

Affidavit

State of Alabama,)

Shelby County.)

Before me, the undersigned authority, personally appeared L. H. Ellis, who is known to me and who, being be me first duly sworn, deposes and says as follows:

I am acquainted with the following described parcel of land situated in the Town of Columbiana, Alabama, viz:

A part of the old Richard Tinney lot the same being a part of lot 118 of Horsley's map of Columbiana, described as follows: Beginning at the SE corner of the old Isaac D. Mason lot, now owned by Dr. Joel Chandler, on the north side of West College Street, which point is about 485 feet west of Main Street in said Town, measured along the north side of West College Street, thence running north along the east side of said Mason lot 119 feet, thence east 62 feet, thence south 134 feet to said West College Street, thence west along said street 76 feet to the point of beginning, and situated in Columbiana, Shelby County, Ala.

I have known the aforementioned lot or parcel of land for the past twenty six years.

I remember when J. L. Isbell acquired this lot of land from Samuel R. Lester and wife in Dedember, 1911, and immediately upon the execution of said deed which is recorded in the Probate Office of Shelby County, Alabama, in deed book 49 at page 77, said J. L. Isbell went in possession of said parcel of land and remained in the actual, open, notorious, continuous, exclusive, adverse possession of same until he deeded it to his wife, M. S. Isbell, on the 17th day of July, 1926, by deed which is recorded in the Probate Office of Shelby County, Alabama, in deed book 79 at page 160. During the time that said Isbell owned the place there was a house on it, in which he kept tenants continuously during the aforementioned period. Immediately after the execution of the last mentioned deed to M. S. Isbell, she went in possession of it and remained in the actual, open, notorious, continuous, exclusive, adverse possession of same, having tenants in the house on said lot, continuously until it sold for taxes in December 1929, and at which tax sale Barney Isbell became the purchaser. This tax sale is shown in tax record 10 at page 104.

Immediately after the purchase of said land at tax sale, Barney Isbell went in possession of the land and remained in possession of it, having tenants in the house continuously until he deeded it to Pollye Isbell (now Pollye Isbell Lyon), by deed dated April 17, 1934, which deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 94 at page 275. Immediately upon the execution of the last mentioned deed Pollye Isbell (now Pollye Isbell Lyon) went in possession of said property renovated the house thereon and has lived in the house continuously until the present time and during which time she has had the actual, open, notorious, continuous, exclusive, adverse possession of said lot or parcel of land and the house situated thereon.

Sworn and subscribed to before me this

L. H. Ellis

the 19th day of August, 1936

Grace Carter, Notary Public

Filed for record in this office the 31st day of August, 1936 and recorded in Deed Record No. 101, at page 270, and examined.

L. C. Walker, Judge of Probate, Shelby County, Alabama.