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STATE OF ALABAMA )

SHELBY COUNTY )

Before me, the undersigned authority in and for said County in said State, personally appeared K. B. NICKERSON, who, being by me first duly sworn, deposes and says:

I am over 60 years of age and have lived in the vicinity of Siluria in Shelby County, Alabama, all my life, and have been familiar with the so called "Patton Acre" in that vicinity from the time of my earliest recollection as a child.

My father, D. C. Nickerson, purchased the "Patton Acre" from John H. Patton more than forty (40) years ago. At that time John H. Patton had a store on the Northeast corner of the one acre tract facing the old Montgomery Highway which ran along the westerly portion of the right of way of the North Bound tracks of the L & N Railroad. John H. Patton had, to my personal knowledge and recollection, been in possession of the acre tract and had the store thereon from the time I can first remember and more than ten (10) years at the time my father bought the land from him.

My father and his successors, W. H. Cofer, W. J. Maxwell, A. H. Sanders, J. E. Walker and myself have been in continuous, uninterrupted, exclusive possession of the Patton Acre as the successive owners thereof ever since my father purchased it from John H. Patton. During all of a period of more than forty (40) years, no one other than the above named have claimed any interest in the said property or in any part thereof; nor has any other person been in possession thereof or any part thereof during said period of time.

The lot measuring 70 feet by 108 feet, which I have contracted to sell to Dewey P. Kilgore lies in the southwest corner of the Patton Acre and fronts 70 feet on the northerly side of a road which has been open and used as a public road for more than 15 years.

The southeasterly corner of the Patton Acre which is referred to as the point of beginning in various deeds executed over a period of years is a point on the westerly line of the right of way of North Bound track of L & N Railway four hundred ten (410) feet (measured along said line) from the north line of NE $\frac{1}{4}$  of NE $\frac{1}{4}$  of Section 2, Township 21, Range 3 West in Shelby County, Alabama. This point is well established and is well known as the southeast corner of the "Patton Acre" and is on or near the westerly line of the "Old Montgomery Highway" as the same existed, was laid out and used several years ago. The lot I have contracted to sell to Dewey P. Kilgore is described as follows:

Commence at the said Southeast Corner of "Patton Acre" as above located and run thence west 140 feet for point of beginning; from such point of beginning run west 70 feet; thence north 3° 30' East along the westerly line of Patton Acre 108 feet; thence North 89° East 70 feet; thence South 3° 30' west to point of beginning.

I have had a survey made of the Patton Acre and of the above described lot and know that the lines thereof as run by the surveyor are the boundaries which have been recognized as those of the Patton Acre for more than fifty (50) years.

H. B. Nickerson

Sworn to and Subscribed

before me this the 30

day of Dec., 1946.

C. V. Moore  
Notary Public



STATE OF ALABAMA )

SHELBY COUNTY )

Before me, the undersigned authority in and for said County in said State, personally appeared Lois Nickerson and K. B. Nickerson, both of whom, being by me first duly sworn, deposes and says:

I am familiar with the land described as the Patton acre lying in the NE $\frac{1}{4}$  of NE $\frac{1}{4}$  Section 2, Township 21, Range 3 West, near Siluria in Shelby County, Alabama, and have been familiar with it for more than 20 years. The so called Patton acre is the property which was purchased by J. E. Walker from W. J. Maxwell in the year 1925 and is now owned by K. B. Nickerson. The said J. E. Walker and his grantee, K. B. Nickerson, have been in open, notorious, hostile, exclusive, adverse possession of said one acre tract for a continuous uninterrupted period of more than 20 years. During all that period of time no one other than the said J. E. Walker and K. B. Nickerson has asserted any claim to said property. I am familiar with the dwelling recently constructed by K. B. Nickerson on a part of the Patton acre, which dwelling is situated on the following described lot:

Commence at a point on the westerly line of the L & N Railroad Right of Way in NE $\frac{1}{4}$  of NE $\frac{1}{4}$  Section 2, Township 21, Range 3 West in Shelby County, Alabama, which point is 410 feet south of North line of said NE $\frac{1}{4}$  of NE $\frac{1}{4}$  as measured along said line of said right of way; thence S 89° W 140 feet to Southeast corner of lot on which the dwelling is constructed; thence continue westerly in a straight line 70 feet, thence northerly 108 feet, thence easterly 70 feet, thence southerly 108 feet to Southeast corner of lot.

This lot 70 feet by 108 feet lies wholly within the Patton acre above mentioned.

Sworn to and subscribed

before me this the 12

day of Dec., 1946.

C. V. Moore  
Notary Public.

K. B. Nickerson  
Lois Nickerson

Filed in the office of the Probate Judge on the 30 day of June 1951 at 10 o'clock P. M.  
and recorded in Deed Book 146 Page 251 this 6 day of July 1951.  
Deed Tax        Mortgage Tax        has been paid. L.C. Walker, Judge of Probate