AFFIDA VIT

STATE OF ALABAMA

1960

COUNTY OF DALLAS

Before me, Martha Cooper, a Notary Public, in and for said County in said State, personally appeared Rose P. Weaver, who, being by me first duly sworn, deposes and says as follows:

That affiant is known by the name of Rose P. Weaver and also as Rosalie P. Weaver. That affiant is the daughter of William M. Weaver, deceased, who died in Dallas County, Alabama, and whose will was probated in Dallas County, Alabama, on August 20th, 1948.

That at the time of the death of said William M. Weaver, deceased, he owned the northeast quarter of northeast quarter of Section 24, Township 22, Range 3 West, situated in Shelby County, Alabama, and containing 40 acres, more or less.

By an old land book belonging to the said William M. Weaver, deceased, and which is now in the possession of affiant, it is shown that said William M. Weaver acquired said tract of land by a deed executed by L.G. Weaver, Ann P. Weaver, V. G. Weaver and wife, Ella F. Weaver, to William M. Weaver dated March 5th, 1872, and recorded in Book NN, page 732 in the Probate Office of Dallas County, Alabama, althrough said deed erroneously describes said land as follows: "southeast quarter of northeast quarter, Sec. twenty twenty four, Township twenty two, Range three west, Alabama."

The grantors in said deed, by said land book, are shown to have acquired said land from the estate P.J. Weaver under an agreement between the heirs of of/P.J. Weaver, deceased, dated September 25th, 1866, recorded in Book U, page 763 in the probate office of Dallas County, Alabama. By said land book, it is further shown that said P.J. Weaver acquired said land from D.E. Watrous, who acquired the same under United States Patent No. 24383.

Said land book does not show whether the deed from D.E. Watrous to P.J. Weaver was ever recorded, and if such deed was executed, so far as affiant can determine, the same has become lost.

After the death of said William M. Weaver, deceased, affiant's father, said 40 acre tract of land was divided among the devisees in his will, and a separate deed executed by the executor to each of such separate tracts, pursuant to the terms of the will.

The grantees in said partition deeds were: Rosalie P. Weaver (affiant), Clara M. Parrish, Ann P. Tarver and her children, Lucia M. Robbins and William M. Weaver (son of said William M. Weaver, deceased).

Affiant further says that at the time of the death of her father, William M. Weaver, deceased, in 1898, and for many years thereafter, said lands have been claimed by and in the possession of said respective grantees, who have assessed said lands for taxes and have paid the taxes thereon (except for certain tax sales from which said lands or parts thereof have been redeemed or purchased from the State); and that said respective grantees, and those claiming under them have had adverse possession of said separate tracts, and have assessed and paid the taxes thereon, from year to year, for a period of more than 20 years; and that affiant has never heard of any adverse claim being made to said land or any portion thereof, against the heirs of said William M. Weaver, deceased, or those claiming under or through such heirs.

Rose P. Weaver

Sworn to and subscribed before me this the 13th day of January, 1949.

Martha Cosper

Notary Public, Dallas County, Alabama NOTARIAL SEAL

Filed in the office of the Probate Judge the 9th day of March, 1949 at 2 o'clock P.M. and recorded in the Deed Record 138 on page 62 on this the 9th day of March, 1949.

L.C. Walker,

NO TAX DUE ON THIS INSTRUMENT

Judge of Probate