

AFFIDAVIT

#2159

STATE OF ALABAMA

SHELBY COUNTY.

Before me, Mary Lee Maffey, the undersigned authority in and for said County, in said State, personally appeared H. J. McGaughy, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is H. J. McGaughy. I am one and the same person as H. J. McGaughy, Sr. and Howard J. McGaughy. I am familiar with the following described land:

All that part of the $\frac{1}{2}$ of Fraction A, Section 12, Township 24, Range 12 East, described as follows: Begin at the point where the northeasterly line of the Montevallo-Montgomery Public Road crosses the west line of $\frac{1}{2}$ of said Fraction A and run north along same 350 feet to the north line of $\frac{1}{2}$ of said Fraction A; thence along same east 1150 feet to the west line of certain land owned by R. E. Reid, Jr.; thence south and parallel with the west line of $\frac{1}{2}$ of said Fraction A and along the west line of land owned by R. E. Reid, Jr. a distance of 475 feet; thence in a southwesterly direction 237 feet to a point on the easterly line of said Montevallo-Montgomery Public Road, which point is 1300 feet southeast of the point of beginning; thence along said road in a northwesterly direction 1200 feet to the point of beginning; being situated in Shelby County, Alabama.

I remember

I remember said land when it was sold, along with other lands, by Ruth K. Crump and other persons to N. B. Robinson in the year 1907, as shown by deed recorded in Deed Book 39, page 149 in the Probate Office of Shelby County, Alabama. The persons selling said land to N. B. Robinson moved away from Shelby County many years ago and I haven't heard of them since I was a boy. N. B. Robinson lived on said land and cultivated it each and every year until he conveyed said land, along with other land, to his wife, L. A. Robinson in the year 1909, as shown by deed recorded in Deed Book 43, page 78 in said Probate Office. She continued to live on said land and to cultivate it each and every year until she conveyed it to R. M. Bean in the year 1922. R. M. Bean purchased the same land as that described in detail in the beginning of this affidavit. He went into immediate possession of said land and lived on it and cultivated it each and every year until he sold it to James Emet Reid in the year 1925, as shown by deed recorded in Deed Book 63 page 314 in said Probate Office. James Emet Reid is one and the same person as James Emmett Reid, the latter being his correct name. James Emmett Reid went into immediate possession of said land at the time he purchased it and lived on it and cultivated it each and every year until he sold it to me in the year 1933, as shown by deed recorded in Deed Book 84, page 595 in said Probate Office. I went into immediate possession of said land and have lived on it, cultivated it and have maintained the fences on it each and every year since the date I purchased it and until this very day. Except for a small portion in the southeast corner, which is cut off by road, all of said land has been fence since I first remember it, being more than forty years.

I am familiar with the Methodist Episcopal Church South, known as Sessions Chapel and know where it is located across the Montevallo-Montgomery Public Road from the above described land and is situated southwest of the above described land. No place does said lot join the above described land. A deed from Ella H. Session, a widow, to certain persons, as Trustees of said church, dated November 25, 1910, and recorded in Deed Book 43, page 519 has been called to my attention. I know said church lot or a portion of it was

purchased from Ella Sessions. There has also been called to my attention a deed from R. M. Bean to R. O. Bean dated January 14, 1943, and recorded in Deed Book 115 page 541 in said Probate Office. Said deed describes the following described land:

Beginning at the southwest corner of the Sessions Chapel Church property in Fraction A, Section 12 Township 24, Range 12 East and running south a distance of 300 feet; thence east to the right of way of the old Montgomery Highway a distance of 240 feet; thence north a distance of 240 feet; thence west a distance of 240 feet to point of beginning; situated in Shelby County, Alabama.

I know of my own knowledge that said property purchased by R. O. Bean also lies on the southwest side of said property in the same does not, at any place, join the land first described in detail above, which I own. \$~~None~~ Privilege Tax has been paid on this within instrument as required by law.

STATE OF ALABAMA. L. C. WALKER,
SHELBY COUNTY. JUDGE OF PROBATE

H. J. McCaughy

Sworn to and subscribed to by H. J. McCaughy before me this the 6th day of January, 1950.

Mary Lee Magaffey
Notary Public.

Filed in the office of the Judge of Probate on the 7th day of Jan. 1950. at 12 Noon and recorded in Deed record 141, page 136, on this the 7th day of Jan. 1950.

L. C. Walker,
Judge of Probate.