State of Alabama)
Shelby Gounty

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

I am acquainted with and own the following described land situated in Shelby County, Alabama, viz:

The south west quarter of the south west quarter, and 15 acres on the west side of the south east quarter of the south west quarter, all in Section 18, Township 19 Range 3 East, Shelby County, Alabama; and, also, the north east quarter of the north west quarter, except then acres on the east side thereof, in Section 19, Township 19 Range 3 East, Shelby County, Alabama.

I purchased this land from J. M. Heath, I. C. Heath and J. G. Heath on November 2, 1926, and obtained a deed from said grantors, bearing that date, which is recorded in the Probate Office of Shelby County, Alabama, in deed book 81 at page 104.

Immediately upon the purchase of said land and receiving the deed therefor on November 2, 1926, I went into possession of all of said land described in said deed and have lived upon it continuously to the present time, and have farmed portions of it each and every year. As a matter of fact, a good portion of said land was in cultivation when I bought it from the Heaths and soon thereafter I cleared all the balance of it, practically, and have been cultivating it continuously to the present time either personally or through tenants.

I have been in the actual, open, continuous, exclusive, notorious possession of said land and all of it from the time I purchased it and obtained the deed from the Heaths in 1926 down to the present time.

I was acquainted with James D. Heath, who obtained a deed to this land from James M. O'Neal in 1882, which deed is recorded in the Probate Office of Shelby County, Alabama in deed book 17 at page 158.

I am not absolutely certain as to the date of the death of said James D. Heath, but it was about 1916, at which time and for a long time prior thereto he was in possession of the aforementioned and described land that I obtained a deed to from his heirs.

As far back as I can recall, which was forty years or more ago said James D. Heath was in possession of said land living upon it and remained in possession of it until he died. At the time of his death he left surviving him his widow, who died prior to November 2, 1926. On November 2, 1926, the sole heirs at law and next of kin entitled to share in the distribution of the estate of said James D. Heath were his three children, J. M. Heath, who was Married, I. C. Heath and J. G. Heath.

I am acquainted with Persia Kidd, who owns land adjoining mine. Persia Kidd has never been in possession of the fifteen acres on the west side of the south east quarter of the south west quarter of said Section 18, Township 19 Range 3 West. There seems to be some confusion as to the description contained in some of the Persia Kidd deeds but, as a matter of fact, James D. Heath was in possession of the fifteen acres last above described at the time of his death and had been for many years prior thereto and his heirs continued in possession thereof from the date of his death until they deeded it to me in 1926, and at that time I went in possession of said land, together with the other land described in said deed and have remained in continuous possession until the present time.

J. H. Thompson

Sworn and subscribed to before me this the 8th day of April, 1938. Grace Carter, Notary Public.

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State of Alabama, Shelby County.

Before me, Grace Carter, a Notary Public in and for said County, in said State, presonally appeared J. F. McGraw, Sr., who is known to me and who, being by me first duly sworn, deposes and says:

I have read the affidavit of J. H. Thompson hereinabove set out and have personal knowledge of the facts therein referred to and said facts are true. I have known the land described in said affidavit for fifty years or more.

J. F. McGraw

Sworn and subscribed to before me .
this the 8th day of April, 1938.

Grace Carter, Notary Public.

Filed for record in this office the 9th day of April, 1938 at 9:30 AM and recorded in Deed Record #104 on page 384 and examined.

L. C. Walker, Judge of Probate