

30 50

STATE OF ALABAMA

SHELBY COUNTY

Before the undersigned authority, personally appeared L. C. Abbott, who is known to me, and who being by me first duly sworn deposes and says:

I was acquainted with Madora Curlee and her husband L. N. Curlee and knew them for fifty years or more. Madora Curlee died in 1925 and L. N. Curlee died in 1934. There has never been any administration of their estates.

I am acquainted with the following described tract of land situated in Shelby County, Alabama and have known it for fifty years or more, viz:

Beginning at a point 208  $\frac{9}{10}$  feet west of the SE corner of the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 7, thence run North 417  $\frac{5}{10}$  feet to a post, thence west 451  $\frac{1}{10}$  feet to a post, thence North 902  $\frac{2}{10}$  feet to a post, thence West 69  $\frac{6}{10}$  feet to a post, thence North 729  $\frac{6}{10}$  feet to a post, thence West 590  $\frac{4}{10}$  feet, thence south 2049  $\frac{6}{10}$  feet, thence East 1111  $\frac{1}{10}$  feet to point of beginning, containing 33 $\frac{1}{4}$  acres, more or less, Being and lying on the W $\frac{1}{2}$  of the NE $\frac{1}{4}$  of Section 7, all said land being in Section 7, Township 22 S Range 1 East.

As far back as February 1918, I know that Mrs. Madora Curlee was the owner of said tract of land and was in possession of it, exercising ownership over it until she died as aforesaid. She had owned it further back than that, but on the date last mentioned she procured a deed from W. G. Parker conveying the place to her, he having foreclosed a mortgage on the property. Madora Curlee, as shown by deed dated November 21, 1924 and recorded in the Probate Office of Shelby County, Alabama in Deed Book 83 at page 161, deeded the land in question to her husband L. N. Curlee and he and she remained in possession of the property until his death as aforesaid.

On the 20th day of November, 1947, the sole heirs at law and next of kin of Madora Curlee and L. N. Curlee were as follows:

1. W. E. Curlee, a son
2. William Franklin Jordan, a grand son
3. Elywn Jordan, a grand son

Madora Curlee and L. N. Curlee and only two children, as follows:

W. E. Curlee, a son

Dessie Curlee Jordan, a daughter.

Dessie Curlee Jordan died prior to 1947 and left surviving as her sole heirs at law and next of kin entitled to share in the distribution of her estate, her husband Franklin Martin Jordan, and two sons, William Franklin Jordan, whose wife is Neutie Beatrice Jordan and Elywn Jordan whose wife is Mavis Jordan.

There was never any administration of the estate of Dessie Curlee Jordan.

For some years prior to 1918 Madora Curlee was in possession claiming to own the land. She inherited it from her father, Robert Seale and she continued in possession of the land, having it cultivated and renting it out until the time of her death, and after her death, her husband L. N. Curlee remained in possession of it having parts of it cultivated, and after L. N. Curlee's death, the heirs at law and next of kin of him and his wife remained in possession of it, cultivating portions of it or having it rented out each and every year, until the heirs deeded it to R. L. Merrill in 1947 as shown by deed recorded in Deed Book 168 at page 63 in the Probate Court of Shelby County, Alabama.

In 1946 W. E. Curlee and wife Nannie Curlee deeded it to R. L. Merrill, but of course W. E. Curlee had only a one-half interest in it. Later, the heirs of Madora Curlee and L. N. Curlee as aforementioned, in 1947 deeded to R. L. Merrill, who in turn deeded it back to W. E. Curlee on July 27, 1948 as shown by deed recorded in the Probate Office of Shelby County, Alabama in Deed Book 134 at page 315.

I am also acquainted with the following parcel of land situated in the SW $\frac{1}{4}$  of the NE $\frac{1}{4}$  of Section 7, Township 22, Range 1 East Shelby County, Alabama, more particularly described as follows:

Commencing at the SE corner of said forty, thence North 105 feet, thence West 420 feet, thence South 105 feet to the South line of said forty, thence East along the South line of said forty to point of beginning, containing one acre more or less.



A part of this one acre lies within the boundaries of the land first above described.

W. E. Curlee, a son of Madora Curlee purchased this acre from his mother about 1918 and at that time there was a building on it and W. E. Curlee lived on it for a number of years, and in fact lived on it several times, and rented it out and had tenants on it when he was not living on it, and remained in actual possession of the one acre tract from the time he purchased it until the time he deeded it to J. B. Green, Jr. as shown by deed recorded in the Probate Office of Shelby County, Alabama in Deed Book 172 at page 177.

Neither, W. T. Arnett, Mable Arnett Jones, Ethel Arnett Jackson, P. A. Jackson nor Eddie Arnett Averett have been in possession of any of said property or any parcel of the land above described and have exercised no acts of ownership over it for the last thirty years or more.

L. C. Abbott  
L. C. Abbott

Sworn and subscribed to before me  
this 3rd day of May, 1955.

Handy  
Notary Public, State of Alabama at Large.

STATE OF ALABAMA, SHELBY COUNTY	
I, L.C. Walker, Judge of Probate, hereby certify that the within	<u>deed</u>
was filed for record the <u>3</u> day of <u>May</u> 19 <u>55</u> at <u>8</u> o'clock <u>PM</u>	
and recorded in <u>Deed</u> Record <u>122</u> Page <u>535</u> , and the Mortgage Tax of	
Deed Tax of <u>      </u> has been paid.	<u>L.C. Walker</u> Judge of Probate