#239

STATE OF ALABAMA

SHELBY COUNTY

Before me, the undersigned authority, in and for said State and County, personally appeared B.J. Owen, who, after first, being by me sworn according to law to speak the truth, deposes and says: He is 67 years of age and has been living in the town of Columbiana for the past twenty-two years, and affiant has all along been well acquainted with the property described below and those in possession of to Said property being described as follows:

Lots 2 and 3 in Block 2 according to survey and map of J.W Johnston's addition to Columbiana, Shelby
County, Alabama, said map being recorded in the Probate office of Shelby County, Alabama, on the 10th day
of July, 1924, in map book of said office. Said survey having been made by J.D. Moor, C.E. Leeds, Alabama,
Said property being described more particularly as follows: Begin at the northwest corner of Section 25,
Township 21, Range 1 West, Shelby County, Alabama, and run south, 73 degrees and 35 minutes east, 635 feet
to the northwest corner of the W.F. Payne tract of land on the east line of Thompson Street; Thence run along
the east line of said street south, 18 degrees and 30 minutes east, 169 feet to the point of beginning; Thence
run north, 75 degrees and 15 minuted east, 140 feet; Thence run south, 18 degrees and 30 minutes east, 100
feet; hence run south, 75 degrees and 15 minutes west, 169 feet to said east line of Thompson Street; Thence
run north, 18 degrees and 30 minutes west, 100 feet to the point of beginning. All of said property being
in Northwest Quarter of Northwest Quarter of Section 25, Township 21, Range 1 West, Shelby County, Alabama.
That when affiant first came to Columbiana, the above described property was owned by J.W. Johnston and it

was enclosed by a fence with other property and he rented it out for a pasture or for cultivation, each and every year, until some time in 1924, when said property was subdivided and laid off in lots, but said property remained under fence until about two years ago, and as affiant recalls was used as a pasture.

That affiant is a brother-in-law of said W.T. Mason and remembers when said W.T. Mason purchased the above described property on November 15, 1927, and knows that he went into immediate possession of said property, each and every foot of it, at the time he purchased it and knows that said W.T. Mason has kept close supervision over said property and has made personal inspections of it, each and every foot of it, many times. Affiant has been with said W.T. Mason on numerous occasions when they have inspected said property and affiant has seen W.T. Mason removesticks and stones from said property. Affiant knows that the boundaries of said property were indicated by wooden stakes at the four corners of said property and affiant has seen said stakes on numerous occasions and knows that they have remained in place during the years said W.T. Mason has owned said property. Affiant remembers when W.F. Payne purchased some lots adjoining the above described property in October, 1938, and since said time he knows that the boundaries of the above described property have been marked by iron stakes. Affiant has from time to time talked with persons interested in purchasing said property from said W.T. Mason and affiant knows of his own knowledge that said W.T. Mason has paid the taxes on said property, each and every foot of it, each and every year, since he purchased it.

Affiant further says that for the past twenty-two years, to his personal knowledged, J.W. Johnston and then Mary M. Johnston, and then W.T. Mason have been in actual, open and notorious possession of said property and he has never known of thetitle to said property being disputed.

B.J. Owen

State of Alabama

Shelby, County

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S worn to and subscrined to before me this 7th day of October, 1940.

L.C. Walker, Judge of Probate of Shelby

County, Alabama

Filed in the office of the Probate Judge on the 17 day of November, 19 50 at 1:00 P.N. and recorded in Deed Re cord 143 on page 54 this the 17 day of November, 1950.

L.C. Walker, Judge of Probate