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AFFIDAVIT

STATE OF ALABAMA

SHELBY COUNTY

# 1604

Personally came and appeared before me, Dixon B. Jones, a Notary Public, Ex Officio, Justice of the Peace for Beat 3, Shelby County, Alabama, R. C. Scoggins who after being by me first duly sworn according to law to speak the truth, deposeth and says:

My name is R.C. Scoggins. I am 79 years of age. I have lived near and known well the property described as the Northwest Quarter of the Northwest Quarter of Section 17, Township 22, Range 2 West, Shelby County, Alabama for more than twenty years and have been acquainted with those in possession during that time, and the nature of their possession. About the year 1920, S. A. Jones and his wife, Mildred E. Jones sold this property to L.B. Hanks and the said L.B. Hanks went into actual and exclusive possession. The said S.A. Jones has moved from this community and I do not know his whereabouts, but I do know that neither he nor his wife, Mildred E. Jones have been in possession of any part of said land, nor made any claim thereto since 1920 that I know of.

Soon after the said L.B. Hanks bought said property, from the said S.A. Jones, he conveyed it to his wife Mary V. Hanks and she and her husband lived on and cultivated said land until the death of Mary V. Hanks about March 11, 1930, the said L.B. Hanks having died sometime before. The said, Mary V. Hanks left as her sole heirs at law, C. E. Foster, J.P. Foster and R.L. Foster who took immediate possession after the death of their mother and rented said lands to tenants who lived on and cultivated said land until about the year 1935 when they sold said land to E. L. Samons.

The said, E.L. Samons went into immediate possession and lived upon and cultivated said lands for one year when he sold to Carlton White and wife Verna L. White. Carlton White and Verna L. White went into immediate possession and lived on and cultivated said land for two years when the sold to K.J. George and the said K.J. George and husband B. George did not take actual possession of said land, but immediately thereafter sold to W.H. Chambers, Jr. The said, W. H. Chambers, Jr. went into immediate possession and lived upon and cultivated said lands for about two years when he sold to Myrtle McCluskey and said Myrtle McCluskey went into immediate possession and lived upon said property and with the aid of her son, she cultivated parts thereof until about August 1945 when she sold said property to A. B. Baxley and he went into immediate possession and rented said lands to tenants who have lived thereon and said A. B. Baxley is now in possession through the agency of said tenants.

Since I have known said property it has nearly all been under fence and the fence has been maintained by the above named owners and their tenants.

The possession of A. B. Baxley and his above named predecessors in title has been actual exclusive, peaceful, quite, direct, adverse, hostile and under color of title and claim of ownership and I know of no person being in possession of any part of said land claiming adverse to said owners, nor have I known of title of said owners ever having been disputed.

R. C. Scoggins

Sworn to and subscribed before me this the 2nd day of March, 1946.

Dixon B. Jones  
Notary Public, Ex Officio, Justice of the Peace

Filed in the office of the Probate Judge the 7th day of March, 1946 at 3 o'clock P.M. and recorded in the Deed Record 123 on page 521 on this the 13th day of March, 1946.

NO TAX DUE ON THIS INSTRUMENT

L.C. Walker,

Judge of Probate

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