

# 528

~~STATE~~ Affidavit

STATE OF ALABAMA,

SHELBY COUNTY.

Before the undersigned authority personally appeared Annie M. Burton, who is known to me and who being by me first duly sworn deposes and says:

I am acquainted with the NW  $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 23, Township 22, Range 2 West, West, Shelby County, Alabama, lying North of the old Selma road in Shelby County, Alabama, except two acres deeded to Sara M. Jones, and have known this land and been familiar with its history since November 12, 1919, when it was deeded to me and my husband, E. C. Burton by W. G. Page and wife, and which deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 66 at page 361.

In the aforementioned deed there was excepted two acres of said land which has been conveyed to Sara M. Jones, which deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 25 at page 203. My husband and I have been in possession of all the land included in our deed aforementioned and remained in the actual, open, notorious, continuous, exclusive, adverse possession of it, cultivating portions of it or having portions of it cultivated each and every year until we deeded it to Martha J. Lambert and D. L. Lambert by deed dated April 23, 1923, which deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 75 at page 134.

The Lamberts went into possession of the land except the two acres above referred to immediately after the execution of the last mentioned deed, and remained in the actual, open, notorious, exclusive, adverse, continuous possession of the same until they deeded it to Richard Naugher in March 1930, as shown by deed recorded in the Probate Office of Shelby County, Alabama in deed Book 84 at page 253.

Said Richard Naugher went into possession of the property immediately after the execution of the last mentioned deed and remained in the actual, open, notorious, exclusive, adverse, continuous possession of it each and every year until it was conveyed back to D. L. Lambert by foreclosure deed dated February 11, 1933, which deed is recorded in Deed bok 103 page 465.

D. L. Lambert went into possession of said property immediately after execution of the aforementioned deed and remained in the actual, open, notorious, exclusive, adverse, continuous possession of it cultivating portions of it or having portions of it cultivated each and every year until he deeded it to Ernest Holcomb andq Alice Holcomb by deed dated Jajuary 7, 1943, which deed is recorded in the Probate Office of Shelby County, Alabama, in deed book 120 at page 71.

Said Ernest Holcomb and Alice Holcomb went into possession of said property immediately on the execution of the last mentioned deed and remained in the actual, open, notorious, exclusive, adverse, continuous possession of it to the present time, living upon it and cultivating portions of it each and every year.

During all of the aforementioned time from the date of the deed of W. G. Page and wife to my husband and I on November 12, 1919, neither Hallett McKnight nor any other person other than those mentioned hereinabove have been in possession of any of said property, nor have they exercises any acts of ownership over the same.

Annie M. Burton

Sworn and subscribed to before me

Annie M. Burton

on this the 8 day of November, 1947.

L. C. Walker

Judge of Probate, Shelby County, Ala.

I, L. C. Walker, Judge of Probate of Shelby County hereby certify that the foregoing deed was filed for record on the 11th day of Nov, 1947 at 2:00 P.M. and record in duly recorded in Deed Book Vol. 130, page 557 on

the 22nd day of November, 1947.

L. C. Walker

Judge of Probate

No Tax