

#2086

AFFIDAVIT

STATE OF ALABAMA

SHELBY COUNTY.

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

I am acquainted with the NE $\frac{1}{4}$ of SE $\frac{1}{4}$, N $\frac{1}{2}$ of NW $\frac{1}{4}$ of SE $\frac{1}{4}$, and N $\frac{1}{2}$ of NE $\frac{1}{4}$ of SW $\frac{1}{4}$, all in Section 34, Township 21, Range 1 East, Shelby County, Alabama. I have known this land practically all my life and own land adjoining it. This property formerly belonged to R. A. Atkinson who sold it to L. K. E. Clemons and Clemons sold it to Ruby Robertson and Ruby Robertson sold it to H. I. E. Dyer and Dyer sold it to W. M. Calloway who in turn sold it to A. A. English and Isaac J. English. All these transactions were evidenced by deeds. The deed to A. A. English and Isaac J. English was dated September 8, 1948, and to my personal knowledge they and those through whom they claim title have been in actual, open, notorious, continuous, exclusive, adverse possession of the same, claiming to own it and living upon it and cultivating portions of it or having tenants upon it and cultivating portions of it each and every year during all that time.

I am also acquainted with the SW $\frac{1}{4}$ of SE $\frac{1}{4}$, the S $\frac{1}{2}$ of NW $\frac{1}{4}$ of NE $\frac{1}{4}$, and the S $\frac{1}{2}$ of NW $\frac{1}{4}$ of SW $\frac{1}{4}$, Section 34, Township 21, Range 1 East, Shelby County, Alabama, and have known this land practically all my life. This land is known as the Ellison Place. On the 19th day of November, 1935, T. D. Wycoff executed a deed to this property to E. W. Ellison and Lula Ellison, which deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 94, at page 572. The Ellisons went into possession of this property immediately after they received the deed from Wycoff and remained in actual, open, notorious, continuous, exclusive, adverse possession, cultivating portions of it or having portions of it cultivated each and every year until they deeded it to W. M. Callaway and Ruby Callaway, which deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 116 at page 492. The Callaways deeded the property to A. A. English and Isaac English by deed dated September 8, 1948, and recorded in the Probate Office of Shelby County, Alabama, in Deed Book 126, at page 418. During the time the Callaways owned the property they were in the actual, open, notorious, continuous, exclusive, adverse possession of same cultivating the same or portions thereof; or having it done each and every year until they deeded it to A. A. English and Isaac English.

B. B. Mooney

Sworn to and subscribed before me on this the 3rd day of March, 1951.

Lilla Juzan

Notary Public

Filed in the office of the Probate Judge on the 5th day of March, 1951 at 10 o'clock A. M. and recorded in Deed Record 145 on page 132 on this the 15th day of March, 1951.

L. C. Walker

Judge of Probate

STATE OF ALABAMA
SHELBY COUNTY

I hereby certify that
\$ None Privilege Tax
has been paid on the within
instrument as required
by law.

L. C. WALKER,
JUDGE OF PROBATE