

#3795

BOOK 147 PAGE 4
STATE OF ALABAMA,

SHELBY COUNTY.

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

I am acquainted with the SE 1/4 of NW 1/4, Section 7, Township 24, Range 13 East, Shelby County, Alabama, and have known this land for sixty years or more. I live within one-half mile of this property and have lived there for more than fifty years. I am acquainted with the old Enon Baptist Church lot which is situated in the N 1/2 of the above named forty. This church lot consists of one acre and was deeded by E. C. Seale, et. al. to Enon Baptist Church and Trustees, on January 6, 1890, which deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 123, at page 67. The acre of land conveyed in the aforementioned deed and to which the church entered into possession is properly described as follows:

Begin at the Northeast corner of the SE 1/4 of NW 1/4, Section 7, Township 24, Range 13 East, Shelby County, Alabama, thence south along the forty line 660 feet to the Southeast corner of the N 1/2 of said SE 1/4 of NW 1/4, thence west 420 feet to the point of beginning of the lot herein described, being the Southeast corner of said church lot; from said point of beginning run North 210 feet, thence west 210 feet, thence south 210 feet, thence east 210 feet, to the point of beginning.

Immediately after the church acquired this acre of land as above described a church house was built upon it and said church house was used and occupied for a place of worship for Enon Baptist Church from the time it was built until about three years ago when it was torn down. When this church house was torn down it was re-built on property just south of the church lot and adjoining the church lot, to which reference will be made hereinafter. During the time the original church building was on the original church lot the church was in actual, open, notorious, exclusive, continuous, adverse possession of said lot and has been for more than sixty years and is still in possession of it and during that time the entire one acre tract was used for church purposes, outside of the building being used for parking cars and teams for people who were attending services at said church.

I am also acquainted with the following tract of land in said SE 1/4 of NW 1/4, viz:

Begin at the Northeast corner of said SE 1/4 of NW 1/4, Section 7, Township 24, Range 13 East, Shelby County, Alabama, run thence south 660 feet along the forty line to the Southeast corner of the N 1/2 of said SE 1/4 of NW 1/4, thence west 630 feet to the Southwest corner of the old original Enon Baptist Church lot, which is the point

of beginning of the lot herein described; thence continue west 210 feet, thence North 420 feet, thence East 420 feet, thence South 210 feet to the Northeast corner of said original church lot, thence west 210 feet to the Northwest corner of said original church lot, thence south to the point of beginning.

I designate this as Tract No. 2.

This property was acquired by the Enon Baptist Church from W. F. Fallon, who obtained a deed to the N 1/2 of said forty above described in 1904 through deed from C. C. Gentry and wife, which is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 31, page 483. There was excepted, however, from this deed the original Enon Baptist Church lot as above described. Said W. F. Fallon was also known as W. Frank Fallon. Immediately after the execution of the above named deed he went into possession of said property and remained in the actual, open, notorious, exclusive, continuous, adverse possession of the same, cultivating portions of it each and every year until he gave to the Enon Baptist Church a portion thereof, which I have designated as Tract No. 2, above described.

Mr. Fallon gave this tract of land to the Trustees of Enon Baptist Church about 1908, to the best of my recollection, and put the Trustees in charge of it and in possession of it and the church authorities remained in the possession of it, using portions of it as a cemetery or burying ground continuously to the present time. All of said tract is being used for church purposes and religious activities of various kinds and has been continuously since Fallon gave it to the Trustees of Enon Baptist Church.

In 1945 he executed a deed conveying said property to the church authorities and this deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 123, page 68. Since the execution of the said deed the church authorities have continued in possession of said property in the same manner and to the same extent as they originally did under the gift from Fallon.

I am acquainted with the following tract of land, which I designate as Tract No. 3, viz:

Commence at the Southeast corner of the N 1/2 of the SE 1/4 of NW 1/4 of Section 7, Township 24, Range 13 East, thence West 210 feet, thence South 105 feet, thence West 210 feet, thence North 105 feet, thence East 210 feet to the point of beginning.

Robert E. Reid on May 15, 1951, by deed recorded in the Probate Office of Shelby County, Alabama, in Deed Book 145, page 398, conveyed this property to the Trustees of said Enon Baptist Church. This property Reid had sought

to convey to the church by a former deed but the description was not correct and hence he conveyed it to the Trustees of said church by deed dated May 15, 1951. Reid acquired title to two acres of the property designated as Tract No. 3A, from the State, it being former school land.

