AFFIDAVIT

STATE OF ALABAMA )

SHELBY COUNTY )

# 1451

Before me, L.C. Walker, Judge of the Probate Court in and for said County, in said State, personally appeared J.L. Isbell, who being duly sworn, deposes and says that he resides at Columbiana, Alabama; that for a period of thrity-three years last past, he has been acquainted with the location, the ownership, possession and use of the following described lands to-wit:

The southeast quarter of the southwest quarter of Section Twenty-two, Township twenty-one in Range one West, situated West of Columbiana and Shelby County, Alabama

Affiant further says that he first knew of the location, ownership, and the party in possession of said land during the first part of the year 1911 and at that time said land was known as the Langley place and there was an old residence thereon at that time and your affiant understand and has been told that T. W. Kimbell inherited the above described land from the Langleys.

Affiant further says that when he first knew said land that T.W. Kimbell was the party in possession the reof and claimed to be the owner of said land; that affiant during the latter part of the year 1912 purchased from T.W. Kimbell the timber upon the above described forty acre tract and at that time the said T.W. Kimbell was in possession of said land.

Affiant further says that he remembers the occassion when the said T.W. Kimbell sold and conveyed the above described tract to D. W. Crane on or about April 4, 1923 but that in preparing the deed of conveyance, from the said T.W. Kimbell to D.W. Crane as aforesaid, said land was erroneously described as the southeast quarter of the southeast quarter of Section twenty-two, Township twenty-one Range one West; affiant further says that he knows of his own personal knowledge that the forty acres owned by T.W. Kimbell and which was sold to D.W. Crane and upon which the said D.W. Crane entered into possession under said conveyance as aforesaid was the southeast quarter of the southwest quarter of said Section twenty-two, Township twenty-one Range one west and that soon after the date of said sale the said D.W. Crane purchased said land as aforesaid, entered into possession of same and placed a sawmill on said tract and cut and removed therefrom the timber of said forty acres.

Affiant further says that on the eighthday of January, 1925, he purchased from D.W. Crane the southeast quarter of the southwest quarter of said Section twenty-two, Township twenty-one, Range one West and paid the purchase price thereof in the amount of one humined dollars in cash and immediately was placed in possession by the said D.W. Crane, of the southeast quarter of the southwest quarter of said Section twenty-two, Township Twenty-one, Range One West, but that in drafting said deed as aforesaid said land was erroneously described as

the southeast quarter of the southeast quarter of Section twenty-two, Township twenty-one, Range one West.

Affiant further says that from the 8th day of January, 1925, to February 15, 1934, your affiant his wife, M.L. Isbell, his son, Barney Isbell, A.W. Gay, and M.S. Isbell being one and the same party as Mary S. Isbell were the owners and parties in the peaceful, continuous, adverse possession of said lands during said period as aforesaid, claiming to own said lands, regular assessed and paid taxes thereon, parts of said land farmed during said period and that during said time your Affiant was the agent of the owners or was the owner of said land and was in continuous possession of the same either as owner or agent.

Affiant further says that Mary S. Isbell and your affiant sold and conveyed to J.M. Brown, on February 15, 1934, the above described lands.

Affiant further says that of his own personal knowledge he knows that for thirty-three years, last past, that Myra V. Grouby, and those through whom the said Myra V. Grouby holds title namely: J.M. Brown, Mary S. Isbell, A.W. Gay, J.L. Isbell, Mary S. Isbell, Barney Isbell, D.W. Crane, and T.W. Kimbell, to the above described lands, have been, respectively, in the open, notorious, continuous, peaceful and adverse possession of said southeast quarter of the southwest quarter of Section Twenty-two, Township twenty-one Range One West claiming said lands as their own respectively against all the world and that the several owners as aforesaid have respectively gone into and remained in the possession of said southeast quarter of the southwest quarter of said Section twenty-two upon the execution of the several deeds to the several owners heretofore named, and have regular assessed said lands for taxation and have cut and removed timber therefrom, have build dwelling houses and other improvements thereon from time to time and have cleared and cultivated part of said forty acre tract in agricultural crops; that affiant further says that he has never heard the title of Myra V. Grouby or those though whom she holds title to said lands to be questioned in any way.

Sworn to and subscribed before me on this the 30 day of March, 1944.

L.C. Walker,

(SEAL)

Judge of Probate Shelby County, Alabama PROBATE COURT SEAL

J.L. Isbell

NO TAX DUE ON THIS INSTRUMENT

Filed in the office of the Probate Judge the 20th day of April, 1944 at 2 o'elock P.M. and recorded in the Deed Record 118 on page 295 on this the 20th day of April, 1944.

L.C. Walker,

Judge of Probate

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