

X 2231  
THE STATE OF ALABAMA,  
SHELBY COUNTY.

Before me the undersigned authority in and for said County in said State, personally appeared W. S. Stonecypher, who being first duly sworn on oath says that his attention has been called to an affidavit made by him on April 13, 1929, and recorded in Deed Book 88, page 248, in the Probate Office of Shelby County, Alabama, wherein affiant was making affidavit as to the possession by James M. Garner and others as to certain property. Affiant further says that there is an error in the description of a portion of the property mentioned in said affidavit, in that said property is stated to be situated in Section 33, Township 21, Range 2 West, and therefore, said affidavit apparently indicates that the said James M. Garner and others were in possession at one time of the property purchased by S. M. Tatum from George T. Hogwood. Affiant further says that the property occupied by the said Garner and others named in said former affidavit was actually located approximately two miles West of the property of S. M. Tatum and on the West side of the right of way of L. & N. Railroad, and that said property is actually located in Section 31, instead of Section 33, and is the same property later conveyed to C. E. Leonard.

Affiant further says that he has known the property belonging to S. M. Tatum since about the year 1922 and that at that time said property was owned by John W. Busby, who sold it to J. O. Chandler and D. S. James and that the said Chandler and James conveyed the said property to George T. Hogwood, who in turn sold it to S. M. Tatum shortly after he bought it and that the said S. M. Tatum sold said property to H. C. Cumberland but

re-purchased it from said Cumberland and wife about eight years ago. Affiant further says that the property S. M. Tatum is bounded on the North by the lands of the Lyon Estate, on the East by the Montgomery-Birmingham Highway, on the South by lands belonging to A. & A. Ash, formerly owned by Callie Aldridge and on the West by the L & N Railroad Right of Way.

Affiant further says that during the more than twenty years he has known said land, it has been occupied by the above named persons and their tenants and no other, that said land is improved with buildings and that approximately thirty-five acres of it is and has been in cultivation by the parties herein named and their tenants continuously, Openly and peaceably for more than twenty years under claim of ownership by the various parties, commencing with John W. Busby and ending with S. M. Tatum, and that affiant has never at any time heard the title or right to possession of any of said parties herein named disputed by any person, except as to four acres lying near the intersection of the Birmingham-Montgomery Highway and what is known as the Tuscaloosa Road, which four acres has been used for a church, school and cemetery purposes, although the church and school have been torn down and apparently abandoned.

W. S. Stonecypher

Sworn to and subscribed before me this 27 day of February, 1943.

Dixon B. Jones Ex. Off. J. P.

Notary Public.

STATE OF ALABAMA  
SHELBY COUNTY  
I hereby certify that  
has been paid on the with-  
in instrument as required  
by law. L. C. WALKER,  
JUDGE OF PROBATE

THE STATE OF ALABAMA,

SHELBY COUNTY.

Before me the undersigned authority in and for said County in said State, personally appear T. G. Youngblood who being first duly sworn on oath says that he has read the foregoing affidavit made by W. S. Stonecypher and that he has himself known the land of S. M. Tatum situated in Section 33, Township 21, Range 2 West, in Shelby County, Alabama, for the past 40 years and that the statements contained in the affidavit of W. S. Stonecypher are true.

T. G. Youngblood

Sworn to and subscribed before me this 27 day of February, 1943.

Dixon B. Jones Ex.  
Notary Public Off. J. P.

Filed in the office of the Probate Judge on the 6th day of February, 1950 at 10 A. M. and recorded in Deed Book 141 on page 256 & 257 on this the 9th day of February, 1950.

L. C. Walker, Judge of Probate.