

3202

BOOK 146 PAGE 220

STATE OF ALABAMA

SHELBY COUNTY

Personally came and appeared before me, S.A. Lokey, a notary public in and for the State of Alabama at Large, H.R. Justice, who, after being first by me duly sworn according to law to speak the truth deposes and says:

That he is 55 years of age and has lived near and known the following described land since boyhood:

The Northwest Quarter and the Southwest Quarter of the Northeast Quarter of Section 5; the Northeast Quarter; the Northeast Quarter of the Southeast Quarter; the East half of the Southwest Quarter and the Southwest Quarter of the Southwest Quarter of Section 6, all in Township 19, Range 2 East.

That since he has known the above described land, it has belonged to J.H. Kincaid, who lived upon it, cultivated parts, rented parts to tenants, pastured parts, cut timber from parts and in every way used it as a homestead and farm until his death about the year, 1949, and that his widow and heirs have since been in possession and are now in possession of said property.

That the possession of the said Kincaids has been during all these years, actual, continuous, exclusive, adverse, open, notorious, peaceful, quite and under color of title and claim of ownership; that no person has been in possession of any part of said land claiming adverse to them nor has he known of anyone asserting any right, title or interest in or to said land adverse to said owners. Affiant especially affirms that no one claiming under Cosper Glover & Company or anyone by the name of Cosper or Glover has been in possession or made any claim to said lands since he has known it.

Affiant has operated a general mercantile store at Calcis near above described property for more than twenty-five years and during said time, the said J.H. Kincaid and his family have traded with affiant and affiant is well acquainted with the family and knew well the business, methods, habits and practices of the said J.H. Kincaid and knows that he was prompt in payment of his obligations. Based on this intimate knowledge, affiant says that it is his judgment that the said J.H. Kincaid owed very little if anything at the

time of his death and that such accounts that he did owe have since been paid by his widow or his sons.

H.R. Justice

Sworn to and subscribed before me on this 29th day of May, 1951.

A. G. Loken
Notary Public

STATE OF ALABAMA, SHELBY COUNTY * I, L.C. Walker, Judge of Probate, hereby certify that the within Will was filed for record the 30 day of May 1951 at 11 M. and recorded in Deed Record Page 220 and the Mortgage Tax of — Deed Tax of — has been paid.

L.C. Walker Judge of Probate