

Affidavit

State of Alabama)

Shelby County)

Before me, the undersigned authority, personally appeared Claude D. Heaton, who being first duly sworn deposes and says he resides in Shelby County, Alabama; that for a period of more than 40 years last past he has been acquainted with the following described lands, to-wit:

The South Half of the southeast quarter of the northwest quarter, except two acres in a V shape in the northeast corner heretofore conveyed to Claude Heaton, and the Northeast quarter of the Southwest quarter and also one and three-fourths acres, more or less, lying in the southeast corner of the southwest quarter of the northwest quarter; and being in the shape of a right angle triangle with a base on the south of 28 rods perpendicular on east side 19 rods and $10\frac{1}{2}$ feet the hypotenuse on the northwest side of 34 rods, lying on the south side of the Montgomery Public Road; all in Section 22, Township 21, Range 1 East, and now known as the Madora Reinhardt Farm and formerly the J. C. Reinhardt Farm.

Affiant further says that he first knew the south half of the southeast quarter of the northwest quarter, and the northeast quarter of the southwest quarter, the same was owned, occupied and used as a homestead by William M. Galloway; and that when he first could remember the land it was so use and occupied by the said Galloway; and that some 40 years ago the said Galloway sold said lands to Newton Eddings, and he remembers the occasion when said sale was made, and that the said Newton Eddings moved on said lands and stayed there a little over a year and cultivated said lands and resided thereon with his son and family; at that time Mr. Newton Eddings was a widower. Affiant further says that he remembers the occasion and time when Newton Eddings sold the above described lands to

John E. Jackson; that he was present at times when the said Jackson was being shown over the lands and hear certain discussions of the same; he does not know how much was paid, but he does know that Eddings sold to Jackson the above described lands and soon thereafter the said John E. Jackson moved on said lands. My recollection that this sale took place some time during the latter part of 1900, possibly in December. Mr. Jackson moved thereon soon after with his family and used and occupied this tract of land as his homestead for approximately 19 years, - in fact up until the time that he sold the same to Mr. Reinhardt; that during all this time Mr. Jackson was in possession and claimed the property as his own.

Affiant further says that he remembers the occasion when John E. Jackson conveyed this property to J. C. Reinhardt and soon thereafter that Mr. Reinhardt moved thereon and resided thereon for about three years, and after that and up until the time of his death, he was in possession continuously either by tenant or agent. Affiant further says that when he can first remember, more than 40 years ago, Polly Quinn, Mahala Quinn and Elizabeth Quinn were in possession of the west half of the northwest quarter of Section 22, Township 21, Range 1 East, and were cultivating the above lands and claimed to own said lands, and it has always been my understanding that there was no dispute about their ownership. Affiant further says that neither one of the above named parties were ever married, and that he remembers the occasion when one and three-fourths acre tract in the southeast corner of the southwest quarter of the Northwest quarter was conveyed to Mr. John E. Jackson by Elizabeth and Mahala Quinn in the year 1909; and that at that time the said Polly Quinn was dead.

Affiant further says that he resides on adjoining property to the above described lands; and that he was borned and reared thereon; and that he is of the age of 50 years, and that of his own personal knowledge he knows that for more than 40 years last past J. C. Reinhardt, and since his death, his widow and heirs at law, and those through whom the said Madora Reinhardt holds title to the above described lands, have been respectively in the open, notorious, continuous, peaceful and adverse possession of said lands, claiming them as their own against all the world, and exercising acts of ownership over said lands by residing thereon as a homestead, cultivating the cleared lands, and using same for pasture and other general agricultural purposes. Affiant further says that he has never heard the title of the said Mrs. Madora Reinhardt, of those through whom she holds title to said lands to be questioned in any way. Affiant further says that he is not related to any of the parties interest in this tract of land, nor does he have any interest whatsoever in said lands.

Claude D. Heaton

Sworn to and subscribed before me on this the 20th day of May, 1939
Paul O. Luck, Notary Public Shelby County, Alabama.

Filed for record in this office June 13th 1939 at 1:30 PM and recorded in deed record 106, page 251 and examined L. C. Walker, Judge of Probate.