

Affidavit

State of Alabama)
Shelby County)

Before me, Wm.D.McConaughy, the undersigned authority in and for said County in said State personally appeared, P. J. Kroell who, after being first by me duly sworn according to law to speak the truth deposes and says he is 66 years of age and has lived in Montevallo, Shelby County, Alabama, 63 years and has all along been well acquainted with the property described below and those in possession of it:

Lots 2, 5 & 6 in Block Q, according to Lyman's Addition to the Town of Montevallo, Alabama, as shown by map of said Addition on record in the office of Judge of Probate of Shelby County, Alabama.

That L. N. Nabors obtained the above said Lot 2 from the heirs of French Nabors, deceased, on, to-wit: December 29, 1906, and obtained the above mentioned Lots 5 & 6 from F. May Lyman and husband, E. S. Lyman, on, to-wit: April 15, 1915 and owned and paid taxes each and every year on said Lots until on, to-wit: July 27th, 1925, when they were conveyed to W. B. Reynolds by a foreclosure deed recorded in Deed Book 78 page 321 in the Office of Judge of Probate of Shelby County, Alabama. The said W. B. Reynolds took possession of said Lots at the date of the above said foreclosure and paid taxes on them each and every year until his death on, to-wit: the 17th day of March 1928, at which time Birmingham Trust & Savings Company, as Trustee took possession of said Lots as trustee of the Last Will and Testament of the said W. B. Reynolds and paid taxes on them each and every year until on, to-wit: the 20th day of May 1930, when the said Lots were sold to J.J.Hodges. The said Birmingham Trust & Savings Company, as Trustee also paid municipal assessments for sewerage levied by the Town of Montevallo, Alabama. The said J.J.Hodges went into possession of the above said Lots, and in August, 1931 built a home on the above mentioned Lots 2, and he has lived there ever since, during which time he has used Lots 5 & 6 as a garden and chicken yard. And he has paid taxes on said Lots each and every year since he has owned them.

That the possession of J.J.Hodges, and those through whom he claims has since December 29, 1906, to affiant's knowledge been open, actual, notorious, adverse, hostile, exclusive, peaceful, quiet, continuous and under color of title and claim of ownership. That affiant has never known of anyone being in possession of said property claiming adverse to said owners, nor has he known of anyone disputing their title.

Affiant further says that he was personally acquainted with W. B. Reynolds and of his own knowledge knows W. B. Reynolds to be one and the same person as William B. Reynolds being identical.

P. J. Kroell

State of Alabama,
Shelby County)

Sworn to and subscribed to before me this 19th day of April, 1937.

Wm.D.McConaughy,
Notary Public.

Filed for record in this office May 17th 1937 at 11 AM and recorded in deed record 102, page 529 and examined. L. C. Walker, Judge of Probate.