

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, Roy Champion, who, after being first by me duly sworn according to law to speak the truth deposes as follows:

My name is Roy Champion. I am 58 years of age. I live near Sterrett in Shelby County, Alabama, and near the hereinafter described land, to-wit:

All of the Southeast Quarter, Section 29, Township 18, Range 1 East, 148 acres.

All of the Northeast Quarter of Section 32, Township 18, Range 1 East, containing 154 acres, more or less.

I have lived within three miles of the above described land since I was seven years of age. When I first knew this land, William J. Falkner was in possession of the Southeast Quarter of Section 29, Township 18, Range 1 East, living on it, cultivating parts of it, cutting timber from part of it and in every way using it as a farm and homestead. He continued to live on this land until his death about the year 1909 or 1910. He left surviving him his widow, Sarah Falkner, who died within a short time after her husband and the following children who were his sole heirs at law: J.F. Falkner, also known as Joe Falkner, U.A. Falkner, also known as Albert Falkner, Ida Falkner, who married Riley Armstrong, Allen Falkner, Lewis Falkner, Harrison Falkner, Evie Falkner, who married Jay Hartsfield, Belle Falkner, who married James Goodwin, Mae Falkner, who married Z.A. Leavell. The said Mae Falkner, being one and the same person as E.M. Leavell.

About the year 1904, the said W.J. Falkner conveyed to his son, J.P. Falkner, the Southwest Quarter of the Southeast Quarter of Section 29, Township 18, Range 1 East and later in the same year, the said J.P. Falkner sold said forty acre tract to his brother, U.A. Falkner.

The said U.A. Falkner was known as Albert Falkner, also Ulysses A. Falkner. He stayed at home with his father at the home place and helped his father cultivate the above described lands and after his father's death, he took charge of the place for his mother and other heirs and lived on and cultivated said land and after his mother's death and the marriage of his sisters, he con-



tinued to live on said land by himself and cultivated parts of it and in every way used it as a farm and homestead and about the year 1911 or 1912, he acquired the interest of the other heirs and from that time on, lived on and cultivated said lands, claiming all of it as his own, except that he deeded to his sister, Mrs. E.M. Leavell 12 acres in the Northeast corner of the Southeast Quarter of Section 29, Township 18, Range 1 East.

About the year 1914, U.A. Falkner acquired from the United States Government, the Northeast corner of Section 32, Township 18, Range 1 East and used it in connection with the above described land in Section 29 as a part of his farm until his death.

The said U.A. Falkner died about the year 1939, and left surviving him his widow, Madin Falkner and the following named children, who are his sole heirs at law: Elmer Falkner, Calvin Falkner, Mignon Falkner, who married I.C. Howard, Zollie Falkner, Ruby Falkner, who married Millard Bolley, Lilla Falkner, who married Gene McDonald, Oliver Falkner and W.E. Falkner.

The said U.A. Falkner married about the year 1916 and lived upon the above described lands and raised his family there and during all that time, he claimed to own all of above described land except 12 acres that he sold to his sister, Mrs. E.M. Leavell.

After the death of the said U.A. Falkner, his widow and youngest children have continued to live on said lands, cultivating parts, cutting timber from parts, pasturing parts and in every way using said land as a farm and homestead to this date.

The possession of the said U.A. Falkner, his widow and heirs have been for more than thirty years, actual, open, notorious, continual, peaceful, quite, exclusive, hostile, adverse, and under color of title and claim of ownership and during said time I have known of no one being in possession of any part of said land claiming adverse to the said U.A. Falkner, his widow or heirs and I know that none of the heirs of U.A. Falkner have claimed any interest since about the year 1911 or 1912, when they conveyed their interest to the said U.A. Falkner.

Roy. Chamberlain

Sworn to and subscribed before me on this 19th day of January, 1952.

S. A. Lotay  
Notary Public