## AFFILAVIT

STATE OF ALABAMA )
SHELBY COUNTY )

Before me, Paul O. Luck, a Notary public in and for said county in said state, personally appeared W. J. Horsley, who is known to me, and who being by me first duly sworn deposes and says:

My name is W. J. Horsley. I am 69 years of age and have lived in or about Columbiana, Shelby County, Alabama, for 45 years.

I have examined the warranty deeds recorded in Deed Book "D" at page 858, in Deed Book "R" at page 233, and in Deed Book 1, page 657, in the office of the Judge of Probate, Shelby County, Alabama, being respectively from Epbraim A. Reinhardt, by A. A. Sterrett, to W. J. Rhodes; from W. J. Rhodes and wife to T. G. Slaughter; and from Thomas G. Slaughter to I. D. Mason.

It is generally known among those interested in real estate in Columbiana that the "Brasher and Caldwell" lands lie in the  $SW_{4}^{1}$  of the  $NE_{4}^{1}$  of Section, 26, Township 21 South, Range 1 West and adjoin the forty line between the said  $SW_{4}^{1}$  of the said  $NE_{4}^{1}$ , and the  $SE_{4}^{1}$  of the  $NE_{4}^{1}$  of said Section 26.

"Mrs. Mary P. Roper's lot" faces on Depot Street in Columbiana, Alabama, and extends back from Depot Street some 227 feet on its western boundary, and some \_\_\_\_\_ feet on its eastern boundary, to the lot facing on West College Street, Columbiana, now owned by Ella Simmons. "Mrs. Mary P. Roper's lot" is sometimes known as "Mrs. M. P. Huyett's lot", and is sometimes known as the "J. A. Finley lot."

"Mrs. Elliot's lot" in Columbiana faces on West College Street; its north boundary adjoins the "Mrs. Mary P. Roper's lot"; and its west boundary adjoins the lot now owned by Ella Simmons. "Mrs. Elliott's lot" is sometimes known as the "Richard Tinney" lot and is sometimes known as the "J. L. Isbell lot".

The northeast right-of-way line of the L. & N. RR., formerly known as the "Shelby Iron Company RR.", cuts across the  $SE_{4}^{1}$  of the  $NE_{4}^{1}$  of Section 26, Township 21 South, Range 1 West, crossing the forty line into the  $SW_{4}^{1}$  of the  $NE_{4}^{1}$  of said Section 26 at a point immediately south of West College Street.

West College Street, Columbiana, is sometimes known as the "Tuscaloosa Public Road", sometimes as the "Tuscaloosa dirt road", and sometimes as the "Tuscaloosa Road".

The land owned by Ella Simmons, which is referred to above, faces on West College Street, Columbiana, and extends easterly some five hundred forty-five feet (545') from the forty line between thesaid SEl of the NEl and the said SWl of the NEl, Section 26, Township 21 South, Range 1 West. The said land is bounded on the North by the said "Mrs. Mary P. Roper Lot", and on the East by the said "Mrs. Elliott's Lot". The rectangular parcel hereinafter described is a part of the said land, lying west of "Mrs. Elliott's Lot", and south of the "Mrs. Mary P. Roper Lot". The said rectangular parcel is more particularly described as follows:

Begin at the northeast corner of the S時 of the N時 of Section 26, Township 21 South, Range 1 West; thence south along the section line two hundred sixty-four feet (264) to a point where the section line intersects the back (north) edge of the sidewalk on the north side of EAST COLLEGE STREET, COLUMBIANA: from said point, run westerly along said East College Street south 61° 30' west two hundred sixty-nine feet (269') to a point; thence, continuing along the north right of way line of East College and West College Streets, run south 86° 30' west three hundred twenty-five feet (325') to a point; thence run along the north right of way line of West College Street, Columbiana, north 72° west one hundred fifty-five and eight tenths feet (155.8) to a point of beginning. From said point of beginning, run north 15° east two hundred fory-seven feet (247') to a point; from said point, run north 72° west one hundred ten feet (110°) to a point; from thence run south 150 west to a point on the north right of way line of West College Street, Columbiana; and from thence run in an easterly direction along said north right of way line, south  $72^{\circ}$  east to the point of beginning; all of said property lying in the  $SE_4$  of the N贴 of Section 26, Township 21 south, Range 1 west, in Columbiana, Shelby County, Alabama, and containing 0.62 acres, more or less.

The said rectangular parcel regularly and Continuously was planted or used as a pasture by Mr. Joel .

Chandler from 1913, the date of his purchase thereof, to the date of his death in 1936; by the said Myra V. Chandler after his death; and by the said Ella Simmons since her purchase thereof in 1942. There is a wire fence along the east line and along the north line of the said rectangular parcel; and said lines have been fenced by the said Joel Chandler, Myra V. Chandler, and Ella Simmons, respectively, for more than thirty years.

The said land owned by Ella Simmons, which is bounded on the south by West College Street, Columbiana, on the west by the said Forty line, on the north by "Mrs. Mary P. Roper lot", and on the east by the said "Mrs. Elliott's lot", has been improved with a frame dwelling for more than thirty years.

From 1913, the date of his purchase of the rectangular parcel described above by metes and bounds, to the date of his death in 1936, Joel Chandler regularly and continuously assessed the said land for state, county and municipal ad valorem taxes, and paid the said taxes when due. Myra V. Chandler, from 1936 to 1942, regularly and continuously assessed the said parcel for state, county and municipal ad valorem taxes, and paid the said taxes when due. Since 1942, Ella Simmons has regularly and continuously assessed the said parcel for state, county and municipal ad valorem taxes, and paid the same taxes when due.

Sworn to and subscribed before me this 13th day of July, 1946.

W. J. HORSLEY

PAUL O. LUCK, NOTARY PUBLIC

Filed in office on the 13th day of July 1946 and duly recorded in Deed Record 124, Page 412 on the 15th day of July 1946.

NO TAA DUE ON THIS INSTRUMENT

L. C. WALKER, JUDGE OF PROBATE