

4460

BOOK 155 PAGE 228

STATE OF ALABAMA

SHELBY COUNTY

Personally came and appeared before me, Meggett  
Strawner a notary public in and for said County, in said  
State, R.T. Dawson, who, <sup>after</sup> being first by me duly sworn according to  
law to speak the truth deposes and says:

I am 57 years of age and live near Vandiver, Shelby  
County, Alabama. I have known the hereinafter described land  
for thirty years, to-wit:

The North half of the Northeast Quarter; the Northeast  
Quarter of the Southeast Quarter of Section 13, Township  
18, Range 1 East and the Northwest Quarter of Section  
18, Township 18, Range 2 East.

When I first knew said land it was claimed by one Ed.  
F. Emerson. There was no one living on the land and Emerson  
started to fence it, but never did get further than putting up  
some of the post. He sold the timber to one T.H. Tyler, who cut  
and removed timber from the land. The land stayed vacant until  
about the year 1939, when W.Y. Stokes purchased it from the State  
of Alabama. He went into immediate possession of it and cleared  
about 20 acres, which he cultivated for several years. I rented  
this land from him one year and paid him rent. He had several  
other tenants who cultivated for several years, one by the name  
of Dockery and one by the name of Albert Allen. I believe Allen  
cultivated two years and Dockery one year. The said W.Y. Stokes  
stayed in possession cultivating each year by tenants until his death  
about the year 1946 or 1947. The land was never cultivated after  
his death and no one has been in actual possession of it, but  
his widow, Mrs. Ada Stokes and his heirs, Mrs. Bessie Brasher,  
Millard Stokes, Percy B. Stokes and Mrs. Hazel Whitfield have  
divided the land and made each other deeds of their respective  
parcels.

Since I have known the above described land, no one has  
been in possession of any part of it except Ed F. Emerson and his  
grantees of the timber, T.H. Tyler and the said W.Y. Stokes and

his tenants. I know that Joe D. Falkner has at no time been in possession of any part nor made any claim to it, neither has James T. Walker nor J.A. Walker nor Letha Elliott nor J.P. Walker nor A. Watson nor S.J. Walker nor W.G. Estes nor M.M.N. Grant and no one has made any claim adverse to W.Y. Stokes and his heirs since Stokes went into possession in 1939.

Since I have known said land the possession of the said Ed F. Emerson, his grantee of the timber, T.H. Tyler, W.Y. Stokes, his tenants and heirs has been actual or constructive, peaceful, quite, exclusive, open, notorious, adverse, hostile and under color of title and claim of ownership and I have never known of anyone questioning their title and I know that no one has been in possession of any part of said land at any time in the past 30 years claiming adverse to them.

R.T. Dawson

Sworn to and subscribed before me on this 26 day of September, 1952.

Margie Stracener  
Notary Public

Filed in the office of the Probate Judge on the 18 day of Sept 1952 at 11 o'clock P M  
and recorded in Deed Book 155 Page 228 this 23 day of Sept 1952.  
Deed Tax        Mortgage Tax        has been paid.

L.C. Walker, Judge of Probate