STATE OF ALABAMA

SHELBY COUNTY

#27/1

Personally came and appeared before me, S.A. Lokey, a notary public in and for State of Alabama at Large, E.E. Walton, who after being first by me duly sworn according to law to speak the truth deposes and says:

My name is E.E. Walton. I am a resident of Columbiana, Shelby County, Alarama and have been for many years. I am 63 years of age and was born and reared in Shelby County and have lived in the county all my life. I was well acquainted with Louisa R. Balckerby during her life time from the time I was a small boy until her death. I was also well acquainted with her family and I know of my own personal knowledge that on February 9, 1915, William Andrew J. Blackerby were the sole heirs at law and next of kin of the said Louisa R. Blackerby, deceased. I am also well acquainted with Mrs. Mary B. Clower and was acquainted with F.M. Blackerby during his life time. They are both the children of the above named Mary Frances Elizabeth Blackerby, who wal also known as Mary Elizabeth Blackerby and they were her sole heirs at law and next of kin on October 12, 1940.

I am will acquainted with the following described property in the Town of Columbiana, Shelby County, Alabama:

Beginning at an iron pin on the East side of the right of way of the L & N Railroad near West College

Street in the Town of Columbiana and running thence North 24° West along the East line of said railroad right
South side of said West College Street to a point which is North
of way to its intersection with the South boundary of said West College Street; run thence along the 143°

3' East 15.9 feet from the beginning point; from said point run south 55° 10' East along the South side of

West College Street 193.4 feet, run thence South 65° 10' East along the South side of said West College

Street 188.4 feet; thence South 17° 35' West 276.5 feet; run thence South 84° 10' West 59.4 feet to the

East boundary of the L&N Railroad right of way; run thence North 24° West along the East boundary of said

right of way 491.5 feet to point of beginning.

The above described lot is a part of the property that was conveyed to Louisa R. Blackerby by Roy B.

Lester and wife Beaulah A. Lester on October 7, 1912. Said Louisa R. Blackerby went into immediate possession of said property and rented it to tenants who lived in the house on the lot immediately East of the Above described lot. Said tenants held possession under the said Louisa R. Blackerby continuously until her death about the year 1914 or 15. Soon after the death of the said Louisa R. Blackerby, W. Andrew J. Blackerby and wife Martha Jane Blackerby conveyed their interest in the above described property and the lot to the east of it, onwhich the house stood, to Mary Frances Elizabeth Blackerby, and Sara J. Blackerby and Husband Levy Blackerby also conveyed their interest in said property to Mary Frances Elizabeth Blackerby. The said Mary Frances Elizabeth Blackerby went into immediate possession of said property and she and her son

Francis M. Blackerby lived in the house on the property to the east of the above described lot and cultivated and used as a pasture the land included in the above described lot until the year 1940, when the said Mary Frances Elizabeth Blackerby, who was one and the same person as Mary E. Blackerby and her daughter, Mary E. Clower and husband Guy Clower conveyed to Francis M. Blackerby and wife Lula Blackerby, a part of the above described lot and the said Francis M. Blackerby built a brick house on the above described lot, in which he and his wife, the said Lula Blackerby lived until his dath about the year 1942. The said Mary Frances Elizabeth Blackerby departed this life furing the year 1940 and soon after her death Mary B. Clower, who with F.M. Blackerby, were the sole heirs at law of the said Mary Frances Elizabeth Blackerby, conveyed the rest of the above described property together with the house and lot to the east of it to F.M. Blackerby who was one and the same person as Francis Marien Blackerby and was commonly called Marion Blackerby, his

After the death of the said Francis Marion Blackerby, his widow, the said Lula Blackerby and their dauthter, Frances Ethel Blackerby continued to live on the above described property and accupied it as a homestead until the fall of 1945, when they moved to Tuscaloose, but they rented said property to tenants who lived thereon until the property was sold by Mrs. Blackerby to Mrs. Alma Jackson, that Mrs. Alma Jackson lived on said property for s me time when she married and moved away, but has since rented the property to W.C. Billingsley, who has since lived upon said property as a tenant of Mrs. Alma Jackson or Mrs. Alma Miller until he recently purchased said property.

I have had this property pointed out to me and I am well acquainted with it and have known it most of my life and as stated, I have known the various people in possession claiming to own it and their tenants.

The possession of the named owners and their tenants during the time specified has been open, notorious, actual, exclusive, continuous, uninterrupted, adverse, holtile, direct, peaceful, quite, and under color of title and claimer or ownership and no one at any time has been iin possession of any part of said lot claiming adverse to said owners not have I ever known of any one claiming any interest, right of title to said property adverse to W.C. Billingsley and his predecessors in title nor have I ever known of any one disputing title of any of above named owners.

I am not related to W. C. Billingsley nor to any one else mentioned in this affidavit nor do I have any interest direct or indirect in the above described property.

E.E. Walton,

Sworn to and subscribed before me on this 22nd day of April, 1949.

Fas been paid on the with-

In Instrument as required by law.

Filed in the office of the Judge of Probate on the 22nd day of April, 1949, at 10 Addingered are safed in deedrecord 138, page 264, on this the 4th day of May, 1949.

L.C. Walker, Judge of Probate.