

STATE OF ALABAMA)

SHELBY COUNTY)

Before me the undersigned authority in and for said county in said state personally appeared Bertha Bearden Vernon, who after first being duly sworn on oath deposes and says, as follows:

That Bird Bearden, the grantee in that certain Warranty Deed recorded in Deed Book 62, Page 557, as same appears of record in the office of the Judge of Probate of Shelby County, Ala., was her father.

That when her father acquired the property described in the above deed that he went into possession of this five acres of land more or less across the West side of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 5, Township 22, Range 5 West, and that later he conveyed two acres more or less as described in Deed Book 70, Page 636, as same appears of record in the office of the Judge of Probate Shelby County, Ala., to Samuel John, who went into immediate possession of the South two acres of the said five acres in the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 5, Township 22, Range 2 West, and later conveyed the two acres immediately North of what was sold to Samuel John to William Boothe and wife Eva Boothe as appears of record in deed Book 96, Page 295, which was erroneously described as being in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ whereas it should have been described as in SW $\frac{1}{4}$ of the NE $\frac{1}{4}$, Section 5, Township 22, Range 3 West, which is the property the Boothes took possession of and lived on same for a period of time.

After the Boothes acquired said two acres they later conveyed the North one acre of this two acres to Gertrude L. Kirkley as same appears of record in Deed Book 110, Page 223, in the office of the Judge of Probate of Shelby County, Ala.

The remaining portion of the five acres, more or less, that Bird Bearden acquired was conveyed to Dewey Johnson.

Affiant further states that she has lived on the property adjoining this property for 40 years and that she has never heard of anyone questioning or claiming to own the property in question except those who had acquired title to it and that William Boothe and wife Eva Boothe conveyed to R. M. Fancher as per deed recorded in Deed Book 110, Page 217, in the office of the Judge of Probate of Shelby County, Ala., who took immediate possession of the property acquired from William and Eva Boothe and it was located on the West side of the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 5, Township 22, Range 3 West,

Shelby County, Ala., and lived on it tearing down the old house and built another house, cultivated the land and held it openly, peaceably and adversely against the lawful claims of all persons up until the present time and to her knowledge no one has ever questioned his right of ownership.

Affiant further states that she knew William Lolley and wife Laura Lolley the grantors in deed recorded in Deed Book 62, Page 557, in the office of the Judge of Probate of Shelby County, Ala., and that both Mr. and Mrs. Lolley have been dead for several years.

Affiant further states that she knew John T. Ellis and wife Alma Ellis the grantors in that certain Warranty Deed recorded in Deed Book 55, Page 89, and that both are now dead, and have been dead for past three years, ^{or more} to best of affiant's knowledge.

Bertha Bearden Vernon
(Bertha Bearden Vernon)

Sworn and subscribed to before me this the 31 day of November, 1953.

W.D. Brown
Notary Public.

STATE OF ALABAMA
SHELBY COUNTY
I hereby certify that no Deed Tax has been collected on this instrument.

ACT NO. 769

L.C. Walker
Judge of Probate

TAX EXEMPT

Filed in the office of the Probate Judge on the 4 day of Jan 1954 at 7 o'clock PM
and recorded in Deed Book 164 Page 104 this 7 day of Jan 1954.
Deed Tax Mortgage Tax has been paid.

L.C. Walker, Judge of Probate