Tract No. 3A is described as follows:

Commence at the Southeast corner of the N 1/2 of the SE 1/4 of NW 1/4 of said Section 7, Township 24, Range 13 East, thence West 420 feet, thence North 210 feet, thence East 420 feet, thence South 210 feet to the point of beginning.

Tract No. 3A above described was conveyed by J. W. Reid, et. al. to the State of Alabama for public school purposes by deed dated August 26, 1908, and recorded in the Probate Office of Shelby County, Alabama, in Deed Book 41, page 288. Immediately after execution of the above named deed a school building was erected on said property and was used for twenty years or more and at that time this school was consolidated with another known as Newala, which lies north or northeast of the church property in question. The State conveyed its title to this Tract No. 3A to Robert E. Reid in 1928, by deed recorded in the Probate Office of Shelby County, Alabama, in Deed Book 90, page 450, and said Robert E. Reid deeded it to the Trustees of Enon Baptist Church in 1951, as above recited. During the time title remained in the State the property was regularly used for school purposes each and every year.

The other portion of the tract of land designated as Tract No. 3 was conveyed by Robert E. Reid to the Trustees of Enon Baptist Church in the deed dated May 15, 1951, and recorded in the Probate Office of Shelby County, Alabama, in Deed Book 145, page 398. This portion of said Tract 3, which I designate as Tract No. 3 was conveyed by James W. Reid and wife to Robert E. Reid by deed dated January 14, 1920, and recorded in the Probate Office of Shelby County, Alabama, in Deed Book 75, page 222. Said Robert E. Reid went into possession of the tract designated as Tract No. 3 immediately upon execution of the above named deed and remained in the actual, open, notorious, exclusive, continuous, adverse possession of the same, cultivating portions of it each and every year until he deeded it to the Trustees of Enon Baptist Church.

I am acquainted with the following tract of land, which I designate as Tract No. 5A, viz:

Begin at the Northeast corner of the SE 1/4 of NW 1/4, Section 7, Township 24, Range 13 East, thence south

660 feet to the Southeast corner of the N 1/2 of the SE 1/4 of NW 1/4 of said Section 7, for a point of beginning, thence South 105 feet, thence West 210 feet, thence North 105 feet, thence East 210 feet to the point of beginning.

I am also acquainted with the following tract of land designated as Tract No. 5B, viz:

Begin at the Northeast corner of the SE 1/4 of NW 1/4, Section 7, Township 24, Range 13 East, and run thence South along the forty line 660 feet to the Southeast corner of the N 1/2 of said SE 1/4 of NW 1/4, thence West 630 feet for a point of beginning; from said point of beginning run West 210 feet, thence South 105 feet, thence East 210 feet, thence North 105 feet, to the point of beginning.

Tracts No. 5A and 5B were deeded to Trustees of Enon Baptist Church by deed dated May 10, 1951, which deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 145, page 395.

Said Ennis B. Lucas/the grantor in the last mentioned deed was in possession of said Tracts 5A and 5B at the time he made the said deed of conveyance to the Trustees of said church and he and his predecessors in title had been in the actual, open, notorious, exclusive, continuous, adverse possession of said property, cultivating portions of it each and every year for more than twenty years prior to the 10th day of May, 1951.

I am acquainted with the following tract of land, which I designate as Tract No. 4, viz:

Begin at the Northeast corner of the SE 1/4 of NW 1/4 of said Section 7, thence south along said forty line to the Southeast corner of the N 1/2 of the SE 1/4 of NW 1/4, thence West 420 feet for a point of beginning, being the Southeast corner of the original Enon Baptist Church lot; from said point of beginning run West 210 feet, thence South 105 feet, thence East 210 feet, thence North 105 feet to the point of beginning.

This Tract No. 4 was conveyed by Ennis B. Lucas and wife to the Trustees of Enon Baptist Church by deed dated July 31, 1948, and recorded in the Probate Office of Shelby County, Alabama, in Deed Book 145, at page 396.

Said Ennis B. Lucas/the grantor in the last mentioned deed at the time of execution of said deed was in possession of said Tract No. 4, along with other land adjacent thereto and he and his predecessors in title have been in the actual, open, notorious, exclusive, continuous, adverse possession of the same for more than twenty years prior to 1948, and during that time he and his predecessors had

cultivated portions of it each and every year and had actual,
adverse possession of it.

B L Lucas

B. L. Lucas

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

Handy E. ...

Notary Public State at Large for Alabama.

Filed in the office of the Probate Judge on the 6 day of July 1951 at 10 o'clock PM.
and recorded in Deed Book 147 Page 4 this 10 day of July 1951.
Deed Tax _____ Mortgage Tax _____ has been paid.
L.C. Walker, Judge of Probate