County all my life. I have heard the affidavit made by Mr. John Gill read and what he says in his affidavit as to the history of this land is to my knowledge substantially correct.

John R. Bird has been in the continuous, notorious, open, actual, exclusive, adverse possession of said land for more than twenty years prior to this date, during all of which time he has resided upon said land and cultivated portions of the same each and every year.

s. M. x Jones mar k

Sworn and subscribed to before me this the 17th day of December, 1935.

L. H. Ellis,

Notary Public.

Filed for record in this office the 2nd day of January, 1935 at 10 AM and recorded in Deed Record 99, page 131, and examined.

L. C. Walker,

Judge of Probate.