## AFFIDAVIT

STATE OF ALABAMA,
SHELBY COUNTY.

Before the undersigned authority personally appeared Callie Farr, who is known to me, and who being by me first duly sworn deposes and says:

I am a granddaughter of John W. Johnson, who is the grantee in that certain deed executed by Margaret Johnson, survivinge executrix of the will of William Johnson, deceased, bearing date January 13, 1869, as recorded in the Probate Office of Shelby County, Alabama, in deed book R page 322, and in which was conveyed, along with other lands, the  $NE_{4}^{1}$  of the  $SW_{4}^{1}$  of Section 8, Township 21, Range 1 East, Shelby County, Alabama.

Said John W. Johnson died on the 31st day of October, 1877, and left a last will and testament which was probated in the Probate Court of Shelby County, Alabama, on January 14, 1878. Said John W. Johnson left surviving him his widow, Martha Johnson, and five children as follows:

- 1. Mary L. Johnson, a daughter who is now Mary L. West.
- 2. Martin Johnson a son who died intestate and without is sue and without being married sometimes prior to 1891.
- 3. Fannie W. Johnson, a daughter
- 4. Andrew J. Johnson, a son
- 5. Ludie L. Johnson, a daughter, who later married Frank A. Church

Whilethhewwill of said John W. Johnson recites that he left surviving him as his sole heirs at law and next of kin three children, yet when he died he had five children as above numerated, who constituted his then sole heirs at law and next of kin entitled to share in the distribution of his estate.

When Martha Johnson, Fannie W. Johnson, and Andrew J. Johnson executed a deed to Mary L. West on the 6th day of November 1891, all three were then unmarried people. This deed is recorded in the Prob ate Office of Shelby County, Alabama, in Deed book 59 page 135.

I am acquainted with the following land in Shelby County, Alabama, and have known this land more than forty years, viz:

The  $NE_{4}^{1}$  of  $SW_{4}^{1}$ , of Section 8, and that portion of the  $NW_{4}^{1}$  of the  $SW_{4}^{1}$  of section 9, more particularly described as follows: Commence on the west boundary line of said forty 600 feet from the NW corner thereof, run thence to the NW corner of said forty, thence the NE corner of said forty, thence south along eastern line of said forty 720 feet, thence in a direct line to the point of beginning. Containing 20 acres, more or less, and situated in Section 9, Township 21, Range 1 East.

My mother, Mary L. West, who was Mary L. Johnson hastbeen in, possession of all this land for more than forty years, and during all that time has lived upon portions of it or had portions of it cultivated, each and every year down to the present time. She either lived upon it during said time or had tenants cultivating it. She has been in the open, notorious, continuous, exclusive, adverse possession of said land in the manner hereinabove described for more than forty years.

Mrs. Callie Farr

Sworn and subscribed to before me on this the 6th day of October, 1944.

Marie Collins
Notary Public

Filed in the office of the Probate Judge the 7th day of October, 1944, at 4 o'clock P.M. and recorded in the Deed Record 119 on page 149 on this the 9th day of October, 1944.

L.C. Walker,

Judge of Probate