STATE OF ALABAMA

#3485

SHELBY COUNTY

Before me, the undersigned authority, in and for said County, in said State, personally appeared T.C. Elliott and J.E. Davis, who, being duly sworn depose and say that they reside at Vincent, in Shelby County, Alabama, and in close proximity to the hereinafter described lands; that for a period of more than forty years, last past, they have been acquainted with the location, boundaries, possession, owners, ownership, and claims of ownership of the following described lands, situated in Shelby County, Alabama, to wit:

The West Half of the Northwest Quarter of Section 15, Township 19, Range 2 East, EXCEPT 2 acres in the Southeast corner thereof, being 210 feet wide, North and South, and 420 feet long, East and West. Also, that part of the Southeast Quarter of the Southeast Quarter of Section 9, Township 19, Range 2 East, that lies South of Spring Creek, and East of Baker Spring Branch. Also, that part of the East Half of the Northeast Township 19 Quarter of Section 16/ Range 2 East, described as follows: Beginning at the Northeast corner of said Section 16, and run thence South to the Sovtheast corner of said East Half of the Northeast Quarter; run thence West 105 feet; run thence North 2 degrees 30 minutes West 840 feet; run thence North 13 degrees and 30 minutes West, a distance of 253.7 feet, thence North 8 degrees 30 minutes West, a distance of 1003 feet; thence North 2 degrees and 30 minutes West 525 feet to the North line of said Section 16; run thence East along the North line of said Section a distance of 261.4 feet to the point of beginning.

SECOND: Affiants further say that John K. Elliott formerly owned all of the above described lands.

THIRD: Affiants further say that they remember the occasion on or about december 3d., 1912, when J.K.

Elliott conveyed to T.E. Elliott the Southwest Quarter of the Northwest Quarter, EXCEPT 2 acres in the

Southeast corner deeded to John Bell, in section 15, and all that part of the Southeast Quarter of the

Northeast Quarter of Section 16, lying East of the land line between J.K. Elliott at that time; and also, that

tract of land beginning where Baker's Spring Branch crosses the line between the Northeast Quarter of the

Southeast Quarter and the Northeast Quarter of the Northeast Quarter of Section 16, and thence run down said

Branch 70 yards; thence East 140 yards; thence South 70 yards; thence West 140 yards to point of beginning,

all in Township 19, Range 2 East.

FOURTH: Affiants further say that they are informed that said lands conveyed by the said J.K. Elliott to the said T.E. Elliott, as aforesaid, were, in part, erroneously described as being a part of the southeast Quarter of the Northwest Quarter of Section 16, when, as a matter of fact, said lands are a part of the south east Quarter of the Northeast Quarter of said Section 16; affiants further say that they know, of their own personal knowledge, that the lands purchased by the said T.E. Elliott from the said J.K. Elliott, and the lands in which the said T.E. Elliott was placed in possession by the said J.K. Elliott are situated in the Southwest Quarter of the Northwest Quarterof said Section 15, and in the Southeast Quarter of the Northeast Quarterof said Section 16, and that the said T.E. Elliott continued in the possession of said lands until the date of his death, on or about, the 15th . day of February, 19hh, and that since the death of said T.E. Elliott that his heirs at law, namely, E.C. Elliott, John H. Elliott, William Peyton Elliott have been in the continuous and

uninterrupted possession of said lands.

FIFTH: Affiants further say that of their own personal knowledge they know that for forty years, last past, E.G. Elliott, John H. Elliott, and William Peyton Elliott, as the heirs at law of T.E. Elliott, deceased, and E.G. Elliott, John H. Elliott, and William Peyton Elliott, and Mrs. Viola Cunningham, as the heirs at law and next of kin of Mrs. M.W. Elliott, beingone and the same person as Mrs. John K. Elliott, deceased, and of John K. Elliott, deceased, and those through whom the said E.G. Elliott, John H. Elliott, William Peyton Elliott and Mrs. Viola Cunningham, hold title, namely, T.E. Elliott, Mrs. M.W. Elliott, being one and the same person as Mrs. John K. Elliott, William R. Todd, and John K Elliott to the above described lands, have been, respectfully, in the open, notorious, continuous, peaceable and adverse possession of said lands, claiming to own the same as their own, respectfully, against all the world and regularly, and continuously exercising acts of ownership over said lands and residing thereon, and using said lands as a homsite and for farming purposes continuously for more than forty years, and that the affiants have never heard the title of the said E.G. Elliott, John H. Elliott, and William Peyton Elliott, and Mrs. Viola Cunningham, or those through whom they hold title to said lands, to be questioned in any way.

SIXTH: Affiants further say that the present owners and the parties through whom they claim title, as set forth herein, have continuously gone into and remained in possession of the lands described in the FIFTH paragraph of this affidavit, and that affiants have never heard the location or the boundaries thereof to be in dispute or to be questioned in any way.

J.E. Davis

T.G. Elliott

Sworn to and subscribed before me on this the 12th day of April, 1948.

Notary Public

Shelby County, Alabama.

SEAL

Filed in the office of the Probate Judge on the 27th day of May, 1948 at 1000 clock A.M. and recorded in the Deed Record 134 on page 139 on this the 28th day of May, 1948.

L. C. Walker,

Judge of Probate

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