

Affidavit

State of Alabama,
Shelby County)

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

I am acquainted with the north east quarter of the south west quarter of Section 35, Township 21, Range 1 West, Shelby County Alabama.

On December 13, 1926, Carline Storrs Jones delivered to me in escrow a deed executed by her to E. T. Hunter, Sr., which is recorded in the Probate Office of Shelby County, Alabama, in deed book 79 at page 272. Mr. Hunter, the grantee in said deed, was purchasing the land from said grantor, and they both came to me for advice as to title. I ascertained that said Carline Storrs Jones was the widow of Jim Storrs, deceased, who had died sometime prior thereto, and that the forty acre tract of land in question, upon which said Carline Storrs Jones resided was all the real estate Jim Storrs owned at the time of his death, and that it was of less value than two thousand dollars; I advised them that Carline Storrs Jones as the widow of said Jim Storrs, could not make good title to the property, and advised that she have it set aside to her as a homestead, and I thereupon on that date filed the necessary petition to effect the purpose of having the homestead set aside to the widow, and the same was filed in the Probate Court on said date, and thereafter appropriate proceedings were made, taken and had in the Probate Court of Shelby County, Alabama, culminating in the setting aside of said land to said widow as a homestead, which was done by decree of January 3, 1927, and in the meanwhile said deed referred to was held by me in escrow.

It now appears that the deed ^{was} filed for record on December 14, 1926 but this was inadvertently done and was a mistake for, as stated, the agreement was that I was to hold the deed in escrow until the homestead could be set aside to the widow, and as a matter of fact I did not deliver the deed to Mr. Hunter until after the decree of the Probate Court was made and entered on the 3rd day of January, 1927, setting aside the homestead to said Carline Storrs Jones.

Sworn and subscribed to before me this the
6th day of March, 1936 .
Grace Carter,
Notary Public.

L. H. Ellis

Filed for record in this office March 12th 1936 at 4 PM and recorded in
deed record 99, page 257 and examined

L C Walker, Judge of Probate.