State of Alabama
Shelby County

Before me, the undersigned authority, personally appeared E. A. Whittemore, who being duly sworn deposes and says that he now resides at Columbiana, Alabama; that for a period of 50 years last past he has been acquainted with the following described lands, towit:

One lot or parcel of land containing approximately three quarters of an acre, with a five room frame house thereon, located at Pelham, Shelby County, Alabama, more particularly described as follows:

Bounded on the south by the Fungo Road, and on the east by a lot now belonging to Mark Shirley, and on the north by McEldry Street, and on the West by the A. B. and C. Railroad Right-of-way.

Which tract of land is better described as follows:

Beginning at the point of intersection of the south line of West Street with the eastern boundary line of the right-of-way of the Atlanta, Birmingham and Coast, formerly the Atlanta, Birmingham and Atlantic Railroad right-of-way run thence in a southerly direction along the eastern margin of said right-of-way a distance of 200 feet, more or less, to the public school property, thence in a easterly direction along the north line of said shool property 169 feet, more or less, to the west line of the Lot now known as Mark Shirley Lot, thence in a northwesterly direction along the west line of said Shirley Lot 208 feetk more or less, to the south line of West Street, thence southwesterly along the south line of said Street 124 feet, more or less, to the point of beginning, being a part of the Northwest Quarter of the Northwest Quarter of Section 24 Township 20, Range 3 West, in Shelby County, Alabama.

Affiant deposes and say further that when he first knew this property, more than 50 years ago, Lafayette D. West, was the owner and party in possesion of the same; that he was in possession of all that tract described as four acres, which is correctly described in that certain deed from J. F. B. Jackson, dated November 7, 1882, and recorded in Deed Book 5 on page 329, in the office of the Judge of Frogate of Shelby County, Alabama, less the two acres conveyed by the said -afayette D. West to his brother-in-law, William M. Richards, dated March 16, 1883, and which is recorded in Deed Book 5 on page 459 in the office of the Judge of Probate of Shelby County, Alabama; that the said West resided upon the last above described two acres, used the same as his homestead, had the entire tract enclosed by a plank fence, used the same for a residence lot, barn yard and patches and regularly cultivated the same from year to year; that on, or about, hte year 1907, the said Lafayette D. West built a residence upon the lot described above and continued to reside thereon until on or about, to wit: the year 1925, at which time he leased the saild house and lot to tenant's and was in possesion by tenant continuously up until the date of sale to your affiant, which was on October 2, 1929; affiant further says that the said Lafayette D. West resided upon the above described lot, which was a part of original four acres purchased by said Lafayette D. West, continuously for more then 50 years.

Affiant further says that since the 2nd day of October, 1929, to the present time that he has been in the continuous possession by tenant of the above described property; that he has regularly assessed and paid the taxes thereon; that the said Lafayette D. West was an uncle of your affiant and that for more than 50 years he has been familiar with the ownership, occupancy and use of said land.

Affiant being duly sworn deposes and says further that for some time prior to October 2, 1929, until February 19, 1932, the date of the death of the said Lafayette L. West, the said West resided in the home of the affiant, that your affiant furnished him with board, lodging and other comforts up to the date of his death and that at the death of the said Lafayette D. Westk your affiant gave him a decent fluneral and paid for casket, shroud and all other funeral expenses in accordance with terms and provisions expressed in that certain deed dated October 2, 1929, from Lafayette D. West to E. A. Whittemore, which is recorded in the probate office of Shelby County, Alabama, in Deed Book 83, page 585.

Affiant further says that of his own personal knowledge he knows that for the past 50 years last past, that the said Lafayette D. West, together with your affiant have been respectively in the open, notwrious, continuous, peaceable and adverse possession of the above described lands, claiming them as their own respectively against all the world and

(continued back on page #13)

(continued from page #14)

exercising acts of ownership over the same, as aforesaid; that affiant has never heard the title of the said Lafayette D. West or affiant questioned in any way.

affiant further says that the boundary line of the above described land are well marked and distinct and that there are no disputes as to the dimensions and boundaries thereof.

E. A. Whittemore

Sworn to and subscribed before me on this the 19day of October, 1935.

L. C. Walker,
Judge of Probate, Shelby County,
Alabama.
(Official Title)

Filed for record in this office the 19th day of October, 1935, and recorded in Deed Record 99, page 14, and examined.

L. C. Walker, Judge of Probate.