H1613

Affidavit

STATE OF ALABAMA,

SHELBY COUNTY

Before the undersigned authority personally appeared C. C. Champion who is known to me and who being by me first duly sworn does depose and say:

I am 65 years of age. I have lived in the vicinity of Vandiver, Shelby County, "labama, for the last 40 years and I have lived in Shelby County practically all of my life.

I knew Mr. D. B. B. Isbell who resided at Vandiver during his life time and also his wife, Nann Isbell. Both Mr. and Mrs. Isbell are dead. Mr. Isbel died about 12 years ago and Mrs. Isbell died three years ago. I am acquainted with their family and I know that the following are the sole heirs at law and next of kin of Nann Isbell and G. D. B. Isbell: Susan Caroling Isbell, assister to G. D. B. Isbell; Johnny Isbell, a son, whose wife is Inez Isbell; willie Isbell, a son, whose wife is Jane Isbell; B. J. Isbell, a son, who is one and the same person as Buster Isbell, whose wife is Gladys Isbell; Fannie Cox, a daughter, who is a widow; Betty Houston, a daughter, whose husband is John Houston; Daisy Lynn, a daughter, whose husband is Auvil Lynn; Bessie Stewart, a daughter, whose husband is Richard Stewart; Gracie Stewart, a daughter, whose husband, Melvin Stewart, is non compos mentis; Euna Isbell, a grandchild, whose husband is Rick Isbell also known as Rich Isbell; Gracie Parker, a grandchild, whose husband is Marshall Parker; Maudie Grimes, a grandchild, whose husband is Alvin V. Grimes; Lottie Isbell, a grandchild whose husband is A. C. Isbell (A. C. Isbell is note related to G. D. B. Isbell G. D. B. Isbell or Nann Isbell); Luther Whitfield, a son-in-law, who was formerly married to Ella Isbell, deceased, who was a daughter to G. D. B. and Nann Isbell, the present the present wife of Luther Whitfield is Louise Whitfield; Ivy Whitfield, a grandchild, an unmarried man; Emmett O. Whitfield, a grandchild, who is one and the same person as E. O. Whitfield whose wife is Eva.M. Whitfield; W. L. Whitfield, a grandchild, whose wife is Elaine Whitfield; Penson H. Whitfield, a grandchild, who is one the same person as Pinson Whitfield, whose wife is Gertrude Whitfield,; Marvin Whitfield, a grandchild and an unmarried man; "oyal Whitfield Meadows, a grandchild, whose husband is Carl Meadows: Willa Dean Belcher, who is one and the same person as Willodean Belcher and whose husband is Melvin Belcher; Clelland Liddell, a grandchild, whose husband is James Liddell; all being of sound mind and over the age of 21.

Neither G. D. B. Isbell nor Nann Isbell left a will and there has been no administration of the estate of either. I have not heard of any claims or obligations owed by the estate of either G. D. D. Isbell or Nann Isbell.

I am acquainted with the following described property:

Lot No. 26 according to the map of Vandiver as the same appears of record in the office of the Judge of Probate Shelby County, "labama, in Map Book 3, at page 45 which Lot is also known as the Dan Avery Lot the same being more particularly described as follows:

Commence at the NW corner of Section 14, Township 18, Range 1 East, and run thence East along the North line of said Section a distance of 11.2 chains, more or less, to the NW corner of said Lot which point is the point of beginning; continue thence along the North line of said Section 14, a distance of 450 feet; run thence in a Southwesterly direction to the NE corner of Lot 5 according to said map which Lot is also known as the O'Barr Lot a distance of 365 feet, more or less; go thence in a Northwesterly direction along the North boundary of said Lot 5 a distance of 210 feet, more or less, to the East margin of the old Vincent-Leeds public road (now abandoned) which point on said margin is 120 feet, Southcoflthe, North Line of said Section 14; go thence in a Northerly direction along the East Margin of said road a distance of 120 feet to the North line of said Section 14, which point is the point of beginning, containing $2\frac{1}{2}$ acres, more or less.

Also a portion of Lot 25 according to the aforementioned map of Vandiver which lies between the East margin of the present 'incent-Leeds public road and the East margin of the Old Vincent-Leeds public road (now abandomed) containing $\frac{1}{2}$ acre, more or less, and including the road bed of the old Vincent-Leeds Highway, Said Lot 25 is also known as the Abercrombie Lot and said $\frac{1}{2}$ acre is more particularly described as being bounded on the West by the East Margin of the present Vincent-Leeds public road, on the South and East by the East margin of the old Vincent-Leeds public road (now abandoned) and on the North by the North line of said Section 14, all situated in Shelby County, Alabama.

G. D. B. Isbell purchased this property from, according to my best recollection, John Watson, in about the year 1927. Immediately after he purchased the land he built a house and a small store on it and he and his wife and his sister, Susan Caroline Isbell, occupied these premises, claiming to own same in fee simple, and they had adverse, hostile, notorious, exclusive, peaceable, open, continuous, and visable possession of this property up until the time of the death of ". D. B. Isbell about 12 years ago.

On January 12, 1937, G. D. B. Isbell conveyed this property by warranty deed to Nann Isbell and Susan Caroline Isbell but as aforesaid these parties occupied this property until the death of G. D. B. Isbell.

Nann Isbelland Susan Caroline Isbell continued to live on this property, sharing it jointly claiming to own same in fee simple until May 1st, 1944. Their possession during said period was adverse, hostile, notorious, exclusive, peaceable, open, continuous, and visable.

On May 1st, 1944, Nann Isbell and Susan Caroline Isbell conveyed this property to myself and my wife, Hattie Champion by warranty deed retaining in themselves the right to use the small store building during their life time. From the date of said deed to present date my wife and I have had possession of this property subject to the interest of Nann Isbell and Tusan Caroline Isbell as foresaid. We have during this time claimed to own the same property in fee simple, our possession has been adverse, hostile, notorious, exclusive, peaceable, open, continuous, and visable.

C. C. Champion

Sworn to and subscribed before me on this the 5 day of Feburary, 1951.

Conrad M. Fowler

Notary Public

Filed in the office of the Frobate Judge on the 5th day of February, 1951 at 4 P.M. and recorded in Deed Record 143 on page 557 on this the 20th day of February, 1951.

L. C. Walker

Judge of Probate

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