
 AFFIDAVIT

STATE OF ALABAMA !

SHELBY COUNTY !

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

I am grantee in that deed executed by L. E. Christian and wife to me dated July 10, 1906, and recorded in the Probate Office of Shelby County, Alabama, in deed book 35 at page 43, The land Mr. Christian sold me in the south east quarter of the north west quarter of Section 5, township 22, range 1 east, and intended to be conveyed in said deed, lies east of the Montgomery road, and is all of that forty east of the Montgomery road. I went in possession of all that part of said forty east of said road, immediately after the execution of said deed and remained in the actual, open, notorious, continuous, exclusive, adverse possession of same, cultivating portions of it each and every year until I sold it to Charles C. Davis in 1927 by deed bearing that date and recorded in the Probate Office of Shelby County, Alabama, in deed book 83 at page 303. Davis went into possession of said land under my deed to him, and remained in possession of it, cultivating portion of it, or having portions of it cultivated each and every year until he deeded it back to me in 1933 by deed dated January 10, 1933 and recorded in the Probate Office of Shelby County, Alabama, in deed book 84 at page 514.

D. S. Wingard

Sworn and subscribed to before me this the 17th day of May, 1940.

Grace Carter, Notary Public

Filed in this office June 25, 1940 at 1:30 pm and recorded in Deed record 108 at page 513 and examined.

L. C. Walker, Judge of Probate