

2139

STATE OF ALABAMA
SHELBY COUNTY

Before the undersigned authority personally appeared J.N. Niven, who is known to me and who being by me first duly sworn deposes and says:

I live at Wilsonville, Alabama, and have lived there all my life, and I am 75 years of age. I am acquainted with the following property situated in the Town of Wilsonville, Alabama, and partly in the SE $\frac{1}{4}$ of Section 1, Township 21, Range 1 East, and SW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 6, Township 21, Range 2 East, viz:

Begin at the point of intersection of the north margin of the right-of-way of the Columbiana-Harpersville paved highway and the east margin of the right-of-way of Main Street in said town, and from said point of beginning run in a northerly direction 125 yards, more or less, along the east margin of the right-of-way of said Main Street to the south line of what is known as the Grady McEwen lot; thence east along the south margin of the Grady McEwen lot 72 yards, more or less, to section line between ~~and~~ said Section 1 and Section 6; thence south along the section line 40 yards, more or less, to the southwest corner of what is known as the Tom Reinhardt lot now owned by Dewy Bolton; thence east along the south margin of said Reinhardt lot 50 yards, more or less to the western right-of-way of said Columbiana-Harpersville road; thence in a southwest direction along the west margin of the right-of-way of said Columbiana-Harpersville road 135 yards, more or less, to the point of beginning.

I have known and am familiar with the above described property and have been all my life. What is known as the J.F. Pope store house is located on this property and has been since 1895. Mr. J.F. Pope was in possession of this property, operating a store in the aforementioned store house, which is a two story brick building, in 1895, and in fact had operated a store on the same property in a wooden building prior to that date. Mr. Pope remained in the actual, open, notorious, exclusive, continuous, adverse possession of said property and operated a store on it up to the time of his death in September 1921, and after his death his widow and his children, who constituted his sole heirs at law and next of kin, remained in the possession of it and operated a store house in said building until they deeded it to J.F. Pope Company, Inc. in 1939, and thereafter the J.F. Pope Company, inc. was in possession of said property continuously and operated a store in the said building until sometimes in the year, 1942, and since that time they have still been in the possession of the property through a tenant.

During all of the aforementioned time no other person, firm, or corporation has been in possession of said property other than those named, and no other person, firm, or corporation has advanced any claim thereto other than the owners hereinabove referred to.

J.N. Nivens

Sworn and subscribed to before me
on this the 2nd day of March, 1948.

Marie Collins

Notary Public

Filed in the office of the Probate Judge on the 3 day of March, 1948 at 11 o'clock A.M. and recorded
in the Deed Record 133 on page 25 on this the 3 day of March, 1948.

L.C. Walker,

Judge of Probate

No Tax Due