

STATE OF ALABAMA,

SHELBY COUNTY.

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

I am acquainted with the NE 1/4 of SW 1/4 of Section 25, Township 19, Range 1 East, Shelby County, Alabama, and have known this land for forty years or more. My father bought this forty acre tract of land from the State Auditor of Alabama, on the 1st day of October, 1923, and this Auditor deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 76, at page 489. That fall and winter after my father bought this forty acre tract of land from the State Auditor he cleared up about three acres of this forty acres on the west side and about the middle of the west side of said forty and he cultivated that three acres each and every year for fifteen years or more and during all that time he had the actual, open, notorious, exclusive, continuous, adverse possession of said forty, cultivating portions of it as above recited, and during all that time no other person, firm or corporation has advanced any claim to said property and no one else was in possession of it. J. H. Gardner, my father, deed the land to C. E. Gardner and Ruby Gardner on the 19th day of September, 1944, which deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 120, at page 66. The grantees in said deed went into possession of said property immediately upon the execution of said deed last above mentioned and cut some of the timber off it each year until they deeded it to my and my wife by deed dated September 19, 1950, which deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 140, at page 482.

I am also acquainted with the NW 1/4 of SE 1/4 of Section 25, Township 19, Range 1 East, Shelby County, Alabama. My father, J. H. Gardner, purchased this forty acre tract of land at tax sale on June 17, 1940, and went into immediate possession of the forty after the execution of said last mentioned deed and remained in possession of it until he deeded it to C. E. Gardner and Ruby Gardner on the 19th day of September, 1944, which deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 120, at page 66. At the time of the tax sale there was one and one-half acres of open land on the forty and this my father cultivated each and every year until he deeded it to C. E. Gardner and Ruby Gardner. C. E. Gardner and Ruby Gardner had this one and one-half acres of land cultivated by a tenant until they deeded

it to me and my wife on the 19th day of September, 1950, which deed is recorded in the Probate Office of Shelby County, Alabama, in Deed Book 140, at page 482. As soon as the land was deeded to me and my wife we went into possession of it and have been in possession of the forty ever since and no other person, firm, or corporation has advanced any claim thereto.

Neither D. R. Meadows nor W. A. Salser have ever had any possession of said NW 1/4 of SE 1/4 of said Section 25.

Roy Gardner
Roy Gardner

Sworn to and subscribed before me on
this the 21st day of January, 1952.

Lilla Juzan
Notary Public

Filed in the office of the Probate Judge on the 22 day of Jan 1952 at 10 o'clock PM
and recorded in Deed Book 150 Page 416 this 24 day of Jan 1952.
Deed Tax — Mortgage Tax — has been paid.
L.C. Walker, Judge of Probate