

STATE OF ALABAMA

SHELBY COUNTY

Before the undersigned authority personally appeared C.A. Pope, who is known to me and who being by me first duly sworn deposes and says:

I am fifty-seven years of age. Annie Pope was my mother. As far back as I can remember she was the owner of, and in possession of, and claiming to own what is known as the Gat Harkins Lot in Columbiana, Alabama, situated in the Northeast Quarter of the Northwest Quarter, Section 26, Township 21, Range 1 West, Shelby County, Alabama. This lot is more particularly described as follows:

Begin at the Northwest corner of said Northeast Quarter of Northwest Quarter, and run South along the West line of said forty South 1 degree 51 minutes East, 1176.6 feet to the Northern right-of-way of what is known as the Short-Cut Road leading from Columbiana to Saginaw heretofore known as the Tuscaloosa Road, being now sometimes called West College Street; thence along the North line or margin of said road, North 79 degrees 13 minutes East 210 feet, to the center of a ditch; thence North 1 degree 51 minutes West, 210 feet; thence South 79 degrees 13 minutes West, 210 feet; thence South 1 degree 51 minutes East, 210 feet to the point of beginning. Containing one acre, more or less.

I have known this property all my life and when I first knew it there was a house on it and it remained on it until about twenty years ago. During all that time my mother claimed the property and controlled it and was in possession of it and had the house occupied until shortly before it was torn down by her. After the house was torn down by her she remained in the actual, open, notorious, exclusive, adverse possession of the property, and during all that time she had it rented out regularly every year to tenants who cultivated it. Among others who cultivated the lot was Mr. Handy Ellis of Columbiana, Alabama, who cultivated it for four or five years and he rented it from my mother. I do not know how my mother obtained title to the property but I do know that she was in actual possession of it, having tenants living on it, or having it cultivated for forty years or more before she sold it to Mr. J.E. Price in 1944.

To restate the matter, my mother was in possession of said property, claiming to own it and having it cultivated each and every year under claim of ownership for more than forty years prior to the time she deeded it to Mr. Price.

The lot above described and in reference to which this affidavit is made, has always been known as the Gat Harkins Lot.

I am also acquainted with a lot lying immediately north and adjoining the Gat Harkins Lot which my mother purchased from the heirs of Mrs. W.B. Brown in 1921. The deed was executed by Nina deCottes, et al. to my mother, Annie Pope, and is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 76, at page 564/

This lot is correctly described as follows:

Commence at the Northwest corner of the Northeast Quarter of the Northwest Quarter of Section 26, Township 21, Range 1 West, and run thence South along the West line of said forty, South 1 degrees, 51 minutes East, 966.6 feet to the Northwest corner of the Gat Harkins Lot; thence North 79 degrees 13 minutes East, 210 feet; thence North 1 degree 51 minutes West, 262 feet; thence South 79 degrees 13 minutes West, 210 feet to the West line of said forty; thence South 1 degree 51 minutes East, 262 feet to the point of beginning, and containing 1.25 acre more or less.

My mother went into possession of the last mentioned lot immediately after the execution of the deed to her from Nina deCottes, et al, and remained in actual, open, notorious, exclusive, adverse possession of it either cultivating it herself or having it cultivated by tenants, each and every year until the time of her death.

Bothe

Both of the above described lots are bounded on the West by the W .E. Price land.

C.A. Pope

Sworn and subscribed to before me this the 9th day of September, 1950.

Conrad M. Fowler, Notary Public , State at Large.

Filed in the office of the Probate Judge on the 11 day of September, 1950 at 9:00 A.M. and recorded in Deed
Record 142 on page 510 this the 12 day of September, 1950.

L.C. Walker

Judge of Probate

NO TAX DUE ON THIS INSTRUMENT.
