

STATE OF ALABAMA, Y
 Y
SHELBY COUNTY.....Y

BOOK 183 PAGE 49

Before me, the undersigned authority, in and for said County, in said State, personally appeared L.C.Walker, who, being first duly sworn deposes and says that he resides in Columbiana, Alabama; that for many years he resided in Siluria, Alabama; that for a period of more than fifty-five years, last past, he has been acquainted with the location, boundaries, use, and the parties in possession, and the owners of the following described lands, to-wit:

All that part of the West Half of the Northwest Quarter of the Southeast Quarter, which lies North of Buck Creek; Also, all that part of the Northeast Quarter of the Southwest Quarter, which lies North of Buck Creek and East of Montevallo-Siluria Highway right of way, excepting 1 acre known as Benton Cemetery, and also, excepting 1/4th. of an acre sold to Emma Benton, as described in Deed Book 94, on page 320, in the office of the Judge of Probate of Shelby County, Alabama. All situated in Section 11, Township 21, South, Range 3 West, in Shelby County, Alabama.

Affiant further says that when he first knew the above described lands, said lands were owned and occupied by A.E. Leonard, and that soon thereafter the above described lands, and other lands, were conveyed by A.E. Leonard to L.J. Roy, and that on or about December 19, 1912, L.J. Roy and husband, I.M. Roy, conveyed the above described lands, and other lands, to Forrest A. Roy; and that soon thereafter the said Forrest A. Roy went into the possession of said lands and built a dwelling house upon the above described lands and resided thereon until on or about October 31, 1921, when the said F.A. Roy, being one and the same person as Forrest A. Roy, conveyed said lands to W.R. Walker, now, deceased, who is a brother of your affiant; that immediately upon the purchase of said lands by W.R. Walker that he moved into the dwelling house on said lands and resided thereon until on or about November 7, 1928, when the said W.R. Walker and wife conveyed said lands to M.J. Caton and wife, Mrs. M.J. Caton.

Affiant further says that upon the purchase of said lands by the said M.J.Caton and wife, Mrs. M.J.Caton, as aforesaid, they moved into the residence situated on said land, and resided thereon continuously until the death of the said Mrs. M.J.Caton, and that after the death of the said Mrs. M.J. Caton, M.J.Caton, her husband, continued to use, occupy, and reside in said dwelling house until the time of his death, on or about, the 23 day of June, 1955, and that after the deaths of the said M.J.Caton and wife, Mrs. M.J.Caton, the heirs at law of the said M.J.Caton and wife, Mrs. M.J. Caton, namely, Mack Caton, Mae Caton Wilbourn, Emma Caton Black, Berla Caton Nelson, and Maggie Caton Maness, went into the possession of this property, and have been in the possession of the same since the death of M.J.Caton.

Affiant further says that the several owners of said lands, named above, have, for more than fifty-five (55) years, last past, regularly occupied said lands, resided thereon, and cultivated other parts thereof in agricultural crops.

Affiant further says of his own personal knowledge, he knows that for more than fifty-five (55) years, last past, that the heirs at law of M.J.Caton and wife, Mrs. M.J.Caton, as named above, and those through whom the said heirs claim title, namely, M.J.Caton and wife, Mrs. M.J.Caton; W.R. Walker; Forrest A.Roy, being one and the same person as F.A.Roy; L.J.Roy and A.E. Leonard to the above described lands, have been, respectively, in the open, notorious, continuous, peaceable and adverse possession of said lands, claiming said lands as their own, respectively, and regularly and continuously residing thereon and cultivating said lands in farm crops, against all the world, and regularly exercising acts of ownership over said lands; that the possession of the several owners thereof, as aforesaid, has never been disturbed.

Affiant further says that he is acquainted with R.E. Bowdon and wife, Ettie L.Bowdon, and has been acquainted with said persons for more than fifty-five (55) years, last past, and that he knows that the said R.E.Bowdon and wife, Ettie

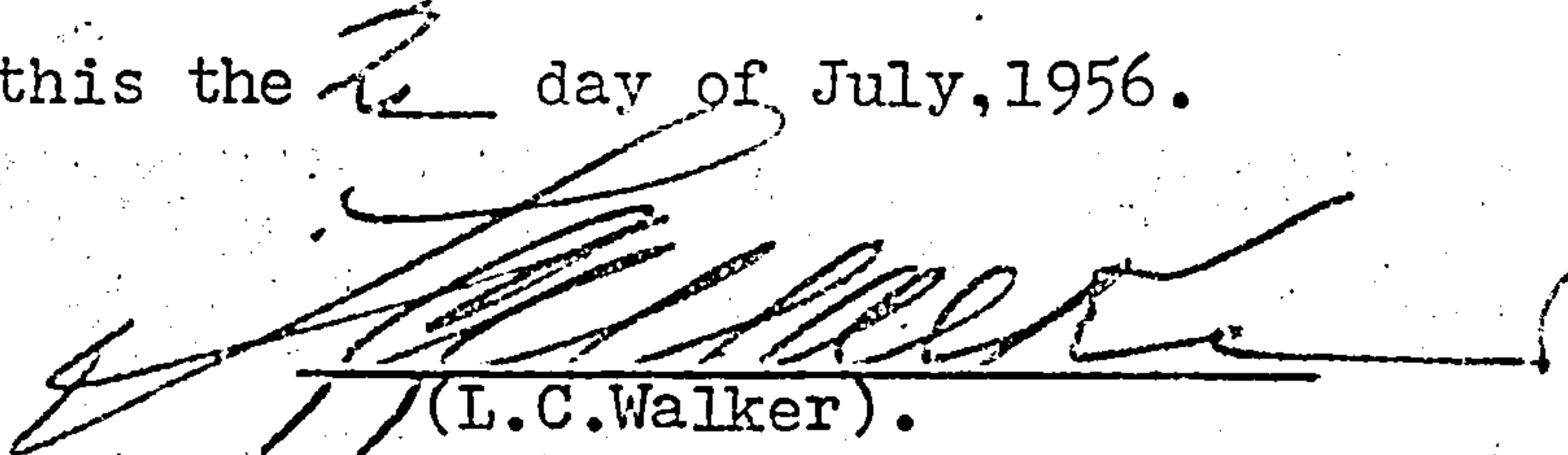
Page 3. (Affidavit-L.C.Walker: Caton Lands).

Bowdon have never been in the possession of the above described lands during said period; affiant further says that he knew John B. Moore, R.L. Hill, W.P. Bowdon, George R. Moore, E.L. Bowdon, Ada Bowdon, C.W.C. Moore during their lives, and that your affiant knows that no one of the above named parties has ever been in the possession of the above described lands during the period of fifty-five (55) years, last past.


Affiant further says that he knows that Albert G. Kahn has never been in the possession of said lands at any period during the past fifty-five years.

Affiant further says that he knew Frank C. Cheney during his life time, and that he knows that the said Frank C. Cheney, nor any of his heirs, has ever been in the possession of said lands, nor has the Cheney Lime Company ever been in the possession of said lands during the fifty-five years, last past, or exercised any physical control over the same.

Given under my hand, this the 7 day of July, 1956.


(L.C. Walker).

Sworn to and subscribed before me, on this the 7 day of July, 1956.


Notary Public, Shelby County,
Alabama.

STATE OF ALABAMA, SHELBY COUNTY

I, L.C. Walker, Judge of Probate, hereby certify that the within affid
was filed for record the 22 day of Oct, 1956, at 2 o'clock P. M.
and recorded in Book 182 Page 49, and the Mortgage Tax of
Deed Tax of _____ has been paid.


L.C. Walker, Judge of Probate