AFFIDAVIT

#287

STATE OF ALABAMA

SHELBY COUNTY

Personally came and appeared before me, S. A. Lokey, a Notary Public in and for the State of Alabama at large, J. W. Simpson, who after being by me first duly sworn according to law to speak the truth, deposeth and says:

My name is J. W. Simpson, I am 53 years of age. I live near and have been well acquainted with the following described land for the past 14 years, to-wit:

Commencing at a point where the branch intersects the right of way of the Southern Railroad, at a culvert near the gap of the mountain, thence run north 70 deg. east along the old Montevallo and Shelby Springs dirt road 16 chains to a post, being the corner of S L Phillips land, thence North $3\frac{1}{8}$ deg. west magnetic variation 14.92 chains to a post on the base line, thence west along base line to run of branch 6 chains, thence down said branch in a southern direction to the point of beginning, and being a part of the NE_{4}^{1} of NE_{4}^{1} of Section 5, Township 24 North Range 13 East and containing $17\frac{1}{8}$ acres more or less, reserving right of way over said land for water pipe line and wagon road.

Also all that part of the E_2^1 of NE_4^1 of Section 5 Township 24 North Range 13 East lying South of the old Montevallo and Shelby Springs dirt road and North of the right of way of the Southern Railroad, and containing 10 acres more or less.

when I first became acquainted with this property W. W. Clark was in possession of the land and lyiing on it and cultivating it. About 1936 Mr. Clark moved off said place and Festus C. Bridges moved on it and stated one year making a crop that year and W. W. Clark moved back. I do not know whether Mr. Bridges was a tennant of Mr. Clarks or whether he bought the place, but I heard that he bought it from Mr. Clark. After Mr. Clark moved back about 1937 he lived on and cultivated said land as a farm and homestead until about the year 1944 when he sold to Mrs. Elizabeth Turnbloom. Mrs. Turnbloom and her husband then moved on said land and have since lived on it and cultivated said land.

I am well acquainted with the part of the land that lies South of the old Montevallo Shelby Springs road and South of the South Railroad and I know that the land has continously been in cultivation by said owners or their tennants for the last 14 years and every part of it has been in cultivation each year. The possession of the above named owners has been Actual, open, notorious, continous, adverse, hostile, extelusive, peaceful, quite and under color or title except that part in the Southeast Quarter of the Northeast Quarter of said Section which was not under cover of title, but extended to every part.

Since I have known this property I have never known of anyone claiming any right, title or interest in or tow the property adverse to the above named owners, nor have I ever known of anyone disputing or questioning their title.

J. W. SIMPSON

Sworn to and subscribed before me this the 3rd day of July, 1946.

S. A. LOKEY, NOTARY PUBLIC

Filed in office on the 3rd day of July 1946 at 11 a.m. and recorded in Deed Record 124, Page 392 on the 5th day of July 1946.

NO TAX DUE ON THIS INSTRUMENT

L. C. WALKER, JUDGE OF PROBATE