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AFFIDAVIT

BOOK 161 PAGE 335

STATE OF ALABAMA)

SHELBY COUNTY)

Before me, Wales W. Wallace, Jr., a Notary Public for the State of Alabama at large, personally appeared Simon Finley, who being by me first duly sworn, deposes and says as follows: That he is 48 years of age and is and has been a resident citizen of the Town of Columbiana, Alabama, for more than 48 years; that he is the son of James A. Finley and wife, Sarah Finley, the grantors in that certain deed to Sadie Bradshaw Perryman, dated January 10, 1930, and recorded in the Probate Office of Shelby County, Alabama, in Deed Book 84 at page 219; that he is and has been through the years acquainted with the ownership, use, and possession of the following described real property:

That certain tract of land in Columbiana, Alabama, described as follows: Commencing at a point on the East margin of North Main Street, which point is 330.67 feet North of the point of intersection of the North line of East College Street with the East right of way line of Main Street, measuring along the East margin of Main Street to the point of beginning, which point is marked by the northwest corner of the Dr. J. H. Crawford office building lot, and which is further marked and located on the South bank of the ditch running in a westerly direction and intersecting the East line of said Main Street, and from said point of beginning, run North 83 degrees 30 minutes East 237 feet; thence North 2 degrees 30 minutes West 104.0 feet; thence South 83 degrees 30 minutes West 237.0 feet to the eastern margin of Main Street, thence along the eastern margin of said Street South 2 degrees 30 minutes East 104.0 feet to the point of beginning.

Further deposing, affiant says that the above described land is one and the same land which was described in the above referred to deed and was part of the old J. H. Robertson property which was purchased from J. H. Robertson's heirs by affiant's father, J. A. Finley, who is also one and the same as James A. Finley. Affiant further says that he knows that when the said above described land was purchased by his father in 1927 that the same was under fence and was at that time used as a pasture. Affiant further says that this land was purchased by affiant's sister, Mrs. Sadie Bradshaw Perryman, who is now Mrs. Thomas Hill and that upon the execution and delivery of the said above described deed, Sadie Bradshaw Perryman took possession of said above described land and the same remained under fence and was used as a pasture and once a year for

traveling carnivals or shows during the entire tenure of her ownership.

Affiant further knows that in 1945 the said Sadie Bradshaw Perryman sold said above described land to E. B. Lyon by deed dated April 10, 1945, and recorded in the Probate Office of Shelby County, Alabama, in Deed Book 120 at page 370 and that upon the execution and delivery of said deed that possession of the same was taken by E. B. Lyon, who held the same until he sold the same to Harry Gordon on October 20, 1945, by deed recorded in the Probate Office of Shelby County, Alabama in Deed Book 122 at page 101.

Affiant further knows that the said Harry Gordon sold the North 21 feet to James Hall on April 18, 1946, which deed is recorded in the Probate Office of Shelby County, Alabama in Deed Book 122, page 551 and that the said James Hall took possession of said North 21 feet of said land and erected on the same a concrete block building. Affiant further knows that the said James Hall conveyed said North 21 feet of said above described land to K. E. McWilliams on November 20, 1946, which said conveyance is recorded in the Probate Office of Shelby County, Alabama in Deed book 125, at page 427 and that the said K. E. McWilliams purchased from Harry Gordon the South 81 feet of said land on June 5, 1946, by deed recorded in the Probate Office of Shelby County, Alabama, in Deed Book 124 at page 290. Affiant further knows that shortly after the purchase of the land by the said K. E. McWilliams that he erected two concrete block and brick buildings on said land which were operated as a cafe and a store.

Affiant further knows that K. E. McWilliams, Harry Gordon, James Hall, E. B. Lyon, Sadie Bradshaw Perryman, and James A. Finley occupied said land actually, continuously, exclusively and adversely during their tenure of ownership, and that he has never heard the title of K. E. McWilliams or his predecessors questioned in any way.

Simon Finley
Simon Finley

Sworn to and subscribed before

me on this 9th day of

MAY, 1953.

Charles C. Sullivan
Notary Public

Filed in the office of the Probate Judge on the 22 day of July 1953 at 8 o'clock P.M.
and recorded in Deed Book 161 Page 233 this 29th day of July 1953.
Deed Tax _____ Mortgage Tax _____ has been paid.
L.C. Walker, Judge of Probate