

AFFIDAVIT

#5645

STATE OF ALABAMA

SHELBY COUNTY

Before me, Frances M. Woods, the undersigned authority in and for said County, in said State, personally appeared Charles T. Acker, who, after being by me first duly sworn to speak the truth, deposes and says:

My name is Charles T. Acker. I am 72 years of age and have lived in Montevallo for the past 72 years and have all along been familiar with the following described property:

Beginning at the northwest intersection of Shelley Street (Selma Road) and Quarles Street, and continuing North along the west boundary of Shelley Street or Selma Road, a distance of 150 feet; thence west perpendicular to Shelley Street, or Selma Road, 140 feet, thence south and parallel with Shelley Street or Selma Road, 150 feet; thence east and perpendicular to Shelley Street, or Selma Road, 140 feet, this being along the north boundary of Quarles Street to the point of beginning; said property being Lots 4, 5, and 6, in Block "G" of Montevallo, as recorded in Plat Book 3, page 41. in the office of the Judge of Probate of Shelby County, Alabama.

I knew Burgess Little and it is my recollection that he did not have a living wife on October 19, 1899. I know where Shelley Street, sometimes known as Selma Road is located and also know where Quarles Street is located, both in the Town of Montevallo. Said streets have been opened and have been used as streets continuously for the past 40 years or more and are on this date still being used as streets, I am familiar with the location of the property described above in this affidavit and I know of my own knowledge that the property conveyed by Hampton D. Lee and Exie Patrick Lee to the State of Alabama for the purpose of erecting a colored school thereon under Deed dated September 24, 1948, and recorded in Deed Book 134, page 569 in the Probate Office of Shelby County, Alabama does not encroach upon the property described above; In fact, there is a road and approximately 200 feet of land dividing the two parcels. The property conveyed under said last mentioned deed is described as follows:

Beginning at the southeast corner of the SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 4, Township 24, Range 12 East; thence running north, 47 degrees and 30 minutes west, 384.7 feet to the center of the Southern Railway track; thence with the same south 70 degrees and 10 minutes west, 845 feet to the point of beginning; thence south, 70 degrees 10 minutes west, 423.6 feet; thence north no degrees 15 minutes east, 883.2 feet; thence north, 2 degrees 15 minutes east, 141.4 feet; thence north no degrees 15 minutes east, 109 feet; thence north, 9 degrees 35 minutes east, 166 feet; thence north, 86 degrees 20 minutes east, 796 feet; thence south, 2 degrees 10 minutes east, 415 feet; thence south, 87 degrees 45 minutes west, 447 feet; thence south, no degrees 15 minutes west, 765.4 feet to the point of beginning; containing 15 acres, more or less. The same 15 acres being described as a part of the plot designated in Todd's Survey of Montevallo as Blocks G, H, I, J, K, L, M, N including Bowie Street East; being situated in Shelby County, Alabama.

I am familiar with the property first described in this affidavit and know that there are no physical encroachments on the same; in fact, Selma Road borders one side of it and Quarles Street borders one side of it and land owned by Hampton D. Lee and Exie Patrick Lee borders the other two sides of it.

Said property first described in this affidavit is vacant and there have not been any repairs made on any structures located on the same within the past six months.

Chas. T. Acker, M.D.

State of Alabama

Shelby County

Sworn to and subscribed to by Charles T. Acker before me this the 24th day of July, 1950.

Frances M. Woods, Notary Public

My commission expires February 13, 1954.

NOTARIAL SEAL

Filed in the office of the Probate Judge on the 14 day of September, 1950 at 2:00 P.M. and recorded in Deed Record 142 on page 527 this the 14 day of September, 1950.

L.C. Walker, Judge of Probate

NO TAX DUE ON THIS INSTRUMENT.