

AFFIDAVIT

STATE OF ALABAMA)

SHELBY COUNTY)

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

I was acquainted with Sarah Z. Cross, who, on January 17, 1911 deeded to James Wilson the following property situated in Shelby County, Alabama, viz:

The South half of the south east quarter of Section 25, Township 20 Range 3 West, and the north east quarter of the north east quarter of Section 36 Township 20, Range 3 West, containing 120 acres, more or less.

Mrs. Cross was in possession of the land described in said deed when she deeded the same to Mr. Wilson as aforesaid.

I was also acquainted with James Wilson. He went into possession of said land under said deed immediately after its execution and remained in possession thereof until the time of his death in 1915 and he lived upon this land and cultivated it each and every year, or portions thereof, from the time he bought it until the time of his death, and since he died his heirs have continued that same character of possession.

I was also acquainted with John Raborn, who died some time prior to 1910 and Mr. Raborn owned the following land, viz:

The south west quarter of the south west quarter of Section 30, and the west half of the north west quarter of Section 31, Township 20 Range 2 West, Shelby County, Alabama,

Later on after the death of Mr. Raborn this land was sold through Chancery court in Shelby County, Alabama for division among the joint owners and Mr. James Wilson became the purchaser at the sale and commissioner's deed was made to him on the 17th day of June, 1912, and it is recorded in the Probate Office of Shelby County, Alabama, in deed book 51 at page 353. Mr. James Wilson went into possession of this land immediately after the execution of the commissioner's deed above referred to and remained in the actual possession of it until the time of his death. While he did not actually live upon it, yet he owned the adjoining land and cultivated portions of this land each and every year until the time he died and also cut firewood and used it as his own. He was in the actual, open, notorious, continuous, exclusive, adverse possession of this land and the part that he bought from Mrs. Cross, being in all two hundred and forty acres continuously from the time he purchased it as hereinbefore set out until he died and since his death his widow and heirs at law have been continuously in like possession thereof.

J. S. Turpin

Sworn and subscribed to before me

this the 24th day of April, 1939

Grace Carter, Notary Public

Filed for record in this office the 20 day of May, 1939 at 2 PM and recorded in Deed Record #106 on page 169 and examined.

L. C. Walker, Judge of Probate

Shelby County, Alabama.