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#1663

STATE OF ALABAMA

SHELBY COUNTY

Before me, the undersigned authority, a Notary Public, in and for said County, in said State, personally appeared E.D. Holliday, who is known to me and who, being duly sworn, deposes and says, to wit:

I am 67 yrs. of age and have been familiar with the ownership of the  $SE_4^{\frac{1}{2}}$  of  $NE_4^{\frac{1}{2}}$ , Section 33, Tp. 17, Range 1 East, Shelby County, Alabama, for the past 40 years.

I remember when Otis Harris purchased said property on April 2, 1923, from D.F., Kathe Bell, & Addie Evans, and known of my own knowledged, that the said Otis Harris, immediately upon acquiring said property went into possession thereof, and from that time until about the year 1927, when she sold said property to Sam & Liza Isbell, the said Otis Harris exercised open, notorious, continuous, hostile, peaceful, exclusive adverse possession of said property, claiming under his said deed aforesaid.

I further state that Sam & Liza Isbell, from the time they acquired said property as stated in the preceding paragraph, took possession thereof, and until theysold the SE diagonal one-half F6 Roy and Nellie Isbell on Feb. 10, 1934, and the NW diagonal one half to Otis & Mollie Harris on the same date exercise open, notorious, continuous, hostile peaceful, exclusive adverse possession thereof by cultivating all or a part of the land; having all or a part thereof under fence, and generally exercising all rights of absolute ownership thereof.

I further state that Roy & Nellis Isbell, from the time they acquired the SE diagonal one-half of said property as aforesaid, until they sold the same to Margaret M. Belsher, on Nov. 29, 1938, exercised open, noto tious, continuous, hostile, peaceful, exclusive adverse possession by either occupying the residence thereon or renting to enemats, cultivating all or apart of the land; having all or a part of the land under fence; and generally exercising all right of absolute ownership therein.

I further state that Margaret M. Belsher from the time she acquired the SE diagonal one-half as aforesaid until she sold the same back to Roy & Nellis Isbell on Sept 2, 1942, lived in or rented the residence on said property, and generally exercised open, notorious, continuous, hostile, peaceful, exclusive adverse possession of said property.

I further state that Roy & Nellis Isbell, after re-acquiring the SE diagonal one-half of said property, as aforesaid, moved into the residence, and held open, notobious, continuous, hostile, peaceful, adverse possession thereof until Feb. 3, 1943, when they sold the same to Lyle Isbell & wife, Florine Isbell.

I further state that since Feb. 3, 1943, Lyle Isbell have had possession of said property, have, during said time, lived in the house on said property or rented to tenants; cultivated or had cultivated all or a part of the land, and generally exercised open, notorious, continuous, hostile, peaceful, exclusive adverse possession of said property and said Lyle & Florine Isbell still continue in possession of said property.

I further state that Otis & Mollie Harris from the time they acquired the NW diagonal one-half of said property, on Feb., 10, 1934, as aforesaid, until they sold the same on Dec. 5, 1938, to Ella Isbell, held possession of said property; had all or a part of the land under fence & in cultivation, and generally exercised open, notorious, continuous, hostile, peaceful, exclusive, adverse possession of said property.

I further state that Ella Isbell, from Dec. 5, 1938, until Aug. 5, 1944, when she sold the same to Lyle & Florine Isbell, exercised open, notorious, hostile, peaceful, exclusive, continuous, adverse possession of said property; lived in the house on said property; had all or a part under fence and in cultivation and generally exercised all rights of ownership therein.

I further state that Lyel & Florine Isbell, from Aug. 5, 1944, until the date, July 7, 1945, have either lived in the house on said property themselves or rented it to tenants; cultivated all or a part of the land and hadd all or part under fence, and have generally exercised open, notorious, continuous, hostile, peaceful, adverse, exclusive possession of the whole  $\frac{1}{4}$  section, and continues to the present time to hold such possession of the SE diagonaly one-half.

I further state that Lyle & Florine Isbell conveyed the NW diagonal one-half to Jess & Stella Isbell on July 7, 1945, and that said Jess & Stella Isbell continued the same kind & manner of possession of said property as described in the preceding paragraph, until Aug. 3, 1949. when said Jess Isbellldies; eleaving surviving him his widow, Stella Isbell; Lyle Isbell, a son, and Lawrence Isbell, a son.

I further state that since Jess Isbell's death as aforesaid, Stella Isbell, Lyle Isbell, and Lawrence Isbell, have continued the same kind & manner of possession of said property as described hereinabove, and still hold said property in their possession.

I further state that I have never heard of the title of any of the aforesaid successive owners of said property being questioned in any respect.

E.D. Holliday

Sworn to and subscribed before me on this 12th day of January, 1951.

Newton S. Chamblee

Notary Public

SEAL State at Large

Filed in the office of the Probate Judge on the 24 day of January, 1952 at 10:00 A.M. and recorded in Deed Record 143 on page 574 this the 19 day of February, 1951.

L.C. Walker

Judge of Probate

NO TAX DUE ON THIS INSTRUMENT.